

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MAY 20, 2003
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, began and held in the Auditorium at the County Administration Building, 4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida.

Present were: James E. Bryant, District 5, Chair
Nicholas Meiszer, District 1
Marc Jacalone, District 3
Bruce Maguire, District 4
Ben W. Adams, Jr., County Administrator
Laura Barrow, Assistant County Attorney
Lenora Newsome, Deputy Clerk

Commissioner Karen Stern, District 2, was not yet present at the meeting.

(05/20/03 - 1 - 9:00 a.m.)

The meeting was called to order by Chairman Bryant.

(05/20/03 - 1 - 9:02 a.m.)

The Invocation was given by Jacalone. The Pledge of Allegiance was led by Bryant.

(05/20/03 - 1 - 9:03 a.m.)

ROLL CALL

Bryant stated that four Commissioners were present at the meeting, and Commissioner Stern would be in later this morning.

(05/20/03 - 1 - 9:03 a.m.)

SPECIAL PRESENTATION OF THE SUSTAINED EXCELLENCE AWARD TO COUNCIL ON AGING - PRESENTED BY GWEN PRA WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION

Gwen Pra, District World Transit Projects Manager with the Department of Transportation for District 2, spoke on this special presentation and presented it to Margrette Gretta Larkin, Grants Manager of TDC, who accepted the award for St. Johns County. Pra announced that St. Johns County was able to receive two more levels of funding. She requested to bring back to the Board an update on how much money they would receive for funding. Bryant spoke on getting funding and gave a brief update on getting to where they are now.

(05/20/03 - 1 - 9:12 a.m.)

PROCLAMATION DESIGNATING MAY 20, 2003 AS FLORIDA ASSOCIATION OF RESIDENTIAL PROPERTY MANAGERS DAY

Maguire read the proclamation. Maguire directed Adams to present the proclamation to Wendell Davis later on.

(05/20/03 - 2 - 9:15 a.m.)
ACCEPTANCE OF PROCLAMATION

Motion by Jacalone, seconded by Meiszer, carried 4/0 with Stern absent, to approve the previously read proclamation.

(05/20/03 - 2 - 9:16 a.m.)
PUBLIC COMMENT

Mary O'Brien, 9995 Gate Parkway, Suite 200, Jacksonville, congratulated the Commission on their decision to go out to bid for competitive RFP for the residential solid waste collection franchise. She stated that they look forward to the special meeting on May 28, 2003.

(9:17 a.m.) Louise Thrower, 288 Orange Avenue, spoke on the EOC taking part in an annual mock hurricane drill, Exhibit A and recognized Dion Michel and all other County personnel for all their hard work, Exhibit B. She announced that the Northeast Florida Regional Cooperation Summit Averting Terrorism in Northeast Florida would be held May 29, 2003, at the World Golf Village at 8:00 a.m. until 2:30 p.m., Exhibit C. She also announced that the Critical NW Issues Forum would be held on May 29, 2003 from 7:00 p.m. to 9:00 p.m. at Westminster Woods, Exhibit D.

(9:22 a.m.) Doug Burnett, 170 Malaga Street, spoke on finding a gap on not affording everyone the same opportunity for review in the system on code enforcement issues, Code Enforcement 2000-64, Section 15, Exhibit E. Discussion followed on the language in Section 15 of Ordinance No. 2000-64, and Ordinance No. 95-28, the language listed in the Statute regarding County Court, referring cases to County Court, and what triggers one court versus the other. Bosanko suggested placing a presentation next week on the Agenda, on how the Code Enforcement System works. *It was a consensus of the Board to add Bosanko's suggestion to the Agenda.*

(9:37 a.m.) Wendell Davis received the proclamation presented earlier in the morning regarding designating May 20, 2003 as Florida Association of Residential Property Mangers Day and explained what it was.

(05/20/03 - 2 - 9:39 a.m.)
DELETIONS TO CONSENT AGENDA

There were no deletions to the Consent Agenda.

(05/20/03 - 2 - 9:39 a.m.)
APPROVAL OF CONSENT AGENDA

Motion by Jacalone, seconded by Maguire, carried 4/0 with Stern absent, to approve the Consent Agenda as submitted.

1. Approval of the Cash Requirement Report
2. Approval of Minutes:
05/06/03 - BCC Regular Meeting
3. Motion to approve the transfer of \$179,485 to the Racetrack Road Capital Project Fund from 1111-1131-59920 (CTTF Reserves) to 3331-3313-56301 (Improvements o/t Buildings) and Motion to approve the transfer of \$500,000 to the North Holmes Blvd. Fund from 1111-1131-59920 (CTTF Reserves) to 3342-3308-56301

(Improvements o/t Buildings) and the transfer of \$400,000 from 1156-1192-59920 (Impact Fees Roads Zone C Reserves) to 3342-3308-56301 (Improvements o/t Building)

4. Motion to adopt **Resolution No. 2003-92**, approving a final Plat for Bartram Plantation Phase Two

RESOLUTION NO. 2003-92

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR BARTRAM PLANTATION PHASE TWO

5. Motion to allow the County Administrator, or his designee, to enter into contract under Bid No. 03-54, CR 210 Road Improvements I-95 to East of C. E. Wilson Road with W. R. Townsend Contracting, Inc. in the amount of \$1,644,492.00 (*Attachment "A"*)
6. Motion to declare the outdated boilers located at the Health & Human Services Center as surplus and authorize the County Administrator, or his designee, to dispose of them in accordance with the County Surplus Property Policy
7. Motion to allow the County Administrator, or his designee, to enter into contract with R.J.P. Enterprises, Inc. for Project No. 1, 2 and 5 in the amount of \$ 47,100.00 and to enter into contract with Cornerstone Business, Inc. for Project No. 3 and 6 in the amount of \$62,004.50 for countywide guardrail improvements (*Attachment "B"*)
8. Motion to allow the County Administrator, or his designee, to enter into a five (5) year contract with Copyfax for Lease of Digital Copier Machines (*Attachment "C"*)

(05/20/03 - 3 - 9:40 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Meiszer requested to add an item as 6A, discussion on renaming the Bennett Property as Alpine Groves Park.

(05/20/03 - 3 - 9:41 a.m.)

APPROVAL OF REGULAR AGENDA

Motion by Jacalone, seconded by Maguire, carried 4/0 with Stern absent, to approve the Regular Agenda as amended.

(05/20/03 - 3 - 9:41 a.m.)

1. CONSIDER MOTION TO DIRECT STAFF TO PREPARE AN AGENDA ITEM FOR BCC CONSIDERATION THAT WILL AUTHORIZE STAFF TO TAKE ALL NECESSARY STEPS TO ISSUE TRANSPORTATION IMPROVEMENT REVENUE BONDS IN THE APPROXIMATE AMOUNT OF \$25.5 MILLION

Joe Stephenson, Public Works Director, gave a presentation on bond funding for transportation, Exhibit A. He spoke on putting a list together that makes as many of these projects as possible, eligible for bond funding and reviewed it, Exhibit B. He expressed that he needed to know if there are any projects on the list that the Board did



**ST. JOHNS COUNTY
 BID TABULATION**

*Consent # 5
 5/20/03*

BID TITLE CR 210 ROAD IMPROVEMENTS
BID NUMBER I-95 TO EAST OF C. E. WILSON RD
BID NO. 03-54
OPENING DATE/TIME April 30, 2003 3:00 P.M.
POSTING TIME/DATE FROM 04/30/2003 4:00 PM UNTIL 05/05/2003 4:00 PM

ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY, A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN SEVENTY TWO (72) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.

OPENED BY CHERYL ALBERTSON
TABULATED BY LEIGH DANIELS
VERIFIED BY *[Signature]*

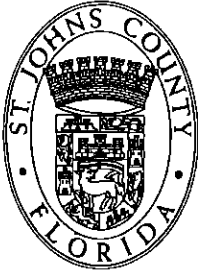
PAGE (S) 1 OF 1 PAGE (S)

BIDDERS	BASE BID ROADWAY PRICE	BASE BID UTILITIES PRICE	TOTAL BID PRICE	BID BOND	ADDEND # 1	ADDEND # 2	ADDEND # 3	ADDEND # 4
JACKSONVILLE EIGHTEEN CONSTRUCTION, INC.	\$1,958,969.33	\$263,992.40	\$2,222,891.73	X	X	X	X	X
JENSEN CIVIL CONSTRUCTION, INC.	\$1,891,045.00	\$245,990.00	\$2,137,035.00	X	X	X	X	X
JOHN CARLO, INC.	\$1,188,525.00	\$920,475.00	\$2,109,000.00	X	X	X	X	X
W.R. TOWNSEND CONTRACTING, INC.	\$1,644,492.00	\$253,008.00	\$1,897,500.00	X	X	X	X	X
SUPERIOR CONSTRUCTION COMPANY, INC.	\$2,100,000.00	\$250,000.00	\$2,350,000.00	X	X	X	X	X

BID AWARD DATE - _____

Attachment "A"

Consent #7
5/20/03



**ST. JOHNS COUNTY
PURCHASING DEPARTMENT**

2740 Industry Center Road
St. Augustine, Florida 32084

I N T E R O F F I C E M E M O R A N D U M

TO: Gregory Caldwell, Project Coordinator
FROM: Leigh Daniels, Contract Technician III *LD*
SUBJECT: Transmittal of Bids Received for BID No. 03-71, FY 2003 Countywide Guardrail Improvements
DATE: April 23, 2003

Attached are copies of the bid proposals received for the above mentioned along with a copy of the Bid Tabulation Sheet.

Please review, evaluate and make written recommendations for this purchase below. Also, indicate the budgeted amount for this item along with the appropriate charge code and return at your earliest convenience. We will prepare the agenda item and subsequent and contract.

Please let me know if I can assist your department in any other way.

Approval *Gregory D Caldwell*
Date *May 1st, 2003*
Budget Amount *\$130,000*
Charge Code *(1114-52301)-(5001-52301)*
Award to *See below*
Award Amount *See below*

RJP ENTERPRISES INC.
WINIFRED MASTERS ROAD. \$12,100.00
COWPEW BRANCH ROAD. \$16,750.00
GEORGE MILLER ROAD. \$18,250.00
\$ 47,100.00

CORNERSTONE BUSINESSES
CR 13/MOCCASIN BRANCH \$35,298.00
CR 204/SR 13 \$26,706.50
\$ 62,004.50

Attachment "B"

**ST. JOHNS COUNTY
BID TABULATION**



Consent #8
5/20/03

BID TITLE Annual Contract for Lease of Digital Copier Machines

BID NUMBER 03-64

OPENING DATE/TIME 03/19/2003 @3:00 p.m.

FROM UNTIL

POSTING TIME/DATE 03/19/2003 @4:00 pm 04/02/2003 @4:00 pm

ANY BIDDER AFFECTED ADVERSELY BY AN INTENDED DECISION WITH RESPECT TO THE AWARD OF ANY BID, SHALL FILE WITH THE PURCHASING DEPARTMENT FOR ST. JOHNS COUNTY, A WRITTEN NOTICE OF INTENT TO FILE A PROTEST NOT LATER THAN FORTY EIGHT (48) HOURS (EXCLUDING SATURDAY, SUNDAY AND LEGAL HOLIDAYS) AFTER THE POSTING OF THE BID TABULATION. PROTEST PROCEDURES MAY BE OBTAINED IN THE PURCHASING DEPARTMENT.

OPENED BY TRACY ROSS *TR*
TABULATED BY CHERYL ALBERTSON *Cl*
VERIFIED BY

PAGE(S) 1 **OF** 1 **PAGE(S)**

BIDDERS	CLASS I		CLASS II		CLASS III		CLASS IV		CLASS V	
	36 Mth. Lease	60 Mth. Lease	36 Mth. Lease	60 Mth. Lease	36 Mth. Lease	60 Mth. Lease	36 Mth. Lease	60 Mth. Lease	36 Mth. Lease	60 Mth. Lease
DYNAMIC BUSINESS SYSTEMS CF, INC.	115.00/MO.	98.00/MO.	258.00/MO.	200.00/MO.	320.00/MO.	252.00/MO.	680.00/MO.	510.00/MO.	1,365.00/MO.	1,033.00/MO.
COPYFAX INC.	48.63/MO.	34.17/MO.	105.44/MO.	74.07/MO.	159.19/MO.	111.84/MO.	328.82/MO.	218.27/MO.	523.43/MO.	357.92/MO.
XEROX CORP.	116.18/MO.	98.99/MO.	259.37/MO.	214.39/MO.	331.48/MO.	276.12/MO.	457.28/MO.	380.57/MO.	935.74/MO.	778.26/MO.
TOSHIBA BUSINESS SOLUTIONS FLORIDA	61.40/MO.	49.63/MO.	132.25/MO.	107.44/MO.	191.38/MO.	156.15/MO.	352.91/MO.	275.30/MO.	556.16/MO.	447.77/MO.
COPYTRONICS INFORMATION SYSTEMS	71.00/MO.	55.00/MO.	137.00/MO.	109.50/MO.	184.00/MO.	149.00/MO.	363.00/MO.	283.00/MO.	829.00/MO.	650.00/MO.
BENNETT'S BUSINESS SYSTEMS	64.87/MO.	53.65/MO.	176.93/MO.	144.69/MO.	218.98/MO.	175.93/MO.	351.96/MO.	269.00/MO.	633.40/MO.	492.46/MO.
IMAGISTICS INTERNATIONAL INC.	77.29/MO.	52.59/MO.	168.94/MO.	138.92/MO.	152.00/MO.	267.00/MO.	356.97/MO.	277.71/MO.	886.90/MO.	676.94/MO.

BID AWARD DATE -

Attachment "C"

not want funded using bonds, if there are any projects that they want to add to the list, and if there are any projects in the list that they want to make a priority. Meiszer spoke on having projects on the list that are not capital improvements. Stephenson responded that every project on the list leads to capital outcome. He spoke on interest rates, and how they prioritize the list of projects. (10:02 a.m.) Joe Vonasek, Director of Office of Budget and Management, stated that their intent was to issue a good first phase, which is about \$25.5 million and then have a second issue later on in the process, two to three years down the road. Stephenson stated that they have relatively few projects that have been through the process and are ready for construction. Vonasek spoke on the pre-construction issues that are directly relative to hard construction projects. Jacalone stated that he agreed with some of what Meiszer spoke on and requested to schedule a workshop to determine the order of the projects and why. (10:08 a.m.) Jim Sisco, Assistant County Attorney, spoke on issuing bonds and spending bond revenue in three years. Maguire questioned the cost on doing bond issues in different phases. Vonasek replied that there would be additional cost for the issuance process. Maguire spoke on the two key elements, phasing the projects and protecting the TTF Funds. Stephenson spoke on borrowing the bond money and spending it. Vonasek stated that they are proposing a creation of a capital outlay reserve. Sisco spoke on passing a reimbursement resolution for the County to pay themselves back for money already spent. Bryant mentioned that it doesn't make sense to pay themselves back for projects already done. Bryant commented that on June 2, he and Adams are going to Jacksonville to meet with representatives from FDOT regarding the priority list, to make sure that their priorities are the same as St. Johns County. Meiszer stated for the record that using borrowed funds for the projects is a wise step, but is concerned about the methods being used. Adams mentioned that after the June 2 meeting, they can share that information with the Board at a special workshop. Stephenson stated that they would develop a Staff list of priorities as a starting point for the workshop.

The meeting recess at 10:28 a.m. and reconvened at 10:38 a.m.

(05/20/03 - 4 - 10:38 a.m.)

2. DISCUSSION OF POSSIBLE REVISION TO THE FEE SCHEDULE ADOPTED IN RESOLUTION 2002-203 AS IT RELATES TO FEES FOR CERTAIN PERIODIC FIRE SAFETY INSPECTIONS

Frank McElroy, Fire Marshal, reviewed this item, spoke on creating a fee structure and implementing it. He stated that they are requesting the Board's guidance and direction on continuing with the existing fee structure or adopting the new fee structure. Jacalone spoke on the business owners being unhappy with the fee structure program, funding from the fire service fee, and only doing what has to be done to meet the State requirements. McElroy stated that the Interlocal Agreement that they had with St. Augustine Beach, allowed them to collect the same fees for fire inspections inside the City of St. Augustine Beach as they did in the County. He reviewed briefly, the process of doing a fire inspection. Meiszer spoke on fire prevention being the key. (10:56 a.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0 with Stern absent, to adopt Resolution No. 2003-93.**

RESOLUTION NO. 2003-93

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING RESOLUTION 2002-203 BY DELETING CERTAIN FEES FOR CERTAIN PERIODIC FIRE SAFETY INSPECTIONS

The meeting moved to Item 5.

(05/20/03 - 5 - 11:32 a.m.)

3. CONSIDER MOTION TO AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH VALLENCOURT CONSTRUCTION CO. INC. TO CONSTRUCT APPROXIMATELY 6,120 - 16" PVC WATER MAIN AND APPURTENANCES ON SR 16 IN THE AMOUNT \$185,756.00

Bill Young, Utilities Director, reviewed the proposed construction of approximately 6,120 - 16" PVC water main on SR 16. He asked for Board approval to pay the contractor for the upsizing and stated that the money is already in the budget. (11:36 a.m.) **Motion by Jacalone, seconded by Stern, carried 5/0, to authorize the County Administrator, or his designee, to enter into contract with Vallencourt Construction Co. Inc. to upsize approximately 6,120 - 16" PVC water main and appurtenances on SR 16 in the amount incremental increase of \$185,756.00.**

(05/20/03 - 5 - 11:37 a.m.)

4. CONSIDER MOTION TO APPROVE THE USE OF \$50,000 REMAINING FROM THE CRIMINAL JUSTICE COMPLEX HVAC EQUIPMENT REPLACEMENT PROJECT FOR USE IN ACCOMPLISHING ENGINEERING ASSOCIATED WITH THE NEXT PHASE OF THAT COMPLEX'S HVAC SYSTEM REPLACEMENT PROJECT

Gene Burns, Facilities Maintenance Manager, reviewed this item. Discussion followed on the phases of the project and the project not being completed until the year 2005. (11:40 a.m.) **Motion by Jacalone, seconded by Stern, carried 5/0, to approve the use of \$50,000, remaining from the Criminal Justice Complex HVAC Equipment Replacement Project, for use in accomplishing engineering associated with the next phase of that Complex's HVAC System replacement project.**

The meeting moved to Item 6A.

(05/20/03 - 5 - 10:57 a.m.)

5. PRESENTATION CONCERNING THE WATER RESOURCES FOR THE JACKSONVILLE ELECTRIC AUTHORITY (JEA) SERVICE AREA IN ST. JOHNS COUNTY

Tim Perkins, Manager, Systems Planning, Jacksonville Electric Authority, gave a presentation on water resources, Exhibit A. (11:00 a.m.) Commissioner Stern entered the meeting. Jacalone questioned who was responsible for the maintenance and inspection of fire hydrants. Perkins replied that they were and explained. Maguire questioned how many square miles that JEA covers. Perkins responded on the square miles that JEA covered. He spoke on the water connection from the north to the south and where United Waters System gets their water. Jacalone spoke on the current agreement with JEA.

(11:26 a.m.) Louise Thrower, 288 Orange Avenue, questioned: 1) if JEA would be providing a satellite service station within St. Johns County; 2) where the JEA water line crosses Julington Creek; 3) if JEA's Julington Creek Plantation water system utilizes any current wells within St. Johns County; and 4) what percentage of water originates outside of St. Johns County's boundaries. Perkins responded that they plan to have a storage and re-pump facility expansion in St. Johns County, spoke on the crossing at Julington Creek, the existing crossing providing 15-20 percent of the water use in the

JCP area, and he apologized for not sending his materials in advance. Maguire requested a copy of the presentation. Perkins spoke on the fresh water zone.

The meeting moved to item 3.

(05/20/03 - 6 - 11:43 a.m.)

6. CONSIDER MOTION TO APPOINT THREE MEMBERS AND AN ALTERNATE TO SERVE ON THE 2003 VALUE ADJUSTMENT BOARD

Bryant mentioned that they were taking volunteers for the Value Adjustment Board. Jacalone, Bryant, and Stern volunteered as members and Maguire volunteered for the alternate position.

(05/20/03 - 6 - 11:41 a.m.)

6A. BENNETT PROPERTY-ALPINE GROVE

Meiszer reviewed this item, stating that they would like to name the park, Alpine Groves Park. (11:43 a.m.) **Motion by Meiszer, seconded by Jacalone, carried 5/0, that the park be known as Alpine Groves Park.**

The meeting moved to Item 6.

(05/20/03 - 6 - 11:44 a.m.)

COMMISSIONERS' REPORTS

Commissioner Meiszer:

No report.

(11:45 a.m.)

Commissioner Maguire:

Maguire commended the Clerk's Office for doing a super job on the BCC minutes.

Maguire suggested monitoring close-out spending for the year.

Maguire suggested that the Board recognize the members of the Sheriff's Office who received the Medal of Honor awards at their banquet. Patsy Heiss mentioned that they spoke with the Sheriff's Office, got a description of what they received the award for and asked them to select a meeting date in the month of June and let her know when they can be present for that presentation.

(11:48 a.m.)

Commissioner Stern:

Stern stated that she was late to the meeting this morning because she was doing important business at Rawlings Elementary School, discussing government with a fourth grade class.

(11:49 a.m.)

Commissioner Jacalone:

No report.

(11:49 a.m.)

Commissioner Bryant:

Bryant mentioned speaking with Congressman Mickler on the Board's priority list for transportation projects. (11:49 a.m.) Daniel Bosanko, County Attorney, entered the meeting.

Bryant spoke on receiving a letter from the Elders' Affairs Department with the State of Florida, dated May 14, 2003, and stated that Terry White, Secretary, asked the Board to support the Governor's initiatives listed in that letter, Exhibit A.

(05/20/03 - 7 - 11:52 a.m.)

COUNTY ADMINISTRATOR'S REPORT

Adams reminded the Board that next Thursday, May 29 is the Regional Summit starting at 8:00 a.m.

(05/20/03 - 7 - 11:52 a.m.)

COUNTY ATTORNEY'S REPORT

Bosanko reported on a Bill on the Governor's desk waiting for a signature to become law regarding transportation, Exhibit A, a letter from Department of Transportation. Maguire stated that he received a lot of email on this and asked if this implies that the DOT can come in and do whatever they want. Bosanko responded, that is the way that he reads it.

(05/20/03 - 7 - 11:56 a.m.)

CLERK OF COURT'S REPORT

No report.

The meeting recessed at 11:56 a.m., and reconvened at 1:34 p.m. with Meiszer, Stern, Jacalone, Maguire, Adams, Isabelle Lopez, Assistant County Attorney, and Robin Platt, Deputy Clerk present. Bryant was not present.

(05/20/03 - 7 - 1:34 p.m.)

7. PUBLIC HEARING - PUD 2003-02, PONTE VEDRA VALLEY - THIS REQUEST SEEKS TO REZONE 35.17 ACRES FROM OPEN RURAL TO PLANNED UNIT DEVELOPMENT (PUD) TO MAINTAIN THE EXISTING CEMETERY FUNCTION AND ALSO TO CONSTRUCT A 3,000 SQUARE FOOT FUNERAL HOME. THE FUTURE LAND USE DESIGNATION OF THE SUBJECT PROPERTY IS RESIDENTIAL B COASTAL, THE SURROUNDING FUTURE LAND USE DESIGNATION IS RESIDENTIAL B COASTAL AND THE SURROUNDING ZONING IS PLANNED UNIT DEVELOPMENT (PUD) AND OPEN RURAL (OR). FINAL CERTIFICATE OF CONCURRENCY 97-CD-60 WAS APPROVED FOR A 13.8 ACRE CEMETERY WITH ASSOCIATED OFFICE (1,255 SQ. FT), MAUSOLEUM AND A MAINTENANCE/STORAGE BUILDING. THE TRIP GENERATION RATE WAS BASED ON ACRES. THIS PUD IS FOR 35 ACRES. A MODIFICATION TO 97-CD-60 WAS APPROVED BY THE ST. JOHNS COUNTY PLANNING DIVISION TO CORRECT THE NUMBER OF ACRES FROM 13.8 ACRES TO 35.17, CORRECT THE GENERAL LOCATION MAP TO INCLUDE THE TOTAL 35.17 ACRES CONSISTENT WITH THE PROPOSED PUD, AND ADD A 3,000 SQUARE FOOT FUNERAL HOME. THIS ITEM APPEARED BEFORE THE PLANNING AND ZONING

AGENCY AT THEIR APRIL 17, 2003 PUBLIC HEARING, WHERE IT RECEIVED A VOTE OF 3-1 (MANUEL) TO RECOMMEND APPROVAL

Proof of Publication of the Notice of Public Hearing regarding Ponte Vedra Valley was received, having been published in *The St. Augustine Record* on May 5, 2003.

Danielle Mayoros, Planner II, presented the details of the item and illustrated the waivers that were being requested with photographs, Exhibit A. She stated that 112 items of correspondence were received in favor of the request, and none in opposition. (1:38 p.m.) Jacalone questioned the waiver request regarding the fence, Mayoros explained, and discussion followed regarding what the PUD requires versus the requirements of the current OR zoning relating to landscaping and buffering. (1:42 p.m.) Tommy West, Ponte Vedra Valley, applicant, stated that he was available for questions, but there were none. (1:43 p.m.) David Morrison, 5 Tarpon Road East, Ponte Vedra Beach, spoke in favor of the request. (1:45 p.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0, with Bryant absent, to enact Ordinance No. 2003-46, known as PUD 2003-02, Ponte Vedra Valley PUD, adopting Findings of Fact to support the motion.**

ORDINANCE NO. 2003-46

AN ORDINANCE OF THE COUNTY OF ST. JOHNS COUNTY, STATE FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM OPEN RURAL (OR) TO PLANNED UNIT DEVELOPMENT (PUD); PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(05/20/03 - 8 - 1:45 p.m.)

8. PUBLIC HEARING - CORRECTION OF ORDINANCE 2003-32 THAT APPROVED THE COMPREHENSIVE PLAN AMENDMENTS FOR THE DURBIN CROSSING DRI - THE DURBIN CROSSING COMPREHENSIVE PLAN AMENDMENT WAS APPROVED ON APRIL 1, 2003, TO CHANGE THE COMPREHENSIVE PLAN FUTURE LAND USE MAP DESIGNATION FROM RURAL/SILVICULTURE (R/S) TO RESIDENTIAL-C AND RESIDENTIAL - B. ON APRIL 16, 2003, IT WAS DISCOVERED THAT THE PREVIOUSLY ADOPTED ST. JOHNS COUNTY ORDINANCE 2003-32, OMITTED THE PROPOSED RESIDENTIAL-B FUTURE LAND USE MAP DESIGNATION. THE PURPOSE OF THIS HEARING IS TO CORRECT AND ADOPT THE PROPER FUTURE LAND USE MAP DESIGNATIONS FOR THE DURBIN CROSSING DRI AS RESIDENTIAL-C AND RESIDENTIAL-B. THE DURBIN CROSSING DRI AND COMPREHENSIVE PLAN AMENDMENT WERE REVIEWED BY DCA AND THE INCORRECT ORDINANCE HAS RESULTED IN AN INSUFFICIENT PACKAGE. PLANNING STAFF HAS NOTIFIED DCA THAT A CORRECTED ORDINANCE WILL BE CONSIDERED ON THIS DAY. THERE ARE NO OTHER CHANGES TO THE ORDINANCE, OR THE DRI SUBMITTAL. THE COMPREHENSIVE PLAN DATA AND ANALYSIS AND DRI DO AS SUBMITTED TO DCA WILL REMAIN THE SAME. THE APRIL 1 HEARING WAS NOTICED AS RESIDENTIAL-C AND RESIDENTIAL-B

Proof of Publication of the Notice of Public Hearing regarding Durbin Crossing was received, having been published in *The St. Augustine Record* on May 1, 2003.

Teresa Bishop, Planning Director, presented the details of the correction. (1:46p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance No. 2003-47, correcting Ordinance No. 2003-32, adopting Comprehensive Plan amendments for the Durbin Crossing DRI and adopting Findings contained in the packet to support the motion.**

ORDINANCE NO. 2003-47

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, AND CORRECTING ORDINANCE 2003-32, FROM RURAL/SILVICULTURE TO RESIDENTIAL-C AND RESIDENTIAL -B

(05/20/03 - 9 - 1:46 p.m.)

9. PUBLIC HEARING - BARTRAM PARK NOPC - THIS IS A NOTICE OF PROPOSED CHANGE (NOPC) TO AMEND THE BARTRAM PARK DO TO PROVIDE LANGUAGE REGARDING THE REVIEW OF CHANGES WHICH IMPACT ST. JOHNS COUNTY OR DUVAL COUNTY ALONE SHALL BE FILED WITH THE RESPECTIVE COUNTY AND A REQUEST TO INCREASE THE MAXIMUM WETLAND IMPACTS FROM 100 ACRES TO 107.67 ACRES FOR THE ENTIRE DRI, INCLUDING BOTH ST. JOHNS COUNTY AND DUVAL COUNTY. THE ADDITIONAL WETLAND IMPACT CONTAINS 7.67 ACRES AND IS LOCATED ENTIRELY WITHIN DUVAL COUNTY TO PARCEL 45 OF THE DRI. SIMULTANEOUSLY WITH THIS NOPC, THE APPLICANT HAS SUBMITTED A NOPC FOR THE DUVAL COUNTY DO. EVEN THOUGH THE BARTRAM PARK DRI STRADDLES THE ST. JOHNS AND DUVAL COUNTY BORDERS, THERE ARE CHANGES THAT MAY OCCUR IN EITHER COUNTY WHICH DO NOT IMPACT THE OTHER COUNTY; THEREFORE, THE APPLICANT HAS REQUESTED LANGUAGE TO ALLOW THE DEVELOPER TO FILE THE NOPC IN THE RESPECTIVE COUNTY AS LONG AS NO IMPACTS ARE OCCURRING TO THE OTHER COUNTY

Proof of Publication of the Notice of Public Hearing regarding the Bartram Park NOPC was received, having been published in *The St. Augustine Record* on April 30, 2003.

Teresa Bishop, Planning Director, outlined the changes being requested. (1:48 p.m.) Jacalone stated this makes sense to him, as he is not interested in hearing any changes that do not affect St. Johns County. (1:49 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to approve Resolution No. 2003-94, adopting Findings contained in the packet to support the motion.**

RESOLUTION NO. 2003-94

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, MODIFYING THE BARTRAM PARK DEVELOPMENT OF REGIONAL IMPACT RESTATED DEVELOPMENT ORDER, RESOLUTION NO. 2000-139, AND AMENDED BY RESOLUTION NO. 2001-93, AS AMENDED; FINDING THE MODIFICATION DOES NOT CONSTITUTE A SUBSTANTIAL DEVIATION; AND PROVIDING FOR AN EFFECTIVE DATE

(1:49 p.m.) Lopez asked for clarification that there were no public speakers for Item 8. Jacalone stated that there were none.

(1:50 p.m.) **Motion by Jacalone, Stern seconded the motion to adjourn. The motion carried 4/0, with Bryant absent.** With there being no further business to come before the Board, the meeting adjourned at 1:50 p.m.

REPORTS:

1. St. Johns Board of County Commissioners Check Register #334487 through 334783 totaling \$751,362.66 (05/13/03)

CORRESPONDENCE:

1. Letter dated May 12, 2003, to Mrs. Liz Cloud, Chief of the Bureau of Administrative Code, regarding the filing of St. Johns County Ordinance Nos. 2003-41 through 2003-43
2. Letter dated May 14, 2003, to Brian Teeple, Executive Director of the Northeast Florida Regional Planning Council, regarding an Amended Interlocal Agreement
3. Letter dated May 15, 2003, to Mrs. Liz Cloud, Chief of the Bureau of Administrative Code, regarding the filing of St. Johns County Ordinance Nos. 2003-44 and 2003-45
4. Letter to Cheryl Strickland, Clerk of Court, dated May 14, 2003, from Sonia Rowley, District Accountant, regarding the Marshall Creek CDD Proposed FY 2004 Budget

Approved _____ June 10 _____, 2003

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
James E. Bryant, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk

