



Municipal Service District of Ponte Vedra Beach
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MEETING MINUTES

DECEMBER 11, 2023

The Trustees of the Municipal Service District held their monthly meeting on Monday, December 13th at the Ponte Vedra Branch Library at 5:30 PM.

TRUSTEES PRESENT

Al Hollon – Chairman
Kitty Switkes – Vice Chairman
Rick Brown – Treasurer
Charles Callaghan
John Cellucci
Brad Wester
Michael White

Wayne Flowers – Attorney

Chairman Hollon called the meeting to order at 5:30 p.m. We will begin with the Pledge of Allegiance to the Flag.

Chairman Hollon explained the public notice, order, conduct and civility.

APPROVAL OF MINUTES

The Board of Trustees regular meeting minutes from November 13th were discussed. A motion was made to approve the minutes, they were seconded and unanimously carried.

Chairman Hollon reported that Trustee Wester will go first tonight as he has another meeting later this evening.

TRUSTEE REPORTS

BEACH AND SIDEWALK– TRUSTEE WESTER

Trustee Wester reported that he and Attorney Flowers have been working with the county as they owe us a memorandum of understanding (MOU). He reported that he is going down there this week. Once we get the MOU the county will package it up and present it to the County Commissioners for their decision. This will include our funds along with their funds and the survey and design. It has been quiet from the county but hopefully with me going down there we can get the ball moving for 2024.

All 14 beach access points are going to get a complete redo or rehab. The e-mail received from the county said that they will be signing a contract and should start work sometime in 2024. He reported that he does not know where they will begin but they all will have ADA work and fix some of the

sand migration. This is going through parks and recs.

Beach rehab should start around March 2024 from the county line past Micklers. The permitting is complete, and the contractor is ready to go. We should know more when they get closer and the phasing but should take about 4-6 months. Vice Chairman Switkes asked about the bollards at San Juan beach access. Trustee Wester reported that he has installed signs, but they seem to get taken and our deputies are on it and know who it is, but it is not tagged so they cannot write a ticket. The county has put up three stakes and a crossbar to deter this, however the access will be fixed with permanent cement bollards when they rehab that access. Trustee Callaghan asked if there will be any identification on the beach side that this is a public access. Trustee Wester reported that there were signs and they got torn down and he believes the county does not want to designate them. Trustee Wester reported that we should recognize our commissioner who is in attendance. Trustee White asked if Kimley-Horne is doing any additional work or survey work? Trustee Wester reported no.

Chairman Hollon reported that since you will be leaving soon, we have on the agenda under unfinished business consideration of no parking on San Juan Drive between Solana and the north end of Pablo Road and wanted to see if you wanted to weigh in. Trustee Wester reported that we might want to do something that is codified like we did on the Blvd. It is valid that this is a cut through and possibly mirror that same language. Chairman Hollon asked if he presented this to the Commissioners. Trustee Wester reported that he did present it and did the power point and the background. This is an enforcement thing but if we codify it the only signs that need to go up are the two entry ways and then our deputies can then ticket people who park there. Treasurer Brown asked where the construction workers are going to park. Trustee Wester reported that they need to park on-site at the resident's home they are working on or off-site if necessary and this is part of the plan approval process at the county. Trustee Wester reported that he will draft something for the first quarter with the county's legal counsel and then workshop something in the second quarter with the residents. Vice Chairman Switkes asked if it has to go before the Zoning Board? Trustee Wester reported that it does because it is included in the land development code and that is part of the zoning code.

Chairman Hollon asked Commissioner Joseph if she has anything for the Board. She reported that she just e-mailed him the information she received regarding the lot on Sunset.

CHAIRMAN'S REPORT - CHAIRMAN HOLLON **REPUBLIC / SHERIFF PATROLS AND PAYMENTS**

Chairman Hollon reported that regarding Republic Services he does not have much except that someone is leaving construction debris. He asked Commissioner Joseph if she knew anything about the bidding process for sanitation and she said that she did not. Chairman Hollon reported that for the sheriff's report there were 32 citations, 148 warnings. There was some assistance with road blockage, and most running stop signs, speeding and one for loud music. There were several regarding parking on the Blvd. Trustee Cellucci reported that we are going to have a lot of construction with the club and asked about blocking the sidewalk and if they are going to have to have a flag man. He would like to see the deputies on the interior streets as well as the main roads.

JEA / LANDSCAPE – VICE CHAIRMAN SWITKES

Vice Chairman Switkes reported that everything is in order for JEA. She reported that she has added some plants and rocks at some islands. She reported that she has an agreement with Peninsular which is now Massey to spray the turf at four islands and we paid it last year annually. If we pay annually, we get a 5% discount. Vice Chairman Switkes provided the invoice and thinks this is better than having a check cut every month. Vice Chairman Switkes made a motion to pay a one-time annual fee for the year in the amount of \$1,504.80. The motion was seconded and unanimously carried.

Regarding the lot on Sunset, Vice Chairman Switkes reported that there was an agreement back in 2009, she explained where the lot is located for the board, and when she took over landscaping, she thought it was for only the lot front facing Sunset and the lot looked good. However, it also includes the lot behind it. She reported that she went out and got five different bids and needs to be bushhogged. There is also a dead pine tree on the property that needs to come down. Evidently neighbors were complaining about rats, however rats live in palm trees and there are not any palms. Commissioner Joseph reported that she told them that once they bushhog the rats may come out and they said they will get the necessary stuff. Vice Chairman Switkes reported that she received bids from \$2,600 to \$1,000 to bushhog. She then called John Shields who is a resident of the MSD, and his bid is \$1,500 to bushhog the back lot and remove the dead pine tree. She reported that there is a ditch that runs from east to west there. Once it is bushhogged, my landscape team will then go in and keep it maintained. Trustee Callaghan asked who owns the lot. The county owns the lot and there was a quick claim deed on the lots by a relative and they turned them over to the county. Attorney Flowers filed the legal action for all this to occur. The lot is owned by the county and we the MSD, offered to maintain it and it is in Parks and Recs. Treasurer Brown asked why we would maintain this lot? Vice Chairman Switkes reported that she was not on the Board at that time but did talk to Gary Jurenovich and Rob Becker and Attorney Flowers names are listed. Commissioner Joseph asked Attorney Flowers if it can be abandoned, and part go to one side? Attorney Flowers reported that the interlocal can be terminated and the county then can determine who has ownership. Vice Chairman Switkes reported that it is a right of way. Commissioner Joseph looked into it and was told that it could not because it is a waterway. Vice Chairman Switkes reported that there is a ditch and when speaking with Gary Jurenovich he reported that there are a lot of utilities than run in the area for the MSD. My personal opinion is the fear was the county was looking at putting in a side street there from A1A into Sea View Park and the neighbors did not want that. Vice Chairman Switkes thinks if we should just keep the one at Sunset and not sure why we need the one on A1A but wants to make sure we have all the information. Vice Chairman Switkes reported that she was with someone today from Chabad and reported that they do want ownership of that lot, Commissioner Joseph agreed. Vice Chairman Switkes reported that she does not know the background and if there are people who do not want them to own it, but as a park the frontage on Sunset is sufficient. Chairman Hollon reported that the idea was to have a community garden and a place for kids to play. Chairman Hollon reported that he does not think that the residents want it split. Attorney Flowers reported that he would like to get the correspondence and the interlocal agreement so that the board is fully informed of the commitment and put it on the agenda for next month's meeting. Trustee White asked if we could see a copy of the interlocal agreement. Trustee White also said that we are talking about a lot and then talking about right of way and would like to see the description. Attorney Flowers reported that he will go through his information and provide it to the board before our next meeting. Vice Chairman Switkes reported that maybe Gary Jurenovich can come to the next MSD meeting. Trustee Cellucci reported that when we were talking about putting in a pocket park at Golfview the county said that we do not own it and we are not going to put any money into it. Chairman Hollon reported that we will wait and see what Attorney Flowers can drum up.

TREASURER'S REPORT / STREET SIGNS– TREASURER BROWN

Treasurer Brown reported that during the month of November we received three deposits and the interest earned was \$4,004. There were no extraordinary items and over the next couple of months we should receive additional ad valorem taxes. Regarding signage, the no outlet sign for Overlook Drive should be installed this week. Waterbridge Court received an e-mail from the HOH that this sign is leaning, and they will reset the sign. San Juan and Pablo Road on the south end had been hit and B&S will check on the sign. Vice Chairman Switkes asked if they can look at the sign at Ponte Vedra Circle and San Juan as the sign is leaning and maybe they can diagnose it. A motion was made to approve the Treasurer's Report, it was seconded and unanimously carried.

BEACHES ENERGY / WEBSITE – TRUSTEE CALLAGHAN

Trustee Callaghan reported that we approved new streetlights at 33 Corona and at the island at Poinciana Way. Spoke with the neighbors who live by these two locations, and they were in

agreement. Beaches Energy Service (BES) will install them in January. BES is starting to phase in new streetlights that are LED when new ones are installed or if an old one needs replacing. The lights are 53 watts so they are more economical to run, and we will save \$1 a month per light. Regarding the website, we have added some things and taken some things off.

NEWSLETTER / FLAGS / INSURANCE - TRUSTEE CELLUCCI

Trustee Cellucci reported there is nothing new on insurance. He reported that we did an inspection on all the flags and clips and some of the flags need to be replaced along with the clips. We received \$4,000 in donations from residents and the flags will not go up again until May. The newsletter deadline is tonight and will be meeting with the designer this week so the newsletter will go out in January.

BEACH AND SIDEWALK- TRUSTEE WESTER

Trustee Wester did his report earlier in the meeting.

TRUSTEE WHITE – CTTF / ROAD AND BRIDGE

Trustee White reported that the CTTF's focus is keeping pace with the county on the upcoming intersection improvements on A1A. Over time the county is beginning an overall area traffic study in Ponte Vedra and once completed this will be something that we might host a workshop for intersection improvements. There is a gentleman named Ted Miller who is advocating turning Ponte Vedra into a golfcart community and read his e-mail and the concept he is advocating for is highly unlikely to come into fruition. This is outside the MSD and county's jurisdiction but in the State's jurisdiction. Treasurer Brown reported that he hopes you told him that. Trustee White reported that he has not, as he wanted to share the information for the CTTF today at the meeting. This is not a matter for the MSD and if this gentleman wants to advocate for it he needs to work with the state. Regarding Denis Abromavage who lives on Morning Side Drive and came to our meeting last month meeting regarding drainage, we met multiple times and the county conceded that this does not look correct. Will continue to follow up on this regarding the water at 530 and 532 Morning Side Drive. Tommy from the County will follow up. On the bigger picture for drainage, Eisman & Russo have been hired by the county to do a feasibility study for Ponte Vedra Blvd. Trustee White reported that he is working with them on the study and giving them recommendations. We are going to have them look at Solana Road where there are not any curbs and gutters and San Juan to Pablo North where there is flooding with no swale drainage and most of the pipes are corroded. Trustee White reported that Eisman & Russo are to submit to me a proposal of the cost to add Solana and San Juan to the study. In the area of the feasibility study it is also part of the sidewalk project and would like these two to go in coordination. Trustee White reported that he asked Trustee Wester about the sidewalk MOU as this needs to be prioritized and we need to start collecting survey information for that corridor as it will be valuable information for the sidewalk and the drainage. Chairman Hollon asked if Eisman & Russo will be able to tell us which drainage is in the right of way? Trustee White reported that they will be able to and let us know if we need to acquire drainage rights or if we can use the existing drainage rights. Vice Chairman Switkes asked if Chairman Hollon will contact Trustee Wester and inform him of the priority to get survey information? Trustee White asked Attorney Flowers if he can write a letter to Trustee Wester asking him when the sidewalk project is progressing and that we should prioritize getting the survey information? Attorney Flowers reported you can if you state do not reply to this e-mail.

Trustee Cellucci asked Trustee White about the Orangedale to Micklers trail and asked where the trail goes from Micklers. Trustee White reported nowhere. Trustee White reported that there has been discussion about this corridor for years and what he has always heard was that getting to Micklers parking lot was the end goal. Trustee Cellucci reported that this was brought up to the CTTF when he was attending those meetings. Vice Chairman Switkes asked where this trail would be located? Trustee White reported that Cyndi Stephenson is very interested in this and was advocating for the formation of this trail. The concept has been a bike lane on a road through a conservation swamp, going through Nocatee, over the bridge to Micklers. It has been a mixture of

corridors. This proposal is to take the already existing 15-foot multi use trail in Nocatee and to extend it through the Guana property from the base of the bridge to Micklers so you have a cycling/pedestrian dedicated corridor. Vice Chairman Switkes asked about the intersection of A1A and Solana and Trustee White reported that this is in the future. Trustee White asked about a letter that the MSD wrote opposing the intersection. Trustee Cellucci reported that the MSD was opposed to having a U-turn. Trustee White reported that Solana Road intersection is broken and asked for a copy of the letter. Chairman Hollon reported that there was discussion to abandon the Solana left turn off A1A and to put in a U-turn at the library. The timing of the light between both Solana Road is about 45 seconds and fixing this would improve traffic on A1A. There was a discussion about the traffic.

ATTORNEY REPORT – ATTORNEY FLOWERS

Attorney Flowers reported that he has two things. First, he reported that he is retiring and will no longer be working for Lewis and Longman after the end of the year. He reported that he provided an engagement letter to the Chairman to continue to work for the MSD at \$2,500 a month. A motion was made to accept the engagement letter, it was seconded and unanimously carried. Secondly the legislature starts next month, and a bill has been filed regarding Special Districts that there has to be a referendum every 10 years for districts to levy ad valorem taxes. If this bill were passed the first year to have an election would be 2025. It also has a limitation of 12 years for board members. There are some other provisions that will affect this district for a district to be converted into a municipality which we have discussed before. Vice Chairman Switkes reported that if this is passed, we will have to have a referendum in 2025. Attorney Flowers reported yes. There was discussion about the term limits and how the new bill would affect the limits. Attorney Flowers reported that if this is passed it would supersede our Charter. Attorney Flowers reported that he will get more information regarding the bill. Trustee White asked what the genesis of this is? Attorney Flowers reported that there had always been concerns about limiting the power of Special District who levy taxes. Attorney Flowers reported that he does not know if this will pass as there are thousands of bills entered every year.

UNFINISHED BUSINESS

JACK POPE POSITION – CHAIRMAN HOLLON

Chairman Hollon reported that he and Attorney Flowers are still working on this and have been talking to Mr. Cooley who is retired from the county. We are still ironing out the position. Vice Chairman Switkes asked if there are other applicants interested in the position as she does not think Mr. Cooley has the background for the position. Vice Chairman Switkes reported that we could probably get Meghan to do it as she is so frustrated with the Zoning Board, and she is an engineer. Chairman Hollon reported that we have to get started with someone that the county agrees to work with. Hopefully, we will have something new next month. Treasurer Brown reported that we need to legally define the job description. Chairman Hollon reported that we are not going to legally approve the plans, but we do want to get on the property.

CONSIDERATION OF NO PARKING ON SAN JUAN – CHAIRMAN HOLLON

Chairman Hollon reported that we discussed this early with Trustee Wester. Trustee White asked if we could add this to the agenda again for more discussion. Attorney Flowers reported that we should keep it on the agenda as what he heard was that Trustee Wester was going to come back with some potential wording. Vice Chairman Switkes reported that she likes having two signs explaining the ordinance. Treasurer Brown asked if this would be a new ordinance. Trustee White reported that it would be a new ordinance, then goes to Ponte Vedra Zoning and Adjustment Board and then the Commissioners. Trustee Callaghan asked if we should leave this on the website and/or send out an e-mail blast to residents so that everyone is informed. Trustee White thinks we should send out an e-mail blast once we have more information back from the county.

NEW BUSINESS

2024 MEETING SCHEDULE REVIEW – CHAIRMAN HOLLON

Chairman Hollon reported that everyone has the new meeting schedule for 2024 and asked if anyone has any questions or comments. A motion was made to approve the meeting schedule, it was seconded and unanimously carried.

KEY DATES

County Commissioners Regular meeting December 19th

Next MSD meeting will be January 8th at 5:30pm FOL room PVB Branch Library

ADJOURN

A motion was made to adjourn; it was seconded and unanimously carried.

Submitted, Ann Jurenovich, MSD Secretary