

**Nassau County Board of County Commissioners**  
**Regular Session, October 9, 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:** Vice Chairman Steve W. Kelley, Commissioners Pat Edwards, George V. Spicer, and Justin Taylor.

**Absent:** Chairman Daniel B. Leeper

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

**Staff Present:** Justin Stankiewicz, Office of Management and Budget Director/Assistant County Manager; Scott Herring, Public Works Director; Taco Pope, Planning and Economic Opportunity Director; and representing the Clerk's office Brenda Linville and Melissa Lucey, Deputy Clerks.

**Official Agenda Summary:**

**Audience Input:**

**RS171009 - 6:01:02**

None

**CONSENT ITEM(S):**

**RS171009 - 6:07:20** Approve the following: **(Tab A)** Amendment No. 2 to the following contracts for Disaster Recovery/Debris Management of the period of October 1, 2017 through December 25, 2017: Ashbritt, Inc., Contract No. CM1663-A3; J.B. Coxwell Contracting, Inc., Contract No. CM1641-A3; Grubbs Emergency Services, LLC, Contract No. CM1664-A3; and Crowdergulf, Contract No. CM1665-A3. **(Tab B)** Authorization for the ZOOMA Race Series to hold a 5k on the beach from the Ritz Carlton to Simmons Road and back to the Ritz; and utilize Peters Point parking lot from 7am to 1pm on Saturday, October 21, 2017, providing that the first row of parking spaces and all handicapped accessible spaces be kept open for public use.

**Motion:** Approve consent agenda items (Tabs A and B) as stated above.  
**Maker:** Commissioner Edwards  
**Second:** Commissioner Taylor  
**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
**Absent:** Chairman Leeper  
**Follow Up:** Finance, OMB, County Manager, Contract Management, Road and Bridge, Public Works, Facilities Maintenance

**OLD BUSINESS:**

**RS171009 - 6:07:49 (Tab C)** Continue discussion regarding a request for the Board to adopt a Resolution urging the Florida Legislature to enact legislation that would make texting while driving a primary offense.

**Discussion:** Ms. Jones reviewed the request.

**Motion:** Authorize staff to prepare and bring back to the Board on October 18, 2017, a Resolution urging the Florida Legislature to enact legislation that would make texting while driving a primary offense.  
**Maker:** Commissioner Spicer  
**Second:** Commissioner Edwards  
**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
**Absent:** Chairman Leeper  
**Follow Up:** County Manager, County Attorney

**NEW BUSINESS:**

**RS171009 - 6:09:41 (Tab D)** Discuss cancelling and/or rescheduling the November 15, 2017 Board Meeting due to the FAC Legislative Conference.

**Motion:** Continue to October 18, 2017 consideration of Tab D as stated above.  
**Maker:** Commissioner Edwards  
**Second:** Commissioner Taylor  
**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
**Absent:** Chairman Leeper  
**Follow Up:** County Manager, County Attorney

**RS171009 - 6:12:03 (Tab E)** 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:** Mr. Stankiewicz reviewed the request.

**Motion:** Approve Tab E as stated above and authorize Vice Chairman to sign Resolution 2017-145 regarding same.

**Maker:** Commissioner Taylor

**Second:** Commissioner Spicer

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Follow Up:** Finance, OMB, County Manager, County Attorney, Planning & Economic Opportunity Department

**APPOINTMENT(S) :**

**RS171009 - 6:13:02 (Tab F)** Consider the following reappointments: (1) John VanDelinder - District 5 representative for the Conditional Use & Variance Board; (2) Tom Ford - District 1 At Large representative for the Planning & Zoning Board; (3) Jimmy L. Higginbotham - District 3 At Large representative for the Planning & Zoning Board; (4) W. Scott Murray, Sr. - District 5 At Large representation for the Planning & Zoning Board; and 5) Bruce Jasinsky - District 1 representative for the Planning & Zoning Board.

**Motion:** Continue to October 18, 2017 consideration of Tab F as stated above in order for full board to be present.

**Maker:** Commissioner Edwards

**Second:** Commissioner Spicer

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Follow Up:** Planning and Economic Opportunity Department

**NON-QUASI-JUDICIAL PUBLIC HEARING(S) :**

**RS171009 - 6:13:56 (Tab G)** Consider an Ordinance of the Board of County Commissioners of Nassau County, Florida, amending Article 28, Supplementary Regulations, specifically Section 28.02, erection of more than one principal structure on a lot; and providing an effective date.

Mr. Mullin read the legislative procedures for Tab G, H and I.

**Motion:** Open floor to public discussion.

**Maker:** Commissioner Taylor

**Second:** Commissioner Edwards

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Discussion:** Mr. Pope reviewed the request.

**Motion:** Close floor to public discussion.

**Maker:** Commissioner Taylor

**Second:** Commissioner Edwards

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Motion:** Approve Tab G as stated above and authorize the Vice Chairman to sign Ordinance 2017-31 regarding same.

**Maker:** Commissioner Spicer

**Second:** Commissioner Taylor

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Follow Up:** Planning and Economic Opportunity Department,  
County Attorney

**RS171009 - 6:19:05 (Tab H)** Consider an Ordinance of the Board of County Commissioners of Nassau County, Florida, amending the Land Development Code, specifically Article 28, Supplementary Regulations, specifically Section 28.03, Lot to Have Access; amending Article 32, Definitions, of the Land Development Code; and providing an effective date.

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

Discussion: Mr. Pope reviewed the request.

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

Motion: Approve Tab H as stated above and authorize the Vice Chairman to sign Ordinance 2017-32 regarding same.  
Maker: Commissioner Taylor  
Second: Commissioner Spicer  
Action: Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
Absent: Chairman Leeper  
Follow Up: County Manager, County Attorney, Planning and Economic Opportunity Department, Property Appraiser

RS171009 - 6:01:43 (Tab I) Final public hearing for Adoption of the Fiscal Year 2017/2018 Budget.

Discussion: Mr. Stankiewicz reviewed the request.

Motion: Accept documents into Official Record which show all changes made since tentative budget was approved on September 25, 2017.  
Maker: Commissioner Spicer  
Second: Commissioner Taylor  
Action: Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
Absent: Chairman Leeper

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

No public input.

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

Motion: Adopt Resolution 2017-141 for final Fiscal Year 2017/2018 Millage Rates as follows: County-Wide Millage - 6.5670; Municipal Service Taxing District Millage - 1.6694; Recreation and Water Conservation District Millage - 0.000; Amelia Island Beach Renourishment Millage: 0.1021; and Total Millage - 8.3385.  
Maker: Commissioner Spicer  
Second: Commissioner Taylor  
Action: Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
Absent: Chairman Leeper  
Follow Up: OMB, Finance, County Manager

Motion: Adopt Resolution 2017-142 for the Final Fiscal Year 2017/2018 Total County Budget at \$203,565,088.00.  
Maker: Commissioner Spicer  
Second: Commissioner Taylor  
Action: Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
Absent: Chairman Leeper  
Follow Up: OMB, Finance, County Manager

Motion: Approved Resolution 2017-143, Pursuant to Ordinance 2001-38, Designating the Utilization of the Proceeds from the Collection of the Surtax, Including Interest.

**Maker:** Commissioner Spicer  
**Second:** Commissioner Taylor  
**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
**Absent:** Chairman Leeper  
**Follow Up:** OMB, Finance, County Manager

**QUASI-JUDICIAL PUBLIC HEARING(S) :**

**RS171009 - 6:13:56 (Tab J)** Consider appeal of application V16-002, related to the decision of the CU&V Board to deny conditional use appeal pursuant to Section 3.05(B)(2) of the Land Development Code associated with the application which sought relief pursuant to Section 9.04(A) and Section 28.03 of the Land Development Code seeking to reduce the minimum lot width from 90 ft. to 73.44 ft. Property is zoned RS-1 and FLUM designation is MDR; and located at 97277 Belleville Lane, Yulee, Florida.

**Discussion:** Mr. Mullin advised that the attorney for the applicant, has requested that this item be continued in order to be heard by the full board.

**Motion:** Continue to October 23, 2017 at 6:00 p.m., or as soon thereafter as the matter may be heard, consideration of Tab J as stated above.

**Maker:** Commissioner Spicer  
**Second:** Commissioner Edwards  
**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.  
**Absent:** Chairman Leeper  
**Follow Up:** County Manager, County Attorney, Planning and Economic Opportunity Department

**INFORMATIONAL ITEM(S) :**

**RS171009 - 6:21:48 (Tab K)** Informational only: Notice of Unclaimed Funds Advertisement by John A. Crawford, Clerk of Courts.

**RS171009 - 6:21:48 (Tab L)** Informational only: authorized employee travel.

**EXPANSION ITEMS:**

**RS171009 - 6:00:57** Approve a Resolution of the Board of County Commissioners extending the Local State of Emergency in Nassau County, Florida, due to Hurricane Irma until October 16, 2017.

**Motion:** Expand the meeting to consider one (1) item as stated above.

**Maker:** Commissioner Spicer

**Second:** Commissioner Taylor

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**RS171009 - 6:19:51 Expansion Item #1:** Approve a Resolution of the Board of County Commissioners extending the Local State of Emergency in Nassau County, Florida, due to Hurricane Irma until October 16, 2017.

**Discussion:** Mr. Mullin reviewed the request.

**Motion:** Approve Expansion item #1 as stated above.

**Maker:** Commissioner Spicer

**Second:** Commissioner Taylor

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Motion:** Authorize the Vice Chairman to sign Resolution 2017-144 regarding same.

**Maker:** Commissioner Spicer

**Second:** Commissioner Taylor

**Action:** Aye: Commissioners Kelley, Edwards, Spicer, and Taylor.

**Absent:** Chairman Leeper

**Follow Up:** Finance, OMB, County Manager, County Attorney, Public Works, Road and Bridge Department, Emergency Management, Fire/Rescue

**DISCUSSION ITEMS:**

**RS171009 - 6:21:59** Commissioner Kelley's Business:

None



**RS171009 - 6:21:45** Commissioner Spicer's Business:  
None

**RS171009 - 6:21:46** Commissioner Taylor's Business:  
None

**RS171009 - 6:21:57** Commissioner Edwards' Business:  
None

There being no further business, the regular session of the Nassau County Board of County Commissioners adjourned at 6:22 p.m.

---

Stephen W. Kelley, Vice Chairman

Attest:

---

John A. Crawford, Ex-Officio Clerk