

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
JULY 15, 2014
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
 Rachael Bennett, District 5, Vice Chair
 Cyndi Stevenson, District 1
 Ron Sanchez, District 2
 William A. McClure, District 3
 Michael Wanchick, County Administrator
 Jerry Cameron, Assistant County Administrator
 Darrel Locklear, Assistant County Administrator
 Patrick McCormack, County Attorney
 Lenora Newsome, Deputy Clerk

Also present: Paolo Soria, Assistant County Attorney

(07/15/14 - 1 - 9:06 a.m.)
CALL TO ORDER

Morris called the meeting to order.

(07/15/14 - 1 - 9:06 a.m.)
ROLL CALL

The clerk called the roll and all board members were present.

(07/15/14 - 1 - 9:07 a.m.)
INVOCATION

Cameron gave the invocation.

(07/15/14 - 1 - 9:08 a.m.)
PLEDGE OF ALLEGIANCE

Morris led the Pledge of Allegiance.

(07/15/14 - 2 - 9:08 a.m.)

SPECIAL RECOGNITION FOR TIMMY RUSSELL, PUBLIC WORKS CREW CHIEF
RETIRING AFTER 37 YEARS OF SERVICE TO ST. JOHNS COUNTY

Neal Shinkre and Timmy Russell were called to the center podium. Shinkre gave the history of Timmy Russell's 37 years of service with the County. Russell said it had been a good journey and thanked everyone.

(07/15/14 - 2 - 9:12 a.m.)

PRESENTATION FROM NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION, RECOGNIZING ST. JOHNS COUNTY'S STAFF FOR
EXCEPTIONAL RESPONSE TO A BOTTLENOSE DOLPHIN EPIDEMIC

Nadia Gordon, Florida Fish and Wildlife Conservation Commission, presented an award to St. Johns County, from the National Oceanic and Atmospheric Administration (NOAA), on behalf of all the assistances that St. Johns County beaches, habitat, and law enforcement provided to FWC, as they covered marine mammal response in St. Johns County. Tara Dodson, Staff Liaison, said they do what they do because they want to, but to have recognition from NOAA, the federal agency was phenomenal.

(07/15/14 - 2 - 9:15 a.m.)

PROCLAMATION DESIGNATING JULY 2014 AS VETERANS APPRECIATION
MONTH

Commissioner Morris called Lt. Col. Bill Dudley, Sargent Major Ray Quinn, and Sargent Major Joseph McDermott to the podium to receive the proclamation. Dudley, on behalf of the Veterans Counsel of St. Johns County, extended their appreciation to everyone.

(07/15/14 - 2 - 9:21 a.m.)

PROCLAMATION DESIGNATING JULY 2014 AS A MONTH OF REMEMBRANCE:
THE 50TH ANNIVERSARY YEAR OF THE CIVIL RIGHTS ACT OF 1964

Stevenson said this proclamation was declaring the month of July, 2014, a month of remembrance, as they pause and reflect on the events that occurred, in St. Johns County, 50 years ago and the rolls these events played in the passage of the Civil Rights Act. Charles Ellis, with the Fort Mose Historic Society; Thomas Jackson, county employee and reenactor, active in The 40th Accord; Gregg White, West Augustine CRA; Darrell Hankerson, involved in Gulaheshee and in Freedom Run Productions; Julia Hickindorn, with The 40th Accord, and Mary Richards were present. Stevenson spoke on keeping the history alive. Darrell Hankerson thanked everyone and mentioned that St. Johns County was doing the right things for the right reasons.

(07/15/14 - 3 - 9:28 a.m.)
ACCEPTANCE OF PROCLAMATION

Motion by Sanchez, seconded by McClure, carried 5/0, to approve the proclamations.

(07/15/14 - 3 - 9:29 a.m.)
PUBLIC COMMENT

Denver Cook, 266 Topsail Drive, spoke on the First Amendment. He spoke on two letters relating to political campaign signs: 1) from the Florida Department of Transportation, and 2) from the Supervisor of Code Enforcement Program. He spoke on the ordinance that the County adopted regarding political campaign signs, and stated that he thought that the ordinance should be rewritten matching what the State enforced.

(9:33 a.m.) Merrill Roland, 6281 Old Dixie Drive, spoke on the wrongful use of the county auditorium by outside organizations, and freedom of speech.

(07/15/14 - 3 - 9:36 a.m.)
DELETIONS TO CONSENT AGENDA

Bennett requested pulling Item 14. Locklear requested scheduling Item 14, to the August 5th, 2014, BCC meeting.

(07/15/14 - 3 - 9:37 a.m.)
APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Minutes:
 - June 17, 2014 BCC Regular Meeting
 - June 17, 2014 Special Meeting
 - June 25, 2014 BCC Regular Meeting
3. Motion to adopt **Resolution No. 2014-183**, accepting an Easement for Utilities, for water and sewer service, to serve Foxhill Estates-Unit One Subdivision, located off Rolling Hills Drive

RESOLUTION NO. 2014-183

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 FOXHILL ESTATES - UNIT ONE SUBDIVISION, LOCATED OFF ROLLING HILLS DRIVE

4. Motion to adopt **Resolution No. 2014-184**, accepting an Easement for Utilities, for water service, to serve Prairie Lakes Phase 1, and Prairie Lakes, Phase 2 Subdivision. No funding required

RESOLUTION NO. 2014-184

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES, FOR WATER SERVICE, TO SERVE PRAIRIE LAKES, PHASE 1; AND PRAIRIE LAKES, PHASE 2 SUBDIVISIONS

5. Motion to adopt **Resolution No. 2014-185**, accepting Drainage Easements for stormwater drainage, for St. Johns Parkway, in connection with Durbin Crossing Parcel Y; and authorizing the County Administrator to join in the execution of the Drainage Easements on behalf of the County. No funding required

RESOLUTION NO. 2014-185

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING DRAINAGE EASEMENTS FOR STORMWATER DRAINAGE, FOR ST. JOHNS PARKWAY, IN CONNECTION WITH DURBIN CROSSING, PARCEL Y; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO JOIN IN THE EXECUTION OF THE DRAINAGE EASEMENTS ON BEHALF OF THE COUNTY

6. Motion to adopt **Resolution No. 2014-186**, accepting the terms of, and authorizing the County Administrator, or designee, to execute a Master In-Building Nonexclusive License Agreement; and a Site License with the New Cingular Wireless PCS, LLC

RESOLUTION NO. 2014-186

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THE TERMS OF A MASTER IN-BUILDING NONEXCLUSIVE LICENSE AGREEMENT AND SITE LICENSE, FOR NEW CINGULAR WIRELESS PCS, LLC, TO USE A PORTION OF THE ST. JOHNS COUNTY RICHARD O. WATSON JUDICIAL CENTER, FOR IN-BUILDING WIRELESS TELECOMMUNICATION SYSTEMS; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

7. Motion to adopt **Resolution No. 2014-187**, approving the final plat for Glen St. Johns, Phase 1A

RESOLUTION NO. 2014-187

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR GLEN ST. JOHNS, PHASE 1A

8. Motion to adopt **Resolution No. 2014-188**, approving the final plat for Coastal Oaks at Nocatee, Phase 2H

RESOLUTION NO. 2014-188

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR COASTAL OAKS AT NOCATEE, PHASE 2H

9. Motion to adopt **Resolution No. 2014-189**, approving the final plat for Coastal Oaks at Nocatee, Phase 3B, Units 3-5

RESOLUTION NO. 2014-189

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR COASTAL OAKS AT NOCATEE, PHASE 3B, UNITS 3-5

10. Motion to adopt **Resolution No. 2014-190**, approving the final plat for Oakridge, Unit Two

RESOLUTION NO. 2014-190

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR OAKRIDGE, UNIT TWO

11. Motion to adopt **Resolution No. 2014-191**, approving the final plat for Samara Lakes, Parcel D, Phase 2

RESOLUTION NO. 2014-191

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR SAMARA LAKES, PARCEL D, PHASE 2

12. Motion to adopt **Resolution No. 2014-192**, approving the terms and authorizing the Chairman to execute a Memorandum of Agreement, between St. Johns County and St. Johns River Water Management District, for the Basin 8 Regional Offsite Mitigation Area

RESOLUTION NO. 2014-192

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS; AND AUTHORIZING THE CHAIRMAN TO EXECUTE A MEMORANDUM OF AGREEMENT, BETWEEN ST. JOHNS COUNTY AND THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT, FOR THE BASIN 8 DEEP CREEK REGIONAL OFFSITE MITIGATION AREA

13. Motion to adopt **Resolution No. 2014-193**, classifying timber located on the parcel at 415 Ashland Drive East on the Tatum Tract, within the Basin 8 Regional Off-Site Mitigation area, as surplus property; and authorizing the County Administrator, or his designee, to advertise a sealed bid for sale of the property to the highest bidder, who shall perform specified maintenance as required by the St. Johns River Water Management District

RESOLUTION NO. 2014-193

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING TIMBER LOCATED ON A COUNTY OWNED PARCEL AS SURPLUS PROSPERTY; AND AUTHORIZING SALE OF THE TIMBER TO THE HIGHEST BIDDER, PURSUANT TO THE PROVISIONS SET FORTH IN SECTION 125.35, FLORIDA STATUTES

(This Item was pulled, to be scheduled at a later date.)

14. Motion to adopt a Resolution authorizing the County Chair to send a letter to the Environmental Protection Agency and the U.S. Army Corps of Engineers, on behalf of the County, requesting that the rule amendment to the Code of Federal Regulations, Part 328, Definition of Waters of the United States, be postponed until concerns raised by state and local government stakeholders are addressed
15. Motion to adopt **Resolution No. 2014-194**, authorizing the County Administrator, or his designee, to award Bid No. 14-93, NE WTP HSP System Improvements to Sawcross, Inc., as the lowest responsive bidder, and to execute an agreement in substantially the same form and format, as attached hereto

RESOLUTION NO. 2014-194

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 14-93; AND TO EXECUTE AN AGREEMENT FOR NE WTP HSP SYSTEM IMPROVEMENTS

16. Motion to adopt **Resolution No. 2014-195**, approving the terms, conditions, and requirements of a State Funded Emergency Management Preparedness and Assistance (EMPA) Grant, and ratify the county administrator's execution of the 2014-2015, Emergency Management Preparedness & Assistance (EMPA) Grant contract. There is no direct match requirement for this EMPA grant

RESOLUTION NO. 2014-195

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, CONDITIONS, AND REQUIREMENTS OF A STATE FUNDED EMERGENCY

MANAGEMENT PREPAREDNESS AND ASSISTANCE (EMPA) GRANT, AND RATIFYING THE COUNTY ADMINISTRATOR'S EXECUTION OF THE GRANT CONTRACT ON BEHALF OF THE COUNTY AND ST. JOHNS COUNTY EMERGENCY MANAGEMENT

17. Motion to adopt **Resolution No. 2014-196**, approving the terms, conditions, and requirements of a federally funded Emergency Management Performance Grant, and authorizing the county administrator to execute the 2014-2015 Emergency Management Performance Federal Grant contract. The annual BCC approved appropriations, for St. Johns County Emergency Management, meets the grant's matching requirement. No additional match is required

RESOLUTION NO. 2014-196

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, CONDITIONS, AND REQUIREMENTS OF A FEDERALLY FUNDED EMERGENCY MANAGEMENT PERFORMANCE (EMPG) GRANT; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE GRANT CONTRACT, ON BEHALF OF THE COUNTY

18. Motion to adopt **Resolution No. 2014-197**, recognizing and appropriating \$750,000 per the Impact Fee Credit Agreement, between St. Johns County and Tolomato Community Development District; and motion to approve the transfer of \$699,625 from Fire Impact Fee Reserves, to fully appropriate the construction contract, for the Nocatee Fire Station. This action finalizes necessary budget appropriations previously approved by the Board

RESOLUTION NO. 2014-197

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2014 BUDGET TO RECEIVE UNANTICIPATED REVENUE, AND AUTHORIZE ITS EXPENDITURE BY ST. JOHNS COUNTY, FLORIDA, FIRE RESCUE, WITHIN THE FIRE IMPACT FEE FUND

19. Motion to reaffirm the School Board appointment of Dr. David Rice to the Planning and Zoning Agency, for a full four-year term scheduled to expire July 1, 2018
20. Motion to accept and approve the Recapitulation 2013, Balanced Tax Roll and Error & Insolvencies Report for St. Johns County as, prepared by the St. Johns County Tax Collector. No funding required
21. Motion to ratify and affirm the term expirations of the Arts, Culture & Heritage Funding Panel, as recommended by the Funding Panel at its May 29, 2014, meeting; and approve the recommendation of Michael Kleiman's status as a regular member, by approving the attached Arts, Culture, Heritage Funding Panel Roster
22. Proofs:
 - a. Proof: Notice of Hearing, Permitted Investment - Hearing June 17, 2014, published June 7, 2014, in *The St. Augustine Record*.
 - b. Proof: Notice of Hearing, Repeal Ordinances - Hearing June 17, 2014, published June 7, 2014, in *The St. Augustine Record*.
 - c. Proof: Notice of Meeting, Public & Private Meeting - Meeting June 17, 2014, published June 10, 2014, in *The St. Augustine Record*.
 - d. Proof: Display Ad, Tax Impact of Value Adjustment Board, published June 10, 2014, in *The St. Augustine Record*.
 - e. Proof: Notice of Meeting, Organizational Meeting - Meeting June 26, 2014, published June 16, 2014, in *The St. Augustine Record*.
 - f. Proof: Notice of Meeting, Firefighter Union Meeting - Meeting June 13, 2014, published June 11, 2014, in *The St. Augustine Record*.
 - g. Proof: Notice of Meeting, Joint BCC/City of St Augustine - Meeting June 25, 2014, published June 11, 2014, in *The St. Augustine Record*.
 - h. Proof: Request for Bids, Bid No. 14-98, 500 San Sebastian - Sunset Park, published June 4, 2014, and June 11, 2014, in *The St. Augustine Record*.
 - i. Proof: Request for Bids, Bid No. 14-91, Dobbs Rd/Kings Road Intersection, published June 11, 2014, and June 18, 2014, in *The St. Augustine Record*.
 - j. Proof: Display Ad, Notice of Public Hearing BCC/PZA, published May 27, 2014, in *The St. Augustine Record*.

(07/15/14 - 10 - 9:38 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

McCormack requested to add for discussion; Agreement for Temporary Space for the Veteran's Administration (V.A.), and it was placed on the Regular Agenda as Item 12a.

(07/15/14 - 10 - 9:40 a.m.)
APPROVAL OF REGULAR AGENDA

Motion by Bennett, seconded by Stevenson, carried 5/0, to approve the Regular Agenda, as amended.

(07/15/14 - 10 - 9:40 a.m.)

1. PRESENTATION OF THE ST. JOHNS COUNTY COMPREHENSIVE ANNUAL FINANCIAL REPORT

Allen MacDonald, Finance Director, presented the St. Johns County Comprehensive Annual Financial Report (CAFR). He highlighted some of the major points. He mentioned that the County's financial position was more stable at the end of 2013, than the beginning of the year 2014.

(9:44 a.m.) Lon Stafford, Carr, Riggs, and Ingram, said the three reports he wanted to talk about were the main reports their audit produced. He said the first report was on page 13 and was entitled "Our Independent Auditor's Report." He said that was where they gave an opinion on the financial statements that Mr. MacDonald and his staff prepared. The second report was on page 238, which was part of the governmental auditing standards, regarding looking at the internal control over financial reporting and also compliance with grants, contracts, and loan agreements; things that could cause a significant problem. The third report was on page 233, where they looked at Federal and State grants. He thanked everyone for working with them.

(9:49 a.m.) Stevenson thanked them for the report and stated that there was a lot of good information in it about the County. McDonald said since going to paperless presentation of the documents, the CAFR was located on the County's website under the Clerk of Court's tab. McClure thanked everyone for the hard work on the CAFR. McDonald said they implemented 5 new areas on bonds.

(9:55 a.m.) Carlos Felder, 4070 Harris Street, Hastings, said they would like to know what, in the budget, had been planned for the Hastings area regarding the grant money, and what amount had been allocated in assistance with some of the major issues.

(9:57 a.m.) Patrick Carter, 115 B Ashland Ave., Hastings, said they had a strategic plan for sport programs and spoke on fund raising.

(9:59 a.m.) Deshaw Freeman, 115 B Ashland Ave., Hastings, spoke on the abandoned school in Hastings, and stated that he would like to bring it back to the Hastings area, in the form of a charter school. Stevenson asked Jerry Cameron to assist them.

(10:02 a.m.) Felder, on behalf of the Inbound Foundation, spoke on what they did for the community, and asked for Board's approval for access to the building.

(10:04 a.m.) **Motion by Morris, seconded by Stevenson, carried 5/0, to accept the County's Comprehensive Annual Financial Report (CAFR), for the fiscal year ending September 30, 2013, as presented by the independent auditors, Carr, Riggs, and Ingram.**

Cameron left the meeting.

(07/15/14 - 11 -10:05 a.m.)

2. FY 2015 RECOMMENDED COUNTY BUDGET PRESENTATION. THE ANNUAL COUNTY BUDGET PROCESS REQUIRES A NUMBER OF STEPS, RANGING FROM ITS PREPARATION THROUGH ADOPTION. FLORIDA STATUTES (F.S. 129.03(3) AND F.S. 200.065, TRUTH IN MILLAGE ("TRIM") REQUIREMENTS) SPECIFY THAT A TENTATIVE BALANCED COUNTY BUDGET MUST BE SUBMITTED TO THE BOARD OF COUNTY COMMISSIONERS AS THE NEXT STEP IN THE BUDGET PROCESS. AT THIS POINT IN TIME, THE FY 2015 RECOMMENDED COUNTY BUDGET HAS BEEN BALANCED WITH EXPENDITURES AND ADEQUATE RESERVES, WITHIN EACH COUNTY FUND EQUAL TO PROJECTED FUND REVENUES. ADMINISTRATION BELIEVES THE RECOMMENDED COUNTY BUDGET REPRESENTS A FUNDING LEVEL THAT CAN REASONABLY ASSURE THE ACHIEVEMENT OF ST. JOHNS COUNTY'S OPERATIONAL NEEDS, WHILE MINIMIZING THE TAX IMPACT ON ITS CITIZENRY

Doug Timms, Director, Office of Management and Budget, mentioned the up-coming special meeting of the Board, in the County auditorium scheduled for 9:00 a.m. on July 29, 2014. He said at this point in the annual budget process, Florida Statute required the County Budget Officer to present to the Board, a tentatively balanced budget. He gave a brief overview of that budget; the County had 83 funds, no recommended changes to the County millage rates from last year, and the total projected County budget was \$612,000,000. He mentioned that the line item detail for the recommended County budget was available on the County's website. He said the Board would be asked to set the tentative millage rates and also set the first public hearing date in September on the tentative 2015 budget. McClure spoke on there being a deficit in the Transportation Trust Fund and asked about working on deleting that deficit, with Timms replying. Stevenson spoke on governmental accounting, and recurring revenue (costs). Timms said that he was optimistic for the next couple of years.

(10:15 a.m.) Bill McCormack, 9224 July Lane, mentioned that the public group, including him, that sat through the budget hearings, put a report together and

presented it to the Civic Round Table. Their findings were: the County budget was \$608,000,000, the County was adding about 30 employees this year, the County was working on deferred expenditures, the County should subsidize the County golf course, the County should continue to manage the amphitheater, and the group was opposed to the County approving Fire Rescue's increase for a \$25,000,000, for a boat. He explained the best way to meet continuing maintenance requirements. McClure said the Fire Rescue was not in the proposed budget, and the request for the boat was gone. Wanchick reminded everyone that everything related to the budget, was on line.

(10:20 a.m.) Denver Cook, 266 Topsail Drive, said that he attended the County budget hearings, and encouraged more people to attend them. He said that he did not think that they needed to increase sales or gas taxes to address the critical needs of the County.

(10:21 a.m.) McClure asked if there was a plan for reduction of long-term debt, with Timms responding. Wanchick mentioned that there was a no tax increase, in the recommended budget.

(07/15/14 - 12 - 10:12 a.m.)

3. OVERVIEW REPORT ON THE RECENT ARSON FIRES IN THE CITY OF ST. AUGUSTINE AND THE SUCCESS OF THE 800 MHZ COMMUNICATION SYSTEM BETWEEN THE AGENCIES

Carl Shank, St. Johns County Fire/Rescue Chief, 3657 Gaines Road, gave an overview report on recent fires in the City of St. Augustine, running a video, and the success of the new 800 MHz Radio System during that time. He said the equipment was coming on line at the airport and all the schools had radios in their offices. He listed all the counties they had communications with. Shank said the radio system impressed him beyond words.

(10:31 a.m.) J. C. Costeria, City of St. Augustine Fire Chief, said the radios transmitted out of buildings that they did not transmit out of before. He said it would have been confusing handling fires in different locations, at the same time, without the new radio system. Sanchez congratulated both departments on working well together. Bennett said she appreciated them showing the video, to show how important everything was, and how well everybody worked together. Stevenson mentioned how it affected the law enforcement also. Sanchez thanked law enforcement and the dispatch. Costeria said that dispatch handled other calls at the same time everything else was going on. Sanchez asked if this could be aired over TV for the public. Wanchick said this radio system did not just service Fire/Rescue, it was used by everybody. Stevenson said the people who serviced the counties, needed the tools to work with. Shank spoke on the

muffle sounds when talking, and said that the system was so good that it cut down the background noise.

The meeting recessed at 10:46 a.m. and reconvened at 10:59 a.m.

(07/15/14 - 13 - 10:59 a.m.)

DISTRICT 1

4. PUBLIC HEARING - NZVAR 2013-03, CENTURY ACRES LANE LOT ADDITION. THIS IS A REQUEST FOR A NON-ZONING VARIANCE TO SECTIONS 6.04.07.B.1, WHICH STATES, "EASEMENTS FOR ACCESS SERVING MULTI-FAMILY DWELLING PROJECTS (EXCEPT TOWNHOMES), NON-RESIDENTIAL PROJECTS, OR EASEMENTS SERVING MORE THAN TWO RESIDENTIAL DWELLING UNITS: SHALL MEET ALL REQUIREMENTS OF PART 6.04.00 (ROADWAY, DRAINAGE & UTILITIES STANDARDS)." THE VARIANCE ALSO REQUESTS RELIEF FROM SECTION 6.04.07.B.2.B, WHICH STATES EASEMENTS, MUST MAINTAIN A MINIMUM TWENTY FOOT WIDE STABILIZED SURFACE WITH EIGHT INCH THICK LBR 40 MATERIAL. THE EXISTING PAVED SURFACE OF THE EASEMENT RANGES FROM 11 - 17 FEET IN WIDTH, AND DOES NOT MEET THE 8 INCH THICK LBR 40 MATERIAL STANDARD

Proof of publication of the notice of public hearing on NZVAR 2013-03, Century Acres Lane lot addition, was received, having been published in *The St. Augustine Record* on June 30, 2014.

McCormack reviewed the sequence of the meeting, and mentioned disclosing ex parte communication.

(11:01 a.m.) Stevenson disclosed ex parte communications with Debra Simon, and Paul Porter a couple of years ago and with Debra Simon regarding the concerns of the community concerning easements, etc., and with John Burnham about the concerns. She mentioned receiving the emails regarding concerns of the community and spoke to the attorney Jeremiah Mulligan. There was no other ex parte communications.

(11:02 a.m.) John Burnham, P. E., Chief Engineer, gave a PowerPoint presentation. He reviewed the aerial view of the property, and mentioned the applicant's offer of an additional easement to provide access to Marywood Drive, on an emergency basis only. McClure mentioned shared easements. Stevenson spoke on the letters of concerns, *Exhibit A*. She asked about emergency vehicles getting in, tree trimming, tree removals, and access, with Burnham responding.

(11:11 a.m.) Shank spoke on tree trimming regarding emergency access.

(11:12 a.m.) Jeremiah Mulligan, 24 Cathedral Place, Suite 504, and Paul Porter, 192 Martinique Circle, Ponte Vedra Beach, agent for the Bishop of Diocese of St. Augustine and on behalf of Deborah Simon, introduced themselves.

(11:14 a.m.) Porter spoke on coming up with a solution that would not alarm the homeowners or change the character of the neighborhood. He said that Deborah Simon had written a letter to the Diocese of St. Augustine about ten years ago, regarding a break in the fence that stopped the traffic coming from Marywood onto Century Acres Lane. He said there was a letter dated July 14, 2014, from the Diocese of St. Augustine (*Exhibit B*), stating that they closed the opening in the fence with a locked chain and, as acknowledged by Century Acres Lane residents, the problem had ceased. He said they found a solution that increased health and safety, and maintained the character of the community, while making everyone more comfortable in case of fire, downed trees, and power lines.

(11:19 a.m.) Mulligan gave the history of the property and easement. He spoke on maintaining the parcel that would be used by the emergency vehicles. He presented the site plan on the overhead and explained the easement, *Exhibit C*. He mentioned providing the second easement for the emergency vehicles to exit into Marywood and to have an alternate route to use. He spoke on the issue regarding the private easement, and the concerns of cutting down trees, which would not happen, only trimming branches. Bennett said the residents felt like their land was being taken, by the applicant's action. She said that it seemed like Mulligan had outstanding issues, and that the residents had asked for additional time, to get legal advice on what rights and obligations they had. Mulligan said they were asking for a variance to some specific provisions of the Code, which altered their ability to use the easement. He spoke on having legal access to the property and the address name. McClure asked if the easement had been recorded. Mulligan replied that the original easement had been recorded in Book 278, page 271 of the official record of St. Johns County. He said the grant of easement that was done in 1983, could be found in Official Book 593, page 707 of the Official records of St. Johns County. Porter spoke on the ownership of the easement.

(11:45 a.m.) McCormack mentioned that it was not the purview of the Board to interpret property rights pertaining to a private agreement; that was something that should go to court.

(11:45 a.m.) Thomas Dylewski, owner's representative, 1634 Century Acres Lane, reviewed the site survey plan on the overhead, submitted by Mulligan. He spoke on allowing access to the easement, clearing the trees on the land, providing a maintenance agreement, and providing access to emergency vehicles. He said the applicant did not have the right to agree to the above terms because the roads in question were privately

owned; the trees that needed to be cleared to provide the 13.6 clearance were on private property; the maintenance agreement to continue the 13.6 clearance would be difficult if not impossible to carry out and monitor, and newly created emergency easement required putting in a paved road connecting two 11-foot private easements. He said the Marywood property was deeded to the Catholic Church for religious purposes and was not to be sold or developed for commercial use. He said an argument could be made that the current private easement, known as the Century Acres Lane, was unsafe and impassable by emergency vehicles. He said if the Board was considering approval of this variance, he asked that a continuance be granted so that the residents could further research the legality of the request and seek legal representation. He said the residents strongly opposed the variance because it would change the character and quality of life in their small community, known as Century Acres Lane. He stated that the zoning requirements in that area require one acre each to build a house and explained the boundaries; discussion ensued.

(12:10 p.m.) Mike Alford, 1590 Century Acres Lane, mentioned his understanding of a variance was, if a homeowner could prove a hardship. McCormack reviewed the different kinds of variances.

(12:12 p.m.) James Harden, 1624 Century Acres Lane, spoke in opposition of the variance.

(12:13 p.m.) Delena Highsmith, 1555 Century Acres Lane, spoke on behalf of her son who lived at the above address, spoke on the uniqueness in the neighborhood and in opposition of the variance.

(12:16 p.m.) Mulligan's rebuttal included lot 9 versus lot 10, asking the Board to consider the variance so they did not have to remove the trees, and bringing the road up to County standards.

(12:21 p.m.) Porter spoke on conserving the neighborhood by conserving the trees.

(12:23 p.m.) Bennett said that Mulligan had some legal issues to take care of. She said that she was very sensitive to private property rights and asked Mulligan if he wanted the Board to vote on this item today or continue it. Morris said that he would vote to continue it. Stevenson spoke on alleviating some of the concerns. McClure said the vote should be based on the five findings of fact.

(12:31 p.m.) McCormack commented on the Board voting today; to approve, deny, or continue.

(12:33 p.m.) **Motion by Stevenson, seconded by McClure, carried 5/0, to continue the item, not to exceed 90 days.**

The meeting recessed for lunch at 12:36 p.m. and reconvened at 1:30 p.m. with Morris, Bennett, Stevenson, Sanchez, McClure, McCormack, Soria, Wanchick, Locklear, Cameron, and Sindy Wiseman present.

(07/15/14 - 16 - 1:30 p.m.)

DISTRICT 3

5. PUBLIC HEARING - PNZVAR 2014-01, RACETRAC SR 207 SIGNAGE. THIS IS A REQUEST FOR APPROVAL, OF A NON-ZONING VARIANCE TO LAND DEVELOPMENT CODE SECTION 7.02.01, TO ALLOW AN OVERALL ADVERTISING DISPLAY AREA OF 247 SQUARE FEET, EXCEEDING THE MAXIMUM 200 SQUARE FEET PER BUSINESS ALLOWED BY CODE

Proof of publication of the notice of public hearing on PNZVAR 2014-01, Race Trac SR 207 signage was received, having been published in *The St. Augustine Record* on June 30, 2014.

Marie Colee, Assistant Program Manager, gave a PowerPoint presentation. She said the request was to allow an additional 47 square feet of signage, replacing the existing sign with a 40 square foot sign, and add two 27 square foot signs referencing Swirl World. She said the additional signage would bring the overall calculations to 247 square feet.

(1:42 p.m.) Morris noted that this was an ex parte item, and there was none.

(1:42 p.m.) Tom Sullivan, Gray Robinson Law Firm, 301 E. Pine Street, Orlando, said he appreciated the Boards support and he was available for any questions.

Motion by McClure, seconded by Sanchez, carried 5/0, to approve Non-Zoning Variance PNZVAR 2014-01, based upon findings of fact 1-6, and subject to the two conditions provided in the staff report.

(07/15/14 - 16 - 1:43 p.m.)

DISTRICT 4

6. PUBLIC HEARING - PNZVAR 2014-02, PET SUPERMARKET. THIS IS A REQUEST FOR APPROVAL OF A NON-ZONING VARIANCE TO LAND DEVELOPMENT CODE (LDC) SECTION 3.06.09.C.3, WHICH LIMITS THE ADVERTISING DISPLAY AREA OF SIGNAGE TO TWENTY-FOUR SQ. FT., IN ORDER TO ALLOW A SIGN WITH AN ADVERTISING DISPLAY AREA OF 62.5 SQ. FT. THE APPLICANT INITIALLY REQUIRED RELIEF FROM LDC, SECTION 3.06.04.A.1; HOWEVER, MODIFICATIONS TO THE DESIGN OF THE PARAPET WALL HAVE OBIATED THE NEED FOR THIS NON-ZONING VARIANCE. LASTLY, THE APPLICANT SEEKS DESIGN APPROVAL OF

SIGNAGE AND MODIFICATIONS TO THE BUILDING FAÇADE. THIS APPLICATION IS COMPANION TO ARCCC 2014-11, DESIGN REVIEW FOR NEW SIGNAGE AND BUILDING FAÇADE MODIFICATIONS. THE PALM VALLEY ARCHITECTURAL REVIEW COMMITTEE (PVARC) HEARD THE AFOREMENTIONED REQUESTS ON WEDNESDAY, JUNE 18TH, 2014. WITH A 3-1 VOTE ON BOTH APPLICATIONS, THE PVARC RECOMMENDED APPROVAL WITH CONDITIONS TO THE BOARD OF COUNTY COMMISSIONERS

Proof of publication of the notice of public hearing on PNZVAR 2014-02, Pet Supermarket was received, having been published in *The Augustine Record* on June 30, 2014.

Soria noted that Item 6 and Item 7 would be heard together.

(1:44 p.m.) Danielle Handy, Growth Management Planner, gave a PowerPoint presentation for Item's 6 and 7. She said with the building being 400 feet away from the right-of-way, the sign was difficult to read. In summary the applicant requests the variance to allow a 62.5 square foot wall sign and design approval for proposed signage and modifications to the building. She said staff was available for any questions.

(1:49 p.m.) Morris noted that this was an ex parte item, and there was none.

(1:49 p.m.) Matthew Thomas Sign and Awning Co., 4590 118th Avenue North, Clearwater, FL, showed an elevation map of the proposed signage, *Exhibit A*, and gave a presentation on the signage.

(1:53 p.m.) Motion by Morris, seconded by Bennett, carried 5/0, to approve PNZVAR 2014-02, based upon findings of fact 1-6, and subject to the seven conditions.

(07/15/14 - 17 - 1:43 p.m.)

DISTRICT 4

7. PUBLIC HEARING - ARCCC 2014-11, PET SUPERMARKET. THIS IS A REQUEST FOR ARCHITECTURAL DESIGN APPROVAL OF SIGNAGE AND MODIFICATIONS TO THE BUILDING FAÇADE. THIS APPLICATION IS COMPANION TO PNZVAR 2014-02, A NON-ZONING VARIANCE TO THE SIGN LIMITATIONS OF THE LAND DEVELOPMENT CODE. THE PALM VALLEY ARCHITECTURAL REVIEW COMMITTEE (PVARC) HEARD THE AFOREMENTIONED REQUESTS ON WEDNESDAY, JUNE 18TH, 2014. WITH A 3-1 VOTE ON BOTH APPLICATIONS, THE PVARC RECOMMENDED APPROVAL WITH CONDITIONS TO THE BOARD OF COUNTY COMMISSIONERS. ALTHOUGH ARCHITECTURAL REVIEWS ARE TYPICALLY UNDER THE JURISDICTION OF THE ARCHITECTURAL

REVIEW COMMITTEE, WHEN THE REQUEST IS COMPANION TO AN ACTION UNDER THE JURISDICTION OF THE BOARD OF COUNTY COMMISSIONERS BOTH CASES ARE CONSIDERED FOR FINAL APPROVAL BY THE BOARD

Proof of publication of the notice of public hearing on ARCCC 2014-11, Pet Supermarket was received, having been published in *The St. Augustine Record* on June 30, 2014.

Danielle Handy, Planner, gave a PowerPoint presentation concurrently with Item 6.

(1:53 p.m.) Motion by Morris, seconded by Sanchez, carried 5/0, to approve ARCCC 2014-11, based upon the one finding of fact, and subject to three conditions.

(07/15/14 - 18 - 1:54 p.m.)

DISTRICT 2

8. PUBLIC HEARING - MAJMOD 2013-12, TERRA PINES RESERVES I PUD. REQUEST TO MODIFY EXISTING PLANNED UNIT DEVELOPMENT (PUD 2003-28) TO INCREASE THE NUMBER OF RESIDENTIAL DWELLING UNITS FROM 70 TO 118 AND REVISE WAIVER REQUESTS. STAFF RECOMMENDS APPROVAL OF THE REQUEST BASED ON CONSISTENCY WITH THE FUTURE LAND USE DESIGNATION OF RESIDENTIAL B, CONSISTENCY WITH DEVELOPMENT TRENDS IN THE AREA AND COMPATIBILITY WITH SURROUNDING PROPERTIES. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THE REQUEST AT THEIR JUNE 5, 2014 MEETING BY A VOTE OF 7 TO 0

Proof of publication of the notice of public hearing on MAJMOD 2013-12, Terra Pines I PUD was received, having been published in *The St. Augustine Record* on June 30, 2014.

Caitlin Cerame, Planner, gave the PowerPoint presentation on Items 8 and 9 together. She said the requested modifications for the PUD were to modify the approved ordinances, increase the density, modify the Master Development Plan Map, and modify some of the waiver requests. She said the requested modifications for the PRD were increased density, modified lot parameters and layout, and revised waiver requests including the zoning schedule.

(2:03 p.m.) Morris noted that this was an ex parte item. Morris, Bennett and Sanchez spoke with Cerame and Bennett received an email asking if there were issues.

(2:03 p.m.) McClure asked why there was a 1000 foot one-way, with a dead end provision in the Master Development Plan. John Burnham, Growth Management, explained that it was to minimize speeding in the area. Discussion ensued on speeding deterrent options.

(2:08 p.m.) Karen Taylor, 77 Saragossa Street, spoke on the project and talked about the roads, *Exhibit A*, and assured they would do any traffic calming measures necessary. She said there was concurrency for the existing lots that paid their water and sewer to extend that concurrency. She said there were approved plans for those lots; but have not pursued the increase, because concurrency was only good for two years.

(2:19 p.m.) **Motion by Sanchez, seconded by Bennett, carried 5/0, to enact Ordinance No. 2014-35, known as MAJMOD 2013-12, adopting findings of fact 1-6 to support the motion.**

ORDINANCE NO. 2014-35

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE TERRA PINES RESERVE I PUD, ORDINANCE NO. 2007-16, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

(07/15/14 - 19 - 1:54 p.m.)

DISTRICT 2

9. PUBLIC HEARING - MAJMOD 2013-11, TERRA PINES RESERVES II PRD. REQUEST TO MODIFY EXISTING PLANNED RURAL DEVELOPMENT (PRD 2003-05) TO INCREASE THE NUMBER OF RESIDENTIAL DWELLING UNITS FROM 34 TO 46, REVISE WAIVER REQUESTS, AND MODIFY LOT LAYOUT TO THE APPROVED MASTER DEVELOPMENT PLAN MAP. STAFF RECOMMENDS APPROVAL OF THE REQUEST BASED ON CONSISTENCY WITH THE FUTURE LAND USE DESIGNATION OF RURAL/SILVICULTURE, CONSISTENCY WITH DEVELOPMENT TRENDS IN THE AREA AND COMPATIBILITY WITH SURROUNDING PROPERTIES. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THE REQUEST AT THEIR JUNE 5, 2014 MEETING BY A VOTE OF 7 TO 0

Proof of publication of the notice of public hearing on MAJMOD 2013-11, Terra Pines II was received, having been published in *The St. Augustine Record* on June 30, 2014.

Caitlin Cerame, Planner, gave a PowerPoint presentation, which was given with Item 8.

(2:19 p.m.) **Motion by Sanchez, seconded by Bennett, carried 5/0, to enact Ordinance No. 2014-36, known as MAJMOD 2013-11, adopting findings of fact 1-6 to support the motion.**

ORDINANCE NO. 2014-36

AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, APPROVING A MAJOR
MODIFICATION TO THE TERRA PINES RESERVE II
PRD, ORDINANCE NO. 2007-17, AS AMENDED,
MAKING FINDINGS OF FACT; REQUIRING
RECORDATION; AND PROVIDING FOR AN
EFFECTIVE DATE

(07/15/14 - 20 - 2:20 p.m.)

DISTRICT 4

10. PUBLIC HEARING - MAJMOD 2014-01, PLANTATION AT PONTE VEDRA (UNIT 13). REQUEST TO MODIFY THE PLANTATION AT PONTE VEDRA PLANNED UNIT DEVELOPMENT TO ADD 15 RESIDENTIAL UNITS TO BE LOCATED WITHIN UNIT 13. STAFF RECOMMENDS APPROVAL OF THE REQUEST BASED ON ITS CONSISTENCY WITH THE FUTURE LAND USE DESIGNATION OF RESIDENTIAL-B, CONSISTENCY WITH DEVELOPMENT TRENDS IN THE AREA AND COMPATIBILITY WITH SURROUNDING PROPERTIES. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THE REQUEST AT ITS JUNE 5, 2014, MEETING BY A VOTE OF 7-0

Proof of publication of the notice of public hearing on MAJMOD 2014-01, Plantation Unit 13 was received, having been published in *The St. Augustine Record* on June 30, 2014.

Morris recused himself from the item because he lived in the Plantation and intended to make a comment as a citizen at the proper time. He signed a Form 8B, conflict of interest form, *Exhibit A*.

(2:20 p.m.) Michael Roberson, Senior Planner Growth Management, gave a PowerPoint presentation and said the request was to add 15 single-family units to be located within unit 13. He said the PUD currently allowed 729 units and if approved, would increase to 744 and the density would not be an issue. He said the Planning and Zoning Agency approved the plan with a 7/0 vote. He mentioned that neighbors had concerns, and the applicant satisfied their concerns in a prior meeting, *Exhibit B*.

(2:23 p.m.) Morris said the item was an ex parte item and he had attended the planning and zoning meeting and spoke with several residents of the Sea Side community.

(2:25 p.m.) Doug Mayor, 12786 Hunt Club Road, Jacksonville, representative for the applicant, said the concerns of the Sea Side residents had been addressed.

(2:25 p.m.) Stevenson questioned whether they were concerned with the location of the waste water treatment plant and Mayor said they felt there was enough buffer between the water plant and the subdivision, but were planning on additional landscaping.

(2:26 p.m.) Morris spoke in support of the Plantation development and recommended approval.

(2:27 p.m.) **Motion by Bennett, seconded by Sanchez, carried 4/0, with Morris recusing himself, to enact Ordinance No. 2014-37, known as MAJMOD 2014-01, adopting findings of fact 1-6 to support the motion.**

ORDINANCE NO. 2014-37

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE PLANTATION AT PONTE VEDRA PLANNED UNIT DEVELOPMENT, ORDINANCE NO. 84-35, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(07/15/14 - 21 - 2:28 p.m.)

DISTRICT 2 AND 5

11. PUBLIC HEARING - COMPAMD 2014-02, SILVERLEAF DRI. THIS IS THE TRANSMITTAL HEARING FOR COMPREHENSIVE PLAN AMENDMENT 2014-02, SILVERLEAF DEVELOPMENT OF REGIONAL IMPACT (DRI). THIS AMENDMENT IS DRI RELATED AND IS UNDER REVIEW IN CONJUNCTION WITH THE COMPANION SILVERLEAF DRI NOTICE OF PROPOSED CHANGE. THE APPLICANT PROPOSES TO AMEND THE FUTURE LAND USE MAP DESIGNATIONS WITHIN THE DRI AND FOR LANDS PROPOSED TO BE ADDED INTO THE DRI. THE PROPOSED AMENDMENTS INCLUDE CHANGING APPROXIMATELY 51.75 ACRES OF LAND FROM RURAL/SILVICULTURE (R/S) TO RESIDENTIAL - C; 772.06 ACRES FROM R/S TO MIXED USE; 1.75 ACRES FROM R/S TO RESIDENTIAL - C, ALL PROPOSED TO BE ADDED INTO THE DRI. IN ADDITION, THE AMENDMENTS INCLUDE CHANGING 15.05 ACRES FROM RESIDENTIAL - B TO RESIDENTIAL - C; 92.71 ACRES FROM RESIDENTIAL - C TO MIXED USE AND 688.11 ACRES FROM MIXED USE TO RESIDENTIAL - C FOR PROPERTY INSIDE THE DRI. THE SUBJECT PROPERTY IS LOCATED SOUTH OF CR 210, NORTH OF CR 16A, AND WEST OF I-95. THE COMPANION DRI NOTICE OF PROPOSED CHANGE APPLICATION WILL BE HEARD CONCURRENTLY WITH THESE COMPREHENSIVE PLAN AMENDMENTS AT THE ADOPTION HEARINGS. THE PLANNING AND ZONING AGENCY

RECOMMENDED TRANSMITTAL OF COMPAMD 2014-02, BY A UNANIMOUS VOTE AT ITS JUNE 19, 2014, MEETING, ACKNOWLEDGING THERE ARE OUTSTANDING ISSUES THAT MUST BE RESOLVED BEFORE THE AMENDMENT IS ADOPTED

Proof of publication of the notice of public hearing on COMPAMD 2014-02, SilverLeaf was received, having been published in *The St. Augustine Record* on June 04, 2014.

Bennett recused herself from the item because she was a former employee. She signed a Form 8B, conflict of interest form, *Exhibit A*.

(2:29 p.m.) Teresa Bishop, AICP, Planning Division Manager, gave a PowerPoint presentation. She noted that the land use map was submitted with an error and that a corrected copy would be provided to the clerk, *Exhibit B*. She reviewed the requested amendments to the DRI. She said there would be no increase in the amount of mitigation or impacts, because there was no change to the DRI entitlements; however the changes to the mitigation plant being proposed could cause reductions to the mitigation program. Discussion ensued on the impacts in the DRI.

(2:39 p.m.) Stevenson voiced her concerns with the transportation elements and where CR 2209 reached CR 210. Discussion ensued on the transportation issues. Bennett asked Bishop to explain what a transmittal hearing was, so viewers could understand what was happening. Bishop explained the transmittal process.

(2:49 p.m.) Bishop talked about the outstanding transportation issues. She said the applicant proposed to change the DRI Development Order to eliminate the requirement that the applicant dedicate right-of-way for the First Coast Expressway; and said that there was an objective in the Comprehensive Plan, B-14, that said the County shall protect land right-of-ways from development and other encroachments.

(2:55 p.m.) Discussion ensued on the time line for the plan and Soria clarified that DRI related comprehensive plan amendments did not fall within the 180 limitation.

(2:55 p.m.) Katherine Whittington, 24 Cathedral Place, Suite 604, said she and the applicant were available for any questions and gave an overview of the DRI. She reiterated that this was just the transmittal hearing and gave her PowerPoint Presentation of the transmittal.

(2:58 p.m.) McClure inquired why the additional 800 acres was included inside of the DRI instead of separately. Whittington explained that including the land in the DRI, they could spread the already approved development rights onto that land, to avoid additional approvals and rights. She said she understood that there were unresolved

issues, and articulated that they were still being discussed and hoped to have them resolved before the item came back before the Board.

(3:04 p.m.) Stevenson commented to keep in mind the recreational opportunities for the area. Discussion ensued on the outstanding issues.

(3:11 p.m.) John Metcalf, 1104 Millcreek Drive, addressed the questions about the density and right-of-way.

(3:13 p.m.) Ameera Sayeed, FDOT, said that FDOT met with the applicant and County staff and they were working on the issues. She said that FDOT did not support the transmittal, but did not object to it either. She said the amendments to the plan and the associated data analysis, were in the Notice of Proposed Changes (NOPC), not a separate analysis. She said the decision today would set the course and direction, for the DRI NOPC. She gave a PowerPoint presentation on the inconsistencies, substantial deviations, and objections of the Comprehensive Plan.

(3:30 p.m.) Richard Shine, FDOT, clarified that there was a meeting yesterday with the applicant and said FDOT was not objecting to the transmittal, but reserving the objections to the plan amendment and the NOPC going forward. He said they were hoping to resolve the majority of the issues before it came back to the Board. He gave a PowerPoint presentation on the item. He read from Statute 380.06(6) and gave his interpretation of it. Discussion ensued on the interpretation of what was transmitted. Shine spoke on the substantial deviations in the project.

(3:42 p.m.) McCormack clarified that the time period to determine a substantial deviation was at the NOPC hearing and not at the time of transmittal.

(3:50 p.m.) Ellen Whitmer, 1178 Natures Hammock Road South, objected to the transmittal because she said the way it was transmitted, lead the State to believe that was the direction the Board intended to proceed.

(3:53 p.m.) Metcalf noted that the comments to the NOPC, that FDOT said the First Coast Expressway was within the East West right-of-way reservation under Map H, and it was not. He said the issue would be handled in a Declaratory Judgment Suit that was filed.

(3:57 p.m.) Wanchick spoke in support of the transmittal and reiterated the reason for the transmittal process.

(3:55 p.m.) Motion by Sanchez, seconded by Morris, to transmit COMPAMD 2014-02, known as SilverLeaf DRI, adopting findings of fact 1-3 to support the motion.

(4:00 p.m.) McCormack noted that the decision by the Board to transmit was to send a proposed DRI related Comprehensive Plan Amendment to State and Regional agencies for their comments. He said it was to provide due process for the applicant, State, and Regional agencies to comment on the Comprehensive Plan process.

(4:01 p.m.) **The motion carried 4/0, with Bennett recusing herself.**

The meeting recessed at 4:01 p.m. and reconvened at 4:12 p.m. with Regina Ross entering the meeting.

(07/15/14 - 24 - 4:12 p.m.)

DISTRICT 3

12. CONSIDER COMMISSIONER REPRESENTATION ON THE CIRCUIT 7 JUVENILE JUSTICE ADVISORY BOARD

Commissioner Bill McClure, District 3, reviewed the item.

(4:13 p.m.) **Motion by Bennett, seconded by Morris, carried 5/0, to appoint Commissioner Bill McClure as the St. Johns County Commissioner representative on the Circuit 7 Department of Juvenile Justice Advisory Board; and authorize BCC Office staff to submit documentation of the appointment to the Circuit 7 Advisory Board Chair as needed.**

(07/15/14 - 24 - 4:14 p.m.)

12A. ADD AGGREMENT FOR TEMPORARY SPACE FOR THE V.A.

McCormack talked about the temporary relocation of the V.A. Clinic to County owned property on Inman Road. Ross gave the requirements of the Board with the resolution; and to appoint Bill Young, Director of Utilities, as the authorized issuer officer, to communicate with the consulting engineers on the matter. Discussion ensued on the temporary property.

(4:21 p.m.) Bill Dudley, Chairman of the Veterans Council for St. Johns County, commented on the efforts of the Board and staff to provide temporary space for the veterans, to continue to receive their health care. McClure explained that the V.A. health insurance was only available for active duty, retired, or persons injured while in active duty, and said this was a big step to ensure no interruptions in the veteran's health care.

(4:27 p.m.) **Motion by Morris, seconded by Sanchez, carried 5/0, to adopt Resolution No. 2014-198, relating to the construction of a temporary Veterans' Community-**

Based, outpatient clinic on certain County owned property; and appointing an authorized issuer officer in connection therewith.

RESOLUTION NO. 2014-198

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RELATING TO THE CONSTRUCTION OF A TEMPORARY VETERANS' COMMUNITY-BASED OUTPATIENT CLINIC ON CERTAIN COUNTY OWNED PROPERTY; AND APPOINTING AN AUTHORIZED ISSUER OFFICER IN CONNECTION THEREWITH

(07/15/14 - 25 - 4:28 p.m.)
COMMISSIONERS' REPORTS

Commissioner McClure:

McClure reported that he attended the National Association of Counties annual meeting held in New Orleans. He said Brian DeLoach was the new second VP and would be representing Florida as the third largest State in the Country.

Commissioner Sanchez:

(4:28 p.m.) Sanchez encouraged everyone to get out and vote.

Commissioner Bennett:

(4:29 p.m.) Bennett spoke on submitting the Regional Transportation Commission assessments for next year and to ensure that the funds were included in the budget. She mentioned the "Raise-the-Roof" poker run for the kids Safe Zone at the American Legion Post on West Pearl Street, Saturday, August 23, 2014. She thanked the City of St. Augustine Beach and County staff for the "Reach the Beach" program which allowed public parking at the City of St. Augustine lot, with a transit to the Pier. She talked about the process for the 313 extension and thanked the public for their responses to the project.

Commissioner Stevenson:

(4:35 p.m.) Stevenson requested an update on the CDBG Grants and what the prospects were for the County, at the appropriate time. She said she had received numerous inquiries regarding transportation issues, and would like to plan to have a community

meeting in late fall, to talk about these issues. She suggested a strategy for communicating.

Commissioner Morris:

No report.

(07/15/14 - 26 - 4:40 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Wanchick referenced the "Reach the Beach" web page and said they could possibly do a similar page for transportation updates. He mentioned releasing an accomplishments and recognitions document in a few weeks that would show what had been accomplished in the last year. Wanchick reminded the Board of the Special Budget meeting July 29, 2014, at 9:00 a.m.

(07/15/14 - 26 - 4:44 p.m.)

COUNTY ATTORNEY'S REPORT

McCormack commended Cameron and Ross for their outstanding co-operation on the 800 MHz system and the V.A. project. He noted that the Hastings Library lease ran until July 12, 2014, and that the Town of Hastings authorized an extension until October 10, 2014, to see if the County would re-negotiate a long term lease. He requested a motion be entered.

(4:46 p.m.) Motion by McClure, seconded by Sanchez, carried 5/0, to have the Board provide authority for the Chair, to enter a 90 day extension to the lease for the Hastings Library.

(07/15/14 - 26 - 4:46 p.m.)

CLERK OF COURT'S REPORT

No report.

With there being no further business to come before the Board, the meeting adjourned at 4:46 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 508924-509121, totaling \$1,725,566.15 (06/17/14)
2. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17112-17167, totaling \$1,306,012.29 (06/17/14)

3. St. Johns County Board of County Commissioners Check Register, Check Nos. 509122-509123, totaling \$2,512 (06/18/14)
4. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17168-17180, totaling \$15,072 (06/18/14)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 509124-509360, totaling \$1,156,703.92 (06/24/14)
6. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17181-17249, totaling \$1,939,004.38 (06/24/14)
7. St. Johns County Board of County Commissioners Check Register, Check Nos. 509122-509360, totaling \$2,512 (06/18/14)
8. St. Johns County Board of County Commissioners Check Register, Check Nos. 509361-509423, totaling \$34,629.56 (06/25/14)
9. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17250-17329, totaling \$49,123.61 (06/25/14)
10. St. Johns County Board of County Commissioners Check Register, Check Nos. 509424-509426, totaling \$5,159.10 (06/25/14)
11. St. Johns County Board of County Commissioners Check Register, Check Nos. 509427-509451, totaling \$86,935.87 (06/26/14)
12. St. Johns County Board of County Commissioners Check Register, Check Nos. 509452-509464, totaling \$217,488.47 (06/27/14)
13. St. Johns County Board of County Commissioners Check Register, Check Nos. 509465-509729, totaling \$1,563,664.90 (06/30/14)
14. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17330-17396, totaling \$581,031.57 (06/30/14)
15. St. Johns County Board of County Commissioners Check Register, Check Nos. 509730-509752, totaling \$39,293.02 (07/02/14)
16. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 17397-17409, totaling \$29,244.97 (07/02/14)

CORRESPONDENCE:

There was none.

Approved ____August 5_____, 2014

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
John H. Morris, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk