

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
AUGUST 2, 2011
(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, 500 San Sebastian View, St. Augustine, Florida.

Present: J. Ken Bryan, District 5, Chair
Mark Miner, District 3, Vice Chair
Cyndi Stevenson, District 1
Ron Sanchez, District 2
Jay Morris, District 4
Michael Wanchick, County Administrator
Patrick McCormack, County Attorney
Lenora Newsome, Deputy Clerk

(08/02/11 - 1 - 9:00 a.m.)

CALL TO ORDER

Bryan called the meeting to order.

(08/02/11 - 1 - 9:00 a.m.)

ROLL CALL

The clerk called the roll; all commissioners were present.

(08/02/11 - 1 - 9:00 a.m.)

INVOCATION

Rev. Mark Frenier, Homeport Christian Church gave the invocation.

(08/02/11 - 1 - 9:02 a.m.)

PLEDGE OF ALLEGIANCE

Commissioner Ron Sanchez led the Pledge of Allegiance.

(08/02/11 - 1 - 9:02 a.m.)

DELETIONS TO CONSENT AGENDA

There were none.

(08/02/11 - 1 - 9:03 a.m.)

APPROVAL OF CONSENT AGENDA

Motion by Sanchez, seconded by Miner, carried 5/0, to approve the Consent Agenda as submitted.

1. Approval of the Cash Requirement Report
2. Minutes:
None

3. Motion to adopt **Resolution No. 2011-203**, accepting an Easement for Utilities for water and sewer service to serve Bay Hill Cove Subdivision

RESOLUTION NO. 2011-203

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE BAY HILL COVE SUBDIVISION

4. Motion to adopt **Resolution No. 2011-204**, authorizing the County Administrator, or designee, to execute an Easement to Florida Power and Light to install electrical service to Canopy Shores Park

RESOLUTION NO. 2011-204

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE AN EASEMENT TO ALLOW FLORIDA POWER & LIGHT TO INSTALL ELECTRICAL SERVICE TO CANOPY SHORES PARK

5. Motion to adopt **Resolution No. 2011-205**, accepting a Bill of Sale and Schedule of Values conveying all personal property associated with the water line relocation at the end of Wildwood Drive at State Road 207

RESOLUTION NO. 2011-205

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A BILL OF SALE AND SCHEDULE OF VALUES CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER LINE RELOCATION AT THE END OF WILDWOOD DRIVE AT STATE ROAD 207

6. Motion to adopt **Resolution No. 2011-206**, accepting two Easements for Utilities and a Bill of Sale conveying all personal property associated with the water line serving the RaceTrac service station located at State Road 207 and I-95

RESOLUTION NO. 2011-206

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING TWO EASEMENTS FOR UTILITIES FOR WATER SERVICE TO SERVE THE RACETRAC SERVICE STATION LOCATED AT STATE ROAD 207 AND I-95, AND ACCEPTING A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER SYSTEM

7. Motion to adopt **Resolution No. 2011-207**, accepting an Easement for Utilities for water service to Oakbrook Subdivision off Kings Estate Road

RESOLUTION NO. 2011-207

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE TO OAKBROOK SUBDIVISION LOCATED OFF KINGS ESTATE ROAD

8. Motion to adopt **Resolution No. 2011-208**, approving the terms, and conditions of the Contract between St. Johns County, Florida, and the St Johns County Council on Aging to provide transit services and be reimbursed for those services from JPA FP#-418441-1-84-10, and authorizing the County Administrator, or designee, to execute the Contract on behalf of the County

RESOLUTION NO. 2011-208

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND ST. JOHNS COUNTY COUNCIL ON AGING TO PROVIDE TRANSPORTATION SERVICES AND TO BE REIMBURSED FOR THOSE SERVICES FROM FUNDS RECEIVED BY THE COUNTY FROM A FLORIDA DEPARTMENT OF TRANSPORTATION PUBLIC TRANSIT BLOCK GRANT IN ACCORDANCE WITH JOINT PARTICIPATION AGREEMENT FP-NUMBER 414441-1-84-10, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

9. Motion to transfer \$12,000 from the General Fund Reserves (0083-59920) to Facilities Maintenance (0031-52500) to fund additional unemployment expense
10. Motion to adopt **Resolution No. 2011-209**, authorizing the County Administrator, or his designee, to award Bid# 11-64 Lift Station Improvements - Group 1 and execute a contract to TLC Diversified, Inc., as the lowest responsive bidder for a total lump sum bid of \$827,500

RESOLUTION NO. 2011-209

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 11-64, AND TO EXECUTE AN AGREEMENT FOR LIFT STATION IMPROVEMENTS - GROUP 1

11. Motion to adopt **Resolution No. 2011-210**, authorizing the County Administrator, or his designee, to award and execute a contract to Turnbull Environmental, Inc., as the lowest responsible bidder for Bid No. 11-74, South Roscoe Blvd., Outfall Improvements for the Lump Sum Bid of \$234,500

RESOLUTION NO. 2011-210

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 11-74, AND TO EXECUTE AN AGREEMENT FOR SOUTH ROSCOE BOULEVARD OUTFALL IMPROVEMENTS

12. Motion to adopt **Resolution No. 2011-211**, authorizing the County Administrator, or his designee, to enter into a contract for Bid No. 11-60, Park & Playground Equipment for one (1) year with three (3) available one year extensions, with the ten (10) firms listed specifically in the cover sheet, for as needed park & playground equipment and installation services as described in the Bid Documents/Specifications and the firms' submitted Bid Proposals

RESOLUTION NO. 2011-211

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 11-60, PARK AND PLAYGROUND EQUIPMENT, AND TO EXECUTE AN AGREEMENT WITH TEN (10) VENDORS FOR AS NEEDED PURCHASE OF PARK & PLAYGROUND EQUIPMENT

13. Motion to approve an internal staff member as the Dependency Case Manager position at Pay Grade 118, Step 20, effective July 24, 2011. Additionally, the employee's current position will be eliminated from the Mental Health budget effective July 24, 2011
14. Motion to adopt **Resolution No. 2011-212**, approving the terms, conditions, and requirements of the contract between St. Johns County and Hope Pavilion, Inc., to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-212

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND HOPE PAVILION INC., AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

15. Motion to adopt **Resolution No. 2011-213**, approving the terms, conditions, and requirements of the contract between St. Johns County and Daniel Memorial, Inc., to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-213

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND DANIEL MEMORIAL, INC., AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

16. Motion to adopt **Resolution No. 2011-214**, approving the terms, conditions, and requirements of the contract between St. Johns County and Children's Home Society, Inc., to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-214

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND CHILDREN'S HOME SOCIETY INC., AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

17. Motion to adopt **Resolution No. 2011-215**, approving the terms, conditions, and requirements of the contract between St. Johns County and Baptist Children's Homes, Inc., to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-215

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND BAPTIST CHILDREN'S HOMES, INC., AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

18. Motion to adopt **Resolution No. 2011-216**, approving the terms, conditions, and requirements of the contract between St. Johns County and Jacksonville Youth Sanctuary to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-216

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY,

**FLORIDA, AND JACKSONVILLE YOUTH SANCTUARY,
AND AUTHORIZING THE CHAIR OF THE BOARD OF
COUNTY COMMISSIONERS TO EXECUTE THE
AGREEMENT ON BEHALF OF THE COUNTY**

19. Motion to adopt **Resolution No. 2011-217**, approving the terms, conditions, and requirements of the contract between St. Johns County and St. Augustine Youth Services, Inc., to provide Residential Group Home Services to foster care children of St. Johns County

RESOLUTION NO. 2011-217

**A RESOLUTION BY THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
APPROVING THE TERMS, PROVISIONS,
CONDITIONS, AND REQUIREMENTS OF AN
AGREEMENT BETWEEN ST. JOHNS COUNTY,
FLORIDA, AND ST. AUGUSTINE YOUTH SERVICES,
INC., AND AUTHORIZING THE CHAIR OF THE
BOARD OF COUNTY COMMISSIONERS TO EXECUTE
THE AGREEMENT ON BEHALF OF THE COUNTY**

20. Motion to adopt **Resolution No. 2011-218**, approving the terms and authorizing the County Administrator, or designee, to execute a lease agreement with Putnam-St. Johns Behavioral Healthcare for space located at the Health and Human Services Center, conditions, and requirements of the contract between St. Johns County and Putnam-St. Johns Behavioral Healthcare. The term of the Lease Agreement is set to commence August 1, 2011 for a term of 12 months with an annual fee of \$1.00. It is in the best interest of the residents of St. Johns County to approve the lease and continue uninterrupted mental and behavioral health services

RESOLUTION NO. 2011-218

**A RESOLUTION BY THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
APPROVING THE TERMS, AND AUTHORIZING THE
COUNTY ADMINISTRATOR, OR DESIGNEE, TO
EXECUTE A LEASE AGREEMENT WITH PUTNAM-ST.
JOHNS BEHAVIORAL HEALTHCARE FOR SPACE
LOCATED AT THE HEALTH AND HUMAN SERVICES
CENTER**

21. Motion to adopt **Resolution No. 2011-219**, approving the terms, provisions, conditions, and requirements of a Contract between St. Johns County, Florida, and University of Florida, Board of Trustees, for the purpose "extending" research-based educational information from the University to the people of St. Johns County, and authorizing the County Administrator, or designee, to execute the Memorandum of Understanding on behalf of St. Johns County. The University has submitted a new Memorandum of Understanding for the period July 16, 2011 - July 15, 2012 that allows for an Interim County Extension Director and one part-time support position at a cost of \$4,856.22 to the County. This agreement is a significant cost savings to the County and will continue until a permanent County Extension Director is selected

RESOLUTION NO. 2011-219

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A MEMORANDUM OF UNDERSTANDING BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES, FOR THE PURPOSE OF PROVIDING FOR THE ST. JOHNS COUNTY EXTENSION DIRECTOR WITHIN ST. JOHNS COUNTY, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

22. Motion to approve the transfer of \$20,000 from the General Fund Communications Department [0001-0040] to the Interoperable Communications Fund [3332-3333] to encapsulate all current interoperable radio communication expenditures
23. Motion to adopt **Resolution No. 2011-220**, approving the submittal of an application for a Federal Transit Administration Grant under the "State of Good Repair" initiative for \$527,780 in federal assistance to purchase four 26' low floor hybrid buses in the Sunshine Bus Company Fleet. No matching funds will be required by St. Johns County

RESOLUTION NO. 2011-220

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO SUBMIT A COMPETITIVE APPLICATION FOR A FEDERAL TRANSIT ADMINISTRATION GRANT UNDER THE STATE OF GOOD REPAIR INITIATIVE FOR \$527,780 TO PURCHASE FOUR (4) LOW FLOOR HYBRID BUSES

24. Motion to adopt **Resolution No. 2011-221**, authorizing funding to offset \$6,016 in Impact Fees to assist with the construction of a new home for Tyler Southern, a severely disabled U.S. Marine injured in combat while serving our Country

RESOLUTION NO. 2011-221

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, FINDING A PUBLIC PURPOSE FOR, AND AUTHORIZING THE OFFSET OF A PORTION OF THE IMPACT FEES REQUIRED FOR THE CONSTRUCTION OF A NEW HOME FOR TYLER SOUTHERN, A SEVERELY DISABLED U.S. MARINE INJURED IN COMBAT

25. Motion to adopt **Resolution No. 2011-222**, recognizing unanticipated grant revenue in the amount of \$71,912 and increasing the EMS Department's State Grant Expenditure line item [0048-55305] and General Fund Public Safety Grant Revenue [0001-33420] line item by \$71,912

RESOLUTION NO. 2011-222

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO ACCEPT AN EMERGENCY MEDICAL SERVICES MATCHING GRANT FROM THE STATE OF FLORIDA, DEPARTMENT OF HEALTH; AMENDING THE FISCAL YEAR 2011 EMERGENCY MEDICAL SERVICES BUDGET TO RECEIVE UNANTICIPATED REVENUE; AUTHORIZING THE EXPENDITURE OF SUCH REVENUE BY THE ST. JOHNS COUNTY FIRE-RESCUE DEPARTMENT

26. Motion to adopt **Resolution No. 2011-223**, approving the Amended Interlocal Recreation Agreement between City of St. Augustine and St. Johns County, restating Eddie Vickers Recreation Facility, and authorizing the Board Chairman or his designee to execute same; and Motion to approve the transfer of \$400,000 from General Fund Reserves (0083-59920) to Aquatics Aid to Government Agencies (0089-58100)

RESOLUTION NO. 2011-223

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AN AMENDMENT TO THE RECREATION INTERLOCAL AGREEMENT BETWEEN THE CITY OF ST. AUGUSTINE, AND ST. JOHNS COUNTY; AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE SAID DOCUMENT; AND PROVIDING AN EFFECTIVE DATE

27. Motion to adopt **Resolution No. 2011-224**, expressing opposition to the Statewide application of new septic tank inspection and replacement requirements, and providing for an effective date

RESOLUTION NO. 2011-224

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, REQUESTING IMMEDIATE REPEAL OF THE NEW FIVE YEAR SEPTIC SYSTEM INSPECTION, MAINTENANCE AND REPLACEMENT REQUIREMENTS; IMMEDIATE REPEAL OF NEW STATE FIVE YEAR EVALUATION REPORT FEE; AND, PROVIDING FOR AN EFFECTIVE DATE

28. Proofs:
- a. Proof: Certificate of Liability Insurance for Applied Technology & Management Inc., 5550 NW 111th Boulevard, Gainesville, FL 32606
 - b. Proof: Notice to Bidders, Bid #11-76, published June 28, 2011, and July 5, 2011, in *The St. Augustine Record*
 - c. Proof: Notice of Public Hearing of the Board of County Commissioners on July 19, 2011, on an ordinance regarding regulation and control of public nuisances, published July 1, 2011, in *The St. Augustine Record*
 - d. Proof: Notice to Bidders, Bid #11-83, for Purchase of Poly/Ortho Blend, published July 1, 2011, and July 8, 2011, in *The St. Augustine Record*

- e. Proof: Notice of Public Hearing of the Board of County Commissioners on July 19, 2011, and September 20, 2011, on establishment of Ordinance/Regulations affecting the Use of Land (Article II, VI, X, XII), published July 8, 2011, in *The St. Augustine Record*
- f. Proof: Notice to Bidders, Bid #11-85, published July 6, 2011, and July 13, 2011, in *The St. Augustine Record*
- g. Proof: Notice to Bidders, Bid #11-87, published July 8, 2011, and July 15, 2011, in *The St. Augustine Record*
- h. Proof: Request of Proposals, RFP #11-80, for Transportation of Cadavers for St. Johns County Medical Examiner's Office, published July 9, 2011, and July 16, 2011, in *The St. Augustine Record*
- i. Proof: Notice of Organizational Meeting of the Value Adjustment Board on July 25, 2011, published July 15, 2011, in *The St. Augustine Record*

(08/02/11 - 9 - 9:03 a.m.)

PUBLIC COMMENT

Tom Myrick, 1736 Asteria Street, spoke on volunteers being the backbone of social services and stated that he was in favor of the millage rate increase.

(9:07 a.m.) Ed Houston, 244 Odoms Mill Blvd., representing the Fire Fighters Union, spoke on having a change in leadership and direction, and being ready to work with the Board. He apologized for the some of the actions and behaviors that the Fire Fighters had made in the public. He said that he would like the Board to understand that they stood ready to work again, and noted that a new leadership, new desire, and understanding of the tough financial conditions of the economy. They understood the economic difficulties that the County faced. He stated, as far as their Fire Rescue Service, they were one of the finest in the State. He said that he stood on behalf of all the Fire Fighters to ask the Board to support the millage increase in order for them to continue service to the community. He mentioned the desperate need of the radio system to do his job affectively, along with the men and women that he represented. He implored the Board to support the millage increase. Bryan asked if the firefighter membership would support the new agreement that was being discussed. Houston replied that he hoped they would, because of the consequences. He said what they were offering the County was something that all parties could live with. Bryan said that he accepted his apology and he looked forward to a renewed agreement and relationship with the Fire Department, the membership and the Board.

(08/02/11 - 9 - 9:11 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

There were none.

(08/02/11 - 9 - 9:11 a.m.)

APPROVAL OF REGULAR AGENDA

Motion by Sanchez, seconded by Miner, carried 5/0, to approve the Regular Agenda as submitted.

(08/02/11 - 9 - 9:12 a.m.)

1. PUBLIC HEARING - CONSIDER A RESOLUTION APPROVING A FEDERAL TRANSIT ADMINISTRATION 2011 SECTION 5307 URBANIZED GRANT PROGRAM OF PROJECTS. EACH YEAR THE FEDERAL TRANSIT ADMINISTRATION APPORTIONS FUNDING FOR URBANIZED AREA PUBLIC TRANSPORTATION ASSISTANCE. OUR APPORTIONMENT FOR THIS YEAR IS \$661,519. ONCE THIS APPORTIONMENT IS DETERMINED, A PROGRAM OF PROJECTS IS DEVELOPED AND USED AS THE BASIS FOR

THE SECTION 5307 URBANIZED AREA GRANT SUBMITTAL. PRIOR TO THIS SUBMITTAL, FEDERAL GUIDELINES REQUIRE A PUBLIC HEARING FOR THE APPROVAL OF THE PROGRAM OF PROJECTS. THE MATCH REQUIREMENT FOR THIS GRANT WILL BE 50% FOR OPERATING COSTS AND 20% FOR CAPITAL. OPERATING COSTS FOR THIS YEAR'S GRANT IS \$423,000 WITH THE \$423,000 MATCH COMING FROM THE COUNTIES CONTRIBUTION TO TRANSIT, FARE BOX REVENUE, AND AN FDOT BLOCK GRANT. THE 20% MATCH FOR \$238,519 IN CAPITAL WILL COME FROM A SOFT MATCH OF TOLL REVENUE CREDITS PROVIDED BY THE STATE OF FLORIDA

Proof of publication of the notice of public hearing on Intent to Apply FTA Section 5307 Grant was received, having been published in *The St. Augustine Record* July 20, 2011.

Gary Mackey, Transit Planner, gave a presentation and requested the approval of a resolution, *Exhibit A*. Stevenson asked Mackey to explain match funding and where it would come from, which Mackey reviewed for the Board. Stevenson asked if the money actually operated the transit line. Mackey replied that the money went towards the complete public transportation system and the coordinated system as well. Bryan mentioned that COA had the only public transportation system in the County.

(9:15 a.m.) **Motion by Sanchez, seconded by Miner, carried 5/0, to adopt Resolution No. 2011-225, approving the Program of Projects, the submittal of the 2011 Federal Transit Administration Section 5307 Urbanized Area Grant based on the approved Program of Projects and execution of the awarded grant.**

RESOLUTION NO. 2011-225

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PROGRAM OF PROJECTS, THE SUBMITTAL OF A SECTION 5307 URBANIZED AREA GRANT FOR \$661,519 BASED ON THE PROGRAM OF PROJECTS AND THE EXECUTION OF THE GRANT ONCE AWARDED BY THE FEDERAL TRANSIT ADMINISTRATION IN ACCORDANCE WITH CHAPTER 53, TITLE 23, UNITED STATES CODE

(08/02/11 - 10 - 9:16 a.m.)

2. SETTING THE PROPOSED TENTATIVE MILLAGE RATE FOR FISCAL YEAR 2012 AND ESTABLISHING THE FIRST PUBLIC HEARING DATE FOR THE FISCAL YEAR 2012 ANNUAL BUDGET FOR SEPTEMBER 6, 2011, AT 5:30 P.M.

Doug Timms, Director of Management & Budget, gave a presentation, *Exhibit A*. He spoke on some of the Town Hall information that was presented during the last couple of months. He reviewed the distribution of the tax dollars, County property taxes, and implemented reductions. He mentioned the first option regarding reductions in the Fire District Fund, with the second and third options dealing with the General Fund. He reviewed the reductions in the General Fund/Quality of Life and the actions that had already been taken. Timms stated that they needed to set the maximum rate so they would have some lead way, and he asked the public to wait for their TRIMM notice to see the tax increase. He mentioned that there would be an increase above the rolled-back rate. He said the Board would need to consider two motions; 1) to approve tentative millage rates; and 2) to establish September 6, 2011, as the first public hearing date for the adoption of the budget and millage rates. Bryan asked when the TRIMM notices would go out, with Timms responded, towards the end of August or towards the middle of August, depending on how quickly they could be assembled. Bryan

mentioned that many people were not fully aware what the TRIMM notice was and asked Timms to explain. Timms explained the purpose of the TRIMM notice. Miner said that the recommended millage rate would still be less than the City of St. Augustine's rate. Timms affirmed that to be correct. Stevenson stated that since the County had the 13 percent decrease last year, the proposed millage rate was still below what the rollback rate would have been last year. She mentioned that the TRIMM notices contained information about valuation and where to contact the various taxing authorities as they go through the finalization of their budgets. Bryan asked if the closing of the fire stations would affect just the individuals in that area, or would it be county-wide. Timms responded that it was very possible that it would be a county-wide affect. Bryan spoke on permitting and road maintenance. Stevenson spoke on one fire station being closed affecting the entire County, and becoming a real safety issue. Morris commented on financial information being distributed around the County that was incorrect.

(9:51 a.m.) Daniel Chitwood, 600 Christina Drive, appearing on behalf of Sheriff David Shoar, spoke in favor of the .75 millage increase, and on public safety.

(9:55 a.m.) Brent Burkey, 701 Pine Hurst Place, spoke on the reductions and cutbacks in the Sheriff's Office. Timms explained the individual items regarding the cutbacks from the Sheriff's Office. Wanchick mentioned that when the Sheriff presented his budget, he clearly disclosed the maintenance transfer, which was done at Administration's request. He said by the Sheriff putting his maintenance staff and budget together with the County, it would allow them to operate in a more efficient manner, with Stevenson responding.

(10:01 a.m.) Mrs. O. W. Stewart Jr., 172 Spartina Avenue, spoke in favor of the .75 millage increase and on the Learn to Read of St. Johns County, Inc.

(10:04 a.m.) Janet Hutson, 154 Laguna Court, Executive Director of Learn to Read of St. Johns County, stated that she supported the .75 millage rate increase and spoke about kids dropping out of high school.

(10:06 a.m.) Ron Zamora, 126 Shores Blvd., spoke on the General Fund reductions being unacceptable, and in favor of the .75 millage increase.

(10:08 a.m.) Cindy Falco-Dicorrado, 132 San Marco Avenue, mentioned the money collected from traffic tickets being set aside for the communication system and asked where the fund went. She spoke in opposition of the millage increase.

(10:10 a.m.) Kelly Patheno, 721 Corgan Drive, spoke on camps for kids, and keeping summer camps open.

(10:13 a.m.) Deborah Redding, 210 South Field Crest Drive, Program Coordinator for the Emergency Services and Homeless Coalition in St. Johns County, spoke on the homeless families and stated that County funding was critical to their operation. She expressed that she supported the millage increase.

(10:16 a.m.) Gina Burrell, 27 Seminole Drive, urged the support of the .75 millage increase, and asked for support for the Council on Aging.

John Mountcastle, 16 Marshview Drive, spoke in favor of the millage increase.

(10:18 a.m.) John Edwards, 1645 Inkberry Lane, spoke in favor of the .75 millage increase.

(10:21 a.m.) Renee Morris, 825 Alhambra Avenue, Director of the St. Francis House, supported the millage increase.

(10:24 a.m.) Cathy Brown, 20 Sevilla Street, Executive Director for the Council on Aging, gave a brief history on the agency. She stated that she supported the millage increase. Brown explained the purpose of the Senior Centers, Alzheimer Day Care Center, and the transportation system.

(10:29 a.m.) Patricia Laurencelle, 25 Versaggi Drive, spoke in favor of the .75 millage increase.

(10:33 a.m.) George Olsen, 1377 Prince Road, spoke in favor of the millage increase and on property values.

(10:34 a.m.) Dawn Bell, 4036 White Pine Lane, Executive Director of the Early Learning Coalition, spoke in favor of the .75 millage increase.

(10:36 a.m.) Ellen Whitmer, 1178 Natures Hammock Road South, stated that she supported the .25 for the 800 megahertz radio system. She questioned the Sheriff's budget in regards to salary increases.

(10:38 a.m.) Carlos Alvarado, 1255 Ponce Island Drive, said that he supported the .75 millage increase and spoke on the Learn to Read of St. Johns County program.

(10:40 a.m.) Fred Harris, 829 Kings Estate Road, spoke in favor of the millage increase.

(10:42 a.m.) Lupy A. Curtis, 6400 SR 207, Elkton, asked the Board to hold the line.

(10:47 a.m.) Winifred Wagner, 2304 Windjammer Lane, spoke in favor of the .75 millage increase and on Learn to Read of St. Johns County.

(10:48 a.m.) Ron Rawls, Pastor St. Paul and AME Church, 85 Martin King Avenue, spoke in favor of the millage increase.

(10:51 a.m.) Ricky Moyer, 191 King Street, spoke in favor of the millage increase and on Learn to Read of St. Johns County.

The meeting recessed at 10:52 a.m. and reconvened at 11:07 a.m. with the continuation of Item 2.

(11:07 a.m.) Nickie Gorce, 5281 Tamaqua Circle, Prevention Director of EPIC, spoke on community programs and preserving family unification.

(11:10 a.m.) Marilena Blasian, 123 Bedstone Drive, spoke about the need for a millage increase.

(11:12 a.m.) Becky Reichenberg, 1177 Linwood Loop, commented about the increase in the millage and the new 800 megahertz radio.

(11:14 a.m.) Joyce Mahr, 1375 Arapaho Avenue, Executive Director of the Betty Griffin House, spoke on the increase in the millage and how much their agency helped individuals and families in the community. She suggested that if the services were lessened, it would result in safety concerns for the citizens.

(11:16 a.m.) Bill Lazar, 525 West King Street, Executive Director of the St. Johns Housing Sponsorship, spoke in favor of the millage increase.

(11:18 a.m.) Marci Skinner, 961 Lawhon Drive, spoke in favor of the .75 millage increase and the communication radio.

(11:20 a.m.) Mary Carrozza, 120 Marsh Island Circle, Eagle Creek, spoke in opposition of increasing the millage rate.

(11:23 a.m.) Bryan commented on public safety, and the Sheriff's Office traffic ticket funding, with Wanchick responding. Bryan spoke on summer camps, and after school programs.

(11:25 a.m.) Miner spoke on the tentative millage rate motion #1, and reviewed all the calls Fire Rescue had responded to and why. He mentioned that ISO rates would go up. He said the communication system was mandated and necessary. He spoke on the General Fund, Veterans services, Council on Aging, and said he would like to see a plan in September to place the sales tax issue on the ballot.

(11:30 a.m.) Sanchez commented on public safety, the radio system, and looking at placing the sales tax issue on the ballot. Sanchez spoke on securing necessary services.

(11:35 a.m.) Morris spoke on an article written in *The St. Augustine Record* on Sunday, regarding the millage increase.

(11:36 a.m.) Stevenson said that she appreciated everyone who came in to express their opinions and thoughts about the budget. She mentioned that some of the county employees had joined the rank of the unemployed. She spoke on working with the Sheriff's budget, needing a radio system, and increasing sales tax.

(11:40 a.m.) Bryan said that he supported the millage increase, fire fighters, and encouraged Administration to work on the general fund millage increase proposal. He mentioned supporting sales tax increase.

(11:45 a.m.) Wanchick spoke on the town hall process. He said that if the .75 millage increase was adopted, it would create a hold-the-line budget. He stated that the current budget should be adopted, which would result in not needing to return to the Board with other millage rate increases in the future. He said that over the last twenty-five years, the County had reduced its millage rate 12 times, and if adopted, the millage rate would have been raised only five times in twenty-five years.

(11:48 a.m.) Stevenson mentioned that there was one comment that she had heard mentioned again and again; why St. Johns County was out of step with other levels of government.

(11:50 a.m.) Miner spoke on comparing governments.

(11:51 a.m.) Sanchez said that he would support the increase in the sales tax.

(11:53 a.m.) **Motion by Sanchez, seconded by Miner, to approve the tentative millage rates as followed: the General Fund millage rate of 5.4000, the Health Department Fund millage rate of 0.0171, the Transportation Trust Fund millage rate of 0.6300, Fire District Fund millage rate of 1.4500, Vilano Street Lighting District millage rate of 0.0500, St. Augustine South Street Lighting District millage rate of 0.2100 and authorize the completion and execution of the FY 2012 form DR-420's, by the County Administrator. Timms stated that inadvertently Summerhaven MSTU millage rate was left off and he requested to add it to the motion since they were at the maximum of 10.0000. Sanchez accepted Timms statement as an amendment to the motion and Miner seconded, the motion carried 5/0.**

(11:55 a.m.) **Motion by Sanchez, seconded by Miner, carried 5/0, to establish September 6, 2011, at 5:30 p.m., in the County Auditorium, as the first public hearing for the adoption of the St. Johns County Board of County Commissioners Fiscal Year 2012 Budget.**

(08/02/11 - 14 - 11:56 a.m.)
COMMISSIONERS' REPORTS

Commissioner Stevenson:

Stevenson reiterated for people who lived in the Walden Chase area, to look to see if they were under the fire service coverage.

(11:57 a.m.)
Commissioner Miner:

Miner spoke on the Drug Court graduation.

Miner mentioned that he had the opportunity to observe the 2011 St. Johns County hurricane exercise at the Emergency Operation Center.

Miner met with Chris Hagen of the Northeast Builders Council last week, who had asked for the Board's support, to ask staff to look into an ordinance regarding a directional sign ordinance charging for sign permits. Sanchez commented.

Miner thanked County staff, Administration, Budget, and all the County employees for their hard work.

(12:00 p.m.)
Commissioner Sanchez:

Sanchez thanked the entire staff in the County for doing a good job and said that he appreciated them. He thanked staff for keeping St. Johns County number one.

(12:00 p.m.)
Commissioner Morris:

Morris spoke on the budget, and how well everyone worked together to pull the budget together.

(12:01 a.m.)
Commissioner Bryan:

Bryan echoed the other Commissioners comments and also thanked staff. He spoke on being proud of being a government employee.

(08/02/11 - 14 - 12:02 a.m.)
COUNTY ADMINISTRATOR'S REPORT

Wanchick said the morning budget presentation would be on line by the end of the day.

Wanchick said that the local Judges had requested the Commissions indulgence in transferring Judge Watson's old desk from Health and Human Services back to the Judges, so they could convey it to his family. *There was a consensus of the Board to do so.*

(08/02/11 - 15 - 12:03 p.m.)
COUNTY ATTORNEY'S REPORT

McCormack announced the evening session would be at 5:01 p.m.

McCormack spoke on the emergency management training exercise mentioned by Miner. He spoke on the Florida National Guard giving a presentation there and having the reputation of being the best in the Country. He said that the National Guard said there was nothing more critical than communication in an emergency.

McCormack stated that he had been requested by Dr. Joe Saviak, Assistant Professor at Flagler College, to step in and teach an evening session on Thursday evenings. He stated that Saviak had a hole in his schedule pertaining to administrative law course. He requested the Board's permission to teach that course. He said, as per the County contract, he would need a formal vote of the Board, and asked them to consider approving it. (12:06 p.m.) **Motion by Miner, seconded by Stevenson, carried 5/0, to give authorization to McCormack to teach a course on Thursday nights.**

(12:07 p.m.) Wanchick mentioned that he wouldn't be at the 5:01 p.m. meeting because he would be at the Sheriff's conference in Daytona.

(12:07 p.m.) Stevenson mentioned attending the Excellence Construction Awards, in which St. Johns County had four honorees; Racetrack on CR 207, The Veterans Nursing Home, Flagler's renovation of their Neonatal Intensive Care Unit, and the John Bailey Flagler Hospice Building.

(08/02/11 - 15 - 12:08 p.m.)
CLERK OF COURT'S REPORT

No report.

The meeting recessed at 12:10 p.m. and reconvened at 5:01 p.m. with Commissioners Bryan, Miner, Sanchez, and Morris; Assistant County Administrator Darryl Locklear; County Attorney Patrick McCormack; and Deputy Clerk Pam Halterman present.

(08/02/11 - 15 - 5:01 p.m.)

3. PUBLIC HEARING - ORDINANCE LAND DEVELOPMENT CODE AMENDMENTS FOR ARTICLE II. THIS IS THE SECOND BOARD OF COUNTY COMMISSIONERS HEARING AND THE FINAL OF THREE PUBLIC HEARINGS TO CONSIDER MODIFICATIONS TO ARTICLE II ZONING DISTRICTS AND SPECIAL USES OF THE LAND DEVELOPMENT CODE. THE PURPOSE OF THE CHANGES IS TO PROVIDE FOR ADDITIONAL USES WITHIN SEVERAL COMMERCIAL AND INDUSTRIAL DISTRICTS, PROVIDE SOME ADDITIONAL USES BY RIGHT, AND CLARIFY WHEN SOME USES MAY BE PERMITTED AS ACCESSORY OR TEMPORARY USES. A DESCRIPTION OF THE MODIFICATIONS, A COPY OF THE AFFECTED PAGES IN UNDERLINE/OVERSTRIKE. A FULL COPY OF THE AFFECTED ARTICLE IS AVAILABLE FOR VIEWING AT MINUTES AND RECORDS AND GROWTH MANAGEMENT. THE PLANNING AND ZONING AGENCY HEARD THE AMENDMENT PACKAGE ON JULY 21, 2011 AND RECOMMENDS APPROVAL ON A VOTE OF 6/0 INCLUDING TWO CHANGES TO CLARIFY THE FENCING HEIGHT PROVISION AND TO CLARIFY IMPLEMENTATION OF THE ALCOHOLIC BEVERAGE DISTANCE REQUIREMENT FOR EXISTING LICENSE HOLDERS

Proof of publication of the notice of public hearing on Land Development Code Amendments for Article II was received, having been published in *The St. Augustine Record* on June 10, 2011, and July 25, 2011.

Lindsey Haga, Development Review Director, offered a presentation to the Board concerning the changes to the Land Development Code. She noted that it was the fourth public hearing and offered a summarized list of changes which included items such as; uses by zoning district, accessory uses, temporary uses, special uses, and prohibited uses.

Stevenson arrived to the meeting at 5:03 p.m.

Haga continued to offer details of the proposed changes and noted recommendations suggested by the PZA. She specified that staff had added a cross-reference clause for additional uses within each of the Use Categories that would help convert the LDC to a user friendly tool. She noted that the distance requirement for alcohol beverage vendors would increase based on property line measurement maintaining a one-thousand foot buffer. She voiced that staff had received some comments from the community in regards to uses in open rural areas, vehicle repair, and outdoor sales and display. She stated that those changes, although staff was not able to accommodate with the current proposed changes, would be reviewed at a later date.

(5:08 p.m.) Beth Breeding, 10175 Fortune Parkway, Jacksonville, noted that she had attempted to obtain a change to the automobile repair elements of the LDC since Pal Howell was a Commissioner. She offered numerous elements of the Code that could be changed to allow uses, such as; Pep Boys, Tires Plus, and Goodyear in the Residential C or Community Commercial areas. She suggested that distance requirement from commercial building lot line to single-family lot line of 500 feet, roll-up bay doors not face major connectors and located on the side or rear of the building, some type of landscape, fencing, or screening to help buffer the visibility of the large roll-up doors could be offered in exchange for allowing the use.

(5:10 p.m.) Ed Paucek, 970 Irma Way, spoke about restaurants, with or without a drive-thru, and bars and lounges listed in Commercial General and Commercial Neighborhood categories. He pointed out that bars and lounges were not permitted in the CG and CN categories; however, many bar and lounges currently existed in the CN zoned areas in the county. He asked that the issue be reviewed to see whether an oversight happened that needed to be clarified.

(5:13 p.m.) Rick Teets, 730 East 5th Avenue, Mt. Dora, voiced that he was opposed to the changes to the automobile tent event sales and asked that it be removed from the proposal.

(5:15 p.m.) Pierre Orantes, 357 Summerset Drive, owner of Driven to Win Company, said his company handled automobile tent sales events. He stated that he had held automobile tent sales in St. Johns County and surrounding area for nearly 11 years and was opposed to the proposed changes. He communicated that eliminating automobile tent sales would hurt his business and other automobile dealerships. He pointed out that several St. Johns dealerships had gone to other counties and communities to hold tent sale events as well. He voiced that eliminating commerce between counties would be un-American.

(5:18 p.m.) Michael Scmanie, 2 South Orange Avenue, Orlando, representative of several automobile dealerships who hold tent sale events, stated that tax revenue from automobile tent sales went to the State and was partially returned to the county. He

noted that the industry was highly regulated by the government and elements had been created to protect the consumer. He asked that the changes be tabled until a later date.

(5:22 p.m.) Mike Lowe, 880 Cherry Tree Road, Vice-President and General Manager of Atlantic-Dodge-Chrysler-Jeep, St. Augustine, spoke about the automobile tent sales and agreed with the proposed language changes. He pointed out that local dealers had met with County staff and agreed to the proposed language changes because the change would eliminate the opportunity to hold automobile tent sale events. He said local residents think that the tent sale events are held by a local company which many times that was not the case. He reported that his dealership had never left the county to hold a tent sale event, and the manufacturer prohibited such events. Again, he voiced that, as a business person, and employee, and resident in the county, the Board should approve the proposed language changes.

(5:24 p.m.) Brian Wilson, 107 Herons Nest Lane, automobile dealer in St. Augustine, suggested that the proposed changes would offer local dealerships consumer protection by agreeing to not place tent sale events on property in the county. He expanded that most of his used vehicles were received when local residents of the county traded-in vehicles at his business.

(5:28 p.m.) In response from an inquiry from Bryan, Wilson affirmed that many people brought vehicles they had issues with after purchased from an out-of-town dealership tent event to a local dealership to correct and handle the issues. He pointed out that most people went to their manufacturers' local dealership for repairs or other issues with a vehicle.

(5:31 p.m.) Scmanie affirmed that the vehicles they sell included a warranty and many local repair shops existed in the area if a mechanical issue was raised. He said they provided a Car-Fax for each vehicle they sell.

(5:32 p.m.) Miner voiced that he was not interested in tabling any portion of the proposed changes because several public hearings had been held on the issue.

(5:33 p.m.) In reply to a question from Stevenson, Suzanne Konchan, Planning Director, responded that outside sales and the issuance of a temporary use permit had been addressed concerning seasonal sales and carnival issues and other outdoor sales in a separate paragraph in the Code. She summarized that another paragraph included automobile dealership tent events being excluded as a permitted temporary use. She explained that many differences were involved with tent sales compared to permanent structure sales. She added that permanent structure use permits were much more detailed and involved. She voiced that the Code amendment would draw a distinction between a temporary use permit that might have less intensive land impacts as opposed to a temporary use permit where site plan, access, and impacts details were required.

(5:37 p.m.) McCormack explained that the temporary use permit and special use permit would be difficult to apply to the Comprehensive Plan.

(5:37 p.m.) Lowe expressed that he had a hard time understanding how a company could come into the County with a tent sale event and be given the same opportunity that was offered a dealership with infrastructure, tax base, and employees. He asked that the Board protect those who had made that initial investment in the County.

(5:39 p.m.) Sanchez stated that the temporary tent sales from businesses other than St. Johns County seemed unfair to the local businesses and dealerships.

(5:40 p.m.) Orantes said he was a taxpayer, resident, and property owner in St. Johns County. He described that St. Johns County residents felt that local dealerships had an attitude that they were not the smartest consumers. He commented that tent sale events were supported by consumers, and had been for many years. He noted that during tent sale events companies spent approximately \$50,000 on promotions, rent, advertising, gasoline, and food in the community. He said people purchased at tent sale events because there was a need or something was missing in the community. He pointed out that several local dealerships held tent events in surrounding counties. He suggested that the proposed language change was protectionism.

(5:43 p.m.) Scmanie voiced that the issue was about competition between dealerships and not protection. He reiterated that he would like the item tabled to allow time for out-of-county and county dealerships to come up with a compromise based on inter-county competition.

(5:44 p.m.) McCormack advised that staff had created several whereas clauses to add to the ordinance.

(5:45 p.m.) Bryan said he believed in the free market, and people had a right to make a living. He suggested that a compromise should be available for all parties involved with the issue. He asked whether the dealers in attendance would be open to a compromise. Wilson pointed out that eleven new dealerships had opened in the county, whereas Flagler County had only three open during the same time. He noted that it was very difficult to find or read on the non-local dealerships promotional flyers, who the dealer was and their location.

(5:49 p.m.) Sanchez stated that the issue should not be tabled. Stevenson affirmed that the tent sale events were for local businesses with infrastructure on the site.

(5:50 p.m.) In response to an inquiry from Morris, Konchan affirmed that businesses could hold a tent sale event on property appropriately zoned for vehicle sales. She noted that the County's traditional permitting process had a separate licensing issue.

(5:52 p.m.) **Motion by Miner, seconded by Sanchez, carried 5/0, to enact Ordinance No. 2011-27, amending Article II, Zoning Districts, and Special Uses.**

(5:53 p.m.) Due to many concerns raised during the process, McCormack noted that staff had created "whereas" clauses to be included in the proposed language changes. He read the additional language to the Board:

Whereas, generally prohibiting vehicle sales as a temporary use promotes the public health, safety, and welfare due to the fact that the high level of activity that such produces should only be permitted through traditional commercial construction permitting to ensue appropriate paving, drainage, and access improvements are provided, that impact fees are collected where applicable and that transportation impacts are mitigated and other applicable Land Use Code provisions are reviewed and resolved prior to use being allowed, and

Whereas, safety concerns pertaining to children and passerby's and parking lots used for test driving would be lessened by prohibiting vehicle sales activities as temporary uses in general business type parking lots, and

Whereas, purchasing a vehicle from a permanent place of business affords residents of St. Johns County more practical accountability by allowing them to return to the place of sale at any convenient time to resolve concerns or problems with a purchase, and

Whereas, purchasing a vehicle from a permanent place of business promotes vendor responsiveness to future issues related to such purchase which benefits residents of St. Johns County, and

Whereas, purchasing a vehicle from a permanent place of business allows residents of St. Johns County to more easily address subsequent issues that may arise including but not limited to warranty restrictions put in place by some vehicle manufacturers, and

Whereas, prohibiting vehicle sales as a temporary use is appropriate to mitigate the detrimental effects that may arise from purchasing a vehicle and helps promote the health, safety, and welfare of residents of St. Johns County.

He noted that a number of reasons existed to allow the Board to adopt the proposed ordinance and suggested that the health, safety, and welfare of the public would be most important. He stated that protection of businesses from competition was not a regulated concern. He voiced that the automobile industry or individuals should not be demonized or criticized in any way. Bryan thanked McCormack for his effort involved with the language changes, and agreed that the public's safety, health, and welfare were of the utmost importance. McCormack noted that changes to the Code could be done in the future.

(6:00 p.m.) **Motion by Miner, seconded by Sanchez, carried 5/0, to accept the added language changes read by McCormack.**

ORDINANCE NO 2011-27

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING AND RESTATING ARTICLE II OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS PREVIOUSLY AMENDED; THIS ORDINANCE MAKES CHANGES INCLUDING AND RELATING TO: ARTICLE II, SPECIFICALLY PART 2.02.00 USES ALLOWED WITHIN ZONING DISTRICTS, 2.03.00 SPECIAL USES AND 2.04.00 PROHIBITED USES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

With there being no further business to come before the Board, the meeting adjourned at 6:03 p.m.

REPORTS:


1. St. Johns County Board of County Commissioners Check Register, Check Nos. 472512-472531, totaling \$40,616.84 (07/14/11)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 472532-472779, totaling \$1,717,488.89 (07/19/11)
3. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 6409-6467, totaling \$686,872.03 (07/19/11)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 472780-472796, totaling \$12,800.50 (07/20/11)
5. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 6468-6478, totaling \$11,692.50 (07/20/11)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 472797-473011, totaling \$817,838.53 (07/26/11)
7. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 6479-6540, totaling \$1,406,540.73 (07/26/11)

CORRESPONDENCE:

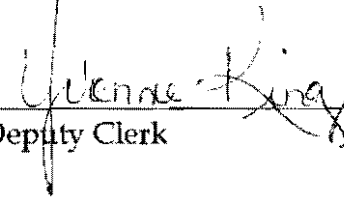
1. Letter dated July 21, 2011, to Liz Cloud, Program Administrator, Department of State, filing St. Johns County Ordinance Nos. 2011-25 and 2011-26

Approved _____ September 6 _____, 2011

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
J. Ken Bryan, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: 
Deputy Clerk

