

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
JUNE 19, 2012
(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: Mark Miner, District 3, Chair
Jay Morris, District 4, Vice Chair
Cyndi Stevenson, District 1
Ron Sanchez, District 2
J. Ken Bryan, District 5
Michael Wanchick, County Administrator
Darrell Locklear, Assistant County Administrator
Jerry Cameron, Assistant County Administrator
Patrick McCormack, County Attorney
James Whitehouse, Deputy County Attorney
Regina Ross, Assistant County Attorney
Natasha Lirette, Deputy Clerk

(6/19/12 - 1 - 9:00 a.m.)
CALL TO ORDER

Miner called the meeting to order.

(6/19/12 - 1 - 9:00 a.m.)
ROLL CALL

The clerk called the roll and all commissioners were present.

(6/19/12 - 1 - 9:00 a.m.)
INVOCATION

Jerry Cameron, gave the invocation.

(6/19/12 - 1 - 9:01 a.m.)
PLEDGE OF ALLEGIANCE

Boy Scout Troop 875, with Villages Church, led the Pledge of Allegiance.

(6/19/12 - 1 - 9:03 a.m.)
PRESENTATION OF SPECIAL RECOGNITION TO BILLY PINYAN, FLEET MAINTENANCE, ON HIS 30 YEARS OF SERVICE TO ST. JOHNS COUNTY

Joe Stephenson gave the presentation and said that Billy Pinyan was a good, hard-working honest employee. Stephenson also said that it had been a pleasure working with Pinyan. Pinyan was presented a rocking chair for his 30 years of service with St. Johns County. Pinyan was congratulated by fellow employees and commissioners.

(6/19/12 - 1 - 9:06 a.m.)
SPECIAL RECOGNITION TO MARGE CIRILLO, CERTIFIED BUSINESS ANALYST AT ST. JOHNS COUNTY'S SMALL BUSINESS DEVELOPMENT CENTER, WAS

AWARDED THE REGIONAL CERTIFIED BUSINESS ANALYST IMPACT AWARD FOR 2012 AND ANN SABBAG, CEO AND FOUNDER OF HEALTH DESIGNS, INC., AWARDED THE U.S. SMALL BUSINESS ADMINISTRATION'S 2012 SMALL BUSINESS PERSON OF THE YEAR FOR THE STATE OF FLORIDA

Commissioner Bryan presented special recognition rewards to Marge Cirillo and Ann Sabbag, on behalf of the St. Johns County Board of County Commissioners. Cirillo and Sabbage both thanked the commissioners for the recognition.

(6/19/12 - 2 - 9:14 a.m.)

DELETIONS TO CONSENT AGENDA

There were none.

(6/19/12 - 2 - 9:14 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Minutes:
 - Special Meeting 5/29/2012
 - BCC Regular Meeting 06/05/12
3. Motion to adopt **Resolution No. 2012-158**, accepting an Easement for Utilities for water and sewer service to serve Court Homes of Ponte Vedra Unit One and Two

RESOLUTION NO. 2012-158

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 COURT HOMES OF PONTE VEDRA UNIT ONE AND TWO

4. Motion to adopt **Resolution No. 2012-159**, accepting an Easement for Utilities for water and sewer service to serve Innlet Beach Unit Six and Water Oak Subdivision and Oakbridge Roadways in Ponte Vedra

RESOLUTION NO. 2012-159

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 INNLET BEACH UNIT SIX AND WATER OAK SUBDIVISION AND OAKBRIDGE ROADWAYS IN PONTE VEDRA

5. Motion to adopt **Resolution No. 2012-160**, terminating previously approved easements and accepting a Grant of Easement for drainage purposes along South Roscoe Boulevard; and authorizing the county administrator, or designee, to execute the Grant of Easement

RESOLUTION NO. 2012-160

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TERMINATING PREVIOUSLY APPROVED EASEMENTS AND ACCEPTING A GRANT OF EASEMENT FOR DRAINAGE PURPOSES ALONG SOUTH ROSCOE BOULEVARD; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE GRANT OF EASEMENT

6. Motion to adopt **Resolution No. 2012-161**, declaring the public purpose and necessity for exercising the right and power of eminent domain to acquire an easement over certain real property located along CR 210 for the construction of the roadway; and authorizing the county attorney to institute condemnation proceedings. St. Johns County, in cooperation with the Florida Department of Transportation (FDOT), is in the process of acquiring property needed for Phase II of the CR 210/I 95 roadway improvement project. Sampson Creek Community Development District owns property known as Tract "P" with a pond and the County will need easement rights to expand and locate new pumps

RESOLUTION NO. 2012-161

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE PUBLIC PURPOSE AND NECESSITY FOR EXERCISING THE RIGHT AND POWER OF EMINENT DOMAIN TO ACQUIRE AN EASEMENT OVER CERTAIN REAL PROPERTY LOCATED ALONG CR 210 FOR THE CONSTRUCTION OF THE ROADWAY; AND AUTHORIZING THE COUNTY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS

7. Motion to adopt **Resolution No. 2012-162**, declaring the public purpose and necessity for exercising the right and power of eminent domain to acquire certain real property along CR 210 for the construction of the roadway and authorizing the county attorney to institute condemnation proceedings. St. Johns County, in cooperation with the Florida Department of Transportation (FDOT), is in the process of acquiring property needed for Phase II of the CR 210/I 95 roadway improvement project. C & K Asset Management, Inc., owns a narrow strip of property required for this project and has not responded to the County's offer to purchase the property

RESOLUTION NO. 2012-162

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE PUBLIC PURPOSE AND NECESSITY FOR EXERCISING THE RIGHT AND POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY ALONG CR 210 FOR THE CONSTRUCTION OF THE ROADWAY; AND AUTHORIZING THE COUNTY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS

8. Motion to adopt **Resolution No. 2012-163**, declaring the public purpose and necessity for exercising the right and power of eminent domain to acquire certain real property along CR 210 for the construction of the roadway; and authorizing the county attorney to institute condemnation proceedings. St. Johns County, in cooperation with the Florida Department of Transportation (FDOT), is in the process of acquiring property needed for Phase II of the CR 210/I 95 roadway improvement project. St. Johns Forest Community Development District and St. Johns Forest Master Property Owners Association, Inc., owns a narrow strip of property required for this project and has not agreed to the County's offer and terms to purchase the property

RESOLUTION NO. 2012-163

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE PUBLIC PURPOSE AND NECESSITY FOR EXERCISING THE RIGHT AND POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY ALONG CR 210 FOR THE CONSTRUCTION OF THE ROADWAY; AND AUTHORIZING THE COUNTY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS

9. Motion to adopt **Resolution No. 2012-164**, approving the final plat for Coastal Oaks at Nocatee Phase 3A-L

RESOLUTION NO. 2012-164

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR COASTAL OAKS AT NOCATEE PHASE 3A-L

10. Motion to approve CONSCA 2012-01; and authorize the chair and/or the county administrator to execute the Worthington School Concurrency Proportionate Share Mitigation Agreement, finding that the proposed Agreement is consistent with Article XI of the Land Development Code
11. Motion to adopt **Resolution No. 2012-165**, approving, in substantially the form presented, the terms, provisions, conditions, and requirements of the Grant Application between the Board of County Commissioners of St. Johns County, Florida, and the State of Florida Department of Environmental Protection, regarding Bishop Estates Road Drainage Improvements; and authorizing the county administrator, or designee, to execute the Agreement, on behalf of the County

RESOLUTION NO. 2012-165

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE ALL REQUIRED DOCUMENTS AND DIRECTING STAFF TO SUBMIT AN APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE 2012 TOTAL MAXIMUM DAILY LOADS (TMDL) WATER QUALITY RESTORATION GRANT FOR THE

BISHOP ESTATES DRAINAGE OUTFALLS #3 AND #4 PROJECT; AUTHORIZING OFFICERS OF THE COUNTY TO DO ALL THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE

12. Motion to adopt **Resolution No. 2012-166**, which amends Resolution 2010-304, to specifically include that connection fees are pledged for repayment by the State Revolving Fund (SRF) Loan Agreement for the construction of wastewater collection and reclaimed water conveyance system

RESOLUTION NO. 2012-166

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RELATING TO FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION STATE REVOLVING LOAN PROGRAM; AMENDING RESOLUTION NO. 2010-304 WITH RESPECT TO THE PLEDGED REVENUES FOR SUCH PROGRAM; AND PROVIDING AN EFFECTIVE DATE

13. Motion to adopt **Resolution No. 2012-167**, approving the provisions contained in the First Amendment to the existing Memorandum of Understanding (“MOU”) between St. Johns County, Florida, and University of Florida, Board of Trustees to extend the duration of the MOU until March 2013, subject to the same terms and conditions; and authorizing the county administrator, or designee, to execute the First Amendment to the MOU on behalf of St. Johns County

RESOLUTION NO. 2012-167

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF THE FIRST AMENDMENT TO AN EXISTING 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

14. Motion to adopt **Resolution No. 2012-168**, approving revisions to Section 200.5.5 of the County Financial Policy, which is part of the St. Johns County Administrative Code. To summarize the changes briefly, Government Financial Officers Association (GFOA) recommends a minimum General Fund unrestricted fund balance equal to two months, or 60 days, of total operating expenditures and minimum level of working capital for Enterprise Funds of 45 to 90 days with a replenishment plan for exceptions

RESOLUTION NO. 2012-168

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,

**APPROVING REVISIONS TO SECTION 200.5.5 OF THE
COUNTY FINANCIAL POLICY WHICH IS A PART OF
THE COUNTY ADMINISTRATIVE CODE**

15. Motion to adopt **Resolution No. 2012-169**, amending the Fiscal Year 2012 Fire District Fund to recognize \$206,746 in 800 MHz compliant radios received through a State of Florida Division of Emergency Management Grant Agreement and Memorandum of Understanding with Alachua County

RESOLUTION NO. 2012-169

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
AMENDING THE FISCAL YEAR 2012 FIRE DISTRICT
FUND TO RECOGNIZE THE RECEIPT OF THIRTY-SIX
(36) 800 MHZ COMPLAINT RADIOS RECEIVED
THROUGH A FEDERALLY FUNDED STATE OF
FLORIDA DIVISION OF EMERGENCY MANAGEMENT
GRANT AND MEMORANDUM OF UNDERSTANDING
BETWEEN THE ALACHUA COUNTY SHERIFF'S OFFICE
AND THE ST. JOHNS COUNTY SHERIFF'S OFFICE**

16. Motion to adopt **Resolution No. 2012-170**, amending the Fiscal Year 2012 Fire District Fund to recognize the \$32,307.14 in unanticipated insurance proceeds in order to appropriate these funds for their intended purpose (purchasing replacement bunker gear and a damaged hazmat trailer)

RESOLUTION NO. 2012-170

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
AMENDING THE FISCAL YEAR 2012 FIRE DISTRICT
FUND TO RECEIVE UNANTICIPATED INSURANCE
CLAIM PROCEEDS AND AUTHORIZE ITS
EXPENDITURE BY FIRE SERVICES**

17. Motion to transfer \$29,936 from the Court Facilities Trust reserve account to Equipment account to purchase necessary X-ray equipment for the Judicial Complex to accommodate the screening of employees and visitors
18. Motion to approve use of a Volunteer Student Intern Acknowledgment Form; and authorizing department director to sign as student internships are arranged with students and applicable academic institutions
19. Motion to approve the reclassification realignment that eliminates the vacant Animal Care Technician position and replaces it with an Animal Control Specialist position within the Animal Control Department resulting in a net savings to the operation
20. Motion to adopt **Resolution No. 2012-171**, approving the terms, provisions and conditions of an Interlocal Recreation Agreement between the City of St. Augustine and St. Johns County, Florida, and authorizing the administrator, or designee, to execute the Interlocal Recreation Agreement on behalf of the County

RESOLUTION NO. 2012-171

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS AND REQUIREMENTS OF AN INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE CITY OF ST. AUGUSTINE, FLORIDA, FOR OPERATION, MAINTENANCE AND USE OF CERTAIN PUBLIC RECREATIONAL FACILITIES; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

21. Motion to adopt **Resolution No. 2012-172**, approving the terms, provisions and conditions of an Interlocal Agreement between St. Johns County, Florida, and the Durbin Crossing Community Development District regarding the sharing of certain reclaimed water irrigation system operations and maintenance fees; and authorizing the county administrator, or designee, to execute the Interlocal Agreement on behalf of the County

RESOLUTION NO. 2012-172

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS AND REQUIREMENTS OF AN INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE DURBIN CROSSING COMMUNITY DEVELOPMENT DISTRICT FOR SHARING THE USE AND EXPENSE OF RECLAIMED WATER AT DURBIN CREEK PARK; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

22. Motion to adopt **Resolution No. 2012-173**, approving the terms, provisions and conditions of a Use Agreement between Arthur Glaser and St. Johns County, Florida; and authorizing the administrator, or designee, to execute the Use Agreement on behalf of the County

RESOLUTION NO. 2012-173

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 ARTHUR GLASER (NORTH FLORIDA VENDOR'S ASSOCIATION ALSO KNOWN AS NFVA) OF ST. AUGUSTINE, FLORIDA, FOR USE OF A PORTION OF ALPINE GROVES PARK FOR A WEEKLY FARMERS/ARTS MARKET, AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

23. Motion to approve the Noise Mitigation and Zoning Agreement between St. Johns County and the St. Augustine Wild Reserve; and authorizing the Chair of the Board of County Commissioners to execute the contract
24. Motion to transfer \$22,400 from Building Services Fund Reserves to Contractual Services Fund to cover the labor cost of a temporary building inspector through Fiscal Year 2012
25. Motion to adopt **Resolution No. 2012-174**, to enter into an Interlocal Agreement with the Town of Hastings to expand the St. Johns County Fire Prevention and Control District to include the Town of Hastings; and authorizing the county administrator, or authorized designee, to execute an Interlocal Agreement in substantially the same format as the attached draft

RESOLUTION NO. 2012-174

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS AND REQUIREMENTS OF AN INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE TOWN OF HASTINGS, FLORIDA, TO EXPAND THE ST. JOHNS COUNTY FIRE PREVENTION AND CONTROL DISTRICT TO INCLUDE THE TOWN OF HASTINGS; AND AUTHORIZING THE CHAIR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

26. Proofs:
 - a. Proof: Notice to Bidders, Bid #12-54, Centrifuge Watering System, published May 28, 2012, and June 4, 2012, in *The St. Augustine Record*
 - b. Proof: Notice for RFP 12-61, Tennis Management Services at Treaty Park, published May 26, 2012, and June 2, 2012, in *The St. Augustine Record*
 - c. Proof: Notice for RFP 12-37, Installation, Maintenance, and Repair of Countywide Access Control and CCTV Systems, published May 16, 2012, and May 23, 2012, in *The St. Augustine Record*
 - d. Proof: Notice of Meeting, Nuisance Abatement/Crime CRA Board, published on May 22, 2012, in *The St. Augustine Record*
 - e. Proof: Certificate of Liability Insurance, Roumelis Planning & Development
 - f. Proof: Certificate of Liability Insurance, Staffing of St. Augustine, Inc., dba SOS Solutions

(6/19/12 - 8 - 9:14 a.m.)

PUBLIC COMMENT

Merrill Roland, 6281 Old Dixie Drive, spoke about The League of Women Voters Group. He voiced concerns about the group not allowing him to speak during the July 25, 2012, primary forum and about the group not holding a general election forum for the public. Roland requested that the Board not allow any group to use taxpayers' property if they discriminate.

(9:18 a.m.) Ellen Whitmer, 1178 Natures Hammock Road South, spoke about her concern of Jacksonville taking over St. Johns County. Whitmer also reviewed articles from *The Times Union* and an electric bill, *Exhibit A*, and then voiced her concerns on the electric service taxes in Jacksonville versus St. Johns County.

(6/19/12 - 9 - 9:21 a.m.)
ADDITIONS/DELETIONS TO REGULAR AGENDA
There were none.

(6/19/12 - 9 - 9:21 a.m.)
APPROVAL OF REGULAR AGENDA

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

(6/19/12 - 9 - 9:21 a.m.)
1. CONSTITUTIONAL OFFICERS' BUDGET PRESENTATIONS FOR FISCAL YEAR 2013

Jesse Dunn, Assistant Director, Office of Management & Budget, stated that the Clerk of Courts, Supervisor of Elections, and the Sheriff were present to present their budgets.

Clerk of the Court Cheryl Strickland:

(9:22 a.m.) Cheryl Strickland, Clerk of Courts, stated that there were two budgets funded by the Board for the Clerk's Office: Finance and Court Subsidy. She stated that there were no major changes in the Finance budget since last year and she would not be requesting raises or new positions. She stated that the Finance budget was a flat budget from last year and spoke on the Court Subsidy budget, stating that in the last three days of session the Clerk received another 10 percent reduction in the court budget, which totaled a budget reduction of 30 percent over the last few years. She explained to the Board that in order to mitigate the budget reduction, staff would be reduced and effective July 1, 2012, public court operation hours would be reduced to 8:30 a.m. to 4:30 p.m.

(9:25 a.m.) Stevenson thanked Strickland for the history of the budget and asked if Strickland would need additional funding from St. Johns County if the current FRS litigation was unfavorable. Strickland stated yes.

(9:26 a.m.) Bryan asked Strickland if she was being represented in Tallassee by a lobbyist or anyone speaking on her or the County's behalf. Strickland responded that there was a statewide association, with a hired lobbyist, and a legislative chair, who was a clerk, representing the entire state.

Sheriff David Shoar:

(9:31 a.m.) David Shoar, Sheriff, thanked County staff for working well with his staff. He stated that the SJSO 2009 budget was \$60 million and \$50 million for 2011-2012. He commented that the SJSO was doing more with less, with no visible interruptions of services in the county. He stated demands from citizens and visitors increased and the increased demands were met successfully. He spoke on fiscal stewardship, citizens and taxpayers' money, intelligence-led policing, staffing level analysis, harnessing technology, inmate medical issues in correctional facilities, and the use of grants. He also spoke on the correction facility remodel project that was approved eight years ago, the new dormitory, personnel services increasing, meth labs, assaults on officers, the spike on computer financial crimes, concerns with environmental type crimes, and the ability to deal with marine issues.

(9:42 a.m.) Bryan commented on the quality of life in St. Johns County and thanked SJSO for its cooperative efforts with the Board.

(9:43 a.m.) Stevenson stated she had spoken with Mark Simpson, CFO, and Joel Bolante, Undersheriff, about budget changes over time. She also stated that she had been asked about the number of sheriff's deputies visually on the streets. Simpson and Bolante explained to Stevenson that there had been a net reduction in staffing and a change in the pattern of policing, which might cause more deputies to be in one place at one time. Shoar spoke about deploying deputies/employees smarter. Stevenson spoke on the demands for public safety and government services, and the legislative battles on having options for how pre-adjudicated defendants would be handled. Stevenson asked Shoar if he thought that having options for services would be important for avoiding the 100 million dollar jail. Shoar stated yes and expanded on the topic.

(9:51 a.m.) Sanchez thanked the SJSO and county staff, and commented about the visibility of SJSO staff.

(9:54 a.m.) Morris thanked Sheriff Shoar and his staff.

(9:55 a.m.) Shoar spoke about retired Sheriff Neil J. Perry. He requested prayers for him and his and his family, and introduced family members Dr. Ione Perry, sister, Mary Perry, sister-in-law, and Art May, son-in-law. Miner said he had asked that a resolution be drafted to rename the Justice Complex after Perry. Miner read the resolution.

(9:59 a.m.) Motion by Miner, seconded by Stevenson, carried 5/0, to adopt Resolution No. 2012-175, renaming the St. Johns Criminal Justice Complex to the Neil J. Perry Criminal Justice Complex, this 19th day of June, 2012.

RESOLUTION NO. 2012-175

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RENAMING THE ST. JOHNS COUNTY CRIMINAL JUSTICE COMPLEX TO THE NEIL J. PERRY CRIMINAL JUSTICE COMPLEX, PROVIDING AN EFFECTIVE DATE

The meeting recessed at 10:03 a.m. and reconvened at 10:16 a.m.

Supervisor of Elections Vicky Oakes:

(10:16 a.m.) Vicky Oakes, Supervisor of Elections, stated she was able to decrease her budget. She spoke about 2012 presidential election projections, reasons for the budget decrease, ballot costs, and additional increased expenses. She stated her elections budget had been reduced by approximately 20 percent. She also spoke about voting trends, and early voting site hours of operation. She stated her overall budget, which included her office and elections budget had a combined reduction of 11.5 percent.

(10:22 a.m.) Stevenson congratulated the SOE for the budget reduction, and acknowledged that St. Johns County had stable constitutional officers.

(10:23 a.m.) Morris commented on the budget reduction and thanked Oakes. (10:24 a.m.) Sanchez, Bryan and Miner also thanked Oakes and her staff.

(6/19/12 - 10 - 10:25 a.m.)

2. CONSIDER AN ECONOMIC DEVELOPMENT GRANT APPLICATION FOR D.R. HORTON, INC. - JACKSONVILLE, TO DEVELOP A 25,100 +/- SQUARE FEET REGIONAL OFFICE BUILDING FOR THEIR REGIONAL CORPORATE HEADQUARTERS

Melissa Glasgow, Director of Economic Development, stated that there was great momentum in economic development, and announced that D.R. Horton, Inc., would be relocating their regional corporate headquarters to St. Johns County. She introduced Bob Porter, Senior Vice President of Land Acquisition and Development for D.R. Horton.

(10:26 a.m.) Bob Porter, Senior Vice President of Land Acquisition and Development for D.R. Horton, Inc., reviewed the site location.

(10:28 a.m.) Bryan, Stevenson, Morris, Sanchez, and Miner welcomed Porter and his company and thanked D.R. Horton, Inc., for relocating their regional corporate headquarters to St. Johns County.

(10:31 a.m.) **Motion by Stevenson, seconded by Morris, carried 5/0, to instruct the county attorney to prepare an Economic Development Grant Agreement for D.R. Horton, Inc. - Jacksonville, to develop 25,100 +/- square feet regional corporate headquarters, and place the proposed Grant Agreement on a future consent agenda.**

- (6/19/12 - 11 - 10:32 a.m.) District 2
3. PUBLIC HEARING - PFS AGREE 2011-02 WORTHINGTON PUD. WORTHINGTON DEVELOPERS, LLC, (ALTERRA GROUP) HAS PROPOSED A PROPORTIONATE FAIR SHARE AGREEMENT (AGREEMENT) TO MITIGATE THE PROJECT'S PROPORTIONATE SHARE OF THE TRANSPORTATION IMPACTS TO CR 210 FROM GREENBRIAR RD. TO CIMARRONE BLVD., GREENBRIAR RD. FROM LONGLEAF PINE PKWY TO CR 210, AND THE SR 13/RACE TRACK RD. INTERSECTION, PURSUANT TO SECTION 11.09.04.C OF THE LAND DEVELOPMENT CODE, IN ORDER TO MEET TRANSPORTATION CONCURRENCY REQUIREMENTS. THE AGREEMENT PROVIDES RIGHT-OF-WAY ALONG THE SITE'S FRONTAGE IN LIEU OF THE APPLICANT CONSTRUCTING OR CONTRIBUTING TO THE CONSTRUCTION OF THE INTERSECTION IMPROVEMENTS AT GREENBRIAR/CR 210. THE PROJECT'S PROPORTIONATE FAIR SHARE IS CALCULATED TO BE \$719,242.00, AS DETAILED IN EXHIBIT B OF THE AGREEMENT. THE DEVELOPER IS PROPOSING TO DONATE RIGHT-OF-WAY ON GREENBRIAR ROAD FOR FUTURE ROADWAY WIDENING VALUED AT \$871,000.00

Proof of publication of the notice of public hearing for PFS AGREE 2011-12, Worthington PUD, was received, having been published in *The St. Augustine Record* on June 4, 2012.

Phong T. Nguyen, Transportation Planning Manager, gave a presentation, *Exhibit A*. He reviewed the site location and proposed site plan; then reviewed the background, proposed mitigation, proposed mitigation and commitments, and staff recommendation of his presentation.

(10:36 a.m.) Stevenson spoke about the site plan and school impacts for school capacity.

(10:38 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 5/0, to approve PFS AGREE 2011-02, and authorize the county administrator to execute the Proportionate Fair Share Agreement, finding that the proposed Agreement is consistent with Section 11.09 of the Land Development Code.**

- (6/19/12 - 12 - 10:38 a.m.) District 5
4. PUBLIC HEARING - COMPAMD 2011-01 VILANO BEACH TOWN CENTER COMPREHENSIVE PLAN AMENDMENT. THIS IS THE ADOPTION HEARING FOR THE COMPREHENSIVE PLAN AMENDMENTS REQUESTED

TO AMEND POLICY A.3.1.27 TO ALLOW DRIVE-THROUGH FACILITIES WITH LIMITATIONS, AS PROVIDED IN NEW POLICY A.3.2.8, AND TO REVISE POLICIES A.1.11.3 AND A.3.2.6 TO PROVIDE INCENTIVES FOR OWNERS WHO RESTORE AND PRESERVE A QUALIFIED HISTORIC STRUCTURE. THE AMENDMENT WAS PROPOSED IN JUNE 2011, AND WAS TRANSMITTED TO STATE AND REGIONAL AGENCIES IN FEBRUARY 2012, FOR REVIEW AND COMMENT AND NO COMMENTS WERE PROVIDED. THE AMENDMENTS APPLY TO THE VILANO BEACH MIXED USE TOWN CENTER. POLICY A.3.1.27 AND A.3.2.8 LIMIT DRIVE-THROUGH FACILITIES TO THE BLOCK BOUNDED BY VILANO ROAD, COASTAL HIGHWAY AND POPLAR AVENUE AND BE ACCESSORY TO A FINANCIAL INSTITUTION. BUILDING DESIGN AND SCREENING STANDARDS ARE ALSO PROVIDED. POLICIES A.1.11.3 AND A.3.2.6 PROVIDE INCENTIVES TO PROPERTY OWNERS WHO RESTORE AND PRESERVE A HISTORIC STRUCTURE. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS ITEM AT THEIR MAY 17, 2012, MEETING BY A VOTE OF 6-0

Proof of publication of the notice of public hearing for COMPAMD 2011-01, Vilano Beach Town Center, was received, having been published in *The St. Augustine Record* on May 2, 2012.

Teresa Bishop, AICP, Director Long Range Planning, gave a presentation, *Exhibit A*. She reviewed the proposed amendment revisions, site location, traffic concerns, and pedestrian concerns. She also mentioned the drive-through facility would be a financial institution and that the Planning and Zoning Agency recommended approval.

(10:43 a.m.) Vivian Browning, 115 Vilano Road, Suite A, spoke in favor of the comprehensive plan amendments. She also invited the Board to attend the ribbon cutting ceremony for the Magic Beach Motel on June 20, 2012, at 4 p.m.

(10:47 a.m.) Bryan congratulated the Vilano Beach CRA. He spoke about the Magic Beach Motel and that he had attended the open house for the motel. He also mentioned he would not be able to attend the ribbon cutting ceremony.

(10:48 a.m.) **Motion by Bryan, seconded by Sanchez, carried 5/0, to enact Ordinance 2012-16, known as COMPAMD 2011-01, adopting findings of fact 1-3 to support the motion.**

ORDINANCE NO. 2012-16

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING THE 2025 COMPREHENSIVE PLAN, ORDINANCE NO. 2010-38 AS AMENDED, TO REVISE POLICY A.3.1.27 TO ALLOW DRIVE-IN/THROUGH FACILITIES WITH LIMITATIONS AS PROVIDED IN NEW POLICY A.3.2.8; AMEND POLICY A.1.11.3, ADDING A NOTE TO THE FLOOR AREA RATIO (FAR) AND IMPERVIOUS SURFACE RATIO (ISR) TABLE; AMENDING POLICY A.3.2.6 PROVIDING INCENTIVES FOR OWNERS WHO RESTORE AND PRESERVE A QUALIFIED HISTORIC STRUCTURE, ALL WITHIN THE VILANO BEACH TOWN CENTER; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(6/19/12 - 13 - 10:48 a.m.)

5. CONSIDER TWO APPOINTMENTS TO PLANNING & ZONING AGENCY

Melissa Lundquist, BCC Manager, stated that currently there were two vacancies for the PZA Board. She also stated the vacancies had been advertised and three applications were received.

(10:49 a.m.) Stevenson expressed her concerns on not having representation from District 5.

(10:49 a.m.) Miner mentioned the vacancy in District 3.

(10:49 a.m.) Morris asked if the vacancies were advertised. Melissa stated yes and that the vacancies had been advertised for a while. She also stated there was no interest from District 5.

(10:50 a.m.) Sanchez spoke on the vacancies and stated he didn't want to leave the PZA with two vacant districts. (10:51 a.m.) Miner agreed with Sanchez.

(10:51 a.m.) Morris recommended Mike Koppenhafer and Mike Woodard to fill the PZA vacancies.

(10:51 a.m.) Melissa explained the terms of the vacancies to the Board.

(10:52 a.m.) Bryan spoke on the importance of having representation from all districts and supported filling the vacancies. He also stated he would pursue future interest for District 5.

(10:53 a.m.) Steven requested that the motions be considered separately.

(10:54 a.m.) **Motion by Morris, seconded by Sanchez, carried 5/0, to appoint Mike Koppenhafer, to the Planning & Zoning Agency for a full four-year term, scheduled to expire June 19, 2016.**

(10:54 a.m.) **Motion by Morris, seconded by Bryan, carried 4/1, to appoint Jon Woodard, to the Planning & Zoning Agency for a partial term, scheduled to expire October 4, 2015.**

(6/19/12 - 13 - 10:55 a.m.)

6. CONSIDER AN APPOINTMENT TO THE INDUSTRIAL DEVELOPMENT AUTHORITY

Melissa Lundquist, BCC Manager, stated that currently there was one vacancy for the Industrial Development Authority. She stated the vacancy had been advertised and two applications were received. She also explained the terms of the vacancy to the Board.

(10:55 a.m.) **Motion by Bryan, seconded by Sanchez, to appoint J. Carl Blow, to the Industrial Development Authority for full term, scheduled to expire June 19, 2016.**

(10:56 a.m.) Stevenson asked for clarification on the County rule for an elected/appointed appointment.

(10:56 a.m.) McCormack clarified the County rule. He stated the rule was 2.202d, Members Seeking Public Office, and was based on Resolution No. 92-119.

(10:58 a.m.) **The motion carried 5/0.**

(6/19/12 - 14 - 10:58 a.m.)
COMMISSIONERS' REPORTS

Commissioner Sanchez:

(10:58 a.m.) Sanchez spoke on a public comment made during the June 5, 2012, meeting concerning the West Augustine area. He stated that within the comment it was stated that money had been invested in a distillery and a bar, by the City of St. Augustine and St. Johns County. He responded by stating that there was no public money invested in the planned distillery on Riberia Street. He also asked the county attorney to review Merrill Roland's concerns raised during public comment from June 19, 2012, and requested the county attorney advise the Board on the legal status of the comments.

(11:05 a.m.) Subsequently, Sanchez asked for the Beach Boys broadcast dates. Wanchick stated that the dates were July 6, 2012, at 10:30 p.m. and July 8, 2012, at 12:30 p.m.

Commissioner Bryan:

(11:00 a.m.) Bryan agreed with Sanchez's comments regarding Roland, and also requested the county attorney advise the Board on the legal status of the comments. He congratulated Marge Cirillo and Ann Sabbage on the awards they had received and thanked them for their work. He also mentioned that he had visited Animal Control and picked up a flyer on adopting cats, *Exhibit A*.

Commissioner Stevenson:

(11:02 a.m.) Stevenson mentioned the renaming of the St. Johns Criminal Justice Complex, and spoke on citizen engagement and concern. She also extended her appreciation to all who have left "fingerprints" on St. Johns County.

(11:14 a.m.) Subsequently, Stevenson stated there might be concern with the contract terms on Consent Agenda Item No. 22 from June 19, 2012. She stated she had contacted Will Smith, Recreation & Parks Director, and Smith pointed out that the contract was a three year at-will contract.

Commissioner Morris:

(11:05 a.m.) Morris mentioned D.R. Horton relocating their regional corporate headquarters to St. Johns County, and commented on an article written in *The Florida Times Union*, dated May 24, 2012, on St. Johns County. He also commented on the 6.5 million dollar revenue that would contribute to the current year's tax base from businesses that have expanded and new businesses.

(11:09 a.m.) Bryan spoke on economic development in St. Johns County. He mentioned that he was recently appointed Future President for the Florida Association of Counties Trust and gave a brief overview about (FACT). He also thanked the Board for its support.

(11:11 a.m.) Stevenson thanked Commissioner Bryan for bringing the small business administration office to St. Johns County. She also spoke on special use permits, and requested a consensus for research from Administration, on considering guidelines for the permits before going before the PZA.

(11:13 a.m.) Bryan supported the consensus.

(11:14 a.m.) Miner supported the consensus on having Administration look into guidelines. He stated there should be gray areas and the PZA should work through its issues as that is its purpose.

The Board gave a consensus for Administration to research guidelines on special use permits.

Commissioner Miner:

No report.

(6/19/12 - 15 - 11:16 a.m.)

COUNTY ADMINISTRATOR'S REPORT

Wanchick spoke on the beach renourishment project and the dredging/erosion process. He stated the fishing pier would be closed, for a few months, starting the first week of July 2012. He also stated the pier would be refurbished while there was dry land beneath it. He updated the Board on a 2011 St. Johns County owned/leased property survey. He stated 27 county owned properties were identified as capable of being disposed of; 13 of those properties had already been disposed of, and made \$150,000. He also stated \$250,000 would be saved on disposing of county leased property by bringing St. Johns County departments in to County owned buildings. Purchasing would be the next department to move.

(06/05/12 - 15 - 11:19 a.m.)

COUNTY ATTORNEY'S REPORT

McCormack spoke on the St. Johns County Canvassing Board and how members would be appointed.

(06/05/12 - 15 - 11:20 a.m.)

CLERK OF COURT'S REPORT

No report.

With there being no further business to come before the Board, the meeting adjourned at 11:20 a.m.

REPORTS:

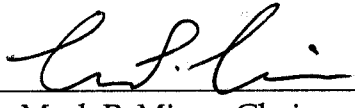
1. St. Johns County Board of County Commissioners Check Register, Check Nos. 483648-483669, totaling \$42,070.90 (06/01/12)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 483670-483673, totaling \$149,530.51 (06/04/12)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 483674-483847, totaling \$308,992.19 (06/05/12)
4. St. Johns County Board of County Commissioners Check Register, Check No. 483848, totaling \$527.00 (06/11/12)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 48849-484067, totaling \$618,999.19 (06/12/12)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 484068-484087, totaling \$6,800.00 (06/13/12)

CORRESPONDENCE:

1. Letter to Liz Cloud, Department of State, Bureau of Administrative Code and Weekly, dated June 11, 2012, regarding the filing of Ordinance Number 2012-15.

Approved July 10, 2012

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
Mark P. Miner, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: 
Deputy Clerk

