

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
AUGUST 6, 2013
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: John H. Morris, District 4, Chair
William A. McClure, District 3, Vice Chair
Cyndi Stevenson, District 1
Ron Sanchez, District 2
Rachael Bennett, District 5
Michael Wanchick, County Administrator
Darrell Locklear, Assistant County Administrator
Jerry Cameron, Assistant County Administrator
Patrick McCormack, County Attorney
Regina Ross, Assistant County Attorney
Natasha Lirette, Deputy Clerk

(08/06/13 - 1 - 9:00 a.m.)
CALL TO ORDER

Morris called the meeting to order.

(08/06/13 - 1 - 9:01 a.m.)
ROLL CALL

The Clerk called the roll and all members were present.

(08/06/13 - 1 - 9:02 a.m.)
INVOCATION

Chaplin Kelly Kemp, with the St. Johns County Sheriff's Office, gave the invocation.

(08/06/13 - 1 - 9:03 a.m.)
PLEDGE OF ALLEGIANCE

Morris led the Pledge of Allegiance.

(08/06/13 - 1 - 9:03 a.m.)
SPECIAL RECOGNITION OF THE ST. JOHNS COUNTY GIS DIVISION ON THEIR RECENT GIS AWARD FOR THE BEST WEB-BASED APPLICATION AT THE 2013 ESRI SOUTHEAST USER CONFERENCE

Tom Tibitts, GIS Map Coordinator; Corey Bowens, System Analyst; Paul Clement, System Analyst; Andrew Smith, Analyst; Krista Anderson, System Analyst; Carlie Hulbert, Analyst; and Damon Douglas, MSBU Coordinator, were present.

Tibitts explained that the GIS Division had been awarded the best web-based application at the 2013 ERSI Southeast user conference. He mentioned that the iMap application would be demonstrated under Regular Agenda Item 8.

(08/06/13 - 2 - 9:07 a.m.)

SPECIAL RECOGNITION OF THE ST. JOHNS COUNTY UTILITY DEPARTMENT'S RECENT AMERICAN WATER WORKS ASSOCIATION AWARD FOR THE FLORIDA'S REGION II ANNUAL BEST DRINKING WATER

Bill Young, St. Johns County Utility Director; Bubba Solano, Operations Manager; Barry Stewart, Water Operations Supervisor; and Allen Klipstine, Chief Operator, were present.

Young gave an overview of the award; and extended an invitation to tour the CR 214 drinking water plant.

(08/06/13 - 2 - 9:10 a.m.)

DELETIONS TO CONSENT AGENDA

Wanchick pulled Consent Agenda Item 5 and requested that the item be rescheduled to a date uncertain.

(08/06/13 - 2 - 9:11 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Minutes:
 - June 18, 2013 Regular Meeting
 - June 25, 2013 Special Meeting
 - July 16, 2013 Regular Meeting
 - July 23, 2013 Special Meeting/Workshop
3. Motion to adopt **Resolution No. 2013-160**, approving the 2013 St. Johns County Title VI Plan of the Civil Rights Act for the Federal Transportation Administration (FTA) Grant. The Title VI plan addresses the operational plan of how St. Johns County will ensure that no person is excluded from the benefits of the transit services due to race, color, and national origin. Federal Law requires that this plan is updated every three years

RESOLUTION NO. 2013-160

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE 2013 ST. JOHNS COUNTY TITLE VI PLAN AS AUTHORIZED BY MOVING AHEAD FOR PROGRESS IN THE 21ST CENTURY (MAP-21), PUBLIC LAW 112-141

4. Motion to adopt **Resolution No. 2013-161**, approving the county administrator or his designee, to submit and execute a Federal Transit Administration (FTA) Section 5307 Grant to receive \$250,000 in State Transportation Program (STP) funding; and to recognize these funds in the FY 2013 transit budget. The funding allotment is designated for the purchase of public transportation vehicles for St. Johns County's transportation provider (St. Johns County Council on Aging). Matching funds are not required by St. Johns County

RESOLUTION NO. 2013-161

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS DESIGNEE, TO SUBMIT AND EXECUTE A FEDERAL TRANSIT ADMINISTRATION (FTA) SECTION 5307 GRANT TO RECEIVE \$250,000 IN STATE TRANSPORTATION PROGRAM (STP) FUNDING FOR THE PURCHASE OF VEHICLES TO BE USED IN THE ST. JOHNS COUNTY PUBLIC TRANSPORTATION SYSTEM; AND TO RECOGNIZE THE UNANTICIPATED REVENUES AND ADJUST THE TRANSIT EXPENDITURE BUDGET

(Consent Agenda Item 5 was pulled.)

5. Motion to schedule the Twin Creeks DRI Substantial Deviation Application (DRI 2012-01) for public hearing, at the County Commission Meeting, to be held on October 15, 2013
6. Motion to adopt **Resolution No. 2013-162**, approving the terms, provisions, conditions, and requirements of an Interlocal Agreement between St. Johns County, Florida, and the City of St. Augustine, Florida, for the provision of sewer services; and authorizing the county administrator to execute the agreement on behalf of St. Johns County

RESOLUTION NO. 2013-162

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 THE CITY OF ST. AUGUSTINE, FLORIDA, REGARDING SEWER SERVICE PROVISION; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

7. Motion to approve the transfer of \$120,406 from the 2006 Sales Tax Bond Capital Improvement Fund to the 2006 Sales Tax Debt Service Fund to provide savings in half-cent sales tax for interest previously paid. After completion of the capital projects there is a remaining balance in our 2006 sales tax bonds. OMB recommends the transfer of the bond balance of \$120,406 from the 06 Sales Tax Capital Improvement Fund to the 06 Sales Tax Debt Service Fund to offset interest paid
8. Motion to adopt **Resolution No. 2013-163**, to recognize unanticipated revenue for General Fund Library Donations (0001-36608) in the amount of \$18,970 and appropriating to Library Services Donation Expenditure (0078-55208) for FY 2013

RESOLUTION NO. 2013-163

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2013 GENERAL FUND TO INCLUDE CERTAIN UNANTICIPATED REVENUE; AND AUTHORIZING ITS' EXPENDITURE BY THE LIBRARY SYSTEM

9. Motion to declare four of St Johns County Fire Department's walkie talkies as surplus; and to authorize the county administrator, or his designee, to donate same to the St. Augustine Beach (SAB) Civic Association
10. Motion to approve the transfer of \$50,000 from TDC Contingency Reserves to Improvements other than Buildings within the TDC Category III - Recreation to cover the cost of constructing an artificial reef. This artificial reef is part of a partnership between St. Johns County, City of Jacksonville, the St. Augustine Port, Waterway and Beach District, and Flagler County to promote Florida First Coast as a fishing destination
11. Proofs:
 - a. Proof: Notice of Meeting, Workshop Retreat Meeting on June 25, 2013, as published in *The St. Augustine Record* on June 18, 2013
 - b. Proof: Notice of Canceled Meeting, Cancel Meeting on July 2, 2013, as published in *The St. Augustine Record* on June 18, 2013
 - c. Proof: Notice of Rescheduled Meeting, Intergovernmental Meeting rescheduled to July 10, 2013, as published in *The St. Augustine Record* on June 19, 2013
 - d. Proof: Notice of Meeting, Exchange of County Property on June 18, 2013, as published in *The St. Augustine Record* on May 28, 2013, and June 4, 2013
 - e. Proof: Notice of Hearing, Land Inventory List Hearing on June 18, 2013, as published in *The St. Augustine Record* on June 4, 2013
 - f. Proof: Notice of Meeting, VAB Organizational Meeting on June 26, 2013, as published in *The St. Augustine Record* on June 17, 2013
 - g. Proof: RFQ No. 13-59, Minor Utility Services, as published in *The St. Augustine Record* on June 12, 2013, and June 19, 2013
 - h. Proof: RFP No. 13-62, SCADA Services, as published in *The St. Augustine Record* on June 13, 2013, and June 20, 2013
 - i. Proof: Notice to Bidders, Bid No. 13-60, Finish Mowing Services, as published in *The St. Augustine Record* on June 24, 2013, and July 1, 2013
 - j. Proof: Notice to Bidders, Bid No. 13-64, SR 16 WWTP Digester Rehab, as published in *The St. Augustine Record* on June 27, 2013, and July 4, 2013
 - k. Proof: Notice to Bidders, Bid No. 13-66, Janitor Services Libraries, as published in *The St. Augustine Record* on July 1, 2013, and July 8, 2013
 - l. Proof: Notice to Bidders, Bid No. 13-57, two trucks w/ Crane, as published In *The St. Augustine Record* on May 20, 2013, and May 27, 2013
 - m. Proof: Notice to Bidders, Bid No. 13-58, one truck w/ Crane, as published in *The St. Augustine Record* on May 22, 2013, and May 29, 2013
 - n. Proof: Display Ad, Administrator's Budget Hearings, as published in *The St. Augustine Record* on May 30, 2013
 - o. Proof: Display Ad, LDC Article II-IX, as published in *The St. Augustine Record* on May 28, 2013
 - p. Proof: Certificate of Liability Insurance, PFM, Inc.

(08/06/13 - 5 - 9:11 a.m.)

PUBLIC COMMENT

(9:11 a.m.) Andrew Witt, Director of the St. Johns Cultural Council, 44 Magnolia Dunes, spoke on the August 6, 2013, opening of artist Roger Bansemer's "La Florida" series that was featured in the Rotunda Gallery at the St. Johns County Administration Building.

(9:14 a.m.) BJ Kalaidi, 8 Newcomb Street, asked if there would be public comment on Regular Agenda Items 2 and 3, to which Morris responded yes.

(08/06/13 - 5 - 9:14 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

There were none.

(08/06/13 - 5 - 9:14 a.m.)

APPROVAL OF REGULAR AGENDA

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

(08/06/13 - 5 - 9:14 a.m.)

1. INFORMATIONAL PRESENTATION ON THE JAXUSA REGIONAL PARTNERSHIP FOR ECONOMIC DEVELOPMENT BY JERRY MALLOT, PRESIDENT OF THE JAXUSA PARTNERSHIP

Melissa Glasgow, Director of Economic Development, introduced Jerry Mallott, President of the JAXUSA Partnership.

(9:15 a.m.) Mallott gave a presentation on the JAXUSA Regional Partnership for economic development, *Exhibit A*. He reviewed details on the partnership, details on the partnership plan, key elements of the partnership, research strategies, and targeted industries. He also reviewed research tools and marketing strategies, and prospect management.

(9:25 a.m.) McClure asked how St. Johns County could improve on attracting a commercial base, to which Mallott responded.

(9:28 a.m.) Stevenson asked if the JAXUSA Partnership promoted specific targeted industries for St. Johns County. She also asked how many times St. Johns County had been selected out of the 87 times proposed to prospects, to which Mallott responded six times.

(08/06/13 - 5 - 9:33 a.m.)

2. CONSIDER AN INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY AND THE CITY OF ST. AUGUSTINE FOR ADVISORY SERVICES IN PLANNING AND PRODUCING THE MUMFORD AND SONS' GENTLEMAN OF THE ROAD ST. AUGUSTINE STOPOVER EVENT

Glenn Hastings, TDC Executive Director, gave an overview of the Interlocal Agreement. He noted a revised agreement. (9:41 a.m.) Ross reviewed proposed changes to the agreement, which included new language revisions to page 2, section 2; page 3, section 4-III; and page 4, section 7.

(9:44 a.m.) McCormack provided additional details on the page 4, section 7 revision. He also reviewed additional proposed changes to the agreement, which included new language revisions to page 1, WHEREAS paragraphs 6 and 7.

(9:46 a.m.) Wanchick stated that the agreement placed the County in an advisory role; and he gave details about the implementation of the agreement. He noted the \$50,000 compensation payment payable to the County upon execution of the agreement; discussion ensued about the \$50,000 compensation payment.

(9:51 a.m.) Stevenson addressed concerns with the agreement language and requested that the agreement be revised; discussion ensued on language revisions.

(10:05 a.m.) McClure questioned legal on the County's risk management liability.

(10:07 a.m.) BJ Kalaidi, 8 Newcomb Street, spoke in opposition of the agreement.

(10:10 a.m.) Merrill Roland, 6281 Old Dixie Drive, spoke about handicap parking at The Historic Downtown Parking Facility.

(10:12 a.m.) Tommy Bledsoe, 31 Colony Street, spoke in favor of the agreement.

(10:15 a.m.) Ellen Whitmer, 1178 Natures Hammock Road South, spoke about allowing public comment for all items, which included items that were presentation only.

(10:16 a.m.) George Gardner, 57 Fullerwood Drive, spoke in favor of a partnership between the City of St. Augustine and the County on The Mumford and Sons' Gentleman of the Road St. Augustine Stopover Event.

(10:17 a.m.) Jeff Goff, 78 dolphin drive, spoke in favor of a partnership between the City of St. Augustine and the County on The Mumford and Sons' Gentleman of the Road St. Augustine Stopover Event.

(10:19 a.m.) Bennett spoke in favor of the agreement; and requested that legal address Stevenson's concerns with the language of the agreement.

(10:26 a.m.) *Ross noted the following changes: 1) throughout the resolution and agreement WHEREAS clauses, references to production would be changed to planning and references to specialized expertise would be changed to experience; and 2) throughout the resolution and agreement, assist would be changed to advise, coordination would be replaced, and production would be stricken.*

(10:27 a.m.) **Motion by Sanchez, seconded by Bennett, carried 5/0, to adopt Resolution No. 2013-164, approving the provisions, terms, and conditions of an Interlocal Agreement with the City of St. Augustine to provide advisory services in the planning of the Gentlemen of the Road Stopover events scheduled for September 13 & 14, 2013; and authorizing the county administrator, or designee, to execute an Interlocal Agreement in substantially the same form and format as provided herein, as amended.**

RESOLUTION NO. 2013-164

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE PROVISIONS, TERMS, AND CONDITIONS OF AN INTERLOCAL AGREEMENT WITH THE CITY OF ST. AUGUSTINE TO PROVIDE ADVISORY SERVICES IN THE PLANNING OF THE GENTLEMEN OF THE ROAD STOPOVER EVENTS SCHEDULED FOR SEPTEMBER 13 AND 14, 2013; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

(08/06/13 - 7 - 10:29 a.m.)

3. CONSIDER A REQUEST FOR FUNDING IN THE AMOUNT OF \$129,485 TO THE CITY OF ST. AUGUSTINE, FROM THE TOURIST DEVELOPMENT COUNCIL ARTS, CULTURE & HERITAGE CATEGORY, TO SECURE SHUTTLE SERVICE WHICH WILL PROVIDE TRANSPORTATION DURING THE MUMFORD AND SONS' EVENT

Glenn Hastings, Executive Director Tourist Development Council, gave an overview of the funding request.

(10:36 a.m.) Bennett asked John Regan, City Manager, 75 King Street, if the funding request for the 43 shuttle buses was part of the 58 shuttle buses requested on the City's budget summary. Regan responded yes; discussion ensued.

(10:41 a.m.) Stevenson asked Regan if the City had a contract with Mumford and Sons'. Regan explained that the contract was between the City of St. Augustine and AC Entertainment, Inc. He also noted that Exhibit A, definition of field footprint, and Exhibit B, schedule of values of identified reimbursables of the contract, needed to be modified before the contract could be executed.

(10:44 a.m.) Regan spoke about the economic impact and neighborhood associations.

(10:47 a.m.) Morris spoke in favor of the funding request.

(10:50 a.m.) Regan spoke about handicap parking during the Mumford and Sons' event.

(10:51 a.m.) Stevenson spoke about sale tax from the event.

(10:53 a.m.) BJ Kalaidi, 8 Newcomb Street, spoke on neighborhood associations; and requested a detailed/itemized breakdown of the \$417,838 budget summary.

(10:56 a.m.) Merrill Roland, 6281 Old Dixie Drive, thanked Regan for his comments on handicap parking. He also spoke about an article on www.historiccity.com that pertained to the Mumford and Sons' Gentlemen of the Road Stopover event scheduled in Troy, Ohio, on August 30 and 31, 2013.

(10:59 a.m.) Hastings spoke on the promotional elements of the event.

(11:00 a.m.) Bennett asked legal if the funding request was for unreimbursed cost, to which Ross responded yes.

(11:07 a.m.) McClure asked if the City of St. Augustine had discussed a shuttle service with the St. Johns County School Board or the U.S. Department of Transportation, to which Regan responded.

(11:10 a.m.) Discussion ensued about transit planning and unreimbursed cost.

(11:11 a.m.) Motion by Stevenson, seconded by Bennett, carried 5/0, to provide funding in the amount of \$129,485 to the City of St. Augustine for use by the City to secure shuttle busses to provide transportation during the Gentlemen of the Road St. Augustine Stopover in accordance with applicable provisions of the Local Option Tourist Development Act; such funds shall be appropriated from the County's Tourist Development Arts, Culture & Heritage Category funds.

The meeting recessed at 11:12 a.m. and reconvened at 11:30 a.m.

(11:30 a.m.) Ross left the meeting and David Migut, Assistant County Attorney, entered the meeting.

(08/06/13 - 8 - 11:30 a.m.)

4. PUBLIC HEARING - ORDINANCE CREATING A TREASURE BEACH CANAL MSBU AND LEVYING ASSESSMENTS. ST. JOHNS COUNTY ORDINANCE 91-47, CREATED THE TREASURE BEACH CANALS MUNICIPAL SERVICE BENEFIT UNIT (MSBU) TO DREDGE THE CANALS. THE ASSESSMENTS HAVE EXPIRED AND THE CANALS ARE AGAIN FILLING IN. REPRESENTATIVES OF THE PROPERTY OWNERS HAVE PRESENTED COUNTY STAFF WITH AN ENGINEER'S PLAN AND ESTIMATE, AND PETITIONS FROM A MAJORITY OF PROPERTY OWNERS ASKING FOR AN MSBU TO FINANCE A DREDGING PROJECT THAT WOULD BE REPAYED, WITH INTEREST, WITH NON-AD VALOREM ASSESSMENTS. RESOLUTION 2013-46, PROVIDED NOTICE REQUIRED BY FLORIDA STATUTE 197.3632, OF INTENT TO USE THE UNIFORM METHOD OF COLLECTION TO HAVE THE TAX COLLECTOR COLLECT NON-AD VALOREM MSBU ASSESSMENTS FOR THE TREASURE BEACH CANALS. COUNTY STAFF PRESENTED INFORMATION REGARDING THE CANAL DREDGING AND MSBU FINANCING TO THE COMMUNITY AT TWO PUBLIC MEETINGS AND COUNTY ORIGINATED PETITIONS MAILED TO THE PROPERTY OWNERS INDICATE MAJORITY SUPPORT FOR NEW ASSESSMENTS. NOTICE HAS BEEN PUBLISHED AND MAILED TO EACH PROPERTY OWNER INFORMING THEM OF THE PUBLIC HEARING. IF ENACTED, THE PURCHASING DEPARTMENT WILL COORDINATE WITH CONSTRUCTION SERVICES TO SELECT AN ENGINEERING FIRM TO PROVIDE DESIGN AND BID DOCUMENTS AND THEN SELECT A CONTRACTOR BY STANDARD PURCHASING PROCEDURES

Proof of publication of the notice of public hearing for the Treasure Beach dredging improvements, was received, having been published in *The St. Augustine Record* on July 15, 2013.

Damon Douglas, Special Projects Coordinator, Land Management, gave a presentation, *Exhibit A*. He reviewed back ground information; a summary of the steps taken, the project description; a map of areas to be improved, current conditions of the canals, and the next steps if the MSBU was approved.

(11:37 a.m.) Discussion ensued on neighborhood MSBU response, cost estimates/assessments, ownership of the canals, bulk head repairs, public access to the canal, and property tax exemptions.

(11:48 a.m.) Jean Pellam, 278 Ventura Road, spoke in favor of dredging the canal and voiced concerns regarding the possibility that the canal would not be dredged.

(11:51 a.m.) Jeff Goff, 204 Barco Road, spoke in opposition of the tax assessment vs. canal frontage; and canal navigation impairments.

(11:55 a.m.) Bennett asked if the assessment was based on units, to which Douglas responded; discussion ensued on tax assessments, bulk head repair, and canal navigability.

(12:04 p.m.) McCormack explained the canal dredging history.

(12:06 p.m.) **Motion by McClure, seconded by Stevenson, carried 5/0, to enact Ordinance No. 2013-23, creating the Treasure Beach Canals MSBU; and authorizing the county administrator, or designee, to execute, on behalf of the County, any documents required to accomplish the related improvements including engineering and dredging contracts.**

(12:06 p.m.) **Motion by McClure, seconded by Stevenson, carried 5/0, to approve the transfer of up to \$3,018,000 from the General fund Capital Outlay Reserve [0083-59927] to the Treasure Beach Canals MSBU Fund [1178-38101] to be repaid to the General Fund annually, with related interest, over fifteen years.**

ORDINANCE NO. 2013-23

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RELATING TO DREDGING IMPROVEMENTS TO THE TREASURE BEACH CANALS; CREATING AND ESTABLISHING THE TREASURE BEACH CANAL MUNICIPAL SERVICE BENEFIT UNIT (THE MSBU) TO FINANCE SAID IMPROVEMENTS; ESTIMATING THE CANAL IMPROVEMENT CAPITAL COST; DESCRIBING THE IMPROVEMENTS TO BE PROVIDED; DESCRIBING THE PROPERTY TO BE INCLUDED IN THE ASSESSMENT AREA, THE PROPOSED METHOD OF APPORTIONING THE COST AMONG THE PARCELS LOCATED WITHIN THE ASSESSMENT AREA, AND THE PROVISIONS FOR ACCELERATION AND PREPAYMENT OF ASSESSMENTS; MAKING FINDINGS THAT RECOGNIZE THE FAIRNESS PROVIDED BY THE APPORTIONMENT METHODOLOGY, AND THE COUNTY'S INTENT TO USE THE UNIFORM METHOD OF COLLECTION; ESTABLISHING THE MAXIMUM AMOUNT OF THE ASSESSMENT AND THE ASSESSMENT ROLL; PROVIDING THAT ASSESSMENTS CONSTITUTE A LIEN ON ASSESSED PROPERTY UPON ADOPTION OF THE ANNUAL ASSESSMENT ROLLS; TO EXECUTE, ON BEHALF OF THE COUNTY, DOCUMENTS OR OTHER PAPERWORK NECESSARY TO ACCOMPLISH THAT PURPOSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

(08/06/13 - 10 - 12:08 p.m.)

5. CONSIDER A RESOLUTION APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT WITH THE ST. JOHNS COUNTY TAX COLLECTOR FOR THE COLLECTION OF THE NON-AD VALOREM ASSESSMENTS AND THE REIMBURSEMENT OF RELATED ADMINISTRATIVE COSTS FOR THE TREASURE BEACH CANALS MSBU. IF THE BOARD OF COUNTY COMMISSIONERS ENACTS THE TREASURE BEACH CANALS MSBU ORDINANCE TO CREATE THE MSBU AND LEVY ASSESSMENTS, THIS AGREEMENT WITH THE TAX COLLECTOR WILL BE NECESSARY FOR THE NON-AD VALOREM ASSESSMENTS TO BE COLLECTED BY THE TAX COLLECTOR ON THE PROPERTY TAX BILLS IN ACCORDANCE WITH FLORIDA STATUTE 197.3632. THE STATUTE REQUIRES A WRITTEN AGREEMENT WITH THE TAX COLLECTOR FOR THE REIMBURSEMENT OF THE ADMINISTRATIVE COSTS OF COLLECTING THE ASSESSMENTS. SAID REIMBURSEMENT IS DEFINED IN THE STATUTE AND THE AGREEMENT AS 2% OF PAYMENTS RECEIVED BY THE TAX COLLECTOR. THIS 2% FEE WAS FACTORED INTO THE ASSESSMENT CALCULATIONS

Damon Douglas, Special Projects Coordinator, Land Management, gave an overview of the request, *Exhibit A*.

(12:09 p.m.) **Motion by McClure, seconded by Morris, carried 5/0, to adopt Resolution 2013-165, approving the terms and conditions of the agreement with the Tax Collector for the collection of the non-ad valorem assessments and the reimbursement of related administrative costs for the Treasure Beach Canals MSBU; and authorizing the Chair of the Board of County Commissioners to execute said agreement, in substantially the same format as attached hereto.**

RESOLUTION NO. 2013-165

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND THE TAX COLLECTOR; AND AUTHORIZING THE EXECUTION OF SAID AGREEMENT BY THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

(08/06/13 - 10 - 12:10 p.m.)

6. PUBLIC HEARING - COMPAMD 2013-01, SUNSHINE 16 PARCEL 4 - TRANSMITTAL HEARING. THIS IS A PROPOSED COMPREHENSIVE PLAN AMENDMENT REQUEST TO AMEND THE FUTURE LAND USE MAP FROM RESIDENTIAL B TO RESIDENTIAL C FOR APPROXIMATELY 17.57 ACRES LOCATED ON SR 16 ABOUT A QUARTER MILE EAST OF THE MAJOR INTERSECTION OF PACETTI ROAD AND INTERNATIONAL GOLF PARKWAY WITH A PROPOSED TEXT AMENDMENT THAT LIMITS THE TOTAL NUMBER OF UNITS TO 52.
THIS IS A TRANSMITTAL HEARING, IF TRANSMITTED, STATE AND REGIONAL AGENCIES HAVE 30 DAYS TO COMMENT AND THE COUNTY WILL SCHEDULE AN ADOPTION HEARING. THE PLANNING AND ZONING AGENCY RECOMMENDED TRANSMITTAL OF THE COMPAMD 2013-01, BY A UNANIMOUS VOTE OF 5-0, AT THEIR JUNE 27, 2013, MEETING

Proof of publication of the notice of public hearing for the COMPAMD 2013-01, was received, having been published in *The St. Augustine Record* on June 12, 2013.

Georgia Katz, Senior Planner, Growth Management, gave a presentation, *Exhibit A*. She reviewed the request summary, an aerial map, a future land use map, a zoning map, a proposed future land use map, parcel details, and recommendations. She noted that one email and one letter of concern were received.

(12:16 p.m.) Discussion ensued on zoning.

(12:17 p.m.) **Motion by Sanchez, seconded by Bennett, carried 5/0, to approve transmittal of COMPAMD 2013-01, adopting Findings of Fact 1-3 to support the motion.**

(08/06/13 - 11 - 12:18 p.m.)

7. PUBLIC HEARING - PUD 2013-01, 500 STATE ROAD 16. THIS IS A REQUEST TO REZONE 1.45 ACRES OF PROPERTY ON THE NORTH SIDE OF STATE ROAD 16, AND WEST OF COLLINS AVENUE FROM COMMERCIAL GENERAL (CG) AND RESIDENTIAL SINGLE FAMILY (RS-3) TO PLANNED UNIT DEVELOPMENT (PUD) IN ORDER DEVELOP UP TO 8,320 SQUARE FEET OF GENERAL BUSINESS AND COMMERCIAL USES. BASED ON THE INFORMATION AVAILABLE TO STAFF, THE PLANNING & ZONING SECTION FINDS THE REQUEST FOR A REZONING SUBSTANTIALLY MEETS THE REQUIREMENTS OF THE COMPREHENSIVE PLAN AND THE LAND DEVELOPMENT CODE. THIS FINDING IS BASED UPON THE FOLLOWING INFORMATION: THE APPLICATION MATERIALS AS SUBMITTED BY THE APPLICANT, CONSISTENCY WITH THE LAND USE DESIGNATION OF RESIDENTIAL-C, CONSISTENCY WITH THE LAND DEVELOPMENT CODE (UPON APPROVAL OF THE WAIVERS), AND OTHER RELEVANT INFORMATION. THIS FINDING MAY BE SUBJECT TO OTHER COMPETENT SUBSTANTIAL EVIDENCE RECEIVED, INCLUDING THAT MATERIAL RECEIVED AT THE QUASI-JUDICIAL PUBLIC HEARING. THE PZA RECOMMENDED APPROVAL, INCLUDING THE WAIVERS, OF THE REQUEST AT THE JUNE 27, 2013, MEETING BY A VOTE OF 5 TO 0

Proof of publication of the notice of public hearing for the PUD 2013-01, 500 SR 16, was received, having been published in *The St. Augustine Record* on July 22, 2013.

Michael Blackford, Planning and Zoning Manager, gave a presentation, *Exhibit A*. He reviewed the site location; zoning map; aerial maps; and rezoning details, which included intended, typical, and prohibited uses; development standards, and waivers. He also reviewed the site plan/Master Development Plan (MDP) and noted a printing error; and recommendations.

(12:35 p.m.) Discussion ensued on the site plan and site location.

(12:26 p.m.) Morris stated the item was an ex parte item. There were no ex parte declarations.

(12:26 p.m.) Ellen Avery-Smith, Rogers Towers, 100 Whetstone Place, on behalf of the applicant, gave a brief overview of the request.

(12:28 p.m.) **Motion by Bennett, seconded by Sanchez, carried 5/0, to enact Ordinance 2013-24, known as PUD 2013-01, including approval of the three waivers, adopting Findings of Fact 1-8 to support the motion; and with the amendment to materials to correct for a printing error to include the correct MDP [map].**

ORDINANCE NO. 2013-24

AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, REZONING LANDS AS
DESCRIBED HEREINAFTER FROM COMMERCIAL
GENERAL (CG) AND RESIDENTIAL SINGLE FAMILY
(RS-3) TO PLANNED UNIT DEVELOPMENT (PUD);
PROVIDING FINDINGS OF FACT; PROVIDING A
SAVINGS CLAUSE; REQUIRING RECORDATION; AND
PROVIDING AN EFFECTIVE DATE

(12:17 p.m.) Migut left the meeting.

(12:17 p.m.) Cameron left the meeting.

(08/06/13 - 12 - 12:29 p.m.)

8. OVERVIEW PRESENTATION OF THE ST. JOHNS COUNTY GIS
(GEOGRAPHICAL INFORMATION SYSTEM) I-MAP APPLICATION

Tom Tibitts, GIS Map Coordinator, gave an overview of the iMap application, *Exhibit A*. He reviewed the web site mapping application, features, benefits, users; and gave a live iMap demonstration. He also gave an overview of GIS; and awards GIS had received.

(08/06/13 - 12 - 12:52 p.m.)

COMMISSIONERS' REPORTS

Commissioner Bennett:

Bennett reported on the Florida-Friendly Landscaping Program; thanked Morris for writing a letter, on behalf of the Board, on tax reform to Senator Rubio; reported on attending the Florida Chamber's Annual Environmental Permitting Conference, and attending the Nabors, Giblin, and Nickerson's Local Government, Finance, Tax, Home Rule and Growth Management Seminar.

Commissioner Sanchez:

(12:56 p.m.) Sanchez reported on the August 18, 2013, PACT Prevention Coalition triathlon. He also commented on Commissioner McClures comments, on the proposed County budget article, published in the *Historic City News*.

Commissioner McClure:

(1:02 p.m.) McClure reported that he attended the Innovate Northeast Florida meeting with the JAXUSA Partnership. He also reported on a request with real-estate staff for commercial property available with the road capacity areas and school over capacity areas. He thanked Stevenson for serving as a board member to the Florida Association of Counties; and noted he was on the Florida Association of Counties Public Safety and Legislative liaison committees, as vice chair for 2013.

Commissioner Stevenson:

(1:03 p.m.) Stevenson reported on the Walmart Neighborhood Market, an emergency operating center exercise, and historic cemeteries.

Commissioner Morris:

No report.

(08/06/13 - 13 - 1:07 p.m.)
COUNTY ADMINISTRATOR'S REPORT

Wanchick reported on the reduction of St. Johns County Golf Course staff. *He requested a consensus to offer the golf course employees the normal severance package and to be compensated for the additional 75% sick leave balance in exchange for a Separation and Leave Agreement. He noted the combined cost of the additional 75% compensation would be \$11,000. Consensus was given.*

(1:10 p.m.) Wanchick commented on historic cemeteries.

(08/06/13 - 13 - 1:10 p.m.)
COUNTY ATTORNEY'S REPORT

No report.

(08/06/13 - 13 - 1:12 p.m.)
CLERK OF COURT'S REPORT

No report.

With there being no further business to come before the Board, the meeting adjourned at 1:12 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 497629-497632, totaling \$154,439.53 (07/11/13)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 497633-497650, totaling \$53,033.10 (07/11/13)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 497651-497842, totaling \$1,468,518.92 and Voucher Register, Voucher Nos. 13699-13744, totaling \$234,175.41 (07/16/13)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 497843-498070, totaling \$975,461.13 and Voucher Register, Voucher Nos. 13745-13799, totaling \$417,814.39 (07/23/13)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 498071-498078, totaling \$8,721 and Voucher Register, Voucher Nos. 13800-13810, totaling \$12,204 (07/24/13)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 498079-498083, totaling \$84,179.31 (07/24/13)
7. St. Johns County Board of County Commissioners Check Register, Check Nos. 498084-498108, totaling \$77,678.43 (07/25/13)
8. St. Johns County Board of County Commissioners Check Register, Check Nos. 498109-498121, totaling \$199,890.32 (07/26/13)
9. St. Johns County Board of County Commissioners Check Register, Check No. 498122, totaling \$25,597.50 (07/26/13)
10. St. Johns County Board of County Commissioners Check Register, Check Nos. 498123-498190, totaling \$35,992 and Voucher Register, Voucher Nos. 13811-13880, totaling \$43,548.44 (07/29/13)
11. St. Johns County Board of County Commissioners Check Register, Check Nos. 498191-498426, totaling \$2,104,837.28 and Voucher Register, Voucher Nos. 13881-13939, totaling \$1,080,933.82 (07/30/13)
12. St. Johns County Board of County Commissioners Check Register, Check Nos. 498427-498428, totaling \$6,318 (07/31/13)

13. St. Johns County Board of County Commissioners Check Register, Check Nos. 498429-498445, totaling \$14,923.31 and Voucher Register, Voucher Nos. 13940-13952, totaling \$11,190.55 (08/01/13)

Approved October 15, 2013

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____

John H. Morris
John H. Morris, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____

Pam Halterman
Deputy Clerk

