

**Nassau County Board of County Commissioners
Regular Session, September 23, 2019, 6:00 P.M.
Commission Chambers, 96135 Nassau Place, Yulee, Florida**

Call to Order, Invocation and Pledge of Allegiance to the American Flag

Commissioners:

Present: Chairman Justin Taylor, Commissioners Daniel B. Leeper, Aaron C. Bell, Pat Edwards, and Thomas R. Ford.

Other Officials Present: Michael S. Mullin, County Attorney/County Manager and Taco Pope, Assistant County Manager.

Staff Present: Megan Diehl, Office of Management and Budget Director; and representing the Clerk's office Brenda Linville and Melissa Lucey, Deputy Clerks.

Official Agenda Summary:

Audience Input: Non-Agenda Items

RS190923 - 6:01:59 Sandra Turner came forward to address her concerns with possible flooding issues with the proposed development on State Road 200 adjacent to Meadowfield Bluff Road. She also expressed concerns with parking and protecting the neighboring canopy road.

Discussion: Chair Taylor requested for Ms. Turner to leave her contact information in order for staff to address these concerns.

RS190923 - 6:05:54 Mary Clemmons came forward to address her concerns that the proposed development would create further traffic issues.

RS190923 - 6:08:17 Colleen O'Connell came forward to speak in favor of a Conditional Use and Variance application for Pit Sisters. She provided the definition of noncommercial as defined by the Nassau County Code of Ordinance, noting that the definition does not place a limit on the number of people that can help an organization. She requested

clarification on where Pit Sisters falls under the conditional use in an Open Rural (OR) zoning area.

Discussion: Mr. Mullin commented that Ms. Burke provided a response to the Pit Sisters application. He provided a brief summary of the appeal process of the Planning and Zoning Board, noting that the Board of County Commissioners will not be hearing this application unless the applicant appeals the decision of the Planning and Zoning Board.

RS190923 - 6:08:17 Casey Jones came forward to address the recent County and Municipality Ordinance Policy Score, noting that Nassau County only scored 26 points out of the possible 100 points. He requested that the Board of County Commissioners create a new sea turtle Ordinance that addresses the issues that were defined in the County and Municipality Ordinance Policy Score.

Discussion: Mr. Mullin commented that he provided the Planning and Economic Opportunity Department with a copy of the Ordinance Scoring Policy Score for their review. They will also be seeking a joint effort with the City of Fernandina Beach on the Incidental Take Permit so that the lighting will be considered. The Ordinance will come back to the Board in the future.

Audience Input: Agenda Items

RS190923 - 6:16:07

None.

RESOLUTION(S) :

RS190923 - 6:17:26 (Tab A) Approve a Resolution of the Board and County Commissioners of Nassau County, Florida, proclaiming the month of October 2019 as Manufacturing Month.

Motion: Approve Tab A as stated above and authorize the Chairman to sign Resolution 2019-143 regarding same.

Maker: Commissioner Leeper

Second: Commissioner Ford

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: County Manager

CONSENT ITEM(S) :

RS190923 - 6:21:18 Approve the following: **(Tab B)** Authorization for the Chairman to sign a Memorandum of Understanding with the Nassau County Health Department for the County Medically Indigent Program [CMIP][CM2373]; **(Tab C)** Authorization for the Chairman to sign the contract between the Board of County Commissioners and State of Florida of Health for operation of the Nassau County Health Department for Fiscal Year 2019/2020; and, **(Tab D)** Finance Package 2019-29.

Motion: Approve Consent Items (Tabs B, C, and D) as stated above. (See Attachment "A" for Tab D).

Maker: Commissioner Bell

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: County Manager, Contract Management, Finance, OMB, Health Department

REGISTER:

The Chairman signed the register for the following warrants: Wire Transfer Nos. 1917469 dated 9-16-19 for a register total of \$6,250.00; Wire Transfer Nos. 1917468 dated 9-17-19 for a register total of \$49,645.27; Wire Transfer Nos. 1917470 dated 9-18-19 for a register total of \$3,447.96; and, Warrant Nos. 257377 thru 257490 dated 9-20-19 for a register total of \$296,968.73.

OLD BUSINESS:

RS190923 - 6:21:41 (Tab E) Continue discussion regarding the Stewardship District and House Bill 1075. No action taken.

RS190923 - 6:21:41 (Tab F) Discussion on the status of paving, design and right-of-way acquisition of Crawford Road. No action taken.

NEW BUSINESS:

RS190923 - 6:22:06 (Tab G) Authorize the Chairman to sign a corrected Memorandum of Understanding with JEA for Design and Construction of the water main for the Pages Dairy Project from Felmor Road to Chester Road, Contract No. CM2716

Discussion: Mr. Mullin reviewed the request.

Motion: Approve Tab G as stated above.

Maker: Commissioner Edwards

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Finance, OMB, Contract Management, Engineering
Services

RS190923 - 6:22:30 (Tab H) Consider the following: (1) approve the Evaluation Committee's Technical Evaluation for Request for Proposals received in response to Bid No. NC19-006, Fire Station 71 Design/Build; (2) award bid to the top ranked firm, Core Construction Company of Jacksonville, Inc.; and (3) authorize the Chairman to sign the Design/Build Agreement, Contract No. CM2729.

Motion: Approve Tab H as stated above.

Maker: Commissioner Edwards

Second: Commissioner Ford

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Finance, OMB, Contract Management, Fire Rescue

RS190923 - 6:23:04 (Tab I) Approve the Evaluation Committee's final scoring and ranking of proposals received for Professional Engineering Services for the County Road 115 Improvement Project; and authorize staff to begin negotiations with the top ranked firm, CDM Smith and bring back a contract for Board approval.

Motion: Approve Tab I as stated above.

Maker: Commissioner Ford

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Contract Management, Engineering Services

RS190923 - 6:23:33 (Tab J) Award Bid No. NC19-015 to Anderson Columbia, in the amount of \$6,769,323.25, for the County Road 115 Improvements Project; and authorize the Chairman to sign Notice of Award and Contract No. CM2731. Funding source: 63470541-563100 115SB.

Motion: Approve Tab J as stated above.
Maker: Commissioner Edwards
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: Finance, OMB, Contract Management, Engineering
Services

RS190923 - 6:24:26 (Tab K) Authorize the Chairman to sign Work Authorization CM2685-WA03 for S2L, Inc., in the amount of \$188,485.10, for Engineering Services Operation, Monitoring, Maintenance, and Reporting for the Landfill Gas Collection and Control System at the West Nassau Landfill. Funding source(s): 01361534-531325 and 01362534-531325.

Motion: Approve Tab K as stated above.
Maker: Commissioner Ford
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: Finance, OMB, Contract Management, Solid Waste

RS190923 - 6:25:00 (Tab L) Authorize the Chairman to sign Work Authorization No. CM2685-WA06 to S2L, Inc., in the amount of \$56,071.62, to provide sampling, laboratory analyses, and reporting services for the West Nassau and Lofton Creek Landfills. Funding source(s): 01361534-5310000; 01362534-531000; and 01363534-531000.

Motion: Approve Tab L as stated above.
Maker: Commissioner Edwards
Second: Commissioner Leeper
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: Finance, OMB, Contract Management, Solid Waste

RS190923 - 6:25:43 (Tab M) Authorize the Chairman to sign a budget transfer to purchase a vacuum truck. Funding source: From 03402541-546510 DRAR (Drainage Maintenance) to 03404541-564002 (Equipment Greater than \$50,000.00).

Motion: Approve Tab M as stated above.
Maker: Commissioner Bell

Second: Commissioner Ford
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: Finance, OMB, Contract Management, Road
Department

RS190923 - 6:26:07 (Tab N) Approve a Resolution adopting the Five-Year Capital Improvement Plan (CIP) in compliance with adopted Financial Policies, Section V, Capital Improvement Policy 5.6 of Resolution 2016-131, as amended, extending for three years to the date to refund fees shown as a funding source for projects in the first three years of the CIP; and providing for an effective date.

Discussion: Ms. Diehl clarified that the Board would not be considering adopting the proposed Resolution regarding the CIP and that this item would be brought back for further consideration on October 14, 2019. She provided a brief PowerPoint presentation regarding the Proposed Five-Year CIP including Government Finance Officers Association (GFOA) best practices; Financial Policies, Section V; proposed five year Capital Improvement Plan Summary for plan projects - taxing funds and Nassau Amelia Utilities; and brief overview of projects from the various departments including the Engineering Department, Fire Rescue, and Facilities/Parks and Recreation.

Motion: Continue to October 14, 2019 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab N as stated above.

Maker: Commissioner Bell
Second: Commissioner Edwards
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: OMB

NON-QUASI-JUDICIAL PUBLIC HEARING(S) :

RS190923 - 6:39:51 (Tab O) Consider LDC19-008, an Ordinance of the Board of County Commissioners of Nassau County, Florida, amending Article 28, Supplementary Regulations, specifically amending Section 28.02, Erection of more than one Residential Dwelling Unit on a Lot or Parcel; and providing an effective date.

Motion: Continue to October 14, 2019 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab O as stated above.

Maker: Commissioner Bell

Second: Commissioner Ford

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: Planning and Economic Opportunity

RS190923 - 6:40:13 (Tab P) Public Hearing to consider adoption of the Fiscal Year 2019-2020 millage rates and budget.

Mr. Mullin read the legislative procedures.

Motion: Open the floor to public discussion.

Maker: Commissioner Edwards

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

RS190923 - 6:45:33 Ms. Diehl reviewed the tentative budget distributed on September 9, 2019.

Motion: Accept documents into Official Record which shows all changes made since tentative budget was approved on September 9, 2019.

Maker: Commissioner Edwards

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Discussion: Ms. Diehl read into the record the proposed millage rates and the rolled-back rates for the following: Countywide, Municipal Service Taxing District, Nassau County Recreation and Water Conservation District, Amelia Island Beach Renourishment, and the total millage.

Public input: Doug Adkins came forward to provide a handout regarding budget principles. He briefly addressed each item for the Board's consideration while going through the budget process.

Motion: Close the floor to public discussion.

Maker: Commissioner Ford

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Motion: Approve to adopt Resolution 2019-144 final Fiscal
Year 2019/2020 millage rate for County-wide
millage Rate of 7.4278; municipal service taxing
district millage of 2.3093; Recreation and Water
Conservation district millage of 0.0000; and
Amelia Island Beach Renourishment millage of
0.1021 with the total millage of 9.8392.

Maker: Commissioner Edwards

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Finance, OMB

Motion: Approve to adopt Resolution 2019-145 final Fiscal
Year 2019/2020 budget of \$255,429,545.00.

Maker: Commissioner Bell

Second: Commissioner Ford

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Finance, OMB

Motion: Approve to adopt Resolution 2019-146 pursuant to
Ordinance 2001-38, designating the utilization of
the proceeds from the collection of the One Cent
Surtax.

Maker: Commissioner Edwards

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor

Follow Up: Finance, OMB

QUASI-JUDICIAL PUBLIC HEARING(S) :

RS190923 - 7:10:39 (Tab Q) Consider FD19-003, the Final
Development Plan (FDP) for Phase One Orange Avenue Park, a
10 foot wide multi-use trail extending from the Enclave at
Summer Beach to Amelia Island Parkway with the Summer Beach
Planned Unit Development (PUD).

Mr. Mullin read the quasi-judicial procedures.

Waive Presentation:

RS190923 - 7:13:21 Teresa Prince, attorney with Tomassetti and Prince, representing the applicant, came forward stating that they would provide a presentation.

Commissioners Ex-parte Communications:

RS190923 - 7:18:19

All Commissioners disclosed that they had received e-mail communications which were made available to staff.

RS190923 - 7:18:52 Documents submitted into the record: FD19-003 Approved Plan - 11 pages; FD19-003 Parcel Map - 1 page; FD19-003 Staff Report - 6 pages; Tree Inventory - 1 page; and, Tomasetti and Prince Documents - 8 pages.

Motion: Accept documents into the record as presented above.

Maker: Commissioner Ford

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Motion: Open the floor to public discussion.

Maker: Commissioner Bell

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

RS190923 - 7:19:40 Mr. Mullin requested that the Grant of Easement, dated April 23, 2018 be submitted into the record.

Motion: Accept document into the record as stated above.

Maker: Commissioner Bell

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Deputy Clerk swore in staff to provide testimony.

Discussion: Doug McDowell, Principal Planner, reviewed the request.

Discussion: Ms. Prince and Joseph Loretta, Project Manager with Genesis Halff, came forward and were sworn in. Mr.

Loretta provided a PowerPoint presentation to address the minimum buffers; location of the trail on the easement; and meeting the Florida Department of Transportation (FDOT) guidelines on the FDOT design manual with visibility.

Motion: Close the floor to public discussion.
Maker: Commissioner Ford
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Motion: Approve, based upon competent substantial evidence in the record, FD19-003, the Final Development Plan for Phase One Orange Avenue Path, a 10 foot-wide multi-use trail extending from the Enclave at Summer Beach to Amelia Island Parkway within the Summer Beach PUD.

Maker: Commissioner Bell
Second: Commissioner Leeper
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor
Follow Up: Planning and Economic Opportunity

COUNTY ATTORNEY BUSINESS:

RS190923 - 7:36:28 (Tab R) Set a public hearing to amend the Impact Fee Ordinance and Repealing and Replacing Parks and Recreational Facilities Impact Fees.

Discussion: Mr. Mullin reviewed the request.

Motion: Schedule a public hearing for October 14, 2019 at 6:00 p.m., or as soon thereafter as the matter may be heard to consider Tab R as stated above.
Maker: Commissioner Edwards
Second: Commissioner Leeper
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor
Follow Up: County Attorney

EXPANSION ITEMS:

RS190923 - 6:16:22 (1) Consider the following: [a] approve the Insurance Committee's recommendation to continue current Health Insurance with Aetna, Dental Insurance with Humana and Life Insurance with The Standard; and [b] approve the Insurance Committee's recommendation to change

the Vision Plan from Florida Blue to EyeMed. (2) Schedule a public hearing for October 28, 2019 at 6:00 p.m., or soon thereafter as the matter by heard, to consider an Ordinance amending Ordinance No. 81-22, as amended, amending Nassau County Code of Laws and Ordinance, specifically amending Section 4-1 and changing the title from Wine and Beer Vendors License Limited to Sale Without State License Prohibited; amending Section 4-2 and changing the title from Limitation on Number of Liquor Licenses Issued, Exceptions [as set forth in Special Act 81-440, as amended], to Applicability of Zoning to Alcoholic Beverage Licenses; amending and renumbering Section 4-3 and changing the title from Distance Restrictions for Certain Land Uses and Hours of Sales to Hours of Sales; adding Division to Section 4-7, Definitions; amending Section 4-11; and providing an effective date. (3) Discuss/consider top three [3] Legislative Priorities to be submitted to the Northeast Florida Regional Council for the 2020 Legislative Session.

Motion: Expand the meeting to consider three (3) items as stated above.

Maker: Commissioner Bell

Second: Commissioner Leeper

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: County Manager

RS190923 - 7:37:01 Expansion Item #1: Consider the following: (a) approve the Insurance Committee's recommendation to continue current Health Insurance with Aetna, Dental Insurance with Humana and Life Insurance with The Standard; and (b) approve the Insurance Committee's recommendation to change the Vision Plan from Florida Blue to EyeMed.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 1 as stated above.

Maker: Commissioner Ford

Second: Commissioner Edwards

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: Human Resources

RS190923 - 7:37:37 Expansion Item #2: Schedule a public hearing for October 28, 2019 at 6:00 p.m., or soon thereafter as the matter by heard, to consider an Ordinance amending Ordinance No. 81-22, as amended, amending Nassau County Code of Laws and Ordinance, specifically amending Section 4-1 and changing the title from Wine and Beer Vendors License Limited to Sale Without State License Prohibited; amending Section 4-2 and changing the title from Limitation on Number of Liquor Licenses Issued, Exceptions (as set forth in Special Act 81-440, as amended), to Applicability of Zoning to Alcoholic Beverage Licenses; amending and renumbering Section 4-3 and changing the title from Distance Restrictions for Certain Land Uses and Hours of Sales to Hours of Sales; adding Division to Section 4-7, Definitions; amending Section 4-11; and providing an effective date.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 2 as stated above.

Maker: Commissioner Ford

Second: Commissioner Edwards

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: Planning and Economic Opportunity

RS190923 - 7:37:59 Expansion Item #3: Discuss/consider top three (3) Legislative Priorities to be submitted to the Northeast Florida Regional Council for the 2020 Legislative Session.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve the following top three Legislative Priorities to be submitted to the Northeast Florida Regional Council for the 2020 Legislative Session: (1) restore maximum funding of the State Housing Initiatives Partnership [SHIP]; (2) Flood Mitigation/Open Space; and, (3) water and sewer infrastructure.

Maker: Commissioner Ford

Second: Commissioner Bell

Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor

Follow Up: County Manager, Supervisor of Elections, Planning and Economic Opportunity

DISCUSSION ITEMS:

RS190923 - 7:39:58 Commissioner Edwards' Business:

- Thanked staff for their hard work on the budget.

RS190923 - 7:40:11 Commissioner Bell's Business:

- Also thanked staff for their hard work on the budget.

RS190923 - 7:40:16 Commissioner Ford's Business:

- Thanked staff for their hard work on the budget.
- Congratulated Robert Companion on his new position as County Engineer.

RS190923 - 7:40:16 Commissioner Leeper's Business:

- Thanked staff for their hard work on the budget.

RS190923 - 7:40:27 Commissioner Taylor's Business:

- Briefly addressed the Bailey Simmons Bike trail ceremony.

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 7:41 p.m.

Justin Taylor, Chairman

Attest:

John A. Crawford, Ex-Officio Clerk

Attachment "A"

Finance Package 2019-29

Inventory Deletion/Changes

Public Defender, Tag 5971, Asset 20080175, 2009 Cisco 2811 Server.

Public Defender, Tag 6712, Asset 20110019, 2011 Dell Poweredge T310 Server, Serial No. GZW0FQ1.

Public Defender, Tag 7254, Asset 20130207, 2012 Lexmark Printer, Serial No. S7957FXW.

Public Defender, Tag 7569, Asset 20140030, 2014 Dell Optiplex 9020, Serial No. F6R0GZ1.

Public Defender, Tag 5376, Asset 20070038, 2007 Lexmark Printer, Serial No. S790CXHP.

Public Defender, Tag 5379, Asset 20070041, 2007 Ricoh Copy Machine, Serial No. 68300457/LD445C.

Public Defender, Tag 6653, Asset 20101300, 2010 Dell Optiplex 780, Serial No. CF3MPM1.

Public Defender, Tag 6654, Asset 20101301, 2010 Dell Optiplex 780, Serial No. CF3NPM1.

Clerk of Court, Tag 0041, Asset 20011634, 2000 Misc. Office Furniture.

Clerk of Court, Tag 2770, Asset 20040291, 2004 Desk.

Clerk of Court, Tag 2773, Asset 20040294, 2004 Desk.

Clerk of Court, Tag 6306, Asset 20090179, 9/2009 Modular Office Workstation from Clerk Services.

Clerk of Court, Tag 2768, Asset 20040289, 2004 Desk.

Clerk of Court, Tag 6511, Asset 20090148, 6/2009 Evidence Room Card.

Solid Waste, Tag 2549, Asset 20011993, 1997 5000 Gallon Above Ground Fuel Storage Tank.

Solid Waste, Tag 7562, Asset 20140017, 2014 Dell Optiplex Computer, Serial No. 9SHCCZ1.

Solid Waste, Tag 7371, Asset 20130304, Dell 1V8LHX1, Serial No. 1V8LHX1.

Solid Waste, Tag 154, Asset 20012048, 2000 Aquatic Bucket Attachment for 200LC, Serial No. PEMBTXAB027601250500.

Planning & Economic Opportunity, Tag 8428, Asset 20150169, Dell Optiplex 7020, Serial No. DELL B5MP052.