

**Nassau County Board of County Commissioners
Regular Session, October 14, 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.

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

Official Agenda Summary:

Audience Input: Non-Agenda Items

None.

Audience Input: Agenda Items

None.

CONSTITUTIONAL OFFICER BUSINESS:

RS191014 - 6:02:59 (Tab A) Consider request from the Sheriff for reimbursement of \$210,637.72 for costs incurred due to Hurricane Dorian and authorize the Chairman to sign associated budget transfer.

Motion: Approve Tab A as stated above.

Maker: Commissioner Edwards

Second: Commissioner Leeper

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

Follow Up: Finance, OMB, Contract Management, Sheriff's Office

RS191014 - 6:03:31 (Tab B) Consider request for a \$430,756.00 advance of Tax Collector commissions to be earned during the collection of the 2019 tax roll, as required by Florida Statute 192.102, to be repaid in December 2019.

Motion: Approve Tab B as stated above.

Maker: Commissioner Leeper

Second: Commissioner Ford

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

Follow Up: Finance, OMB, Tax Collector

CONSENT ITEM(S):

RS191014 - 6:03:56 Approve the following: **(Tab C)** Finance Package 2019-30 and associated Resolutions. **(Tab D)** Authorization to use \$12,979.00 from the Law Enforcement Trust Fund to be used as matching funds for the Victim of Crime Act (VOCA) Grant for Fiscal Year 2019-2020. Funding source: 13031581-591010.

Motion: Approve Consent Items Tabs C and D (see Attachment "A" for Tab C).

Maker: Commissioner Leeper

Second: Commissioner Bell

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

Follow Up: Finance, OMB, Sheriff, Grants

OLD BUSINESS:

RS191014 - 6:04:11 (Tab E) Continue discussion regarding the Stewardship District and House Bill 1075. No action taken.

RS191014 - 6:04:11 (Tab F) Discussion on the status of paving, design and right-of-way acquisition of Crawford Road. No action taken.

NEW BUSINESS:

RS191014 - 6:04:43 (Tab G) Consider the following: (1) approve a Resolution authorizing the execution of the agreement between the State of Florida Department of Transportation and the Board of County Commissioners; (2)

approve the State-Funded Grant Agreement, Contract No. CM2745, for right-of-way acquisition, design and construction of the William Burgess Extension Project; and (3) authorize staff to submit the agreement electronically on behalf of the Chairman.

Motion: Approve Tab G as stated above and authorize the Chairman to sign Resolution 2019-148 regarding same.

Maker: Commissioner Edwards

Second: Commissioner Bell

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

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

RS191014 - 6:05:20 (Tab H) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, relating to the establishment of a four-way stop at the intersection of 14th Street and Simmons Road in Fernandina Beach, Florida, providing for findings by the Board of County Commissioners; providing for placement of "stop" signs; providing for penalties; and providing for an effective date.

Motion: Approve Tab H as stated above and authorize the Chairman to sign Resolution 2019-149 regarding same.

Maker: Commissioner Leeper

Second: Commissioner Bell

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

Follow Up: Engineering Services

RS191014 - 6:06:45 (Tab I) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, relating to prohibiting through truck traffic on Amelia Island Parkway from State Road 200 to South Fletcher Avenue, and on 14th Street from Atlantic Avenue to Amelia Island Parkway, and on Sadler Road from 8th Street to South Fletcher, providing for findings by the Board of County Commissioners; providing for placement of both "No Thru Trucks" symbols and "Local Deliveries Only" signs on Amelia Island Parkway, 14th Street and Sadler Road; and providing for an effective date.

Motion: Approve Tab I as stated above and authorize the Chairman to sign Resolution 2019-150 regarding same.

Amended: To include a study for Bailey Road and Amelia Road to see whether "no thru trucks" or "local delivery only" signs should apply to these roads as well.

Maker: Commissioner Leeper

Second: Commissioner Bell

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

Follow Up: Engineering Services

RS191014 - 6:07:46 (Tab J) Consider a Resolution of the Board of County Commissioners of Nassau County, Florida, relating to a left turn lane restriction on Lime Street at Car-Rider Entrance of Southside Elementary School in Fernandina Beach, Florida, providing by findings for placement of a "No Left Turn" sign; providing for penalties; and providing an effective date.

Motion: Approve Tab J as stated above and authorize the Chairman to sign Resolution 2019-151 regarding same.

Maker: Commissioner Leeper

Second: Commissioner Bell

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

Follow Up: Engineering Services

RS191014 - 6:08:51 (Tab K) Approve and authorize the Chairman to sign an amendment to the Construction and Maintenance Agreement with the Florida Department of Transportation, Contract No. CM2356-A1, for maintenance of the Bailey-Simmons Bike Path from the Ybor Alvarez Sports Complex to Fletcher Avenue.

Motion: Approve Tab K as stated above.

Maker: Commissioner Bell

Second: Commissioner Leeper

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

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

RS191014 - 6:09:19 (Tab L) Approve the Evaluation Committee's final scoring and ranking of proposals received for RFQ No. NC19-016, Professional Engineering Design of the William Burgess Extension Project; and authorize negotiations with the top ranked firm, GAI Consultants, for a contract to be brought back to the Board for approval.

Motion: Approve Tab L as stated above.

Maker: Commissioner Edwards

Second: Commissioner Leeper

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

Follow Up: Engineering Services, Contract Management

RS191014 - 6:09:37 (Tab M) 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, and pursuant to the Impact Fee Ordinance, Ordinance 87-17, as amended, extending for three years the date to refund impact fees shown as a funding source for projects in the first three years of the CIP; providing for an effective date.

Discussion: Ms. Diehl reviewed the request.

Motion: Approve Tab M as stated above and authorize the Chairman to sign Resolution 2019-152 regarding same.

Maker: Commissioner Edwards

Second: Commissioner Bell

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

Follow Up: Finance, OMB.

REGISTER:

The Chairman signed the register for the following warrants: Warrant Nos. 257491 thru 257564 dated 8-26-19 for a register total of \$127,422.09; Warrant Nos. 257565 dated 9-20-19 for a register total of \$28,205.69; Wire Transfer Nos. 1917587 thru 1917588 dated 9-20-19 for a register total of \$13,125.21; Wire Transfer Nos. 1917589 dated 9-23-19 for a register total of \$1,270.00; Warrant Nos. 257566 and 257567 dated 9-25-19 for a register total of \$14,558.29; Wire Transfer Nos. 1918002 and 1918003 dated 9-

24-19 for a register total of \$15,806.56; Wire Transfer No. 1918091 dated 9-25-19 for a register total of \$1,791.16; Warrant Nos. 257568 thru 257744 dated 9-27-19 for a register total of \$1,372,227.42; Wire Transfer Nos. 1918092 and 1918093 dated 9-27-19 for a register total of \$4,570.13; Wire Transfer Nos. 1918094 thru 1918096 dated 9-30-19 for a register total of \$9,999.00; Wire Transfer Nos. 1918386 thru 1918388 dated 9-30-19 for a register total of \$1,030,687.17; Warrant Nos. 257745 thru 257779 dated 9-30-19 for a register total of \$148,391.36; Warrant Nos. 257780 thru 257789 dated 10-1-19 for a register total of \$19,215.20; Wire Transfer Nos. 2000046 and 2000047 dated 10-2-19 for a register total of \$75,650.57; Wire Transfer Nos. 2000048 thru 2000051 dated 10-3-19 for a register total of \$2,482,977.35; Warrant Nos. 257790 thru 257882 dated 10-4-19 for a register total of \$244,570.24; Warrant Nos. 257883 thru 257898 dated 10-7-19 for a register total of \$1,388,584.34; Warrant Nos. 257899 thru 257943 dated 10-8-19 for a register total of \$324,263.48; Warrant Nos. 257944 thru 257976 dated 10-10-19 for a register total of \$560,982.15; Warrant Nos. 257977 thru 258062 dated 10-11-19 for a register total of \$480,763.63; Wire Transfer Nos. 2000096 thru 2000097 dated 10-7-19 for a register total of \$6,842.30; Wire Transfer Nos. 2000098 thru 2000099 dated 10-8-19 for a register total of \$7,281.96; and, Warrant Nos. 258063 thru 258067 dated 10-11-19 for a register total of \$20,824.01.

NON-QUASI-JUDICIAL PUBLIC HEARING(S) :

RS191014 - 6:02:42 (Tab N) 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; providing an effective date.

Motion: Continue to October 28, 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 Ford

Second: Commissioner Bell

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

Follow Up: Planning and Economic Opportunity

QUASI-JUDICIAL PUBLIC HEARING(S) :

RS191014 - 6:35:22 (Tab O) Consider an Ordinance of the Board of County Commissioners of Nassau County, Florida, regarding Impact Fees; amending Appendix E to the Nassau County Code of Ordinances entitled Comprehensive Impact Fee Ordinance; amending Section 1.02, Definitions; amending Section 1.03, Legislative Findings; repealing and replacing Section 1.07, Adoption of Impact Fee Studies; repealing and replacing Article II, Parks and Recreational Facilities Impact Fees; providing for notice; providing for codification of Appendix E to the Nassau County Code of Ordinances as a new Chapter 34 within the Nassau County Code; providing for severability, conflicts, liberal construction and providing an effective date.

Mr. Mullin advised that there was no one in the audience wishing to speak against Tab N; therefore, the reading of the quasi-judicial procedures can be waived.

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

Discussion: Mr. Stephen McDonald, GAI Chief Economist, provided a PowerPoint presentation highlighting the purpose, methodology, and objective of the impact fee study in order to calculate a capital cost per person for equipment, infrastructure, and land.

Commissioner Ford inquired whether GAI could revisit the land sales every two years as it relates to impact fees. Discussion followed.

Mr. Mullin commented that the effective date on page 15, paragraph D would be 90 days from the approval date. (It was later clarified by the County Attorney's office that the effective date would be 90 days from the publication of the approved ordinance.)

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

Motion: Approve, based upon competent substantial evidence in the record, Tab O as stated above to include adding the following language to the Ordinance in Section 2.03, Imposition of Park and Recreation Impact Fees, Paragraph (D): *"Bi-annually from October 1st, the Park and Recreation Fee shall be reviewed by the Board of County Commissioners as to the fee and may be adjusted based on the data provided"* and authorize the Chairman to sign Ordinance No. 2019-26 regarding same.

Maker: Commissioner Bell

Second: Commissioner Edwards

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

Follow Up: County Manager, County Attorney

COUNTY ATTORNEY BUSINESS:

RS191014 - 7:01:19 (Tab P) Discuss and approve the Memorandum of Agreement between the Florida Division of Emergency Management and the Nassau County Board of County Commissioners (Notification System) (CM2742).

Motion: Approve Tab P as stated above.

Maker: Commissioner Edwards

Second: Commissioner Ford

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

Follow Up: Finance, OMB, Emergency Operations Center, Contract Management, Sheriff's Office

RS191014 - 7:01:52 (Tab Q) Approve and authorize the Chairman to sign the Interlocal Agreement with Florida Governmental Utility Authority (FGUA), Contract No. CM2700, relating to the provision of Utility Services to the Nassau-Amelia Utilities (NAU) Water and Wastewater Utility System.

Discussion: Mr. Mullin reviewed the request and advised that this contract had been previously approved; however, various FGUA exhibits were not included in the original agreement.

Motion: Approve Tab Q as stated above and authorize FGUA to be paid monthly in advance from the R & R budget allocation instead of by reimbursement.

Maker: Commissioner Bell

Second: Commissioner Edwards

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

Follow Up: Finance, OMB, Contract Management, NAU

RS191014 - 6:02:46 (Tab R) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, establishing an amended and restated Public Records Policy for Nassau County, Florida; providing for findings, providing definitions; providing purpose, scope and applicability; designating the Public Records Custodian and providing for the duties thereof; providing procedures for public records requests; providing for Records Retention and Disposal; providing fees to be charged for public records requests; providing for redaction of personal information; providing for training, compliance, and violations; authorizing the custodian to develop forms; repealing Resolution Nos. 97-144, 2006-108, 2011-64, 2014-016, and 2018-55; and providing an effective date.

Motion: Continue to October 16, 2019 consideration of Tab R as stated above.

Maker: Commissioner Ford

Second: Commissioner Bell

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

Follow Up: County Manager

EXPANSION ITEMS:

RS191014 - 6:01:54 (1) Approve sunseting the Beach Committee Working Group. (2) Approve the agreement (CM2743) between the Town of Callahan and Nassau County for the location/housing/maintenance of the EMS Vehicle and ALS Engine. (3) Review and Discussion of the Draft Interlocal Agreement regarding Veterans' Suicide Prevention (Northeast Florida Fire Watch Council) between Nassau County and the City of Jacksonville, Baker County, Clay County, and St. Johns County, and to establish a County Donation, if any.

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

Maker: Commissioner Bell
Second: Commissioner Edwards
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: County Attorney/County Manager

RS191014 - 7:03:16 Expansion Item #1: Approve sunsetting the Beach Committee Working Group.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 1 as stated above.
Maker: Commissioner Bell
Second: Commissioner Leeper
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: County Attorney

RS191014 - 7:06:03 Expansion Item #2: Approve the agreement (CM2743) between the Town of Callahan and Nassau County for the location/housing/maintenance of the EMS Vehicle and ALS Engine.

Motion: Approve expansion item 2 as stated above.
Maker: Commissioner Leeper
Second: Commissioner Edwards
Action: Aye: Commissioners Leeper, Bell, Edwards,
Ford, and Taylor
Follow Up: Finance, OMB, Contract Management, Fire/Rescue

RS191014 - 6:21:57 Expansion Item #3: Review and discussion of the draft Interlocal Agreement regarding Veterans' Suicide Prevention (Northeast Florida Fire Watch Council) between Nassau County and the City of Jacksonville, Baker County, Clay County, and St. Johns County, and to establish a County Donation, if any.

Discussion: Rory Diamond, representing the Jacksonville City Council District 13, came forward to review the request. He advised that on November 6, 2019, there will be a signing ceremony at the Jacksonville City Hall at 10:00 a.m.

Motion: Approve the Interlocal Agreement regarding Veterans' Suicide Prevention (Northeast Florida Fire Watch Council) between Nassau County and the City of Jacksonville, Baker County, Clay County, St. Johns County, and Nassau County's contribution of \$5,000.00.

Maker: Commissioner Bell

Second: Commissioner Ford

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

Follow Up: Finance, OMB, County Attorney

RS191014 - 7:07:02 Mr. Mullin advised that the Ask the County Manager meetings has been expanded and he thanked the Council on Aging for making their meeting room available today and for publicizing the meeting.

DISCUSSION ITEMS:

RS191014 - 7:07:08 Commissioner Edwards' Business:
None.

RS191014 - 7:07:26 Commissioner Bell's Business:
None.

RS191014 - 7:07:59 Commissioner Ford's Business:
None.

RS191014 - 7:08:01 Commissioner Leeper's Business:

- Acknowledged Keith Ellis and his staff for taking the time to explain the building permitting process to a resident.
- Thanked the Beach Committee for the great job in meeting with the public.
- Offered to set up meeting with the 911 Call Center and the County IT Departments to activate the intersection cameras for the 911 Call Center to monitor. Mr. Mullin provided an update noting that this activation was in process.

RS191014 - 7:10:43 Commissioner Taylor's Business:
None.

RS191014 - 7:11:02 Mr. Pope thanked Mr. Companion for all the work the Engineering Department has done in the few months Mr. Companion has been the Engineering Director.

RS191014 - 7:11:56 Commissioner Leeper, representing the Transportation Planning Organization, requested a meeting with Mr. Companion to ensure that the needs of Nassau County are being assessed in the 2045 Long Range Transportation Plan.

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 7:13 p.m.

Justin Taylor, Chairman

Attest:

John A. Crawford, Ex-Officio Clerk

ATTACHMENT "A"

Finance Package 2019-30

Resolution(s)

1. Resolution 2019-147, regarding budget amendment in the General Fund for a wellness donation from Aetna Health in the amount of \$75,000.00.