

**Nassau County Board of County Commissioners
Regular Session, June 17, 2020, 9:00 A.M.
Commission Chambers, 96135 Nassau Place, Yulee, Florida**

Call to order, Invocation and Pledge of Allegiance to the American Flag.

Commissioners:

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

Present via Go To Meeting: Commissioner Aaron C. Bell.

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 Brenda Linville and Melissa Lucey, Deputy Clerks.

Official Agenda Summary:

RS200617 - 9:04:06 Dr. Eugenia Ngo-Seidel, Nassau County Health Department Director, telephonically reported that the County's Coronavirus Disease 2019 (COVID-19) test completion as of June 16, 2020 was 5,378 tests with total positive cases of 94 which include 86 residents and eight non-Florida residents. She explained that the recent rise of positive cases can be affiliated with the recent regulated mandate for long-term care staffing to be tested every two (2) weeks and pre-procedural testing for hospitalization. It is estimated that 15 percent of the positive cases have been asymptomatic. Discussion followed.

RS200617 - 9:09:14 Greg Foster, Emergency Management Director, telephonically provided a COVID-19 update. He advised that the Emergency Operations Center (EOC) continues to support the Department of Health (DOH) logistically and is preparing for the upcoming hurricane season in conjunction with the COVID-19 pandemic. Personal

Protective Equipment (PPE) is continuing to be supplied and received. The EOC is storing the PPE in a long-term storage facility. Director Foster advised that the EOC is meeting with the Duval County Emergency Management to address public and travel safety, transportation, and, security for the upcoming Republican National Convention (RNC). He explained that upon the upcoming hurricane season, the EOC is working in conjunction with the Nassau County School District and the Northeast Florida Regional Council (NEFRC) to safely facilitate local residents into public shelters, if necessary.

RS200617 - 9:11:20 Mr. Mullin explained that this meeting is being live streamed and encourages anyone who wants to provide any public comments during the meeting to submit an email to comments@nassaucountyfl.com and for the individuals to provide their name and address. He advised that if anyone would like to be called during the meeting to call 904-530-6009 and leave a message with their name, phone number, address and topic of discussion.

Audience Input: Non-Agenda Items

None.

Audience Input: Agenda Items

None.

PRESENTATION(S) :

RS200617 - 9:14:18 (Tab A) Craig Diamond, Balmoral Group, regarding Vulnerability Assessment Phase II Presentation.

Discussion: Mr. Diamond came forward to provide the Nassau County Vulnerability Assessment Phases I and II PowerPoint presentation. He provided a brief overview of the project background and the consultant team. He explained that the objective of the project is to support the Planning Department and Nassau County regarding the response efforts with a detailed assessment of flooding including occasional or episodic (existing conditions-driven), event-driven (storm surge), and, long-term (sea level rise). The primary product of the assessment is a comprehensive map series showing each flooding type as it relates to various

data that reflect planning and development concerns. Mr. Diamond advised that the County is in receipt of the entire geo-database for future and strategic planning. He provided a brief overview of public workshops that were held for each phase of the project; series of maps in each sequence displayed; flood zones and water occurrence changes; storm surge and sea level rise projections; and, different types of themes evaluated including land use, infrastructure, demographics, housing and buildings, cultural resources, and, special topics (Phase II).

RS200617 - 9:29:45 (Tab B) Valerie Feinberg and Alyssa Neil, Planning and Economic Opportunity, regarding improving Processes and Producing Development Guidebook.

Motion: Continue to June 24, 2020 presentation of Tab B as stated above.
Maker: Commissioner Taylor
Second: Commissioner Ford
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor
Follow Up: Planning Department

CONSENT ITEM(S) :

RS200617 - 9:30:12 Approve the following: **(Tab C)** Resolution extending the State of Emergency in Nassau County, Florida due to Coronavirus Disease 2019 (COVID-19). **(Tab E)** Authorization for the Chairman to sign the lease agreement with West Nassau Land Development, LLC., contract CM2853, for the Callahan Library space. Funding source: 01713571-544000. **(Tab F)** Finance Package 2020-15 and associated Resolutions.

Motion: Approve Consent Items Tabs C, E and F as stated above. (See Attachment "A" for Tab F).
Maker: Commissioner Ford
Second: Commissioner Bell
Action: Aye: Commissioners Leeper, Bell, Edwards, Ford, and Taylor
Follow Up: County Manager, County Attorney, Library, Contract Management, OMB, Finance

RS200617 - 9:29:05 (Tab D) Resolution of the Board of County Commissioners accepting the findings of Nassau

County Vulnerability Assessment Phase 1 and II conducted by the Balmoral Group.

Discussion: Mr. Mullin pointed out that the finding reports was not included in the packet and recommended continuing this item for further consideration.

Motion: Continue to June 24, 2020 consideration of Tab D as stated above.

Maker: Commissioner Bell

Second: Commissioner Ford

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

Follow Up: Planning Department

REGISTER:

The Chairman signed the register for the following warrants: Wire Transfer No. 2012170 thru 2012173 dated 6-8-20 for a register total of \$46,219.94; Warrant Nos. 264929 thru 264991 dated 6-9-20 for a register total of \$65,373.22; Wire Transfer No. 2012174 dated 6-9-20 for a register total of \$400.00; Wire Transfer No. 2012175 thru 2012176 dated 6-10-20 for a register total of \$37,157.60; Wire Transfer No. 2012290 dated 6-11-20 for a register total of \$330.00; Warrant Nos. 264992 thru 265103 dated 6-12-20 for a register total of \$303,384.46; and, Warrant Nos. 265104 thru 265163 dated 6-16-20 for a register total of \$208,636.81.

BUILDING DEPARTMENT:

RS200617 - 9:31:04 (Tab G) Monthly status update on Building Department activities. Informational only.

CODE ENFORCEMENT:

RS200617 - 9:31:08 (Tab H) Monthly status update on Code Enforcement activities. Informational only.

ENGINEERING BUSINESS:

RS200617 - 9:31:11 (Tab I) Monthly status update on Engineering activities. Informational only.

FACILITIES MAINTENANCE BUSINESS:

RS200617 - 9:31:14 (Tab J) Monthly status update on Facilities Maintenance/Parks & Recreation activities. Informational only.

PUBLIC WORKS BUSINESS:

RS200617 - 9:31:17 (Tab K) Monthly status update on Road Department activities. Informational only.

NEW BUSINESS:

RS200617 - 9:31:19 (Tab L) Approve and authorize the Chairman to sign a Memorandum of Understanding with JEA, contract CM2844, for design and construction of the William Burgess Extension Project Water Main from U.S. 17 to Miner Road.

Motion: Continue to July 13, 2020 Tab L as stated above.

Maker: Commissioner Ford

Second: Commissioner Bell

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

Follow Up: Engineering Services, Contract Management

APPOINTMENTS:

RS200617 - 9:31:35 (Tab M) Discussion regarding appointment of a county representative to the Community Alliance of Northeast Florida (CANEFL).

Discussion: Commissioner Edwards provided a brief overview of the services provided by the CANEFL. He recommended bringing this item back at a future date and suggested that Commissioners Bell and Ford attend a meeting prior to volunteering.

COUNTY ATTORNEY BUSINESS:

RS200617 - 9:35:53 (Tab N) Approve and execute the Quit Claim Deed for the Tradeplex Sign (Gene Lasserre Boulevard).

Discussion: Mr. Mullin reviewed the request.

Motion: Approve Tab N as stated above.

Maker: Commissioner Ford

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

EXPANSION ITEMS:

RS200617 - 9:12:55 (1) Presentation by Robert Companion, County Engineer, regarding Thomas Creek. (2) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing the County Manager to develop a plan, pursuant to the Coronavirus Aid, Relief, and Economic Security [CARES] Act, for the receipt and expenditure of funds from the CARES Act proceeds and authorize the County Manager to execute the Relief Fund Eligibility Certification of the CARES Act Funding Agreement, CM2870. (3) Approval of a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing removal of the referendum slated for the August 2020 ballot for an additional one [1] mill of Ad Valorem Millage Tax, pursuant to Section 1011.73[2] of the *Florida Statutes*. (4) Approval of a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing removal of the referendum slated for November 2020 election of the Electors within Nassau County to vote on the authorization of the County to issue up to 30 million dollars in general obligation bonds for a conservation land acquisition and management program. (5) Discussion of Advanced Disposal invoices for removal of beach trash for the City of Fernandina Beach. (6) Comment on Florida Politico article.

Motion: Expand the meeting to consider six (6) items as stated above.

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

RS200617 - 9:37:17 Expansion Item #1: Presentation by Robert Companion, County Engineer, regarding Thomas Creek.

Discussion: Mr. Mullin provided the public comment received from Eric Bowen addressing his concerns with the desnagging project of Thomas Creek. In response, Mr. Companion

advised that staff is working with the U.S. Army Corps of Engineers in the Master Storm Water Drainage studies for a long-term resolution. Katie Peay, Senior Stormwater Engineer, came forward to provide the Thomas Creek Report PowerPoint presentation. She explained that Thomas Creek borders Duval and Nassau Counties, and pointed out that the water shed is extremely unique due to the soil being clay with limited elevation based on the topography. Prior to Federal Emergency Management Agency (FEMA), Thomas Creek had no regulations on the buildings and has no defined base flood elevation (BFE) in this area for development. Ms. Peay provided a brief overview of the desnagging efforts. She indicated that the grant funding to clear the debris of roughly six (6) miles of Thomas Creek had expired and no longer eligible for any additional grant funding until a long-term plan is created based on the study being performed jointly by the U.S. Army Corps of Engineers and Nassau County. She advised that the Thomas Creek Planning Assistance to States (PAS) contract was executed September 30, 2019 with the estimated date of completion in the spring of 2021. She provided a brief overview of the PAS; and, scope of services. In conclusion, this study will provide data that will enable the County to work with FEMA to update the floodplain and map designation. After a brief discussion, Mr. Mullin advised that he would research whether a Municipal Services Taxing Unit (MSTU) has been established for Thomas Creek.

RS200617 - 9:54:06 Expansion Item #2: Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing the County Manager to develop a plan, pursuant to the CARES Act, for the receipt and expenditure of funds from the CARES Act proceeds and authorize the County Manager to execute the Relief Fund Eligibility Certification of the CARES Act Funding Agreement, CM2870.

Discussion: Mr. Mullin reviewed the request. He provided a brief overview of the CARES Act Funding Agreement and Relief Fund Eligibility Certification. He advised that in order to start this process, the Florida Association of Counties (FAC) recommends that the County develop a plan. He explained that staff will be reviewing current and potential expenditures to ensure that these funds are being used appropriately and will not preclude funding under consideration including small businesses under this plan.

Mr. Mullin advised that this plan would be presented before the Board for further consideration within 30 days.

Motion: Approve expansion item 2 as stated above and authorize the Chairman to sign Resolution 2020-109 regarding same.

Maker: Commissioner Taylor

Second: Commissioner Bell

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

Follow Up: County Manager, OMB, Finance

RS200617 - 10:26:34 Expansion Item #3: Approval of a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing removal of the referendum slated for the August 2020 ballot for an additional one (1) mill of Ad Valorem Millage Tax, pursuant to Section 1011.73(2) of the *Florida Statutes*.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 3 as stated above and authorize the Chairman to sign Resolution 2020-110 regarding same.

Maker: Commissioner Bell

Second: Commissioner Ford

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

Follow Up: Planning Department, County Manager, Supervisor of Elections, Tax Collector

RS200617 - 10:27:22 Expansion Item #4: Approval of a Resolution of the Board of County Commissioners of Nassau County, Florida, authorizing removal of the referendum slated for November 2020 election of the Electors within Nassau County to vote on the authorization of the County to issue up to 30 million dollars in general obligation bonds for a conservation land acquisition and management program.

Discussion: Mr. Mullin reviewed the request. Mr. Pope reiterated that the Resolution contains language that specifies that the "Conservation Land Acquisition and Management Program is still a need in Nassau County and will proceed with creation of the program, with the intent of adding the referendum to the 2022 Ballot."

Motion: Approve expansion item 4 as stated above and authorize the Chairman to sign Resolution 2020-111 regarding the same.

Maker: Commissioner Taylor

Second: Commissioner Ford

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

Follow Up: Planning Department, County Manager, Supervisor of Elections

RS200617 - 10:31:20 Expansion Item #5: Discussion of Advanced Disposal invoices for removal of beach trash for the City of Fernandina Beach.

Discussion: Mr. Mullin specified that this discussion relates to the funding for the beach cleanup and the removal of beach trash. He explained that the City of Fernandina Beach has moved their trash cans off the beach and due to some misunderstanding with the County this additional service was not approved; however, it is the Tourist Development Council (TDC) recommendation to fund the additional invoice of \$25,000.00. Chairman Leeper recommended funding this fiscal year based upon the misunderstanding with the City of Fernandina Beach.

Motion: Approve to pay the Advanced Disposal invoices as stated above; and, staff to readdress this matter with the City of Fernandina Beach.

Maker: Commissioner Bell

Second: Commissioner Ford

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

Follow Up: County Manager, OMB, Finance

RS200617 - 10:33:44 Mr. Mullin commended the department heads on their performance during the COVID-19 pandemic. He praised the Road Department for their fast response to work orders. In addition, he thanked Director Foster, Dr. Ngo-Seidel, and the constitutional officers.

RS200617 - 10:35:25 Expansion Item #6: Comment on Florida Politico article.

Discussion: Mr. Mullin reviewed the article published by Florida Politico dated June 16, 2020 with the headline titled "Nassau County's Failed Extortion Attempt is costing Taxpayers Nearly \$400k & Climbing."

RS200617 - 10:45:30 Chairman Leeper announced that the County lost two (2) advocates in our community this week, Phil Scanlan and Wayne "Gator" Tiner.

Recognized Commissioner Taylor for receiving the Certified County Commissioner Advanced Level 2; and the Presidential Advocacy Award.

INFORMATIONAL ITEM(S):

RS200617 - 10:54:52 (Tab O) Monthly contract report. Informational only.

DISCUSSION ITEMS:

RS200617 - 10:47:18 Commissioner Taylor's Business:

- Glad to be back in the Commission Chambers.
- Thanked staff for their hard work with addressing weather related issues.
- Thoughts and prayers for Mr. Tiner's and Mr. Scanlan's families.

RS200617 - 10:48:57 Commissioner Bell's Business:

- Echoed Commissioner Taylor's comments regarding being back in the Commission Chambers.
- Thoughts and prayers for Mr. Tiner's and Mr. Scanlan's families.

RS200617 - 10:49:50 Commissioner Ford's Business:

- Also echoed Commissioner Taylor's comment about being back in the Commission Chambers.

- Echoed Commissioner Taylor's comments thanking staff for addressing weather related issues with the recent rain.

RS200617 - 10:50:24 Commissioner Edwards' Business:

- Congratulated Commissioner Taylor on his awards.
- Sends his condolences to Mr. Tiner's and Mr. Scanlan's families.
- Shout to staff for working on the front lines.
- Encourages citizens to wear masks, practice safe distances, and buy local.

RS200617 - 10:51:33 Commissioner Leeper's Business:

- Echoed his fellow commissioners comments.
- Encourages citizens to stay safe when out in public.
- Recommended establishing a Nassau County Diversity Round Table to hear different views, concerns and issues from the different diversified communities within the County.
- Shout out to staff and thanked everyone for being back in the Commission Chambers.
- Acknowledged Tourist Development Council Director Gil Langley in the audience.

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 10:55 a.m.

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Daniel B. Leeper, Chairman

Attest:

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John A. Crawford, Ex-Officio Clerk

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ATTACHMENT "A"

Finance Package 2020-15

Resolution(s):

1. Resolution 2020-108, regarding budget amendment in the Municipal Service Fund in the amount of \$11,085.00 for donations received by Nassau County Animal Services not anticipated in the Fiscal Year 2019/2020 budget.