

**Nassau County Board of County Commissioners
Regular Session, April 27, 2020, 6:00 P.M.
Commission Chambers, 96135 Nassau Place, Yulee, Florida**

Call to Order.

Commissioners:

Present: Chairman Daniel B. Leeper.

Present via speakerphone: Commissioners Justin Taylor, Aaron C. Bell, Pat Edwards, and Thomas R. Ford.

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

Staff Present: Megan Diehl, Office of Management and Budget Director; and Peggy Snyder and Melissa Lucey, Deputy Clerks.

Official Agenda Summary:

RS200427 - 6:00:28 Chairman Leeper advised that Joan Bean had passed away. He requested that everyone keep the Bean family in their thoughts and prayers.

RS200427 - 6:01:25 Discussion by Congressman John Rutherford regarding the Coronavirus Disease 2019 (COVID-19) pandemic.

Discussion: The Honorable John Rutherford, Congressman 4th District, joined the meeting via speakerphone. He explained various Federal governmental programs to benefit businesses and individuals during this COVID-19 pandemic. He addressed the Coronavirus Aid, Relief, and Economic Security (CARES) Act 1 and 2.0 as well as the Paycheck Protection Plan (PPP) bill designed as bridge loans or grants for businesses and employees affected by COVID-19 pandemic. He also mentioned other programs to assist the local schools, low-income residents, and seniors. In response to a question posed by the Board, Congressman Rutherford advised that he will research if there will be funding remaining to assist small rural counties such as Nassau County.

Audience Input: Non-Agenda Items

None.

Audience Input: Agenda Items

None.

REGISTER:

The Chairman signed the register for the following warrants: Wire Transfer No. 2009223 dated 4-14-20 for a register total of \$6,250.00; Wire Transfer No. 2009369 dated 4-14-20 for a register total of \$15,000.00; Wire Transfer No. 2009224 dated 4-15-20 for a register total of \$2,635.15; Warrant Nos. 263211 thru 263214 dated 4-16-20 for a register total of \$3,606.83; Wire Transfer No. 2009370 dated 4-16-20 for a register total of \$57,120.10; Warrant Nos. 263215 thru 263344 dated 4-17-20 for a register total of \$683,482.95; Warrant Nos. 263345 dated 4-17-20 for a register total of \$71,433.25; Warrant Nos. 263346 thru 263402 dated 4-21-20 for a register total of \$261,047.71; Wire Transfer No. 2009719 thru 2009720 dated 4-21-20 for a register total of \$482.19; Wire Transfer No. 2009721 thru 2009722 dated 4-22-20 for a register total of \$13,730.64; and, Warrant Nos. 263403 thru 263518 dated 4-24-20 for a register total of \$360,870.56.

NEW BUSINESS:

RS200427 - 6:23:22 (Tab A) Approve the evaluation committee's ranking of bids received in response to Bid NC20-001, Design Services for the Westside Regional Park; and authorize negotiations with the highest rank firm, Processer, Inc.

Motion: Approve Tab A as stated above.

Maker: Commissioner Edwards

Second: Commissioner Taylor

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

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

RS200427 - 6:23:48 (Tab B) Approve and authorize the Chairman to sign work authorization CM2700-WA01, in the amount of \$67,949.44, for Florida Government Utility Authority (FGUA) for inspection and repair of manholes and fire hydrants for the period of April 20, 2020 through June 30, 2020.

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

NON-QUASI-JUDICIAL PUBLIC HEARING(S) :

RS200427 - 6:22:49 (Tab C) Public hearing on Ordinance restricting driving and parking in the unincorporated areas of the beach.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab C as stated above.
Maker: Commissioner Taylor
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor
Follow Up: County Attorney

RS200427 - 6:22:49 (Tab D) Consideration of an Ordinance of the Board of County Commissioners of Nassau County, Florida, banning the retail sale of dogs, cats or rabbits from a commercial establishment or from a public roadway, common area or flea market; providing for exceptions for animal shelters, animal welfare organizations, and adoption of animals; requiring a Certificate of Source; providing for penalties; providing for republication in the Code of Ordinances, severability, and effective date.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab D as stated above.
Maker: Commissioner Taylor
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards,

Ford, and Taylor

Follow Up: County Attorney, Animal Services

RS200427 - 6:22:49 (Tab E) Amend the Impact Fee Ordinance; and repeal and replacing Fire Rescue, Law Enforcement and Administrative Facilities Impact Fees.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab E as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: County Attorney

RS200427 - 6:22:49 (Tab F) Consider Comprehensive Plan Amendment application, CPA19-009, a Future Land Use Map (FLUM) amendment to change the classification of 265.65 acres located on the west side of Lem Turner Road between Lawhon Road South and Dornbush Road from Low Density Residential (LDR) to Recreation (REC). Application filed by Angel Lakes Gated, Inc., owner; and Roger Towers, P.A., agent.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab F as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

RS200427 - 6:22:49 (Tab G) Consider Land Development Code (LDC) Amendment, LDC20-003, an Ordinance amending Article 1, Section 1.02 of the LDC, relationship to Comprehensive Plan, amending Article 1, Section 1.07 of the LDC, Official Zoning Map; and providing the FLUM and Official Zoning Map of Nassau County is maintained in electronic format through the Nassau County Property Appraiser's Office and available to the public through that office's website or by contacting the County Planning Department.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab G as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

RS200427 - 6:22:49 (Tab H) Consider Comprehensive Plan Amendment application, CPA19-008, an Ordinance amending the Public Facilities, Conservation, Regional Coordination, and Capital Improvements Elements of 2030 Nassau County Comprehensive Plan to address statutory requirements for water supply planning pursuant to F.S.163.3177(6)(C)(3); F.S.163.3177(6)(D)(3); F.S.163.3177(6)(H)(1); and F.S.163.3177(3)(A)(4).

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab H as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

RS200427 - 6:22:49 (Tab I) Second public hearing for consideration of LDC20-002, amending Article 20 of the Land Development Code (LDC), Industrial Warehouse (IW); specifically Section 20.01, Permitted Uses; amending Article 32 of the LDC, Definitions; adding a definition for "Community Residential Home"; adding a definition for "Functional Family"; amending the definition for "Group Home"; amending the definition for "Dwelling, Single Family Attached"; providing for findings; providing for severability' and providing an effective date.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab I as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

QUASI-JUDICIAL PUBLIC HEARING(S) :

RS200427 - 6:22:49 (Tab J) Consider FD19-005, the Final Development Plan (FDP) for Phase 1C, Segments 1 and 2 of the Amelia National Planned Unit Development (PUD); 91 single-family residential units and associated infrastructure on the north and east sides of Amelia Concourse, west of County Road 107 Old Nassauville Road. Application filed by Amelia National Enterprise, LLC., owner; and Prosser, Inc., agent.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab J as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

RS200427 - 6:22:49 (Tab K) Consider PUD19-008, filed by Angel Lakes Gated, Inc., owner; and Rogers Towers, P.A., agent, to rezone approximately 265.65 acres from Open Rural (OR) to Residential Single Family (RS-2). Property is located on the west side of Lem Turner between Lawhon Road and Dornbush Road in Callahan, Florida.

Motion: Continue to May 21, 2020 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab K as stated above.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: Planning Department

EXPANSION ITEMS:

RS200427 - 6:24:13 Expansion Item #1: Consideration of a Resolution honoring the life of Joan Bean.

Discussion: Mr. Mullin reviewed the request.

Motion: Bring back a Resolution at the April 29, 2020 meeting honoring the life of Joan Bean.

Maker: Commissioner Taylor

Second: Commissioner Ford

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

Follow Up: County Manager

RS200427 - 6:25:09 Expansion Item #2: Consider scheduling special meetings to address legislative and Quasi-Judicial public hearings.

Discussion: Mr. Mullin advised that based on the State of Emergency due to the COVID-19 pandemic, public hearings have been continued to May 21, 2020 due to the inability for citizens to attend these meetings. He explained that depending on the Florida Governor's orders addressing the strategy to reopen the State, these hearing may be postponed further. He recommended scheduling various special meetings to address fewer hearings at a time, in order to make it easier for the citizens to attend.

RS200427 - 6:26:32 Expansion Item #3: Discussion regarding reopening the County beaches.

Discussion: Mr. Mullin stated that everyone is waiting for the Governor to indict what his phasing schedule will be. He explained that if the Governor lifts the restrictions on the public beaches controlled by the State (not in parks), staff will be in consultation with City of Fernandina Beach. If that causes the City to open their beaches, then the County could possibly open their beaches before May 6, 2020. He will discuss this matter further at the April 29, 2020 special meeting.

Mr. Mullin requested that the Board consider the Beach Ordinance regarding the change in the beach use that would have been effective May 1, 2020. He stated that part of those changes involved the Endangered Species Act (ESA). Mr. Mullin explained that if the Board is unable to hold a public hearing for this Ordinance by May 21, 2020, staff may consider further changes to the beach restrictions. He addressed the Incidental Take Permit (ITP). Mr. Mullin advised that Mr. Pope has been in contact with the Florida Fish and Wildlife Conservation Commission (FWC) and if

Nassau County has already instituted the restrictions on night driving, camping on the beach, lights, Bonfires, etc., then the County may not need the ITP. The County has to demonstrate to the Federal department that the County has restrictions in place to minimize the danger to the ESA.

Chairman Leeper recommended extending the hours for beach access.

DISCUSSION ITEMS:

RS200427 - 6:32:04 Commissioner Edwards' Business:

- Encourages citizens to support the community by buying local

RS200427 - 6:32:18 Commissioner Ford's Business:

- Concurred with Chairman Leeper regarding extended hours for beach access into the evening hours.

RS200427 - 6:32:51 Commissioner Bell's Business:

- Request that everyone keep Joan Bean's family in their thoughts and prayers.

RS200427 - 6:33:22 Commissioner Taylor's Business:

- Concurred with extending hours for beach access into the evening hours.
- Request that everyone keep Joan Bean's family in their thoughts and prayers.

RS200427 - 6:34:02 Commissioner Leeper's Business:

- Request that everyone keep Joan Bean's family in their prayers.

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 6:34 p.m.

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Daniel B. Leeper, Chairman

Attest:

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John A. Crawford, Ex-Officio Clerk

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