

**MINUTES OF MEETING  
BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA  
JANUARY 10, 2006  
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, 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, Chairman  
Cyndi Stevenson, District 1, Vice Chair  
Karen R. Stern, District 2  
Ben Rich, District 3  
Bruce A. Maguire, District 4  
Ben W. Adams, Jr., County Administrator  
Dan Bosanko, County Attorney  
Terry Bulla, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Court

(01/10/06 - 1 - 9:00 a.m.)  
Bryant called the meeting to order.

(01/10/06 - 1 - 9:01 a.m.)  
ROLL CALL

Bryant stated that all five commissioners were present.

(01/10/06 - 1 - 9:02 a.m.)  
Rich gave the Invocation and Maguire led the Pledge of Allegiance.

(01/10/06 - 1 - 9:04 a.m.)  
SPECIAL RECOGNITION OF GARY EMERSON BY THE SIERRA CLUB

Stevenson introduced Tom Parson, President of the Sierra Club, who gave recognition to and presented the Osprey Award to Gary Emerson on behalf of the Sierra Club, for extraordinary efforts to promote changes in policy, or practice to protect or preserve Florida's environment, for his pioneering efforts with bio-diesel fuel. Joe Stephenson, Public Works Director, spoke about the bio-diesel pilot program, and stated it would be in full production by the end of this fiscal year.

(01/10/06 - 1 - 9:10 a.m.)  
PROCLAMATION DESIGNATING JANUARY 15-21, 2006 AS ARBOR WEEK

Stern presented the Arbor Day Proclamation to Greg Dunn from the Agricultural Department, Chuck Moore from the Recreation Department, GERALYN SACHS, 4-H Coordinator and Lori Simmer, 4-H Assistant, proclaiming January 15 - 21, 2006 as Arbor Week.

(01/10/06 - 1 - 9:15 a.m.)  
ACCEPTANCE OF PROCLAMATION

**Motion by Stern, second by Maguire, carried 5/0 to approve the proclamation.**

(9:16 a.m.) Bryant said that Mike Towle, Environmental Health Director, was present to speak about agency purview regarding sewer spills. Towle stated that the Florida Department of Environmental Protection was the primary agency that regulated utilities and responded to spills, but their offices were located regionally and in this case it was in Jacksonville. He said the Health Department was usually the first agency contacted and the first responder because it did pose a public health hazard. He stated they would contact the DEP and the utility if necessary, and the Health Department would assist to augment the services of the DEP. He noted they would confirm complaints if they received the call first. He explained that a spill of greater than 1,000 gallons of sewage would go through the Tallahassee 1-800 number, which would then be referred to the agency within that jurisdiction, so that they could properly respond to the incident.

(9:18 a.m.) Stern read Cheryl Freeman's letter into the record from the Friends of Health and Human Services. The letter spoke of donations of food to community members and a contribution of \$500 for use by the SJC Emergency Service Department of the SJC Mental Health Department. (9:20 a.m.) Bryant commented on the group and commended them for their efforts.

[\(01/10/06 - 2 - 9:21 a.m.\)](#)

PUBLIC COMMENT

Gloria Rivera, 101 Dolphin Blvd., spoke about problems with the sewer backup in her home, which had occurred on August 2, 2005, and the difficulty she has had with getting her problems resolved. She discussed the results she had endured as a result of the situation. She noted that as of that date she had received no help in correcting her situation. (9:25 a.m.) Dan Bosanko, County Attorney, responded that some of the statements made by Rivera were inaccurate and to which he had to respond. He said the Law of the State of Florida held that the Board could not resolve the problem with the St. Johns Service Company, but should be handled by the Court system, and it should not be a political decision. Bryant suggested that a phone call might be in order to let Rivera know that Legal Aid could possibly assist her. Bosanko said he would follow up after the meeting and noted that charges for Legal Aid was based on the income of the individual. He noted that Lajoi was receiving legal service pro bono. (9:28 a.m.) Stevenson asked Bosanko about using this as leverage in the closing process with the Utility until the situation was resolved. Bosanko said there had not been an agreement to that point. He said the terms of the escrow account were crucial, in order to settle claims after the sale, and that it was a reasonable concern.

(9:32 a.m.) Lynda Follenweider, 1082 Garrison Drive, spoke on the fact that her children were being forced to go to different schools because of frequent rezonings; three times in three years. She stated a petition with over 400 signatures was presented to the School Board. She said they needed help from the County, because the schools were overcrowded and they needed more schools. She said the road infrastructure on CR210 was not sufficient to handle the traffic in that area, and suggested they put a moratorium on development until sufficient infrastructure was in place. She said she needed help from leaders to step up and come up with solutions. (9:36 a.m.) Stevenson said it was not "us" and "them", but it was "us". She stated she had been trying to find a site along CR210 to locate a new school. She said if the School Board was pointing fingers it was unfortunate, because it was important for both of them to work together. She noted they were working hard to get a temporary light at the Leo Maguire intersection, and agreed that a moratorium on growth for that area was a good idea, and the reason why was not as important as fixing the problem. She said they were working on it and Ms. Follenweider had their full attention, and they were working on the school site as well. (9:41 a.m.) Stern expressed extreme concern as well, noted she

was a former School Board member, and said the schools should definitely not be rezoned every year. She said that Congressman Mica had indicated that he was also very concerned about the situation in that area, and was going to bring whatever forces he could to bear upon that situation to try to resolve it. She also noted that the Twin Creek developers were also trying to make some major improvements to the I-95 exit ramp, which might also help the situation. (9:45 a.m.) Rich commented that it was the County's job to serve its members and their physical safety and financial safety as well. He said the Board had been proactive in approving the types of development she had just outlined. He stated they had to actively be involved in not changing the Comprehensive Plan, which was in place for a specific reason. He agreed that there was disorder and chaos, and that a moratorium would be easy for them to implement. He concurred that there was a possibility that some relief was in site of the I-95 and CR210 exit interchange. (9:49 a.m.) Bryant said there were ample private dollars to correct many of the problems, but the problems came with the permitting agencies. He said they couldn't do anything until the State and the Federal Government issued the permits. He said the money was in the bank but the permitting agencies were not releasing permits until the Federal Government completed their studies. (9:50 a.m.) Maguire stated that Bryant was correct, and they had not ignored the problem, and cited the Nocatee problem as evidence. He said the execution was a real critical issue, with many agencies involved. He noted that the School Board had brought on a professional planner to help with the problem, and that the BCC was proactive against the problems that had been projected by staff. He said St. Johns was the most aggressive County in the State for the demands made on developers to ensure that infrastructure was in place prior to homes being constructed. (9:56 a.m.) Stevenson noted two items that had been delayed by permitting, as examples of what they were facing.

(01/10/06 - 3 - 9:58 a.m.)

#### DELETIONS TO CONSENT AGENDA

Bosanko asked that Item No. 8 from the Consent Agenda be removed and placed as Item No. 17 on the Regular Agenda.

(01/10/06 - 3 - 9:59 a.m.)

#### APPROVAL OF CONSENT AGENDA

**Motion by Maguire, second by Stevenson, carried 5/0, to approve the Consent Agenda as amended.**

1. Approval of the Cash Requirement Report
2. Minutes:  
11/29/05 - BCC Regular Meeting  
12/13/05 - BCC Regular Meeting
3. Sheriff's Office Bonds:  
Cancel: John Smith
4. Motion to adopt **Resolution No. 2006-1**, setting a Public Hearing date of February 7, 2006 at 9:00am to hear a request for the vacation of a portion of Ice Plant Road

RESOLUTION NO. 2006-1

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SETTING A PUBLIC HEARING DATE OF FEBRUARY 7, 2006 AT 9:00 A.M. TO HEAR A REQUEST FOR THE VACATION OF A PORTION OF ICE PLANT ROAD.

5. Motion to authorize the County Administrator, or his designee, to purchase Two (2) 2006 1 Ton Cab & Chassis trucks from Champion Chevrolet in accordance with Bid No. 06-64 in the amount of \$55,586.00
6. Motion to transfer \$20,000 from General Fund Reserves (0083-59920) to Building Operations Postage (0032-54110)
7. Motion to adopt **Resolution No. 2006-2**, appointing the St. Johns County Division of Animal Control and its certified Animal Control Specialists as Agents for the purpose of investigating violations of Chapter 828, Florida Statutes, pertaining to animal cruelty and related matters

RESOLUTION NO. 2006-2

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPOINTING THE ST. JOHNS COUNTY DIVISION OF ANIMAL CONTROL AS AGENTS FOR THE PURPOSE OF INVESTIGATING VIOLATIONS OF CHAPTER 828, FLORIDA STATUTES, PERTAINING TO ANIMAL CRUELTY AND RELATED MATTERS

8. Motion to adopt a resolution accepting the terms of a Subordination of Utility Interests allowing subordination of the Easement for Utilities in the area of the Palencia Commercial Access Road

*This item was moved to the Regular Agenda as Item 17.*

9. Motion to authorize transfer of funds collected in accordance with Section 775.083, F.S. to the St. Johns County Sheriff's Department monthly, based on actual collections, through the end of FY 2006 and Motion to authorize a budget transfer of \$75,000 from department line item 1256-59920 (Reserve) to line item 1256-59101 (Transfer to officers)
10. Motion to authorize transfer of \$174,127 from General Fund Reserves (0083-59920) to (0032-54600) to Jud/Admin Complex Operations (and) Motion to authorize transfer of \$41,000 from General Fund Reserves (0083-59920) to (1169-56400) Sheriff's Projects (and) Motion to authorize transfer of \$50,608 from General Fund Reserves (0083-59920) to (0042-56400) Detention Facility Subsidy (and) Motion to authorize transfer of \$125,000 from General Fund Reserves (0083-59920) to (0032-56400) Jud/Admin Complex Operations
11. Motion to adopt **Resolution No. 2006-3**, authorizing the acquisition of property that may be declared surplus by Florida Department of Environmental Protection

**RESOLUTION NO. 2006-3**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE ACQUISITION OF PROPERTY THAT HAS BEEN DECLARED SURPLUS BY FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

12. Motion to adopt **Resolution No. 2006-4**, accepting an Easement for Utilities for Sea Colony Unit Four and accepting a Bill of Sale conveying all personal property associated with the water system

**RESOLUTION NO. 2006-4**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE FOR SEA COLONY UNIT FOUR AND ACCEPTING A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER SYSTEM**

13. Motion to adopt **Resolution No. 2006-5**, accepting the terms of a License Agreement and authorizing the County Administrator to execute the License Agreement from St. Johns County, Florida to BellSouth Telecommunications, Inc., allowing the County additional space to access Simms Pit

**RESOLUTION NO. 2006-5**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THE TERMS OF A LICENSE AGREEMENT AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE LICENSE AGREEMENT FROM ST. JOHNS COUNTY, FLORIDA TO BELL SOUTH TELECOMMUNICATIONS, INC., ALLOWING THE COUNTY ADDITIONAL SPACE TO ACCESS SIMMS PIT**

14. Motion to adopt **Resolution No. 2006-6**, recognizing unanticipated revenue in the amount of \$4,900.42 from VFIS and adjusting the appropriate expenditure line item by the same amount

**RESOLUTION NO. 2006-6**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE AMENDMENT OF ITS FY 2006 FIRE DEPARTMENT BUDGET TO RECEIVE UNANTICIPATED REVENUE FOR THE PURPOSE OF PROVIDING REPAIRS TO A COUNTY FIRE DEPARTMENT FIRE PREVENTION VEHICLE**

(9:59 a.m.) Isabelle Lopez, Senior Assistant County Attorney, entered the meeting.

(01/10/06 - 6 - 9:59 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Adams requested that Item 3 and 5 be continued until January 24. Lopez, Senior Assistant County Attorney, stated that for Item No. 5, a Resolution to Continue would have to be approved by the Board. Adams asked that Items 13 through 16 be continued until February 7.

(01/10/06 - 6 - 10:01a.m.)

APPROVAL OF REGULAR AGENDA

**Motion by Maguire, second by Stevenson, carried 5/0, to approve the Regular Agenda as amended.**

(01/10/06 - 6 - 10:02 a.m.)

1. CONSIDER MOTION TO ADOPT A RESOLUTION APPROVING EXECUTION BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE INTERLOCAL AGREEMENT WITH THE ORANGE COUNTY HEALTH FACILITIES AUTHORITY

Geoff Dobson, 66 Cuna St., St. Augustine, gave the presentation and explained that approval was needed from the county where the monies were to be spent. He stated that monies were to be spent in St. Johns County for improvements of the Presbyterian facilities in this county. He introduced Henry Keith and Tala Woods to answer any questions.

(10:04 a.m.) Maguire commented on the Industrial Development Authority (IDA), and said the key was that neither Orange County nor St. Johns County would be assuming liability by approving the Resolution. Dobson said that was correct.

(10:05 a.m.) **Motion by Maguire, seconded by Stern, carried 5/0, to adopt Resolution No. 2006-7, approving execution by the Authority of the interlocal agreement with the Issuer.**

**RESOLUTION NO. 2006-7**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, REGARDING AN INTERLOCAL AGREEMENT WITH ORANGE COUNTY HEALTH FACILITIES AUTHORITY AND RELATIVE TO GRANTING HOST COMMUNITY APPROVAL PURSUANT TO SECTION 147(F) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, FOR ORANGE COUNTY HEALTH FACILITIES AUTHORITY VARIABLE RATE REVENUE BONDS (PRESBYTERIAN RETIREMENT COMMUNITIES PROJECT), SERIES 2005 OR SERIES 2006 FOR THE BENEFIT OF PRESBYTERIAN RETIREMENT COMMUNITIES, INC, AND WESLEY MANOR, INC.; AND PROVIDING AN EFFECTIVE DATE**

(01/10/06 - 7 - 10:08 a.m.)

2. CONSIDER MOTION TO ADOPT A RESOLUTION TO APPROVE THE CONTRACT BETWEEN ST. JOHNS COUNTY, FLORIDA AND ST. JOHNS COUNTY HEALTH DEPARTMENT IN THE AMOUNT OF \$1,460,000 TO PROVIDE PRIMARY CARE CLINICS FOR LOW INCOME RESIDENTS OF ST. JOHNS COUNTY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005

Gloria Benischeck, Community Services Manager, St. Johns County Health Department, gave the presentation. She noted that the contract had expired on September 30, 2005. She stated that they had contracted with Flagler Hospital, Inc., which had continued to operate the Primary Care Clinic to ensure medical care for low-income residents would continue uninterrupted. She said the resolution had been reviewed by the Legal Department. (10:09 a.m.) Stevenson commented that it was to operate clinics at Flagler Hospital and the Hastings branch.

(10:10 a.m.) **Motion by Maguire, seconded by Stevenson, carried 5/0, to adopt Resolution No. 2006-8, to approve the contract between St. Johns County, Florida and St. Johns County Health Department in the amount of \$1,460,000.00 to provide Primary Care Clinics for low income residents of St. Johns County for the Fiscal Year beginning October 1, 2005.**

#### RESOLUTION NO. 2006-8

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AND STATE OF FLORIDA DEPARTMENT OF HEALTH/ST. JOHNS COUNTY HEALTH DEPARTMENT AUTHORIZING THE CHAIRMAN OF ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY**

3. CONSIDER MOTION TO PHASE OUT THE EXISTING FOSTER CARE/ADOPTION RECRUITMENT CONTRACTS AND PLACE THE SERVICES IN-HOUSE

*This item was continued until January 24.*

(01/10/06 - 7 - 10:12 a.m.)

4. CONSIDER MOTION TO APPROVE THE TRANSFER OF \$200,000 FROM IMPACT FEES PARKS ZONE B RESERVES (1199-59927) TO IMPACT FEES PARKS ZONE B BUILDINGS (1198-56200) AND \$390,000.00 FROM GENERAL FUND RESERVES (0083-59920) TO RECREATION PROGRAMS BUILDINGS (0079-56200) FOR CONSTRUCTION OF LANDRUM LANE COMMUNITY CENTER (AND) RECOMMEND THE COUNTY ADMINISTRATOR OR HIS DESIGNEE, TO ENTER INTO A CONTRACT WITH MIL-CON CORPORATION IN THE AMOUNT OF \$1,875,908.00 FOR CONSTRUCTION OF LANDRUM LANE COMMUNITY CENTER

Mike Rubin, Director Construction Services, gave the presentation and stated that approximately 11 months ago the BCC had authorized a change from the Landrum Lane Senior Center to the Landrum Lane Community Center with an increase of square

footage of approximately 4,000 to 5,000 square feet. He noted that all permits were in hand, the contractor was ready to go, and the contract could be completed in 12 months. (10:13 a.m.) Bosanko asked if the contract had been drafted. Rubin responded that it was a standard contract. Bosanko said he sought to clarify that the Administrator would be authorized to enter into the contract. Rubin said that was correct. (10:14 a.m.) Maguire said he was disappointed that the contract costs had gone up significantly.

(10:15 a.m.) **Motion by Maguire, seconded by Rich, to approve the transfer of \$200,000 from Impact Fees Parks Zone B Reserves (1199-59927) to Impact Fees Parks Zone B Buildings (1198-52600) and \$390,000.00 from General Fund Reserves (0083-59920) to Recreation Programs Buildings (0079-56200) for construction of Landrum Lane Community Center and recommend the County Administrator or his designee, to enter into a contract with Mil-Con Corporation in the amount of \$1,875,908.00 for construction of Landrum Lane Community Center.**

Bryant noted that Public Comment was still to come. (10:16 a.m.) Rich asked staff to speak on the General Fund Reserve issue. Bryant said the reserve had been expanded. Adams said the reserve was adequate but sent for the correct figures.

(10:16 a.m.) Clara Cowan, 244 Patrick Mill Circle, Ponte Vedra, spoke in favor of the motion and for expanded facilities for seniors as well as it would not meet all the seniors' needs. Bryant said he shared her sentiments on the issue. He said he was looking forward to facilitating the new center for seniors as well as children. (10:18 a.m.) Stern said she agreed that it would not meet all the needs of the senior population in that area. (10:20 a.m.) In response to Rich's previous question, Adams said the Reserve was \$8,986,000 and that was at 7% and it had been capped at no more than 10% by statute. (10:21 a.m.) **Motion carried 5/0.**

(01/10/06 - 8 - 10:22 a.m.)

5. PUBLIC HEARING - CONSIDER A REQUEST TO VACATE A PORTION OF THE RIGHT OF WAY OF RIVERSIDE BOULEVARD - THE APPLICANT HAS SUBMITTED A PETITION REQUESTING A VACATION OF THE SOUTH 25' RIGHT OF WAY OF RIVERSIDE BOULEVARD, BETWEEN A1A AND BUTLER AVENUE. RIVERSIDE BOULEVARD WAS MAINTAINED BY THE COUNTY NORTH OF THE PLATTED R-O-W AND WHEN IT CAME UP ON THE DRIP LIST, IT WAS NECESSARY TO FILE A MAINTENANCE MAP ON THE AREA THAT HAD BEEN MAINTAINED OVER THE YEARS. THE MAINTENANCE MAP PROVIDES SUFFICIENT R-O-W, EXCLUSIVE OF THE SOUTHERLY 25' INVOLVED IN THIS PETITION. THE REQUEST HAS BEEN REVIEWED BY STAFF FROM BOTH THE COUNTY ENGINEER AND THE UTILITY DEPARTMENTS AND STAFF HAS NO OBJECTION TO THE REQUEST

Proof of publication of notice of public hearing on considering a request to vacate a portion of the Right-of-Way of Riverside Boulevard was received, having been published in *The St. Augustine Record* on December 13, 2005.

(10:23 a.m.) **Motion by Rich, seconded by Stevenson, carried 5/0, to adopt Resolution 2006-9, to set a Public Hearing for 9:00 a.m. on February 7, 2006 to consider a petition to vacate a portion of Riverside Boulevard.**

#### RESOLUTION NO. 2006-9

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SETTING A PUBLIC HEARING DATE OF FEBRUARY 7, 2006 AT 9:00 A.M. TO HEAR A REQUEST FOR THE**



**VACATION OF A PORTION OF RIVERSIDE  
BOULEVARD**

(01/10/06 - 9 - 10:23 a.m.)

6. PUBLIC HEARING - MAJMOD 2005-15 MARSH HARBOR AT PALM VALLEY PUD - THE MARSH HARBOR AT PALM VALLEY PUD CONSISTS OF 118.73 ACRES AND IS LOCATED ON COUNTY ROAD 210 ON THE WEST SIDE OF THE PALM VALLEY BRIDGE. THE MAJOR MODIFICATION PROPOSES TO RELOCATE FIVE OF THE ALREADY APPROVED 76 RESIDENTIAL UNITS TO BE KNOWN AS PHASE 6 TO THE PARCEL CURRENTLY LABELED AS THE "4.1 ACRE COMMERCIAL PARCEL" ON THE MDP; TO RELOCATE THE FIVE ACRES OF APPROVED COMMERCIAL DEVELOPMENT TO THE PARCEL CURRENTLY LABELED AS "FUTURE RESIDENTIAL PARCEL"; TO RECONFIGURE AND PARTIALLY RELOCATE AN EXISTING STORM WATER POND LOCATED AT THE NORTHEASTERLY CORNER OF THE PROPERTY; AND TO ELIMINATE THE FUTURE ACCESS POINT AT THE PROPOSED NORTHEAST RESIDENTIAL PARCEL AS SHOWN ON THE MDP MAP. ALL OTHER PROVISIONS OF THE APPROVED PUD WILL REMAIN IN EFFECT. THE SITE IS LOCATED IN THE RURAL SILVICULTURE DESIGNATION OF THE 2015 FUTURE LAND USE MAP. THE SUBJECT PROPERTY IS SERVED BY CENTRAL WATER/SEWER BY JEA. ADJACENT ZONINGS INCLUDE OPEN RURAL (OR), SINGLE FAMILY RESIDENTIAL (RS-2) AND COMMERCIAL (CG). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS ITEM AT THEIR OCTOBER 20, 2005 MEETING WITH A VOTE OF 4/2

Proof of publication of notice of public hearing on MAJMOD 05-15, Marsh Harbor was received, having been published in *The St. Augustine Record* on December 16, 2005.

Bruce Ford, Chief Planner, gave the presentation, and reviewed the Master Plan, which included Commercial and Residential areas. He stated the project was exempt from concurrency pursuant to Concurrency Exemption 96-CE-01 for the development of "75 single-family units and commercial uses consisting of a marina with accessory uses, restaurant and convenience store not to exceed the cumulative threshold of a presumptive DRI." He said one waiver was being requested to update all the text to current standards, and staff supported it, as well as the modification. He said the PZA had approved it 4/2. He said the two dissenting votes were based on the opinion that the PUD, as originally approved, should stay as it was approved, for residential.

(10:27 a.m.) The applicant's representative, Kathy Whittington, addressed the issue of the PZA members who were in opposition to the project. (10:29 a.m.) Stevenson asked where the next available place for marina services was available with gas. She noted the foot of a bridge was a traditional place for public access to the water, and she was concerned about public access to the property if it was to be developed as residential. (10:32 a.m.) Rich disclosed ex-parte communication with staff, and Whittington asked Ford if notification was given to all residents. Ford said that all residents had been notified. Whittington said if they were unable to permit part of it as a commercial development, they were willing to turn it into a passive park. Rich said he shared Stevenson's concerns about public access and with locating commercial right next to the road. (10:34 a.m.) Maguire disclosed ex-parte with the developer and with homeowners in the area. He said he was concerned about the wetlands and could not see how there could be commercial development. He agreed with Bryant that there was a high degree of probability for hazardous waste contamination from gas pumps. (10:35 a.m.) Patrick McCormack, Assistant County Attorney, asked if the applicant would be willing to incorporate language into the MDP, to include the passive park.

She responded that they would, but they had been approved for 45,000 square feet of commercial development. (10:36 a.m.) Stern said she supported the issue but said she was concerned about the gas pumps in the area and noted that another marina on the other side of the bridge had pulled out their gas pumps because of concerns expressed by the community. (10:37 a.m.) Stevenson again expressed concern about the gas pumps and about public access. She read one comment card against the application from Arnold Barnett.

(10:40 a.m.) **Motion by Maguire, seconded by Stern, carried 4/1 with Stevenson dissenting, with the condition that the appropriate language, as discussed, be added to the MDP, to approve Ordinance No. 2006-1, known as MAJMOD 2005-15 Marsh Harbor at Palm Valley PUD adopting findings of fact 1 - 6 to support the motion.**

#### ORDINANCE NO. 2006-1

AN ORDINANCE OF THE COUNTY OF ST. JOHNS,  
STATE OF FLORIDA, APPROVING A MAJOR  
MODIFICATION TO THE MARSH HARBOR AT PALM  
VALLEY PLANNED UNIT DEVELOPMENT (PUD)  
ORDINANCE NUMBER 97-10, AS AMENDED, MAKING  
FINDINGS OF FACT; REQUIRING RECORDATION;  
AND PROVIDING FOR AN EFFECTIVE DATE

Bryant left the meeting at 10:42 a.m.

The meeting recessed at 10:42 a.m. and reconvened at 10:52 a.m.

(01/10/06 - 10 - 10:53 a.m.)

7. PUBLIC HEARING - REZ 2005-27 NELSON COMMERCIAL - THIS REQUEST SEEKS TO REZONE 4.38 ACRES FROM PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI) IN ORDER TO ALLOW FOR 17,400 SQ FT OF WAREHOUSE WITH ASSOCIATED OFFICE SPACE AND OUTDOOR STORAGE. THE PARCEL IS LOCATED ON THE EAST SIDE OF US 1 NORTH, THE WEST SIDE OF OLD DIXIE HIGHWAY, AND JUST SOUTH OF PALM VALLEY RD AND IS IN THE MIXED USE DISTRICT (MD) LAND USE AREA AS DEPICTED ON THE FUTURE LAND USE MAP. ADJACENT ZONINGS ARE COMMERCIAL INTENSIVE (CI), PLANNED SPECIAL DEVELOPMENT (PSD), AND OPEN RURAL. WATER AND SEWER WILL BE PROVIDED BY ST. JOHNS COUNTY UTILITIES. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL OF THIS REQUEST AT THEIR SEPTEMBER 1, 2005 MEETING

Proof of publication of notice of public hearing on REZ 05-27, Nelson Commercial was received, having been published in *The St. Augustine Record* on December 16, 2005.

Bruce Ford, Chief Planner, gave the presentation. He reviewed the zoning areas within the project and said the request was to convert to Commercial Intensive use. He stated that it was consistent with the Land Development Code and that a Concurrency Certificate had been approved in July. He noted that Planning supported the request, and PZA recommended unanimous approval.

(10:55 a.m.) Karen Taylor, 3070 Old Harbor Dr., spoke on behalf of the applicant. (10:56 am.) Rich declared ex-parte communication with staff. He said he had reservations with the CI designation, and that he hated mixed-use districts. He cited the Walden Chase project just behind the current project as an example of intensity along Old Dixie

Highway. (10:58 a.m.) Taylor said the project had been approved prior to Walden Chase, and there were stronger buffers on this project. (11:01 a.m.) Maguire asked about the letter of utilities expiration. Taylor responded that they had a Certificate of Concurrency, which would have to be updated. (11:02 a.m.) Stevenson said it appeared that Walden Chase was several hundred feet down the road. Taylor said a part of Walden Chase had not been built yet, and it was not immediately adjacent to the current project.

(11:02 a.m.) **Motion by Rich, seconded by Maguire, carried 4/0 with Bryant absent, to enact Ordinance 2006-2, known as REZ 2005-27 Nelson Commercial, adopting findings of fact 1 - 4 to support the motion.**

#### ORDINANCE NO. 2006-2

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

*The meeting moved to Item No. 10.*

[\(01/10/06 - 11 - 1:33 p.m.\)](#)

8. CONSIDER OFFERING ECONOMIC INCENTIVES TO BELMARM

Karen Johnson, Intergovernmental Relations Specialist, presented the details of this item, explaining that the incentive package totaled \$497,792. Rich questioned the workforce and training. Discussion ensued. Maguire spoke on how the incentive program was working in St. Johns County.

(1:40 p.m.) Rosanna Dixon, 2093 Beach Avenue, Flagler Beach, spoke on working with the technical college for training. Stern mentioned that this was the type of business that she liked to see wanting to locate and make their corporate headquarters in St. Johns County. (1:42 p.m.) **Motion by Maguire, seconded by Rich, carried 5/0, to adopt the attached incentive calculation of \$497,792 and instruct the attorney's office to prepare an agreement and place the agreement on a future consent agenda.**

[\(01/10/06 - 11 - 1:42 p.m.\)](#)

9. CONSIDER OFFERING ECONOMIC INCENTIVES TO FLAGLER-WHITEHALL OFFICE & STORAGE LLC

Karen Johnson reviewed the details of this item, stating that the incentive package totaled \$236,470. (1:43 p.m.) **Motion by Stevenson, seconded by Rich, carried 5/0, to adopt the attached incentive calculation of up to \$236,470 and to instruct the attorney's office to prepare an agreement and place the agreement on a future consent agenda.** Hunt left the meeting.

*The meeting moved to item No. 17.*

(11:03 a.m.) Patrick McCormack, Assistant County Attorney, entered the meeting.

(01/10/06 - 12 - 11:03 a.m.)

10. PUBLIC HEARING - NOPC 2005-04 TWIN CREEKS DRI - THIS IS A NOTICE OF PROPOSED CHANGE (NOPC) TO AMEND THE TWIN CREEKS DRI DEVELOPMENT ORDER: REVISE THE TWIN CREEKS DRI PROJECT BOUNDARY, LEGAL DESCRIPTION TO REMOVE THIRTEEN (13) ACRES FROM THE SITE FOR USE AS WORKFORCE HOUSING IN COMPLIANCE WITH SPECIAL CONDITION 27. THE SITE IS LOCATED IN AN AREA DESIGNATED MIXED USE ON THE 2015 FLUM, EAST OF US 1, WEST OF 210. REVISE MAP H-2 WILDLIFE CROSSING PLAN TO RE-CATEGORIZE THE TYPE AND LOCATION OF SOME CROSSING POINTS. THE REVISIONS DO NOT REDUCE THE TOTAL NUMBER OF CROSSINGS. THE PLANNING AND ZONING AGENCY WILL HEAR THIS ITEM DURING THE JANUARY 5, 2006 MEETING. THE RECOMMENDATION WILL BE PROVIDED TO THE BOARD DURING THE STAFF PRESENTATION.

Proof of publication of notice of public hearing on NOPC 05-04, Twin Creeks was received, having been published in *The St. Augustine Record* on December 16, 2005.

The presentation was given by Lindsay Haga, AICP, Planner III, who stated the item was a Notice of Proposed Change (NOPC) to amend the Twin Creeks DRI Development Order. She said the request was to remove 13 acres from the site for use as workforce housing in compliance with Special Condition 27. She said the other part of the application was to modify or re-categorize the types of wildlife crossings that were adopted within the Development Order from a standard under grade to at-grade crossings.

(11:05 a.m.) Stern asked about the wildlife crossings. Anthony Robbins, of Prosser Hallock, Inc. responded that there were two more wildlife crossings and explained why and where they were located, and that they were deer size crossings so that larger animals could get through. (11:08 a.m.) Rich disclosed ex-parte communication with McClure and staff in reference to that item. (11:08 a.m.) Stevenson also disclosed ex-parte communication with McClure, Robbins and staff regarding that item. She expressed appreciation for their efforts to preserve the area. (11:09 a.m.) Stern disclosed ex-parte with McClure, Robbins and staff regarding Twin Creeks.

**(11:10 a.m.) Motion by Rich, seconded by Stern, carried 4/0 with Bryant absent, to adopt Resolution 2006-10, approving a Notice of Proposed Change to the Twin Creeks DRI Development Order, adopting Findings of Fact 1 - 4 to support the Motion.**

#### RESOLUTION NO. 2006-10

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, MODIFYING THE TWIN CREEKS DRI DEVELOPMENT ORDER AS PREVIOUSLY APPROVED BY ST. JOHNS COUNTY ON AUGUST 2005, UNDER RESOLUTION NO. 2005-208; FINDING THE MODIFICATION DOES NOT CONSTITUTE A SUBSTANTIAL DEVIATION; AND PROVIDING FOR AN EFFECTIVE DATE

(01/10/06 - 13 - 11:11 a.m.)

11. PUBLIC HEARING - PUD 2005-23 TWIN CREEKS DRI/ PLANNED UNIT DEVELOPMENT - THIS REQUEST SEEKS TO REZONE 3,037 ACRES OF THE TWIN CREEKS DRI TO PLANNED UNIT DEVELOPMENT. TWIN CREEKS DRI DEVELOPMENT ORDER ALLOWS UP TO 600,000 GROSS SQUARE FEET OF RETAIL/SERVICE USES; UP TO 300,000 GROSS SQUARE FEET OF OFFICE USE; UP TO 175 HOTEL ROOMS; UP TO 5,000 RESIDENTIAL UNITS (3,000 MULTI-FAMILY AND 2,000 SINGLE FAMILY); AND UP TO 2,000,000 SQUARE FEET OF LIGHT INDUSTRIAL USES IN A SINGLE PHASE (2005-2010). THE CURRENT PUD APPLICATION INCLUDES SITE PLAN APPROVAL FOR LESS THAN THE ALLOWABLE DEVELOPMENT APPROVED THROUGH THE DRI DEVELOPMENT ORDER. THE MASTER DEVELOPMENT PLAN TEXT AND MAP PROVIDE FOR 768 SINGLE FAMILY DWELLING UNITS AND INTERNAL ROADWAY IMPROVEMENTS. ADDITIONAL DEVELOPMENT WILL BE SOUGHT THROUGH INCREMENTAL MASTER DEVELOPMENT PLANS. THE PUD WILL BE CONSIDERED BY THE PZA DURING THE JANUARY 5, 2006 MEETING. THE RECOMMENDATION WILL BE PROVIDED DURING THE BOARD PRESENTATION

Proof of publication of notice of public hearing on PUD 05-23, Twin Creeks was received, having been published in *The St. Augustine Record* on December 16, 2005.

Lindsay Haga, AICP, Planner III, gave the presentation and explained a revised PUD Master Development Plan text, which had been distributed. She said the applicant was opting to use a wetlands density bonus within the Residential A and B categories, which equated to an additional 116 units. The southern boundary would have 2000 single-family units, which was consistent with the Development Order. She said the second update dealt with education and school mitigation within the Twin Creeks DRI review. She said it required that by January 1, 2006, the applicant would convey the three public school sites to the St. Johns County School District. She said the sites were shown on the Master Development Plan and were not in dispute. She noted access was from CR210, and that access management had been a concern, and necessary requirements had been met. She stated that the PUD also included provisions for landscaping and architectural design, and that wetlands impact had been limited to 200 acres on site, which was well within the requirements. She said that 6.7 acres had been appropriated for neighborhood parks, and noted an update in the plan for project phasing, which involved starting and commencement dates. She reviewed the requests for waivers.

(11:18 a.m.) McCormack spoke on ex-parte communications, and stated that it should be done early in the public hearings so that it would be known if there was opposition. He noted it should also include what was discussed, and it should be prior to the applicants speaking, possibly after staff comments.

(11:19 a.m.) Stevenson disclosed ex-parte with the applicant about streetscaping, architectural oversight, and signage. (11:20 a.m.) Rich said he had discussions with staff and McClure about general issues relating to the project. (11:20 a.m.) Stern suggested they add an item for ex-parte, and disclosed ex-parte with McClure and Robbins regarding access management along CR210. (11:21 a.m.) Maguire said he had ex-parte communication with McClure and some of the developers, specifically focused on traffic issues and access management.

Anthony Robbins, on behalf of the applicant, 13901 Sutton Park Drive South, Suite 200, Jacksonville, said it had been through a tremendous amount of scrutiny and reviewed the efforts that had been made by the developer. (11:23 a.m.) Stevenson asked that they

cooperate with the schools and complemented the tremendous innovation they had shown in that aspect of the development. She noted that the US1 and CR210 intersections would be improved as a result of the project. (11:24 a.m.) Maguire said the 5-year phasing was unreasonable on a project of that size. He asked about inclusion of mass transit. Robbins responded that it would be addressed on a case-by-case basis should mass transit become available. Maguire reminded them about the CDD and that they were not allowed to purchase wetlands. (11:25 a.m.) Stevenson expressed appreciation for the design element that allowed for school bus stops. (11:26 a.m.) Rich commented and expressed congratulations to the applicant. He had a comment from Robert Wilson, which he read into the record. Robbins responded that there was a 10-foot minimum buffer around the entire PUD and there were wetlands in many areas that provided additional buffers. (11:27 a.m.) Maguire commented regarding the size of the project and that it was an outgrowth of a purchase of 20,000 acres by the State. He said it would preserve 20,000 acres, and concentrated development into one area rather than allowing for developing sprawl. (11:29 a.m.) Robbins said they were addressing the school issue and proposing three sites, which they would design and engineer with no cost to the school district, and would actually construct one of the elementary schools with no cost to the community and no strings attached. He commented regarding CR210 and other road improvements and noted that changes and improvements would be made there as well as at I-95 for ramp improvements, and continued on to Sampson Road. He said they were at about 60% on the plan for the new CR210. (11:34 a.m.) Stern asked if there had been any discussion with the school district with regard to working to help the overcrowding situation. Robbins said they had not had any recent discussions. Stern said she would encourage that discussion. She commended the developer on what they had done in working with the staff, commissioners and the community. (11:39 am.) Stevenson said the School Board was looking for a school site along the CR210 corridor to support those PUDs along the corridor and thanked them for their good intentions in that regard. She also expressed appreciation for the affordable housing part of the project.

(11:41 a.m.) George McClure, 170 Malaga St., commented that Falcon had given them every tool with which to work on this project, and it had been a pleasure to work with them. He said the objective on transportation was to provide an attractive thoroughfare, and to come up with an access management plan that would move traffic sufficiently. He said the FDOT was doing a study for the overpass over CR210, and could not meet the June 2006 date, so it had been pushed back. He noted they were waiting on them in order to move forward with their responsibilities. He said the acceptance of Federal Funds had lengthened the time for completion of the plan, and they were questioning whether the funds could be moved to the CR210/I95 interchange. He said that might expedite the overpass design. He reported there was interest in their industrial sites, which could not be acted upon until FDOT gave them some specificity on the plans for the bridge. He reviewed the CR210 and I95 interchange developments, and said it took the Federal Highway Administration a long time to review the plans for the interchange, as it had to work up through the chain of command. He noted the dangers of the off-ramp from I95 south onto CR 210 where traffic backed up into the three southbound lanes on I95. He said the developers had agreed to give advance funding, prior to the time it was required, to make some improvements to that interchange. He said they were looking at putting in two left turn lanes, two right turn lanes, two lanes behind that and a longer deceleration lane behind that of approximately 1000 feet, to avoid stacking. He said it would require the Federal Highway Administration's approval, and as long as they did nothing to the on-ramp, they felt it was likely that the FHA would allow them to make the needed changes. He said there might be some permitting issues with environmental issues, but that if everything went right, it might be possible to have a fix under construction by the end of the year.

(11:52 a.m.) Motion by Stevenson, seconded by Stern, carried 4/0 with Bryant absent, to enact Ordinance 2006-3, known as PUD 2005-23 Twin Creeks PUD adopting findings of fact 1 - 7 to support the motion, including six waivers and the new MDP provided.

#### ORDINANCE NO. 2006-3

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

(01/10/06 - 15 - 11:54 a.m.)

12. PUBLIC HEARING - USP 2005-02 TWIN CREEKS COMPREHENSIVE SIGNAGE PLAN (TWIN CREEKS PUD/DRI) - SECTION 3.5 OF THE TWIN CREEKS PUD, PROVIDES ALL SIGNS WILL BE INTEGRATED INTO A UNIFIED DEVELOPMENT PLAN FOR THE PROJECT. THE COMPREHENSIVE SIGNAGE PROGRAM WILL BE IN ADDITION TO THE REQUIREMENTS OF THE LAND DEVELOPMENT CODE (LDC) EXCEPT THOSE DEVIATIONS THAT MAY BE IDENTIFIED IN THE COMPREHENSIVE SIGNAGE PLAN. EACH INCREMENTAL MASTER DEVELOPMENT PLAN WILL ILLUSTRATE THE GENERAL LOCATION OF PERMANENT PROJECT SIGNAGE. THE SIGNAGE PLAN INCLUDES SUPPLEMENTAL DESIGN STANDARDS FOR THE ACTIVITY CENTER TO SPECIALIZE THE SIGNAGE FOR THIS AREA

Proof of publication of notice of public hearing on USP 05-02, Twin Creeks was received, having been published in *The St. Augustine Record* on December 23, 2005.

Lindsay Haga, AICP, Planner III, gave the presentation and noted changes to the application, which had been distributed. (11:56 a.m.) Stevenson revealed ex-parte regarding architectural overview. Rich disclosed ex-parte with general comments about the agenda item.

(11:55 a.m.) Motion by Maguire, seconded by Rich, carried 4/0 with Bryant absent, to adopt Resolution 2006-11, known as USP 2005-02 Twin Creeks Comprehensive Signage Plan adopting findings of fact 1 - 4 to support the motion.

#### RESOLUTION NO. 2006-11

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING A COMPREHENSIVE SIGNAGE PLAN (USP) TO THE TWIN CREEKS PLANNED UNIT DEVELOPMENT; ORDINANCE NO. 2006-3

The meeting adjourned at 11:57 a.m. for lunch, and reconvened at 1:32 p.m., with Bryant, Stevenson, Stern, Maguire, Rich, Zebrowsky, Bosanko, Michael Hunt, Deputy County Attorney, and Deputy Clerk Lenora Newsome present.

*The meeting moved to Item No. 8, which was time certain for 1:30 p.m.*

13. PUBLIC HEARING - IFA 2005-06 CUMMER LANDS ROAD IMPACT FEE AGREEMENT

*This item was continued until February 7, 2006.*

14. PUBLIC HEARING - NOPC 2005-02 BARTRAM DRI/PUD

*This item was continued until February 7, 2006.*

15. PUBLIC HEARING - NOPC JULINGTON CREEK DRI/PUD

*This item was continued until February 7, 2006.*

16. PUBLIC HEARING - MAJMOD 2005-13 JULINGTON CREEK DRI/PUD

*This item was continued until February 7, 2006.*

[\(01/10/06 - 16 - 1:44 p.m.\)](#)

17. MOTION TO ADOPT A RESOLUTION ACCEPTING THE TERMS OF A SUBORDINATION OF UTILITY INTERESTS ALLOWING SUBORDINATION OF THE EASEMENT FOR UTILITIES IN THE AREA OF THE PALENCIA COMMERCIAL ACCESS ROAD (*Formerly, Consent Item 8*)

Bosanko explained this item, stating that it was regarding the easement property in Marshall Creek Subdivision. (1:45 p.m.) Patrick McCormack, Assistant County Attorney, entered the meeting. Bosanko stated that Pat McCormack had worked out a solution where DOT would get what they wanted.

(1:48 p.m.) Pat McCormack, Assistant County Attorney, stated that this was the case of a communication problem, in that, when this was initially presented to Bosanko, the conversation from DOT did not include all of the perimeters and it first appeared that they were asking the County to take priority over its easement. He mentioned that they compared the before and after picture, with the before picture having DOT first and not having any safeguards to the County, and the after picture was that with the subordination, they would still be first, but if DOT required that the County make a change to their easement, they would compensate the County for that. He recommended approving the subordination agreement. (1:51 p.m.) **Motion by Maguire, seconded by Rich, carried 5/0, to adopt Resolution No. 2006-12, accepting the terms of a Subordination of Utility Interest allowing subordination of the Easement for Utilities in the area of the Palencia Commercial Access Road.** McCormack left the meeting.

#### RESOLUTION NO. 2006-12

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THE TERMS OF A SUBORDINATION AGREEMENT ALLOWING SUBORDINATION OF THE EASEMENT FOR UTILITIES IN THE AREA OF THE PALENCIA COMMERCIAL ACCESS ROAD**



(01/10/06 - 17 - 1:52 p.m.)  
COMMISSIONERS' REPORTS

Commissioner Rich:

Rich spoke on new school signs being put up on U.S. 1 down by Gamble Rogers School; dropping the speed limit down to about 40 miles per hour. He asked Joe Stephenson to report to the Board.

(1:53 p.m.) Joe Stephenson, Public Works Director, spoke on DOT having the equipment (sign, traffic signals, etc.) to put up, but if the County wanted it installed now, they would have to do it themselves because DOT would not have time to put them up for another year or two. He said that they were pleased to put the equipment up, but he wanted to make sure that the Board realized that it was the State's responsibility to do it on State roads. He stated that they would be changing out the flashing beacon on U.S. 1 at Watson Road, turning it into a full traffic signal. He wanted to make sure the Board was aware that the county was spending money on State roads.

Rich mentioned that Patrick Rapicault, Captain in the United States Marine Corps, was killed in action in the town of al-Ramadi. Rich stated that Captain Rapicault was awarded the Silver Star Medal during a ceremony on December 21<sup>st</sup>.

Rich spoke on reviewing Planning and Zoning Agency tapings and wanting to be able to review them right after the meeting was over.

(1:58 p.m.)

Commissioner Stevenson:

Stevenson spoke on cleaning up the St. Johns River.

Stevenson spoke on Twin Creeks and expediting CR 210 improvements.

(2:01 p.m.)

Commissioner Maguire:

Maguire spoke on the person whose house burned down on International Golf Parkway, then having trouble getting legal aid and asked Bosanko to help him.

Maguire spoke on the meeting at the Palm Valley Community Association regarding the wake versus no wake zone.

Maguire spoke on the MSD meeting from last night raising a question about the County helping place signs out that the MSD wanted to purchase and asked Joe Stephenson to check into it.

Maguire mentioned that Brightman Skinner wanted to look at San Juan Circle to see if it could be converted into a cul-de-sac. Joe Stephenson explained that San Juan Circle had no traffic reason or advantage to having that converted to a cul-de-sac. He stated that his response would be that, if the citizens up there wanted to do that, they would need to hire an engineer, draw a plan, get a permit and construct it. He said from a public road traffic safety operational standpoint, there was no reason to do it. Maguire stated that if anyone wanted to pursue this in terms of the County doing it, get with Joe Stephenson and then he could prepare something for him/her. Maguire told Stephenson to respond to Mr. Skinner and tell him that the consensus of the Board was that it was low priority.

Maguire thanked everyone for sending letters and cards to his brother Craig, who was in the hospital.

(2:05 p.m.)

Commissioner Stern:

Stern spoke on issues coming up recently regarding Flagler Estates. She stated that, she and Bosanko were going to attend a meeting in Flagler Estates regarding issues relating to the placement of septic tanks on the lots in Flagler Estates.

Stern stated that she received a lot of calls regarding the Bakersville Fire Department and asked Zebrowsky to bring a status report to the next meeting.

Stern spoke on attending the School Board meeting and on the overcrowding school situation.

(2:09 p.m.) Stevenson spoke on signage on the Intracoastal. Maguire responded.

(2:12 p.m.)

Commissioner Bryant:

Bryant reminded everyone that this coming Sunday, the 15th from 1:00 p.m. to 4:00 p.m., would be Ron Parker Day at Ron Parker Field.

Bryant brought to the Board's attention, the letter written by Commissioner Rich to the Record apologizing for this Board's actions on the Planning and Zoning Agency's appointments. He stated that on the PZA appointments, they follow the rules of the Board on the nominations. He asked Maguire and Stern about receiving threatening phone calls regarding the PZA appointments. Stern responded that she received many phone calls to date. Bryant asked her what the phone calls entailed. She replied that she received a message from one of the PZA members, asking that she support different people for PZA, and if she did, he would not vote against her, nor would anyone run against her. Bryant asked Maguire the same question. Maguire stated that he had a face-to-face conversation, that if he supported an individual for the PZA appointment, then he would not run against him in the campaign. Maguire stated that the individual was Jerry Cameron. Bryant mentioned that he received a derogatory email.

Bryant spoke on the letter that Commissioner Rich wrote, reading the last paragraph. Rich stated that he had no response. Bryant said that all the Commissioners should speak for themselves and not for any of the other Commissioners.

(01/10/06 - 18 - 2:22 p.m.)

COUNTY ADMINISTRATOR REPORT

No report.

(01/10/06 - 18 - 2:22 p.m.)

CLERK OF COURT'S REPORT

No report.

(01/10/06 - 18 - 2:23 p.m.)

COUNTY ATTORNEY'S REPORT

No report.

**Motion by Stern, seconded by Maguire, carried 5/0, to adjourn the meeting.** With there being no further business to come before the Board, the meeting adjourned at 2:23 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners' Check Register, Check Number 377178 through 377597 totaling \$2,025,668.63 (12/20/05)
2. St. Johns County Board of County Commissioners' Check Register, Check Number 377598 through 377626 totaling \$53,627.40 (12/21/05)
3. St. Johns County Board of County Commissioners' Check Register, Check Number 377627 through 377928 totaling \$2,226,184.10 (12/27/05)

CORRESPONDENCE:

1. Letter dated December 21 to Liz Cloud filing St. Johns County Ordinance Number 2005-118 through 2005-122
2. Letter dated December 27 to Liz Cloud filing St. Johns County Ordinance Number 2005-123

Approved February 7, 2006

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant  
James E. Bryant, Chairman

ATTEST: CHERYL STRICKLAND, CLERK

By: Robin L. Platt  
Deputy Clerk

