



BOARD OF COUNTY COMMISSIONERS

FINAL AGENDA

7/24/18 9:00 AM

REGULAR MEETING

COMMISSION CHAMBERS

2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

COUNTY COMMISSIONERS

Edward V. Ciampi, Chairman

Harold E. Jenkins II, Vice Chairman

Doug Smith

Ed Fielding

Sarah Heard

Taryn Kryzda, County Administrator

Sarah W. Woods, County Attorney

*Carolyn Timmann, Clerk of the Circuit Court and
Comptroller*

PRESETS

9:05 AM - Public Comment

**9:30 AM - Public Hearing to Consider the Creation of the Harmony Ranch
Community Development District**

5:05 PM - Public Comment

CALL TO ORDER

- 1. INVOCATION - Moment of Silence**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ADDITIONAL ITEMS**
- 4. APPROVAL OF AGENDA**
- 5. APPROVAL OF CONSENT AGENDA**

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 A PROCLAMATION PREVIOUSLY APPROVED VIA THE CONSENT AGENDA

The Chairman will present the proclamation to the recipient.

Agenda Item: 18-0545

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.
2. COMMISSIONERS
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 in an effort 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: 18-0471

Supplemental Memorandum (4 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 June 23, 2018 and July 3, 2018. 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: 18-0473

CNST-3 NOTED ITEMS

Noted items are documents for the Board's information that must be a part of the record but do not require any action.

Agenda Item: 18-0476

CNST-4 AMENDMENT TO CONTRACT WITH DEVEREUX COMMUNITY BASED CARE OF OKEECHOBEE AND THE TREASURE COAST

Devereux Community Based Care (CBC) of Okeechobee and The Treasure Coast currently contracts with the Martin County Board of Commissioners. Devereux CBC has requested that Martin County amend the existing contract to reflect its corporate name change to Communities Connected for Kids, Inc., effective July 1, 2018.

Agenda Item: 18-0552

CNST-5 INVESTMENT REPORT FOR MAY 2018

The Clerk of Circuit Court and Comptroller is presenting the Investment Report for May 2018.

Agenda Item: 18-0557

BUILDING

**CNST-6 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED
RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT
CASE OF ROBERT C. AND CLARESSA Y. POTTS**

Pursuant to the provisions of Section 1.98.B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction Stipulation and Agreed Recommended Order regarding the Code Enforcement case of Robert C. and Claressa Y. Potts.

Agenda Item: 18-0529

COUNTY ATTORNEY

**CNST-7 HERITAGE OAKS - REQUEST FOR APPROVAL OF RETAINING WALL
LOCATED IN MARSH AREA**

Code enforcement action was initiated against Gregory Porter regarding construction of a retaining wall without a permit in the Marsh area of the Heritage Oaks subdivision adjacent to property located at 10482 SE Banyan Way, Tequesta. The Marsh area is not a designated preserve area. The building permit has been obtained, but Paragraph 7 of the Certificate of Ownership and Dedication prohibits alterations or structures within the Marsh area except for erosion control or access approved by the Board. Mr. Porter requests approval of the retaining wall which he constructed within that portion of the Marsh area which he owns.

Agenda Item: 18-0564

PUBLIC WORKS

**CNST-8 APPROVAL OF A MAINTENANCE MAP FOR A PORTION OF SE
MACARTHUR BOULEVARD (SOUTH HUTCHINSON ISLAND)**

Pursuant to the provisions of Section 95.361, Florida Statutes, staff requests approval of a Maintenance Map for a portion of SE MacArthur Boulevard (on South Hutchinson Island). Approval will establish prima facie evidence of ownership of the land by the County to the extent and width that it has been actually maintained for the prescribed period.

Agenda Item: 18-0510

**CNST-9 ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING AN
AMENDED AND RESTATED PUBLIC PURPOSE LEASE AGREEMENT
(LEASE) WITH THE SCHOOL BOARD OF MARTIN COUNTY, FLORIDA
FOR THE ENVIRONMENTAL STUDIES CENTER ON PROPERTY
ADJACENT TO FLORIDA OCEANOGRAPHIC CENTER**

This is a request for the adoption of a resolution approving and accepting a Lease with the School Board of Martin County, Florida for the Environmental Studies Center ("ESC"). The extension allows ESC to continue to utilize the Nature Conservancy property adjacent to the Florida Oceanographic Center located at 890 NE Ocean Boulevard, Stuart, FL 34996 as they have done since 1993.

Agenda Item: 18-0512

CNST-10 ACCEPTANCE OF A UTILITY EASEMENT FROM RENAR RIVER PLACE, LLC (RENAR) FOR REPLACEMENT OF A FORCE MAIN AND RELATED EQUIPMENT RUNNING ADJACENT TO THE SOUTHEAST CORNER OF NE INDIAN RIVER DRIVE AND NE CAUSEWAY BOULEVARD

This is a request for the adoption of a resolution accepting and approving a Utility Easement from Renar for the installation/replacement of a force main and related equipment running adjacent to the causeway on the southeast corner of NE Indian River Drive and NE Causeway Boulevard.

Agenda Item: 18-0551

CNST-11 INITIAL ASSESSMENT RESOLUTION FOR THE MACK DAIRY ROAD MUNICIPAL SERVICE BENEFIT UNIT

Board action is requested to adopt the Initial Assessment Resolution for the Mack Dairy Road Municipal Service Benefit Unit (MSBU) to allow for roadway improvements generally described as milling, resurfacing and widening of Mack Dairy Road from Indiantown Road to approximately 200 feet north of Old Indiantown Road as part of a plan to transfer operations and maintenance of Mack Dairy Road to Palm Beach County.

Agenda Item: 18-0553

CNST-12 RELEASE OF AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT ACQUIRED NOISE MITIGATION PROPERTY LOCATED AT 2492 SE ST. LUCIE BOULEVARD FROM THE AIRPORT RESTRICTIONS AND ENCUMBRANCE WITH AIRPORT RESTRICTIONS OF COUNTY OWNED PROPERTY LOCATED AT 2675 SE DIXIE HIGHWAY

Airport Administration and the Federal Aviation Administration (FAA) have requested that the Board of County Commissioners approve the modification of the Airport boundary, which includes encumbering property located at 2675 SE Dixie Highway, former Martin County Animal Shelter property, with Airport restrictions and releasing property located at 2492 SE St. Lucie Boulevard acquired through the AIP Grant program in 2010, from the Airport restrictions as it is no longer needed for noise compatibility purposes.

Agenda Item: 18-0554

CNST-13 ACCEPTANCE OF AN EASEMENT BETWEEN THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA (STATE) AND MARTIN COUNTY FOR CONSTRUCTION OF A WEIR PROJECT WITHIN THE SAVANNAS PRESERVE STATE PARK ADJACENT TO WARNER CREEK

This is a request for the adoption of a resolution accepting and approving an Easement from the State for the access, construction and maintenance of a weir project at Warner Creek within the Savannas Preserve State Park located at the corner of Jensen Beach Boulevard and Savannah Road in Jensen Beach.

Agenda Item: 18-0558

Supplemental Memorandum

CNST-14 TRANSIT ASSET MANAGEMENT (TAM) PLAN

The Federal Transit Administration (FTA) released a final rule outlining Transit Asset Management (TAM) requirements on July 26, 2016 in accordance with the Moving Ahead for Progress in the 21st Century (MAP-21) transportation bill. The final rule requires every transit agency to develop and adopt a TAM Plan no later than October 1, 2018 and to

update this plan every four years. The TAM Plan is the transit agency's commitment to effectively manage its capital assets and maintain a State of Good Repair (SGR) to support safe, efficient, and reliable transit.

Agenda Item: 18-0573

PUBLIC HEARINGS

PH-1 PUBLIC HEARING TO CONSIDER APPROVAL OF AMENDED LOCAL HOUSING ASSISTANCE PLAN FY 2017-2020

The Affordable Housing Advisory Committee (AHAC) recommends the Local Housing Assistance Plan (LHAP) FY 2017-2020 be amended to include language regarding connection to sewer and/or water utilities, which will enable program participants, and the residents of Martin County, to improve the overall health and safety of the community.

Agenda Item: 18-0540

PH-2 SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 3, LDR TO INCLUDE STANDARDS FOR SPORTING CLAY COURSES

This is a request to amend the Land Development Regulations, Article 3, Zoning Districts to provide regulations for sporting clay courses.

Agenda Item: 18-0516

PH-3 FIRST PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 3, DIVISION 6, SECTION 3.261, JENSEN BEACH COMMUNITY REDEVELOPMENT OVERLAY DISTRICTS, LAND DEVELOPMENT REGULATIONS

The proposed amendments to the Jensen Beach Code eliminate conflict and inconsistency while minimizing substantive changes. The Community Redevelopment Agency received a presentation and members had their questions answered about the CRA "Glitch Bills" at its meeting on June 26, 2017. At their meetings on May 3, 2018 and June 7, 2018, respectively, the Jensen Beach Neighborhood Advisory Committee and the Local Planning Agency recommended approval of the proposed changes to the Jensen Beach code, Section 3.261, LDR.

Agenda Item: 18-0522

PH-4 FIRST PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 3, DIVISION 6, SECTION 3.264, RIO REDEVELOPMENT OVERLAY DISTRICT, LAND DEVELOPMENT REGULATIONS

The proposed amendments to Section 3.264, LDR, the Rio zoning code, eliminate ambiguity, inconsistency and redundancy and clarify applicability, while minimizing substantive changes. At their meetings on May 10, 2018 and June 7, 2018, respectively, the Rio Neighborhood Advisory Committee and the Local Planning Agency recommended approval of the proposed changes.

Agenda Item: 18-0523

PH-5 PUBLIC HEARING TO CONSIDER THE CREATION OF THE HARMONY RANCH COMMUNITY DEVELOPMENT DISTRICT

Pursuant to Section 190.005(1)(b)(2), Florida Statutes, Hobe Sound Ranch, Ltd. has filed

a petition with Martin County to establish the Harmony Ranch Community Development District.

Agenda Item: 18-0548

PH-6

PUBLIC HEARING TO CONSIDER A FIRE PROTECTION ASSESSMENT ORDINANCE AND AN INITIAL ASSESSMENT RESOLUTION RELATING TO THE IMPOSITION OF FIRE PROTECTION ASSESSMENTS TO FUND THE PROVISION OF FIRE PROTECTION SERVICES

The Board of County Commissioners will conduct a public hearing to consider an Ordinance establishing the procedures for imposition and collection of annual fire protection special assessments for the provision of fire protection services within the boundaries of the Martin County Municipal Service Benefit Unit for Fire Protection Services, which is proposed to include the entire unincorporated area of the County and the municipalities of Ocean Breeze and Indiantown. Thereafter, the Board will consider adoption of the Initial Assessment Resolution. The Initial Assessment Resolution is the first step for imposition of Fire Protection Assessments for the Fiscal Year beginning October 1, 2018. The Initial Assessment Resolution establishes the preliminary rates and other terms and conditions for the proposed Fire Protection Assessments. It sets a final public hearing on September 11, 2018 for the Board's final decision on the Fire Protection Assessments.

Agenda Item: 18-0589

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 in an effort 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: 18-0475

Supplemental Memorandum (6 items)

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURN