

Nassau County Board of County Commissioners
Regular Session, April 10, 2017, 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 Daniel B. Leeper, Commissioners, Pat Edwards, Justin Taylor and George V. Spicer.

Absent: Commissioner Steve W. Kelley.

Other Officials Present: Michael S. Mullin, County Attorney; and Shanea Jones, County Manager

Staff Present: Justin Stankiewicz, Office of Management and Budget Director; Taco Pope, Planning and Economic Opportunity Director; and representing the Clerk's office Connie Arthur and Brenda Linville, Deputy Clerks.

Official Agenda Summary:

Audience Input:

None.

RESOLUTION(S) :

RS170410 - 6:04:38 (Tab A) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, proclaiming April 2017 as Water Conservation Month.

Discussion: Geoff Sample, St. Johns River Water Management District, came forward to accept the Resolution.

Motion: Approve Tab A as stated above and authorize the Chairman to sign Resolution 2017-44 regarding same.

Maker: Commissioner Spicer

Second: Commissioner Taylor

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley
Follow Up: Clerk Staff

RS170410 - 6:10:50 (Tab B) Approve a Resolution of the Board of County Commissioners of Nassau County, Florida, proclaiming the week of April 9-15, 2017 as National Library Week.

Discussion: Dawn Bostwick, Nassau County Library Director; Janet Loveless, Library; and Bill Flynn, Fernandina Beach Friends of the Library, came forward to accept the Resolution. Ms. Bostwick addressed various resources and programs provided by the library. Mr. Flynn invited the Commissioners to the Spring Book Sale to be held April 28 and April 29, 2017.

Motion: Approve Tab B as stated above and authorize the Chairman to sign Resolution 2017-45 regarding same.

Maker: Commissioner Taylor

Second: Commissioner Spicer

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: Clerk Staff, Library

CONSENT ITEM(S):

RS170410 - 6:18:08 Approve the following: **(Tab C)** Resolution of the Board of County Commissioners of Nassau County, Florida, relating to the Amelia Concourse Assessment Area; amending Resolution No. 2003-141 to provide for the transfer of ERUs among properties in the Amelia Concourse Assessment Area; providing for conflicts and severability; and providing an effective date. **(Tab D)** Authorization for the Chairman to sign amendments to the agreements with Rayonier Atlantic Timber Company, Contract No. CM2367-A1 and TerraPointe, LLC, Contract Number CM2368-A1 modifying certain dates and timeframes related to the Crawford Road Improvements Project. **(Tab E)** Authorization for the Chairman to sign Work Authorization CM2287-WA01 in the amount of \$81,512.50 for Peters & Yaffee, Inc. to provide Engineering Services related to the South 14th Street Resurfacing from Sadler Road to Amelia Island Parkway. Funding source: 63470541-563365 S14SR. **(Tab F)** Award Bid No. NC17-005 in the amount of \$62,342.05 to

Dunmar Group, Inc. for Interior and Exterior Restroom Painting at Beach Front Parks; and authorize the Chairman to sign associated Purchase Order. Funding source: 09075572-562002 PPBPP. **(Tab G)** Award Bid No. NC17-004 to Intelligent Conservation Systems, Inc. in the amount of \$87,023.00 for the Beach Front Parks - Plumbing Retrofit Project. Funding source: 09075572-562002 PPBPP. **(Tab H)** Finance Package 2017-11 and associated Resolutions. **(Tab I)** Finance Package 2017-10 and associated Resolutions.

Motion: Approve consent agenda items (Tabs C through I) as stated above. (See Attachment "A" for Tab H & Attachment "B" for Tab I)

Amend: Tab D is subject to approval and signatures by Rayonier Atlantic Timber Company (and TerraPoint, LLC).

Maker: Commissioner Edwards

Second: Commissioner Spicer

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: Finance, OMB, County Manager

REGISTER:

The Chairman signed the register for the following warrants: Warrant Nos. 235486 thru 235586 dated 3-24-17 for a register total of \$312,488.12; Warrant Nos. 235587 thru 235678 dated 3-31-17 for a register total of \$265,610.70; Wire Transfer No. 1708456 dated 3-24-17 for a register total of \$3,283.96; Warrant Nos. 2235679 thru 235766 dated 4-4-17 for a register total of \$703,307.17; Warrant Nos. 235767 thru 235874 dated 4-7-17 for a register total of \$219,121.19; Wire Transfer No. 1708821 dated 3-28-17 for a register total of \$635.06; Wire Transfer Nos. 1708822 thru 1708824 dated 3-31-17 for a register total of \$101,540.83; and, Wire Transfer Nos. 1708825 thru 1708829 dated 4-04-17 for a register total of \$1,801,306.32.

OLD BUSINESS:

RS170410 - 6:19:03 (Tab J) Continue consideration of request to overlay the access road at the Nassau County Fairgrounds; and if approved, authorize the Chairman to sign a Budget Transfer.

Discussion: Ms. Jones stated that Tab J was pulled from the agenda after further discussion with Commissioner Spicer; this item will be considered during Fiscal Year 17/18 budget process and the Capital Improvement Plan (CIP) meetings.

RS170410 - 6:19:54 (Tab K) Consider the following: (1) set public hearing date for Monday, May 8, 2017 at 6:00 p.m. or as soon thereafter as the matter may be heard, to amend Ordinance No. 2008-06 which outlines criteria for individuals serving on the Affordable Housing Committee; and (2) authorize staff to solicit resumes from individuals interested in being appointed.

Discussion: Barbara "Carlene" McDuffy, owner of Palm III Realty, came forward stating that she would like to be considered for the Affordable Housing Committee. Brief discussion followed.

Motion: Approve Tab K as stated above.

Maker: Commissioner Taylor

Second: Commissioner Edwards

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: County Manager

RS170410 - 6:21:43 (Tab L) Continue discussion regarding Ordinance No. 2016-09 as it relates to beach camping.

Discussion: Mr. Mullin explained that he distributed at the last meeting copies of Ordinance No. 2016-09 as well as the originally proposed changes. He questioned whether the Board wished to advertise for permits for camping on the beach. The group discussed how other counties handle camping on the beach, limiting camping on the beach, prohibit camping on the beach from State park to City limits, and current issues related to beach camping.

Randy Brintnell and Richard Bergner came forward to address ongoing issues on the beach in front of their homes. Discussion followed.

Request: County Manager to contact the Sheriff's Department for increased patrols on the beach after dark on

the weekends. Staff to research permitting process for beach camping.

NEW BUSINESS:

RS170410 - 6:49:18 (Tab M) Discuss/consider setting a Workshop to discuss tethering of animals.

Discussion: Mr. Mullin reviewed the request and discussion followed.

Motion: Set a public hearing for May 22, 2017 at 6:00 p.m., or as soon thereafter as the matter may be heard, for consideration of Tab M as stated above.

Maker: Commissioner Edwards

Second: Commissioner Taylor

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: County Attorney, Animal Services, County Manager

RS170410 - 6:45:58 (Tab N) Consider granting a waiver to allow one additional home to be constructed on Why Road subject to submitting an affidavit approved by the County Attorney prior to the issuance of a building permit.

Discussion: Mr. Pope reviewed the request.

Motion: Approve Tab N as stated above.

Maker: Commissioner Edwards

Second: Commissioner Spicer

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: Public Works, Planning and Economic Opportunity

RS170410 - 6:57:07 (Tab O) Set Special Meeting to discuss the Fiscal Year 2017-2018 Budget.

Motion: Set a special meeting for April 19, 2017 at 9:00 a.m., or as soon thereafter as the matter may be heard, to discuss Tab O as stated above.

Maker: Commissioner Edwards

Second: Commissioner Taylor

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor
Absent: Commissioner Kelley
Follow Up: OMB

NON-QUASI-JUDICIAL PUBLIC HEARING(S) :

RS170410 - 6:58:22 (Tab P) Approve Finance Package 2017-09 to carry forward remaining fund balance from the closeout of Fiscal Year 2015-2016 and authorize the Chairman to sign associated Resolutions.

Discussion: Mr. Mullin noted that there was no one in the audience; therefore, he would not read the legislative procedures.

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

Discussion: Mr. Stankiewicz reviewed the request.

No public input.

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

Motion: Approve Tab P as stated above. (See Attachment "C")
Maker: Commissioner Edwards
Second: Commissioner Taylor
Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor
Absent: Commissioner Kelley
Follow Up: Finance, OMB

INFORMATIONAL ITEM(S) :

RS170410 - 7:02:42 (Tab Q) Informational only: authorized employee travel.

EXPANSION ITEMS:

RS170410 - 6:03:14 (1) Request Board consideration of a Resolution urging the Florida Legislature and Cabinet to dedicate conservation funds for Water Conservation Projects in the environmentally sensitive area of north and central Florida and to provide fair and equal funding Statewide from the Land Acquisition Trust Fund for important water protection projects. (2) Request Board to make legislative finding that a fence is not required between the Liberty Baptist Church property and adjacent property owned by Mr. and Mrs. Clemons. Representatives from the church and Mr. and Mrs. Clemons have asked for the legislative finding. Staff and Legal recommend that the Board make a legislative finding that the existing buffer is sufficient for the County code. (The code reference is 37.06). (3) Request the Board set public hearing for May 22, 2017 at 6:00 p.m., or as soon thereafter as the matter may be heard, for the consideration of a Mediated Settlement Agreement between Nassau County, Florida and Red Dirt Ridge regarding Red Dirt Ridge Trail, Catfish Creek Lane, Double D Lane, Mustang Lane f/k/a Ford Flynn Road, and R Ranch Road.

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

Maker: Commissioner Edwards

Second: Commissioner Spicer

Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor

Absent: Commissioner Kelley

Follow Up: County Attorney

RS170410 - 6:09:06 Expansion Item #1: Request Board consideration of a Resolution urging the Florida Legislature and Cabinet to dedicate conservation funds for Water Conservation Projects in the environmentally sensitive area of north and central Florida and to provide fair and equal funding Statewide from the Land Acquisition Trust Fund for important water protection projects.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 1 as stated above and authorize the Chairman to sign Resolution 2017-75 regarding same.
Maker: Commissioner Edwards
Second: Commissioner Taylor
Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor
Absent: Commissioner Kelley
Follow Up: County Attorney

RS170410 - 6:59:24 Expansion Item #2: Request Board to make legislative finding that a fence is not required between the Liberty Baptist Church property and adjacent property owned by Mr. and Mrs. Clemons. Representatives from the church and Mr. and Mrs. Clemons have asked for the legislative finding. Staff and Legal recommend that the Board make a legislative finding that the existing buffer is sufficient for the County code. (The code reference is 37.06).

Discussion: Mr. Mullin reviewed the request and a brief discussion followed.

Motion: Approve expansion item 2 as stated above.
Maker: Commissioner Taylor
Second: Commissioner Spicer
Action: Aye: Commissioners Leeper, Edwards, Spicer, and Taylor
Absent: Commissioner Kelley
Follow Up: County Attorney

RS170410 - 7:01:46 Expansion Item #3: Request the Board set public hearing for May 22, 2017 at 6:00 p.m., or as soon thereafter as the matter may be heard, for the consideration of a Mediated Settlement Agreement between Nassau County, Florida and Red Dirt Ridge regarding Red Dirt Ridge Trail, Catfish Creek Lane, Double D Lane, Mustang Lane f/k/a Ford Flynn Road, and R Ranch Road.

Discussion: Mr. Mullin reviewed the request.

Motion: Approve expansion item 3 as stated above.
Maker: Commissioner Taylor
Second: Commissioner Edwards
Action: Aye: Commissioners Leeper, Edwards, Spicer, and

Taylor
Absent: Commissioner Kelley
Follow Up: County Attorney

DISCUSSION ITEMS:

RS170410 - 7:02:48 Commissioner Spicer's Business:
None.

RS170410 - 7:02:52 Commissioner Taylor's Business:

- Reminder regarding the 4th Annual Governmental Day to be held on April 15, 2017 at the Yulee Sports Complex.

RS170410 - 7:03:32 Commissioner Edwards' Business:
None.

RS170410 - 7:03:39 Chairman Leeper's Business:

Request: Staff to (1) Investigate ruts and pot holes on the canopy road between Marian Drive and Gerbing Road. (2) Investigate a rut in the road at the intersection of South 14th Street and Sadler Road in order to determine whether it needs immediate maintenance or if it can be included in the improvements on 14th Street project.

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 7:05 p.m.

Daniel B. Leeper, Chairman

Attest:

John A. Crawford, Ex-Officio Clerk

ATTACHMENT "A"

Finance Package 2017-11:

Resolution(s):

1. Resolution 2017-48, regarding budget amendment in the General fund in the amount of \$95.00 which received reimbursement of damaged/lost material as well as a donation, for the Nassau County Library System.
2. Resolution 2017-49, regarding budget amendment in the Grants Fund in the amount of \$500,000.00 to provide cost-share funding for Thomas Creek Restoration, Phase 8 Project.

Inventory Deletions/Changes:

Fire Rescue, 6081, Computer Dell Optiplex 755, Serial No. FLQWDH1.
Fire Rescue, 6082, Computer Dell Optiplex 755, Serial No. 1MQWSH1
Fire Rescue, 6091, Computer Dell Optiplex 755, Serial No. HLQWDH1.
Fire Rescue, 6092, , Computer Dell Optiplex 755, Serial No. 8LQWDH1.
Nassau-Amelia Utilities, 3212, 2005 4x2 Extended Cab Ford Ranger Truck, Vin No. 1FTYR14U75PA51683.
Nassau-Amelia Utilities, 5259, 2007 4X2 Chevrolet Colorado Regular Cab, Vin No. 1GCCS14F278234297.
Solid Waste, 2505, 1999 Open Top 20 Yard Roll-Off Bin, Serial No. N/A.
Solid Waste, 2578, 1991 Closed Top 30 Yard Roll-Off Bin, Serial No. 980536.
Engineering Services, 5403, 2007 Ford F150 Extended Pickup 4x4, Vin No. 1FTRX14WX7FA77828.
Solid Waste, 2564, 1991 Closed Top (5) Compartment Roll-Off Bin, Serial No. 980528.
Road and Bridge Department, 1511, 2003 New Holland Farm Tractor, Serial No. 1298129.

ATTACHMENT "B"

Finance Package 2017-10:

Resolution(s):

1. Resolution 2017-50, regarding budget amendment in the General Fund in the amount of \$1,168,950.00 which will receive transfers from the Solid waste Fund as a result of closing the fund.

Budget Transfer(s):

1. In the General Fund in the amount of \$134,302.00 to adjust accounts based upon cash forward calculations.
2. In the County Transportation Fund in the amount of \$43,414.00 to adjust accounts based upon cash forward calculations.
3. In the Court Facilities Fund in the amount of \$30,431.00 to adjust accounts based upon cash forward calculations.
4. In the Capital Plan - Transportation Fund in the amount of \$501,647.00 to adjust accounts based upon cash forward calculations.
5. In the Capital Plan - Transportation Fund in the amount of \$130,000.00 to adjust accounts based upon cash forward calculations.
6. In the Nassau-Amelia Utilities Fund in the amount of \$380,883.00 to adjust accounts based upon cash forward calculations.

ATTACHMENT "C"

Finance Package 2017-09:

Resolution(s):

1. Resolution 2017-51, regarding budget amendment in the General Fund in the amount of \$2,786,801.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
2. Resolution 2017-52, regarding budget amendment in the County Transportation Fund in the amount of \$187,814.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
3. Resolution 2017-53, regarding budget amendment in the Municipal Service Fund in the amount of \$229,579.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
4. Resolution 2017-54, regarding budget amendment in the One Cent Sales Surtax Fund in the amount of \$33,331.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
5. Resolution 2017-55, regarding reducing budget amendment in the Law Enforcement Training Fund in the amount of (\$921.00) which has budgeted carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
6. Resolution 2017-56, regarding budget amendment in the Law Enforcement Trust Fund in the amount of \$14,701.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
7. Resolution 2017-57, regarding budget amendment in the Nassau County Anti-Drug Fund in the amount of \$702.00.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.

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8. Resolution 2017-58, regarding reducing budget amendment in the Court Facility Fees Fund in the amount of (\$18,605.00) which has budgeted carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
9. Resolution 2017-59, regarding reducing budget amendment in the Law Library Trust Fund in the amount of (\$593.00) which has budgeted carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
10. Resolution 2017-60, regarding budget amendment in the Criminal Justice Trust Fund in the amount of \$2,206.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
11. Resolution 2017-61, regarding reducing budget amendment in the Driver Education Safety Trust Fund in the amount of (\$2,590.00) which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
12. Resolution 2017-62, regarding budget amendment in the 911 Operations and maintenance Fund in the amount of \$79,818.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
13. Resolution 2017-63, regarding budget amendment in the Amelia Island Tourist Development Fund in the amount of \$342,844.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
14. Resolution 2017-64, regarding budget amendment in the Nassau County Impact Fee Fund in the amount of \$99,876.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
15. Resolution 2017-65, regarding budget amendment in the

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Local Affordable Housing (SHIP) Fund in the amount of \$30,938.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.

16. Resolution 2017-66, regarding budget amendment in the SAISS MSBU Fund in the amount of \$2,134.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
17. Resolution 2017-67, regarding budget amendment in the Building Department Fund in the amount of \$646,290.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
18. Resolution 2017-68, regarding budget amendment in the Amelia Concourse MSBU Fund in the amount of \$25,110.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
19. Resolution 2017-69, regarding budget amendment in the F.S. Special Revenue Fund in the amount of \$15,855.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
20. Resolution 2017-70, regarding reducing budget amendment in the Capital Project - Transportation Fund in the amount of (\$269,900.00) which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
21. Resolution 2017-71, regarding reducing budget amendment in the Capital Projects - County Complex Fund in the amount of (\$264,900.00) which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.
22. Resolution 2017-72, regarding budget amendment in the

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Capital Projects Impact Fees Fund in the amount of \$16,572.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.

23.Resolution 2017-73, regarding budget amendment in the Solid Waste Fund in the amount of \$1,168,950.00 which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.

24.Resolution 2017-74, regarding reducing budget amendment in the Water and Sewer Fund in the amount of (\$162,083.00) which has carried forward cash, in excess of what was budgeted for Fiscal Year 16/17.