



**BOARD OF COUNTY COMMISSIONERS**

**FINAL MINUTES**  
**10/8/2019 9:00 AM**

**MINUTES**  
**COMMISSION CHAMBERS**  
**2401 SE MONTEREY ROAD, STUART, FLORIDA 34996**

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**COUNTY COMMISSIONERS**

*Edward V. Ciampi, Chairman*

*Harold E. Jenkins II, Vice Chairman*

*Doug Smith*

*Stacey Hetherington*

*Sarah Heard*

*Taryn Kryzda, County Administrator*

*Sarah W. Woods, County Attorney*

*Carolyn Timmann, Clerk of the Circuit Court and*

*Comptroller*

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**CALL TO ORDER**

**Present:** 4 - Chairman Edward V. Ciampi  
Vice Chairman Harold E. Jenkins II  
Commissioner Doug Smith  
Commissioner Stacey Hetherington

**Absent:** 1 - Commissioner Sarah Heard

1. INVOCATION - Dr. M. Bruce Irwin, Martin County Fire Rescue

2. PLEDGE OF ALLEGIANCE - led by 4-H Club Members

Vocalist Phabiola Alcinat performed the national anthem.

3. ADDITIONAL ITEMS

4. APPROVAL OF AGENDA

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for approval of the agenda, the consent agenda [no pulls], with the additional item of DEPT-3. The motion carried by the following

vote:

**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

5. APPROVAL OF CONSENT AGENDA

**PROCLAMATIONS AND SPECIAL PRESENTATIONS**

**PROC-1 PRESENT PROCLAMATIONS PREVIOUSLY APPROVED VIA THE CONSENT AGENDA**

The Chairman will present the proclamations to the recipients.

Agenda Item: 19-0946

Communications Manager Laura Beaupre introduced the proclamations.

4-H Agent Natalie Parkell accepted the proclamation for 4-H Week.

Tracy Hernandez, with SafeSpace, accepted the proclamation for Domestic Violence Awareness Month.

**PROC-2 ADOPT AND PRESENT PROCLAMATIONS DECLARING EMPLOYEE HEALTH AWARENESS MONTH AND BOYS & GIRLS CLUBS OF MARTIN COUNTY AMERICORPS DAY IN MARTIN COUNTY, FLORIDA**

The Board is asked to adopt and present the proclamations declaring Employee Health Awareness Month and Boys & Girls Clubs of Martin County AmeriCorps Day in Martin County, Florida.

Agenda Item: 19-1041

Communications Manager Laura Beaupre introduced the proclamations.

On behalf of the Boys and Girls Club, Samantha Anderson and Adislaura Salcedo accepted the proclamation for Boys and Girls Clubs of Martin County AmeriCorps Day.

Human Resources Director Matt Graham accepted the proclamation for Employee Health Awareness Month.

MOTION: A motion was made by Commissioner Hetherington, seconded by Vice Chairman Jenkins, to accept the proclamations for Employee Health Awareness Month and the Boys & Girls Clubs of Martin County Americorps Day. The motion carried by the following vote:

**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

## **COMMENTS**

### **1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.**

Richard Botta, of Bahama Circle, spoke about the Gomez Corridor Project and asked about including smaller, non-HOA private roads. Vice Chairman Jenkins addressed the problem of a lack of easements on the properties and the difficulties in getting the property owners' support. Capital Projects Manager George Dzama addressed the process of opening a private road. Commissioners Smith and Hetherington requested an agenda item regarding issues affecting smaller private roads throughout the county.

Dave Cavette spoke about Commissioner Heard's legal fees (CNST--6).

Jackie Trancynger asked the Board to support a movement to drastically change or eliminate House Bill 7103, which would require citizen's groups to pay all court costs if they lose a challenge to a development for failing to obey a comprehensive plan.

Tom Pine asked why parks and beach concessions are being run by County staff instead of private enterprise.

Waste Management Government Affairs Director Jeff Sabin presented the 2019 Waste Management "Think Green" Art Contest results.

Supervisor of Elections Vicki Davis addressed the Board regarding the state grant for building hardening and cyber security for the Elections Office. Ms. Davis presented the Board with a check from the Department of State, Division of Elections. General Services Director Jeff Dougherty addressed the Board on the project.

### **2. COMMISSIONERS**

#### **AM**

Commissioners Hetherington, Smith, and Ciampi spoke about the recent passing of Firefighter/Paramedic Scott Neumann. Chairman Ciampi also spoke about the passing of Treasure Coast Rowing Club Founding Member George Sharrow and Marine Industry Association Board Member Bill Biggs.

#### **PM**

Commissioner Jenkins announced two upcoming events: the Hobe Sound Women's Club event at Zeus Park and the Indiantown Rodeo.

Chairman Ciampi also spoke about the Indiantown Rodeo and announced that October was Breast Cancer Awareness Month.

Commissioner Smith asked about the issues discussed during the recent Tri-County Meeting. County Administrator Taryn Kryzda assured him that staff was working on the items and would be bringing them back to the Board.

### 3. COUNTY ADMINISTRATOR

#### **CONSENT**

#### **ADMINISTRATION**

##### **CNST-1 CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL**

This item is a placeholder on all Board meeting agendas to streamline the process for items that meet the Board approval threshold. Specific items requiring approval, if any, will be provided by Supplemental Memorandum. If there are no items, a Supplemental Memorandum will not be attached.

Agenda Item: 19-0820

This item was approved by the first motion of the meeting.

##### **CNST-2 BOARD OF COUNTY COMMISSIONERS' APPROVAL OF WARRANT LIST FOR DISBURSEMENT VIA CHECKS AND ELECTRONIC PAYMENTS TO COMPLY WITH STATUTORY REQUIREMENTS**

Pursuant to Chapter 136.06, Florida Statutes, checks and electronic payments issued by the Board of County Commissioners are to be recorded in the Board meeting minutes. In compliance with statutory requirements, the Warrant List is added to the Consent Agenda for approval by the Board of County Commissioners. This Warrant List is for disbursements made between September 11, 2019 and September 20, 2019. Additional details related to these disbursements may be viewed in the office of the Martin County Clerk of Court and Comptroller or on the Clerk's website.

Agenda Item: 19-0824

This item was approved by the first motion of the meeting.

##### **CNST-3 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED**

The Board is asked to approve minutes from the September 24, 2019 Board of County Commission regular meeting.

Agenda Item: 19-1051

This item was approved by the first motion of the meeting.

##### **CNST-4 COMMUNITY DEVELOPMENT BLOCK GRANT CITIZEN ADVISORY TASK FORCE APPOINTMENTS**

After solicitation of applicants multiple times, the Board is asked to make the necessary appointments to the Community Development Block Grant Citizen Advisory Task Force

Agenda Item: 19-0324

##### **RESOLUTION NO. 19-10.1**

This item was approved by the first motion of the meeting.

##### **CNST-5 ADOPT PROCLAMATIONS TO BE PRESENTED ON OCTOBER 22, 2019**

The Board is asked to adopt the following proclamations: declaring Veterans Day and Census 2020 Kick-Off Day in Martin County, Florida.

Agenda Item: 19-0943

This item was approved by the first motion of the meeting.

**CNST-6 PAYMENT OF COMMISSIONER HEARD'S LEGAL FEES FROM CASE NUMBER 2017-MM-3744**

Commissioner Sarah Heard faced charges for alleged violations of Florida's public records laws in connection with the performance of her duties as a County Commissioner. Commissioner Heard was acquitted of all charges on April 12, 2019. Pursuant to Board direction, the Clerk of the Circuit Court and Comptroller has had Commissioner Heard's legal fees reviewed by an independent criminal defense attorney and is expected to receive a recommendation to pay a portion of those fees.

Agenda Item: 19-1023

This item was approved by the first motion of the meeting.

**INFORMATION TECHNOLOGY**

**CNST -7 COMMUNITY BROADBAND NETWORK RENEWAL**

On November 30, 2010, Martin County entered into a reciprocal agreement with ITS Telecommunications Systems, Inc. for the sharing of fiber optic network facilities. The agreement gave fiber network access for Martin County to portions of the County west of the Florida Turnpike where ITS had previously installed fiber. In addition, ITS Telecommunications gained access to the Martin County owned fiber east of I-95. This agreement was for ten years with up to four 5-year renewals. This agreement has been mutually beneficial for both parties and staff recommends renewing the contract for an additional five years.

Agenda Item: 19-1005

This item was approved by the first motion of the meeting.

**PUBLIC WORKS**

**CNST-8 APPROVAL AND EXECUTION OF THE INTERLOCAL AGREEMENT FOR MOSQUITO CONTROL SERVICES BETWEEN MARTIN COUNTY AND THE TOWN OF SEWALL'S POINT**

Approval of the Interlocal Agreement for Mosquito Control Services between Martin County and the Town of Sewall's Point, to allow the county to continue to provide mosquito control services inside the town's municipal limits. The agreement provides for the County Administrator and Town Mayor to execute one-year renewals of this agreement.

Agenda Item: 19-1001

This item was approved by the first motion of the meeting.

**CNST-9 AMENDMENT TO THE CALENDAR YEAR 2019 MASTER LIST OF SPECIAL EVENTS REQUIRING ROAD CLOSURE(S)**

The Board of County Commissioners is asked to approve an amendment to the list of 2019 Special Events Requiring Road Closure(s).

Agenda Item: 19-1019

This item was approved by the first motion of the meeting.

## **BOARD AND COMMITTEE APPOINTMENTS**

### **B&C-1 AFFORDABLE HOUSING ADVISORY COMMITTEE APPOINTMENTS**

After solicitation of applicants, the Board is asked to make the necessary appointments to the Affordable Housing Advisory Committee.

Agenda Item: 19-0862

#### **RESOLUTION NO. 19-10.8**

Administration Executive Aide Donna Gordon tallied the votes and informed the Board that Michael Dooley received four votes, Chester Edwards received two votes, and Kevin Sargent received two votes. Since two appointees were needed, the Board took a re-vote between Mr. Edwards and Mr. Sargent. The outcome remained at two votes each. The Board made their final decision with the flip of a coin.

MOTION: A motion was made by Commissioner Hetherington, seconded by Commissioner Smith, for approval of Michael Dooley and Chester Edwards. The motion carried by the following vote:

**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

## **PUBLIC HEARINGS**

### **PH-1 REQUEST ADOPTION OF A RESOLUTION TO REALIGN SE 138TH STREET IN HOBE SOUND, APPROVING AN EXCHANGE OF PROPERTY WITH A.C.H. ASSOCIATES AND ACCEPTING AND APPROVING A WARRANTY DEED FROM ADRIAN AND MICHELLE REED**

The Board of County Commissioners is asked to consider adoption of a Resolution to realign SE 138th Street in Hobe Sound. The Resolution includes the exchange of property with A.C.H. Associates, a Florida general partnership (ACH) and acceptance of a Warranty Deed from Adrian and Michelle Reed to effectuate the realignment.

Agenda Item: 19-0956

#### **RESOLUTION NO. 19-10.2**

Real Property Coordinator Colleen Holmes, Capital Projects Manager George Dzama, and Assistant County Attorney Elizabeth Lenihan presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Vice Chairman Jenkins, seconded by Commissioner Smith, to approve staff's recommendation. The motion carried by the following vote:

**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

**PH-2 PROPOSED MARTIN COUNTY TRICO SETTLEMENT - ESTELLA NEGRON V. MARTIN COUNTY, ET AL**

In accordance with the Procedure for TRICO Settlements established by the Board of County Commissioners (Board), the public is provided an opportunity to comment on the proposed settlement in the case of Estella Negron v. Martin County, et al. Case No. 15-502-CA. The case arose from a boom mower throwing the lid of a water meter box. The County is self-insured and TRICO (our insurance pool) assigned counsel to the matter. Settlement discussions occurred on this case after discovery. A proposed settlement is before the Board for public comment.

Agenda Item: 19-1032

Human Resources Director Matt Graham and Senior Assistant County Attorney Elysse Elder presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard. No Board action was required.

**PH-3 PROPOSED MARTIN COUNTY TRICO SETTLEMENT - JASON BRODIE V. MARTIN COUNTY**

In accordance with the Procedure for TRICO settlements established by the Board of County Commissioners (Board), the public is provided an opportunity to comment on the proposed settlement in the case of Jason Brodie v. Martin County, Case No. 19-474-CA. The case arose from a sidewalk in Halpatiokee Park that plaintiff alleged had not been properly maintained by the County. The County is self-insured and TRICO (our insurance pool) assigned counsel to the matter. Settlement discussions occurred on this case. A proposed settlement is before the Board for public comment.

Agenda Item: 19-1037

Human Resources Director Matt Graham and Senior Assistant County Attorney Elysse Elder presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard. No Board action was required.

**PH-4 PROPOSED MARTIN COUNTY TRICO SETTLEMENT WITH CORA HAWTHORNE, AS PUTATIVE PERSONAL REPRESENTATIVE OF ESTATE OF NATHANIEL HAWTHORNE JR**

In accordance with the Procedure for TRICO Settlements established by the Board of County Commissioners (Board), the public and Board are provided with an opportunity to comment on the proposed settlement between Martin County and the Estate of Nathaniel Hawthorne (Estate). The matter arose from a vehicular accident on SR 714. The County is self-insured and TRICO (our insurance pool) assigned counsel to the matter. Settlement discussions occurred between TRICO and the Estate. A proposed settlement is before the Board for a public hearing.

Agenda Item: 19-1040

Human Resources Director Matt Graham and Senior Assistant County Attorney Elysse Elder presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard. No Board action was required.

## **PUBLIC HEARING QUASI-JUDICIAL**

### **PHQJ-1 REQUEST ABANDONMENT OF A PORTION OF SE FRONT STREET, LYING WITHIN THE PLAT OF PORT SALERNO**

This is a request for the Board to consider an application for the abandonment of a portion of platted SE Front Street right-of-way.

Agenda Item: 19-0980

Chairman Ciampi opened the public hearing and solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, to continue PHQJ-1, Abandonment of a portion of SE Front Street, lying within the plat of Port Salerno, to December 3rd. The motion carried by the following vote:

**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

## **DEPARTMENTAL**

### **ADMINISTRATION**

#### **DEPT-1 OFFICE OF MANAGEMENT AND BUDGET ITEMS WHICH REQUIRE BOARD APPROVAL**

This is a placeholder on all Board meeting agendas to streamline the process for grant applications, awards, budget resolutions, budget transfers from reserves, and CIP amendments. Specific items requiring approval, if any, will be provided by Supplemental Memorandum.

Agenda Item: 19-0822

#### **RESOLUTION NOS. 19-10.3, 19-10.4, 19-10.5, 19-10.6, and 19-10.7**

Director of the Office of Management and Budget Jennifer Manning presented the following items to the Board: (1) Non-AIP taxiway grant, (2) Airfield Electrical Vault grant, (3) Indian Street Resurfacing grant, (4) FEMA funds for Derelict Vessel Removal, and (5) Sheriff's request for funding.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of the item. The motion carried by the following vote:



**Aye:** 4 - Chairman Ciampi, Vice Chairman Jenkins II, Commissioner Smith, and Commissioner Hetherington

**Absent:** 1 - Commissioner Heard

**DEPT-2 CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL**

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Agenda Item: 19-0911

No items at this time.

**PUBLIC WORKS**

**DEPT-3 EVERGLADES RESTORATION PROGRESS**

This presentation is intended to update the Board of County Commissioners on the progress that has been made in constructing the C-44 Reservoir and Stormwater Treatment Area. The presentation also includes an update on the 2019 revisions to the Integrated Delivery Schedule (IDS) which illustrates the planned progress for all Comprehensive Everglades Restoration Projects (CERP). Progress on the planning efforts for the Loxahatchee River Watershed Restoration Plan and the Lake Okeechobee Watershed Restoration Plan will also be reported.

Agenda Item: 20-0011

Ecosystem Restoration and Management Manager John Maehl provided the update to the Board.

**PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.**

**ADJOURN**

The Board of County Commissioners meeting of October 8, 2019 adjourned at 11:42 a.m.

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Carolyn Timmann, Clerk of the  
Circuit Court and Comptroller  
/mkv

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Edward V. Ciampi, Chairman  
Board of County Commissioners

Minutes approved:  
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