



BOARD OF COUNTY COMMISSIONERS

ACTION SUMMARY
MAY 14, 2024 ~ 9:00 AM

COMMISSION CHAMBERS
2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

COUNTY COMMISSIONERS

*Harold E. Jenkins II, Chairman
Stacey Hetherington, Vice Chair
Doug Smith
Sarah Heard
Edward V. Ciampi*

*Don G. Donaldson, P.E., County Administrator
Sarah W. Woods, County Attorney
Carolyn Timmann, Clerk of the Circuit
Court and Comptroller*

PRESETS

9:05 AM - Public Comment
5:05 PM - Public Comment

CALL TO ORDER AT 9:01 AM

1. INVOCATION – **Moment of Silence**
2. PLEDGE OF ALLEGIANCE - **Bailey Pierce**, Miss Florida Teen USA
3. ADDITIONAL ITEMS – **The Additional Items of CNST-20 and DEPT-5 were added to the Agenda.**
4. APPROVAL OF AGENDA – **The Agenda was approved with the addition of #5 being added to DEPT-1 (Permission to apply FIND Port Salerno Commercial Docks).**
5. APPROVAL OF CONSENT AGENDA – **The Consent Agenda was approved.**

Consent Agenda items are considered routine and are enacted by one motion and will have no action noted, but the "Recommendation" as it appears on the Board item is the approved action.

PROCLAMATIONS AND SPECIAL PRESENTATIONS

PROC-1 PRESENT PROCLAMATIONS PREVIOUSLY APPROVED VIA THE CONSENT AGENDA

The Chairman will present proclamations declaring Mental Health Awareness Month, Nurses Week, Historic Preservation Month, and Apraxia Awareness Month and Apraxia Awareness Day in Martin County, Florida.

Agenda Item: 24-0749

ACTION TAKEN: The proclamations were presented.

PROC-2 ACKNOWLEDGE THOSE CITIZENS WHO HAVE PARTICIPATED IN CLASS 64 OF THE MARTIN CARES PROGRAM

Class 64 brings the number of residents who have experienced the Citizens Academy and Resource Education Series (Martin CARES) to over 2,500. The Martin CARES program is typically offered two times per fiscal year, but at the Commission's request, a third class was added which will start May 16, 2024. This is the second class for FY24.

Agenda Item: 24-0865

ACTION TAKEN: The graduates were recognized.

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.
2. COMMISSIONERS – The Board directed staff to work with the Whitemarsh Reserve PUD Homeowners Association who would like to donate a large portion of their land next to the Kiplinger Property to the County and return to the Board with an Agenda Item.
3. COUNTY ADMINISTRATOR

CONSENT

ADMINISTRATION

CNST-1 CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL

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Agenda Item: 24-0496 **Supplemental Memorandum (3 items)**

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 April 15, 2024 and April 28, 2024. 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: 24-0502

CNST-3 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED

The Board is asked to approve minutes from the December 5 and 12, 2023 regular meeting minutes; the January 9 and 23, 2024 regular meeting minutes; and the February 2, 2024 joint meeting minutes.

Agenda Item: 24-0905

CNST-4 ADOPT A PROCLAMATION DECLARING NATIONAL GARDEN WEEK IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt a proclamation declaring National Garden Week in Martin County, Florida.

Agenda Item: 24-0835

CNST-5 ADOPT A PROCLAMATION DECLARING SAFE BOATING WEEK IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt a proclamation declaring Safe Boating Week in Martin County, Florida.

Agenda Item: 24-0847

CNST-6 ADOPT A PROCLAMATION DECLARING MEMORIAL DAY IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt a proclamation declaring Memorial Day in Martin County, Florida.

Agenda Item: 24-0856

CNST-7 ADOPT A PROCLAMATION DECLARING PUBLIC WORKS WEEK IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt a proclamation declaring Public Works Week in Martin County, Florida.

Agenda Item: 24-0861

CNST-8 ADOPT A PROCLAMATION HONORING RUTH GRAN ON HER 102ND BIRTHDAY

The Board is asked to adopt a proclamation honoring Ruth Gran on her 102nd birthday.

Agenda Item: 24-0928

CNST-9 BUSINESS DEVELOPMENT BOARD PROPOSED USE OF FUND BALANCE

The Business Development Board of Martin County (BDB) has identified approximately \$56,322 in fund balance and has proposed various uses for the fund balance.

Agenda Item: 24-0867

CNST-10 APPROVAL OF REVISED HOUSING ASSISTANCE PLAN (HAP) FY 2021-2026

The Housing Assistance Plan (HAP) governs Martin County's Community Development Block Grant (CDBG) programming and expenditures. This revision of the 2021-2026 HAP was prepared by staff to incorporate technical updates.

Agenda Item: 24-0872

CNST-11 COMMUNITY DEVELOPMENT BLOCK GRANT CITIZEN ADVISORY TASK FORCE APPOINTMENT

After solicitation of applications, the Board is asked to make the necessary appointment to the Community Development Block Grant Citizen Advisory Task Force.

Agenda Item: 24-0809

RESOLUTION NO. 24-5.1

FIRE RESCUE

CNST-12 APPROVAL OF THE TREASURE COAST FIRE CHIEFS ASSOCIATION INTERLOCAL AGREEMENT TO PROVIDE MUTUAL AID FOR FIRE PROTECTION AND EMERGENCY RESCUE SERVICES

The purpose of this Interlocal Agreement with the Treasure Coast Fire Chiefs Association and its members is to provide certain emergency services equipment and personnel in emergencies where an agency may request assistance to provide necessary and essential public services.

Agenda Item: 24-0876

CNST-13 FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN MARTIN COUNTY AND THE MARTIN COUNTY TAX COLLECTOR REGARDING BILLING AND COLLECTION OF EMS USER FEES

The Martin County Tax Collector's Office and Martin County Fire Rescue entered into an Interlocal Agreement on November 17th, 1992 and amended on June 25th, 2002 and June 9th, 2009. A rescission and complete restatement of the Interlocal Agreement was approved by the Board on February 10th, 2015 and was amended again on March 6th, 2017. This Agenda Item is to amend the Interlocal agreement to revise the fee structure for the provision of technology services and include language for billing and collection policies and procedures.

Agenda Item: 24-0879

CNST-14 APPROVAL OF INTERLOCAL AGREEMENT BETWEEN MARTIN COUNTY AND THE SCHOOL BOARD OF MARTIN COUNTY

Martin County requests to renew the Interlocal Agreement with the School Board of Martin County to participate in Emergency Management by providing operating facilities and the necessary personnel to staff such facilities in times of emergencies or major disasters.

Agenda Item: 24-0894

PUBLIC WORKS

CNST-15 APPOINTMENT OF MARTIN COUNTY REPRESENTATIVE FOR JUNE 17, 2024 PAL MAR WATER CONTROL DISTRICT ANNUAL LANDOWNERS' MEETING AND BOARD OF SUPERVISORS MEETING

Commissioner Sarah Heard is Martin County's designated representative on the Pal Mar Water Control District. The Annual Landowners' Meeting and Board of Supervisors Meeting is June 17, 2024. It is necessary for the Board of County Commissioners to update the Proxy to authorize Commissioner Heard to vote on June 17, 2024, to effectuate Board of County Commissioner direction.

Agenda Item: 24-0729

CNST-16 INTERLOCAL AGREEMENT BETWEEN MARTIN COUNTY AND TOWN OF JUPITER ISLAND RELATING TO THE CONSTRUCTION OF EAST FORK CREEK STORMWATER TREATMENT AREA (STA) PHASE II PROJECT

Board approval is requested for an Interlocal Agreement between the Martin County Board of County Commissioners (County) and the Town of Jupiter Island (Town). This Agreement will allow the County and Town to participate in a joint construction project for the East Fork Creek STA - Phase II project which includes the relocation of an 8" sewer main owned and maintained by the Town.

Agenda Item: 24-0822

CNST-17 ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING A UTILITY EASEMENT FROM IM 02 JENSEN LLC, A DELAWARE LIMITED LIABILITY COMPANY, ALONG NE INDIAN RIVER DRIVE FOR THE FOUR FISH MARINA MAJOR FINAL SITE PLAN

This is a request for the adoption of a Resolution approving and accepting a Utility Easement from IM 02 Jensen LLC, to allow for utility assets to be constructed by the developer and turned over to Martin County as part of the Four Fish Marina Major Final Site Plan along NE Indian River Drive in Jensen Beach.

Agenda Item: 24-0864

RESOLUTION NO. 24-5.2

CNST-18 FIRST AMENDMENT TO THE CONTRACT BETWEEN SENIOR RESOURCE ASSOCIATION AND THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS TO PROVIDE LOCAL OVERMATCH TO THE FY24 TRANSPORTATION DISADVANTAGED TRIP & EQUIPMENT (T&E) GRANT

At the May 14, 2024, BOCC meeting, the Martin Metropolitan Planning Organization (MPO) Staff will request that the BOCC approve the First Amendment to the contract between Senior Resource Association (SRA) and the Martin County Board of County Commissioners in order to spend the local overmatch for the FY24 Transportation Disadvantaged Trip & Equipment Grant in the amount of \$58,282 to provide additional trips to the Transportation Disadvantaged population of Martin County.

Agenda Item: 24-0869

UTILITIES AND SOLID WASTE

CNST-19 BOARD OF COUNTY COMMISSIONERS' APPROVAL TO SUPPORT THE WATER SYSTEMS PER- AND POLYFLUOROALKYL SUBSTANCES (PFAS) LIABILITY PROTECTION ACT S.1430 -118TH CONGRESS (2023-2024)

Senate Bill 1430 exempts specified water management entities, including public water systems, from liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) for releases of certain perfluoroalkyl or poly-fluoroalkyl substances, commonly referred to as PFAS. Support of S.1430 will help ensure polluters, not the public, pay for PFAS cleanup.

Agenda Item: 24-0870

ADMINISTRATION

CNST-20 ADOPT A PROCLAMATION DECLARING TRAVEL AND TOURISM WEEK IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt a proclamation declaring Travel and Tourism Week in Martin County, Florida.

Agenda Item: 24-0935 [Additional Item](#)

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: 24-0511 [Supplemental Memorandum \(5 items\)](#)

ACTION TAKEN:

1. Permission to Apply for the Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) for Staffing for Adequate Fire & Emergency Response (SAFER) - The Board authorized the Fire Rescue Department to apply for the FY24 FEMA AFG SAFER Grant for 18 additional Firefighter Paramedic positions.
2. Permission to Accept the Edward Byrne Memorial Justice Assistance Grant (JAG) (Award Number: R7116) - The Board authorized the Chairman to execute the JAG Award Agreement (R7116) as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office and adopted the Budget Resolution. [RESOLUTION NO. 24-5.3](#)
3. Adjustments to the Fiscal Year 2024 Budget - The Board adopted the Budget Resolution for the refund of the pumper truck; adopted the Budget Resolution for Fire Rescue Ambulance #22 insurance proceeds; and adopted the Budget Resolution for Fire Rescue Ambulance #23 insurance proceeds.
[RESOLUTION NOS. 24-5.4, 24-5.5, and 24-5.6](#)
4. Permission to Allocate Unanticipated Planned Unit Development (PUD) Public Benefit Contribution for Orchid Protection – The Board adopted the Budget Resolution. [RESOLUTION NO. 24-5.7](#)
5. Permission to Apply for the Florida Inland Navigation District 2024-25 Waterway Assistance Program (Port Salerno) – The Board authorized the Environmental Resources Division to apply for the FY24-25 Florida Inland Navigation District (FIND) Waterway Assistance Program grant and executed the FIND Waterway Assistance Program Resolution for Assistance 2024. [RESOLUTION NO. 24-5.8](#)

DEPT-2 CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL \$1 MILLION OR GREATER

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: 24-0517 **Supplemental Memorandum (2 items)**

ACTION TAKEN:

A. CONTRACTS OVER \$1,000,000

1. **MACARTHUR BOULEVARD ROADWAY ELEVATION (RFB2024-3581)** – The Board awarded the contract to the lowest, responsive, and responsible bidder, J.W. Cheatham, LLC, in the amount of \$2,931,651.75 and authorized the County Administrator or designee to execute all documents related to this request.
2. **GRINDER STATION INSTALLATION & SEPTIC CONVERSION (RE-BID) (RFB2024-3586)** – The Board awarded the contract to the lowest, responsive, and responsible bidders Meeks Plumbing, Inc. and Baker Underground Contractors, LLC and authorized the County Administrator or designee to execute all documents related to this request.

DEPT-3 MANAGEMENT AGREEMENT FOR THE MARTIN COUNTY COURTHOUSE AND CULTURAL CENTER “HISTORIC COURTHOUSE”

The Board is being asked to approve a management agreement with the Arts Council, Inc. for the use of the Martin County Courthouse and Cultural Center. The Arts Council is experienced in the management and operation of the property, which is listed on the National Historic Register as a historic site. Utilizing the Historic Martin County Courthouse as a Cultural Center is a stellar example of adaptive reuse of a historic property that allows Martin County constituents the ability to appreciate and enjoy a historic jewel of Martin County.

Agenda Item: 24-0852

ACTION TAKEN: The Board approved the Management Agreement with the Arts Council, Inc. for the Historic Martin Courthouse and Cultural Center “Old Courthouse”.

PUBLIC WORKS

DEPT-4 TRANSIT DEVELOPMENT PLAN (TDP) MAJOR UPDATE FINAL DRAFT REPORT

At the May 14, 2024, BOCC Meeting, the consultant will present the MARTY Transit Development Plan (TDP) Major Update Final Draft Report.

Agenda Item: 24-0868

ACTION TAKEN: The Board received the presentation; approved the MARTY Transit Development Plan Major Update Final Draft Report; and approved staff sending follow-up information to the Florida Department of Transportation, if needed, to fulfill this requirement for the County to be eligible to receive State Block Grant funding. The Board also directed staff to prepare an invitation to bid for Uber type services and return with options to see how the industry responds.

PARKS AND RECREATION

DEPT-5 DISCUSSION - REVERSIBLE 9-HOLE GOLF COURSE AT SAILFISH SANDS

On April 30, 2024, the Board requested the Parks and Recreation Department to present an agenda item for discussion regarding the 'Reversible 9-Hole Course' at Sailfish Sands Golf Course.

Agenda Item: 24-0920 **Additional Item**

ACTION TAKEN: The Board heard the presentation. The Board made a motion to entrust the decision-making to the Parks and Recreation Department in the most appropriate way, the entire course be maintained at same level of care; acknowledged and supported the concept of re-doing the consumptive use permit; and gave the department direction/authority to tie in all the lakes so there are water use options.

WORKSHOP

WORK-1 REVIEW THE FISCAL YEAR (FY) 2025 TENTATIVE CAPITAL IMPROVEMENT PLAN (CIP)

The draft Fiscal Year 2025 Capital Improvement Plan will be presented for the Board's review.

Agenda Item: 24-0906

ACTION TAKEN: The Board approved the FY 2025 Tentative CIP by straw vote. The Board directed staff to return at the next meeting with the CIP sheet for the Automated External Defibrillators to be in this fiscal year. The Board approved using General Fund Reserves (\$153,600) to get AEDs in the specified Parks and replenish those funds October 1st. The Board asked that a Sheriff's Office representative explain in more detail their Fire Arms Training Facility needs. The Board requested an overview of the current CIP projects.

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURNED AT 4:28 PM

The next meeting is May 21, 2024.

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