ST. JOHNS COUNTY

ST. AUGUSTINE, FLORIDA

BOARD OF COUNTY COMMISSIONERS

District 1 - James K. Johns

District 2 - Jeb S. Smith,

District 3 - Paul M. Waldron, Vice-Chair

District 4 - Jay Morris

District 5 - Henry Dean, Chair



BOARD MEETING AGENDA

County Auditorium 500 San Sebastian View

Michael D. Wanchick, County Administrator Patrick F. McCormack, County Attorney

Tuesday, June 19, 2018 9:00 AM

Please be sure all cellular devices are turned off for the duration of the County Commission Meeting

REGULAR MEETING

- Call to Order by Chair
- * Roll Call by the Clerk of the Court
- Invocation
- ❖ Pledge of Allegiance
- Proclamation recognizing June 17-24 as CQ Florida Amateur Radio Week
- ❖ Acceptance of Proclamation
- Public Comment
- Deletions to Consent Agenda
- Approval of Consent Agenda
- ❖ Additions/Deletions to Regular Agenda
- Approval of Regular Agenda

Presenter - Jesse Dunn, Director, OMB

1. Clerk of Court Fiscal Year 2019 Budget Presentation. Presentation of the Constitutional Officer's tentative budgets for Fiscal Year 2019. Under F.S. 129.03(2), on or before June 1 of each year, Constitutional Officers shall submit to the Board of County Commissioners (BCC) a tentative budget for their respective offices for the ensuing fiscal year. Since the Tax Collector is fee-based, it is not required for the Tax Collector's budget to be submitted to the BCC at this time. Clerk of Court Hunter S. Conrad will make a brief oral presentation to the BCC relative to his respective tentative budget. The Supervisor of Elections Vicky Oakes and Sheriff David B. Shoar made their budget presentations on June 5th and the Property Appraiser will present later this summer.

Presenter - Shannon Acevedo, Senior Supervising Planner

District 1

2. Public Hearing * CPA(SS) 2018-02 Barnes at 8790 Batten Road. Request for a Small Scale Comprehensive Plan Amendment to the Future Land Use Map to change approximately 3.55 acres from Rural/Silviculture (R/S) to Residential-A with a text amendment limiting development to one dwelling unit to allow for the construction of a single-family home. The property is located west of State Road 13 N at 8790 Batten Road. On May 17, 2018 the Planning and Zoning Agency voted 5-0 in favor of recommending the proposed amendment.

Presenter - Eric Clark, Engineer

District 1

3. Public Hearing * NZVAR 2018-06 8790 Batten Road. NZVAR 2018-06 8790 Batten Road, a request for a non-zoning variance from the Land Development Code Sections: 5.01.01.C, 6.04.07.B.1 and 6.04.07.B.2.b, to allow for one (1) additional unit to take access from an easement that already provides access for two or more units

Presenter - Shannon Acevedo, Senior Supervising Planner

District 1

4. Public Hearing * CDD 2018-01 Rivers Edge II CDD. Request to establish the Rivers Edge II CDD consisting of approximately 887 acres, generally located north of the St. Johns River, west of County Road 210, east of Rivers Edge CDD, and south of Greenbriar Road. The subject property is within the RiverTown DRI and zoned RiverTown PUD. The CDD includes area planned for 1,181 single family residences and 131 townhome residences. The CDD proposes to fund the construction, operation and maintenance of storm water, potable water, sanitary sewer, roads, recreational amenity and landscaping. The Petitioner estimates approximately \$25,183,013 in costs. The establishment of the CDD does not obligate the County to ownership, operation or maintenance of any infrastructure.

Presenter - Casey Keough, Planner

District 4

5. Public Hearing * MAJMOD 2017-26 Ponte Vedra Point - Panera. Request for a Major Modification to the Fairfield at Ponte Vedra PUD (Ordinance 84-29, as amended) to allow for additional square footage for the construction of a 3,100 square foot drive-through restaurant building and 287 square foot cooler, update parking regulations to the Land Development Code, and allow for waivers to LDC, Sections 3.06.04.A.1, 3.06.04.A.6, 3.06.09.C.2 and 5.03.02.G.1 to permit flat roof lines, an increased ISR of 66% in lieu of the 65% maximum allowance in the Palm Valley Overlay, additional wall signage, and deviation from the Master Development Plan Text formatting requirement; located at 880 A1A North. This application is companion with a Coastal Corridor Overlay Application and was heard before the Palm Valley Architectural Review Committee on April 25, 2018. The ARC voted 4-0 to recommend approval of the application with two added conditions to signage and landscaping. On May 3, 2018 the Planning and Zoning Agency heard the request and voted to recommend approval 6-0.

Presenter - Teresa Bishop, Planning Division Manager

District 1

6. Public Hearing * COMPAMD 2016-01 ICI/Middlebourne. COMPAMD 2016-01 and PUD 2016-03 known as ICI/Middlebourne were submitted in 2016. COMPAMD 2016-01 was transmitted for state and regional agency review November 2016. The Comprehensive Plan amendment and PUD were heard by the Board on March 21, 2017 and continued to May 16, 2017. On May 16, 2017 the application was pulled at the request of the applicant. The Department of Economic Opportunity has granted extensions for adoption of the Comprehensive Plan Amendments until June 30, 2018. On May 8, 2018, the applicant submitted changes to the Comprehensive Plan and PUD addressing transportation improvements and the donation of a five acre public safety site. The May 8, 2018 Comprehensive Plan Justification Statement, and the May 16, 2017 Agenda Package are attached.

Presenter - Teresa Bishop, Planning Division Manager

District 1

7. Public Hearing * PUD 2016-03 ICI/Middlebourne. PUD 2016-03 known as ICI/Middlebourne were submitted in 2016, concurrently with COMPAMD 2016-01. The Comprehensive Plan amendment and PUD were heard by the Board on March 21, 2017 and continued to May 16, 2017. On May 16, 2017 the applications were pulled at the request of the applicant. On May 8, 2018, the applicant submitted changes to the Comprehensive Plan and PUD addressing transportation improvements and the donation of a five acre public safety site. The June 11, 2018 MDP Text and Maps, and the May 16, 2017 Agenda Package are attached.

Presenter - Cynthia A May, Senior Planner

District 2

8. Public Hearing * CPA (SS) 2018-01 Deep Creek RV Resort. Adoption of CPA (SS) 2018-01 Deep Creek RV Resort to change the Future Land Use Map designation of approximately 9.99 acres of land from Residential-B (RES-B) to Rural Commercial (RC) to accommodate a proposed RV Resort; located along the east side of State Road 207 at the intersection with SR 206 W., north of Deep Creek. This item has a companion Rezoning Application (REZ 2018-01) to rezone approximately 9.99 acres of land from Open Rural (OR) to Commercial Rural (CR) to allow for an RV Resort that is intended to include approximately 80 campsites with associated bath houses, a welcome center, and a recreational activity area. The Planning and Zoning Agency voted 5-0 to recommend approval of this item.

District 2

9. Public Hearing * REZ 2018-01 Deep Creek RV Resort. REZ 2018-01 Deep Creek RV Resort to rezone approximately 9.99 acres of land from Open Rural (OR) to Commercial Rural (CR) to allow for an RV Resort intended to include approximately 80 campsites with associated bath houses, a welcome center, and a recreational activity area. This item has a companion Small Scale Comprehensive Plan Amendment application, CPA (SS) 2018-01 Deep Creek RV Resort, to change the Future Land Use Map designation of approximately 9.99 acres of land from Residential-B (RES-B) to Rural Commercial (RC) to accommodate a proposed RV Resort; located along the east side of State Road 207 at the intersection with SR 206 W., north of Deep Creek. The Planning and Zoning Agency heard this item and recommended approval 5-0.

Presenter - Cynthia A. May, Senior Planner

District 3

10. Public Hearing * REZ 2017-16 St. Johns Truck Repair. Request to rezone approximately 9.75 acres from Open Rural (OR) to Commercial Intensive (CI) to allow a truck repair shop with associated buildings, parking and stormwater facilities, located at 10110 US Highway 1 South, and to provide access to CR 204 over a portion of the adjacent parcel. This item was continued to a date uncertain from the January 18, 2018 Planning and Zoning Agency meeting to allow the applicant time to address concerns raised by the Agency and adjacent property owners. The application was amended to reduce the area to be rezoned from 23 acres to 9.75 acres, increasing the separation from adjacent parcels. On May 17, 2018 the Planning and Zoning Agency voted 5-0 to recommend approval.

District 5

11. Public Hearing * MAJMOD 2017-21 World Commerce Center (WCC) PUD. This is a request to add and rezone 8 acres from Open Rural (OR) into the PUD and to update the PUD Master Development Plan (MDP) text and map to be consistent with changes made to the World Commerce Center (WCC) DRI in Resolution 2014-235; revise phasing to add extensions of time for gubernatorial declarations of emergency since 2014; and, provide an option for design for developing either the existing Mixed Use Overlay design standards or the St. Johns County Land Development Code standards. The World Commerce Center DRI contains approximately 959 acres of partially developed land.

Presenter - Gail Oliver, Land Management Systems Director

District 5

12. Potential purchase and sale of the St. Johns County Convention Center, underlying and adjacent parcels, and other interests related to the land and improvements. As part of its property improvement plan to secure continued licensing for the Renaissance Hotel at the World Golf Village, Atrium Hospitality (Atrium) seeks to acquire a fee simple interest in the parcel underlying the hotel as well as the St. Johns County Convention Center at World Golf Village (and the underlying parcel). Atrium's plan includes a capital investment of approximately \$18 - \$20 million dollars to renovate the hotel by adding resort style amenities, water features, food and beverage facilities and a spa. (see Attachment 3 for a rendering of the proposed additional resort amenities). Atrium maintains that the capital investment is necessary to ensure the long range viability of the hotel. Atrium further maintains that the capital investment is not viable without its acquisition of the fee simple interest in the real property described above. Accordingly, Atrium has presented the County with a proposed Purchase and Sale Agreement, which among other things, provides for the County's conveyance of the Convention Center, underlying and adjacent parcels, and termination of the existing Convention Center Operating Agreement. Here, staff seeks the Board's authorization to enter into negotiations with Atrium for sale of the property described above. Staff further seeks funding in an amount not to exceed \$50,000 to complete a preliminary appraisal of the land, improvements, air rights and other real and personal property interests in order to facilitate such negotiations. Following negotiations, staff will present the Board with a final Purchase and Sale Agreement for its consideration.

Presenter - Jan Brewer, Environmental Division Manager

13. Public Hearing * COMPAMD 18-02 Sea Level Rise. This is the transmittal hearing for a Comprehensive Plan Amendment(s) to amend Objective E.1.3 of the Comprehensive Plan in order to meet a Florida Statutes requirement. As required, St. Johns County Planning staff reviewed the St. Johns County 2025 Comprehensive Plan for compliance with Florida Statutes. After that review it was determined that amendment(s) are necessary to address Florida Statute, Chapter 163.3178(2)(f)1, which requires that county Comprehensive Plans address, "development and redevelopment principles, strategies, and engineering solutions that reduce the flood risk in coastal areas which result from high-tide events, storm surge, flash floods, stormwater runoff, and the related impacts of sea-level rise."

Presenter - Melissa Lundquist, Assistant to the Board of County Commissioners

14. Consider an appointment to the Planning & Zoning Agency. Per the Land Development Code Section 8.01.02.A.1, membership of the Planning & Zoning Agency "shall have seven (7) members, six of whom shall be appointed by the St. Johns County Board of County Commissioners and one of whom shall be appointed by the St. Johns County School Board." The current St. Johns County School Board appointee, Dr. David Rice, will be completing his four-year term as of July 1, 2018 and has indicated that he would not pursue a second term. The St. Johns County School Board has solicited for applications and plans to make an appointment at its June 12, 2018 regular monthly meeting. This item is to consider ratifying that appointment. Please note that due to agenda item deadlines set for the purpose of timely distribution of the agenda, the documentation from the School Board indicating their appointee will need to be distributed via a red folder after June 12th but in advance of the June 19th BCC Meeting.

****SPECIAL MEETING TIME CERTAIN 12:00****

Presenter - Patrick F. McCormack, County Attorney

- 15. 12:00 Noon Closed Session- Special Public Meeting and Special Private Meeting of the Board of County Commissioners. The Board of County Commissioners will hold a special public meeting on Tuesday, June 19, 2018, beginning at 12:00 Noon, in the County Administration complex located at 500 San Sebastian View, St. Augustine, Florida. The public meeting will be held in the County Auditorium. The purpose of the special public meeting will be to announce and to hold a special private attorney-client meeting. The special private attorney-client meeting will be held in accordance with Section 286.011(8), Florida Statutes, and will be confined to settlement negotiations and litigation expense strategy pertaining to the pending lawsuit between KG Development, LLC/Cumberland Street, LLC v St. Johns County, Case No. CA15-1184. St. Johns County is a party to that lawsuit. The special private attorney-client meeting will be held in the BCC Executive Conference Room adjacent to the Auditorium.
 - A. Call to order of Special Meeting by Chair.
 - B. County Attorney requests a Private Attorney/Client Meeting to commence at 12:00 Noon.
 - C. Chair announces the Closed Client/Attorney Meeting in the Board's Executive Conference Room and the estimated length of the Closed Client/Attorney meeting and specific names of persons attending the meeting.
 - D. At conclusion of meeting the Chair will reconvene the Special Meeting and announce termination of the Closed Attorney/Client Settlement Meeting.
 - E. Attorney Comments and Board Discussion.
 - F. Public Comment.
 - G. Board Direction.

****The following item is time certain for 2:00pm****

Presenter - Joy Andrews, Assistant County Administrator

- 2:00 pm -School Safety Funding Discussion. On March 9, 2018, the Marjory Stoneman Douglas High School Public Safety Act (Senate Bill 7026) was signed into law as a result of the school shooting in Broward County. The intent of the legislation was to develop a course of action to improve school security and safety by addressing multiple areas of concern including mental health, gun safety, and law enforcement. One component of Senate Bill 7026 requires at least one security officer be established or assigned to each school in the St. Johns County School District. On June 6, 2018, St. Johns County School District and St. Johns County Commission held a joint meeting to discuss implementation of Senate Bill 7026. During the joint meeting, the School Districted outlined the law's requirements, the School District's proposed course of action, cost breakdowns and estimates, and requested the Board of County Commissioners approve funding the capital needs of the approximately fifteen new contracted School Resource Officers/Youth Resource Deputies to be funded with the \$1,400,000 in funding provided by the State of Florida. Capital needs include cars, uniforms, weapons, radios, and other equipment for a currently requested up to \$1 million. Beyond this initial one-time investment in capital, the School Board is also requesting the county fund the on-going maintenance costs associated with the capital equipment. If approved, the funding would be placed in a specific line item account within the County's General Fund to be drawn down as program expenses Attached information includes: Senate Bill 7026, Senate Bill 7026, Bill Summary Letter from Governor Scott on the Public Safety Act, Summary of action requested by Governor Rick Scott regarding school safety and associated timeline, June 6, 2018 Joint Meeting School District presentation, School District's summary on Funding Compression Allocation and its associated legislation, Funding request letter from St. Johns County School District, and St. Johns County Cost Analysis
 - Commissioners' Reports
 - County Administrator's Report
 - County Attorney's Report
 - Clerk of Court's Report

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BOARD MEETING AGENDA

County Auditorium 500 San Sebastian View

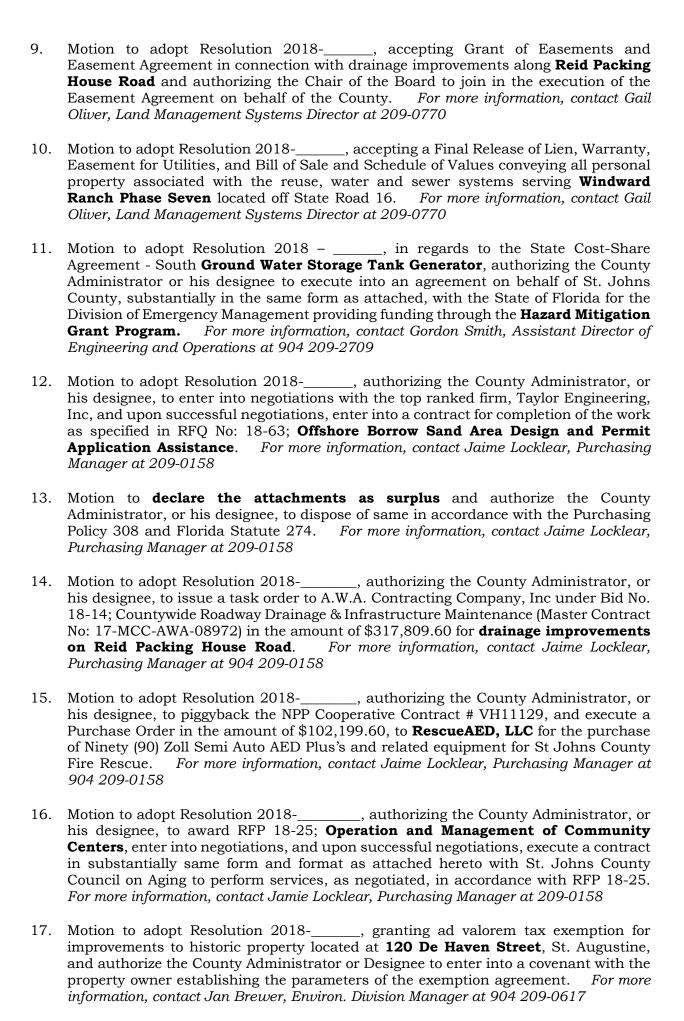
Michael D. Wanchick, County Administrator Patrick F. McCormack, County Attorney

Tuesday, June 19, 2018 9:00 AM

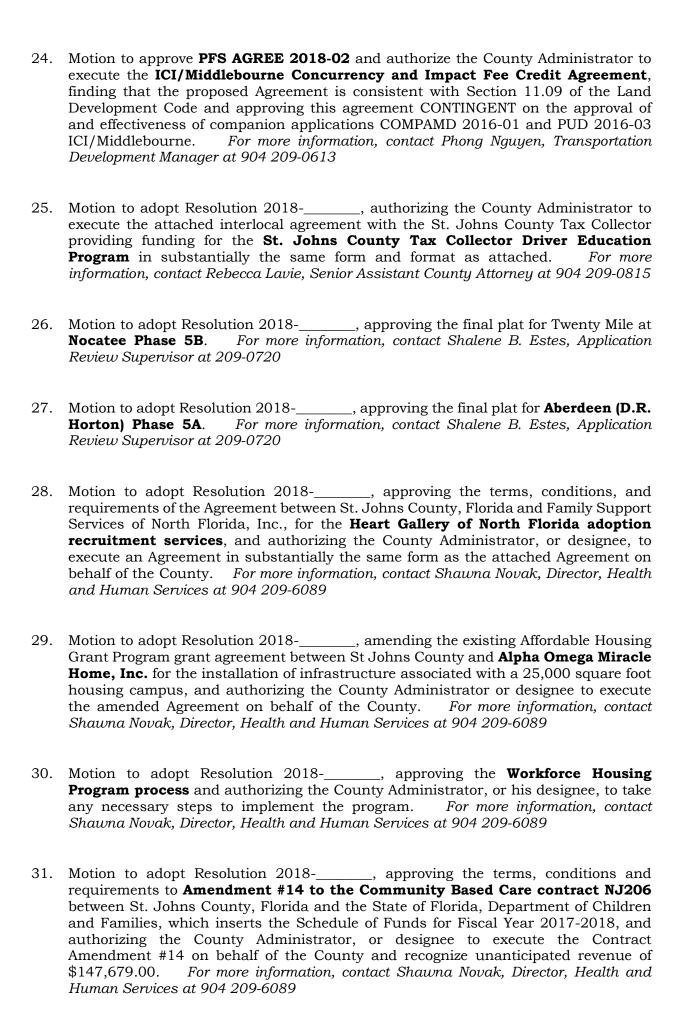
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CONSENT AGENDA

1.	Motion to approve the Cash Requirement Report For more information, contact Allen McDonald, County Finance Director at 819-3669				
2.	Motion to adopt Resolution 2018, approving the terms and authorizing the County Administrator, or designee, to execute a Contract Agreement with the resident and the owner of a mobile home located on County property at Trout Creek Park for security purposes. For more information, contact Gail Oliver, Land Managemen Systems Director at 209-0770				
3.	Motion to adopt Resolution 2018, approving the terms of a Purchase and Sale Agreement of Easement and authorizing the County Administrator, or designee, to execute the agreement on behalf of the County. For more information, contact Gair Oliver, Land Management Systems Director at 209-0770				
4.	Motion to adopt Resolution 2018, authorizing the Chair of the Board, on behalf of the County, to execute and deliver a County Deed and Perpetual Easement to the State of Florida Department of Transportation conveying right-of-way for State Road 313 . For more information, contact Gail Oliver, Land Management Systems Director at 209-0770				
5.	Motion to adopt Resolution 2018, accepting a Final Release of Lien, Warranty and Bill of Sale and Schedule of Values conveying all personal property associated with the water and sewer lines serving Deerfield Preserve Phase 3 located off State Road 207. For more information, contact Gail Oliver, Land Management Systems Director at 209-0770				
6.	Motion to adopt Resolution 2018, accepting a Final Release of Lien, Warranty and Bill of Sale and Schedule of Values conveying all personal property associate with the water and sewer lines serving Makarios Commercial located off US 1. For more information, contact Gail Oliver, Land Management Systems Director at 209-077				
7.	Motion to adopt Resolution 2018, accepting a Final Release of Lien, Warrant and Bill of Sale and Schedule of Values conveying all personal property associate with the water and sewer lines serving Windward Ranch Amenity Center located of State Road 16. For more information, contact Gail Oliver, Land Management System Director at 209-0770				
8.	Motion to adopt Resolution 2018, approving and authorizing the Chair of the Board, on behalf of the County, to execute an Easement to the City of Jacksonville Beach for installation of transformers and related underground electrical at the Players Club Water Reclamation Facility . For more information, contact Gail Oliver, Land Management Systems Director at 209-0770				



- 18. Motion to adopt Resolution 2018-_______, approving the terms, conditions, provisions, and requirements of a Hazard Mitigation Grant Program Agreement with the State of Florida, Division of Emergency Management, in the amount of \$41,250.00 for the state's share of the **Kings Estate Road Drainage Improvements** project; authorizing the County Administrator, or designee, to execute the Grant Agreement on behalf of the County; and amending the Fiscal Year 2018 budget to recognize and appropriate grant revenue in an amount not to exceed \$41,250 within the Fiscal Year 2018 Transportation Trust Fund Budget [Federal Grant 1114-55304] and to transfer \$13,750 from Transportation Trust Fund Capital Outlay Reserves [1111-59927] to Improvements Other Than Building [1114-56301]. For more information, contact Jay Brawley, P.E., AICP, County Engineer at 904 209-0113
- 19. Motion to approve **drainage studies to identify CDBG or other Grant Program projects** in Low and Moderate Income Areas and transfer from Transportation Trust Fund Reserves in the amounts of \$60,000 for the Hastings-Deep Creek Drainage Study and \$40,000 for the Fox Creek-Holmes Blvd. Drainage Study. For more information, contact Jay Brawley, P.E., AICP, County Engineer at 904 209-0113
- 20. Motion to approve a construction contract with Superior Construction Company for \$828,745.12 to construct the **CR 2209 and CR 244 intersection improvements** and reallocate \$900,000 of Impact Fee Zone A funds from the Longleaf Pine Parkway 4-Laning project to the CR 2209 and CR 244 Intersection Improvement project. For more information, contact Jay Brawley, P.E., AICP, County Engineer at 904 209-0113
- 21. Motion to adopt Resolution 2018-______, approving the terms, conditions, provisions, and requirements of a Hazard Mitigation Grant Program Agreement with the State of Florida, Division of Emergency Management, in the amount of \$57,000.00 for the state's share of the **Kings Road Drainage Improvements project**; authorizing the County Administrator, or designee, to execute the Grant Agreement on behalf of the County; and amending the Fiscal Year 2018 budget to recognize and appropriate grant revenue in an amount not to exceed \$57,000 within the Fiscal Year 2018 Transportation Trust Fund Budget [Federal Grant 1114-55304] and to transfer \$19,000 from Transportation Trust Fund Capital Outlay Reserves [1111-59927] to Improvements Other Than Building [1114-56301]. For more information, contact Jay Brawley, P.E., AICP, County Engineer at 904 209-0113
- 22. Motion to adopt Resolution 2018-______, recognizing **unanticipated revenue** in the amount of **\$73,275.24**, **increasing the Fire District fund revenue budget** and appropriating this receipt to the Fire District Fund Administration department. For more information, contact Jeff Prevatt, Fire Rescue Chief at 904 209-1702
- 23. Motion to adopt Resolution 2018-______, approving the terms, conditions, and requirements of a grant agreement with the **Florida Division of Emergency Management in the amount of \$ 105,806.00** through the Emergency Management Preparedness & Assistance Grant, authorizing the County Administrator or his designee to execute the grant agreement on behalf of the County, and recognizing and appropriating within the FY 2018 General Fund Emergency Management Department. For more information, contact Linda Stoughton, Director at 904 824-5550



- 32. Motion to adopt Resolution 2018-_______, approving the terms, conditions and requirements of an agreement between St. Johns County and the **Children's Home Society, Inc. for the Strengthening Ties and Empowering Parents program (STEPS)** and authorizing the County Administrator, or designee, to execute an agreement substantially in the same form as the attached agreement on behalf of the county. For more information, contact Shawna Novak, Director, Health and Human Services at 904 209-6089
- 33. Motion to approve a new **Nurse Care Coordinator position within the Health and Human Services CBC department**, as a position fully funded through the grant funds from DCF and CBCIH, in order to continue providing services as outlined in the DCF contract. For more information, contact Shawna Novak, Director, Health and Human Services at 904 209-6089
- 34. Motion to adopt Resolution 2018-_______, accepting **St. Johns Welfare Federation d/b/a BayView Assisted Living at Buckingham Smith** amended contract extension agreement extending the term of the original contract through September 30, 2018, substantially in the same form as attached hereto and authorizing the County Administrator or designee to execute the agreement on behalf of the County. For more information, contact Shawna Novak, Director at 904 209-6089
- 35. Motion to adopt Resolution 2018- ____ approving the terms, conditions and requirements to **Amendment #15 to the Community Based Care contract NJ206** between St. Johns County, Florida and the State of Florida, Department of Children and Families, which inserts the Schedule of Funds for Fiscal Year 2018--2019; amends the adoption target for FY 2018-2019; deletes exhibit E Adoption Incentive Program for FY 2016-2017; and inserts an updated Exhibit E, Adoption Incentive Program FY 2018-2019, and authorizing the County Administrator, or designee to execute the Contract Amendment #15 on behalf of the County. For more information, contact Shawna Novak, Director, Health and Human Services at 904 209-6089

36. Approval of Minutes:

- 05/01/18, BCC Regular
- 05/15/18, BCC Regular

37. **Proofs:**

Proof: Request for Bids, Bid No.: 18-39R; Deep Creek Vegetation Removal Services, published on May 1, 2018, and May 8, 2018, in the St. Augustine Record.

Proof: Request for Proposals, RFP No.: 18-50; Analysis of Impediments to Fair Housing Choice, published on May 10, 2018, and May 17, 2018, in the St. Augustine Record.

Proof: Notice of Meeting, Fiscal Year 2019 Administrator's Budget Workshop, published on May 15, 2018, in the St. Augustine Record.

Proof: Request for Bids, Bid No.: 18-69; Courier Services for St. Johns County Environmental Lab, published on May 11, 2018, and May 18, 2018, in the St. Augustine Record.

Proof: Request for Bids, Bid No.: 18-64; Fencing Repairs at St. Johns County Utility Department Properties, published on May 14, 2018, and May 21, 2018, in the St. Augustine Record.

Proof: Request for Bids, Bid No.: 18-66; As Needed Pressure Washing Services, published on May 12, 2018, and May 19, 2018, in the St. Augustine Record.

Proof: Notice of Public Hearing, An ordinance of SJC to standards for signs, architecture, aestethics permitting variances and relief to land development regulations in SJC and overlay districts, published on April 26, 2018 and May 22, 2018, in the St. Augustine Record.

Proof: Notice of Public Hearing, An ordinance of SJC relating to the alcohol beverage special use permits, fence height measurment, RV parking and boat storage, separation requirements for gas stations located adjacent to residential zoned properties, creation of animal care facilites, and clarifying resubmittal and expiration of development permit applications, published on April 19, 2018 and May 24, 2018, in the St. Augustine Record.