



BOARD OF COUNTY COMMISSIONERS

FINAL AGENDA

8/27/19 9:00 AM

**BOCC MEETING AGENDA
COMMISSION CHAMBERS**

2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

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*

PRESETS

9:05 AM - Public Comment

**9:30 AM - Public Hearing to Consider Adoption of an Ordinance Regarding
Streets, Roads, and Bridges**

10:30 AM - Martin County Transit Development Plan (TDP) Final Draft

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 PROCLAMATIONS PREVIOUSLY APPROVED VIA THE
CONSENT AGENDA**

The Chairman will present the proclamations to the recipients.

Agenda Item: 19-0664

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 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: 19-0524

Supplemental Memo (2 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 July 26, 2019 and August 9, 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: 19-0526

CNST-3 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED

The Board is asked to approve minutes from the August 13, 2019 regular Board of County Commission meeting.

Agenda Item: 19-0900

CNST-4 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: 19-0418

CNST-5 BOARDS AND COMMITTEES STATUS REPORT

This quarterly Status Report is provided to keep the Commission apprised of all the current vacancies, expired terms, etc. on their various boards and committees.

Agenda Item: 19-0491

CNST-6 ADOPT PROCLAMATIONS TO BE PRESENTED ON SEPTEMBER 10, 2019

The Board is asked to adopt the following proclamations: declaring Hunger Action Month, Ditch the Device Day, and Suicide Awareness Month in Martin County, Florida.

Agenda Item: 19-0639

CNST-7 REQUEST THAT THE COUNTY APPROVE THREE AGREEMENTS WITH FLORIDA POWER AND LIGHT COMPANY FOR THE ELECTRICAL UNDERGROUND CONVERSION FOR THE BRIDGE ROAD MAIN STREET PROJECT IN HOBE SOUND

The Community Redevelopment Agency (CRA) is requesting that Florida Power and Light Company (FPL) convert the overhead power lines to underground. This conversion requires the County to enter into three agreements with FPL.

Agenda Item: 19-0660

CNST-8 REQUEST APPROVAL OF AN AMENDMENT TO THE MEMORANDUM OF AGREEMENT FOR CONTRIBUTED FUNDS FOR THE JUPITER ISLAND BEACH RE-NOURISHMENT PROJECT

On July 10, 2018 Martin County (County) and The Town of Jupiter Island (Town) entered into an agreement regarding the funds contributed for the Jupiter Island Beach Re-Nourishment Project. With the completion of the project, the Town requested an amendment to address the disposition of any remaining funds.

Agenda Item: 19-0864

FIRE RESCUE

CNST-9 GRANT OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (COPCN) TO MCT EXPRESS AMBULANCE SERVICE D/B/A UNITED MEDICAL TRANSPORTATION

MCT Express Ambulance Service d/b/a United Medical Transportation (“MCT Express”) submitted an application for a Certificate of Public Convenience and Necessity (“COPCN”) to provide Class B and Class C emergency medical transportation services pursuant to Section 87.105, Article 4, Emergency Medical Service and Transportation, General Ordinances, Martin County Code. After a public review of the application, the Emergency Medical Services Advisory Council (“Council”) unanimously voted to recommend support of the requested Certificate of Public Convenience and Necessity.

Agenda Item: 19-0833

PUBLIC WORKS

CNST-10 APPROVAL AND EXECUTION OF THE INTERLOCAL AGREEMENT FOR MOSQUITO CONTROL SERVICES BETWEEN MARTIN COUNTY AND THE TOWN OF OCEAN BREEZE

The Interlocal Agreement for Mosquito Control Services between Martin County and the Town of Ocean Breeze is to allow the County to continue to provide mosquito control services inside the Town’s municipal limits.

Agenda Item: 19-0807

CNST-11 LOCAL MATCH AGREEMENT BETWEEN SENIOR RESOURCE ASSOCIATION AND MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS (BOCC)

The agency responsible for the Transportation Disadvantaged (TD) service in Martin County is the Senior Resource Association (SRA). SRA receives a grant from the Commission for the Transportation Disadvantaged (CTD) called the Trip and Equipment Grant, which are the funds that SRA uses to provide the TD service. In order for SRA to receive the grant, a 10% local match must be provided. Historically, the Martin County BOCC has provided the match.

Agenda Item: 19-0836

UTILITIES AND SOLID WASTE

CNST-12 SETTLEMENT AGREEMENT AND RELEASE BETWEEN MARTIN COUNTY AND EAGLE MARSH GOLF CLUB, LLC REGARDING IRRIGATION QUALITY WATER DEBT

The Board is asked to consider a settlement agreement and release (the Settlement) resolving an Irrigation Quality Water (IQ Water) billing dispute between Martin County and its Utilities and Solid Waste Department (County) and Eagle Marsh Golf Club, LLC.

Agenda Item: 19-0834

ADMINISTRATION

CNST-13 ADOPT A RESOLUTION SUPPORTING AND APPROVING COMMISSIONER DOUG SMITH TO BE NOMINATED FOR A POSITION ON THE NATIONAL ASSOCIATION OF COUNTIES BOARD

Recently a vacancy on the National Association of Counties Board (NACo Board) of Directors has become available. This vacant NACo Board position is a designated Florida Association of Counties position. Commissioner Doug Smith would like to be considered for the position and is requesting the Board of County Commissioners approve him doing so via a resolution.

Agenda Item: 19-0917

Additional Item (CNST-13)

BOARD AND COMMITTEE APPOINTMENTS

B&C-1 NEIGHBORHOOD ADVISORY COMMITTEE APPOINTMENTS

After solicitation of applicants, the Board is asked to make the necessary appointments to the Golden Gate, Jensen Beach, Old Palm City, and Rio Neighborhood Advisory Committees.

Agenda Item: 19-0738

Supplemental Memo

PUBLIC HEARINGS

PH-1 PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING CHAPTER 1, ADMINISTRATION, GENERAL ORDINANCES, MARTIN COUNTY TO DESIGNATE THE OFFICIAL SEAL OF MARTIN COUNTY

The Board of County Commissioners ("Board") is requested to adopt the proposed amendment to Chapter 1, Administration, General Ordinances, Martin County Code, to designate the official county seal of Martin County.

Agenda Item: 19-0819

PH-2 PUBLIC HEARING TO CONSIDER ADOPTION OF THE FINAL ASSESSMENT RESOLUTION FOR FISCAL YEAR 2020 SOLID WASTE ASSESSMENT AND CERTIFICATION OF THE SPECIAL ASSESSMENT ROLL TO THE TAX COLLECTOR

The Board of County Commissioners is required to adopt the Final Assessment Resolution for fiscal year 2020 (FY20) single-family solid waste assessment rates as set

forth in Section 151.56, General Ordinances, Martin County Code and certify the special assessment roll to the Tax Collector as required by Section 151.57, General Ordinances, Martin County Code.

Agenda Item: 19-0835

PH-3

PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE REGARDING STREETS, ROADS, AND BRIDGES

This is a public hearing to consider adoption of an Ordinance repealing Chapter 25, Cable Communications, and amending Chapter 155, Streets, Roads, and Bridges, to: establish a minimum speed limit; eliminate conflicts with state statutes; require permits in County rights-of-way; and prohibit obstructions of County rights-of-way.

Agenda Item: 19-0863

Supplemental Memo

PH-4

PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE REGARDING PUBLIC LANDS

This is a public hearing to consider adoption of an Ordinance amending Chapter 139, Public Lands.

Agenda Item: 19-0909

PH-5

LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-7, GROVE XXIII GOLF COURSE LLC, A TEXT AMENDMENT

CPA 19-7, Grove XXIII Golf Course LLC. The request proposes a text amendment to Chapter 4, Future Land Use Element and Chapter 10, Sanitary Sewer Services Element, to add site-specific language regarding golf cottages and an exception to the sewer capacity.

Agenda Item: 19-0710

PH-6

LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-9, REALTY TRUST PARCELS, A FLUM AMENDMENT

CPA 19-9, Realty Trust Parcels. The amendment proposes to change the future land use designation of a 9.54 acre parcel from Rural Density Residential (up to 0.5 units per acre) to Commercial Office/Residential future land use (COR) along with a concurrent rezoning from A-1A to COR-1.

Agenda Item: 19-0711

Supplemental Memo

PH-7

LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-10, TURNER GROVES, A TEXT AMENDMENT

CPA 19-10, Turner Groves amends a portion of one sentence in Chapter 4, Future Land Use Element that sets a deadline for obtaining final site plan approval on property with the AgTEC future land use designation. The requirement in the Comprehensive Plan is proposed for deletion because it is inconsistent with provisions in Section 252.363, Florida Statutes.

Agenda Item: 19-0805

PH-8

LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-3, UTILITIES EXTENSION, AND CPA 19-14 SANITARY SEWER SERVICES ELEMENT

The combined application proposes a text amendment to Chapter 4, Future Land Use Element; Chapter 10, Sanitary Sewer Services Element, and Chapter 11, Potable Water Service Element/10 Year Water Supply Facilities Work Plan to allow for the provision of water and sewer services to a county property near Indiantown. It also proposes amended policies to improve consistency between Chapter 10, Sanitary Sewer Services Element and Chapter 11, Potable Water Service Element/10 Year Water Supply Facilities Work Plan. Other modifications include removing references to Indiantown.

Agenda Item: 19-0814

Supplemental Memo

PH-9

FIRST PUBLIC HEARING TO CONSIDER ADOPTION OF ORDINANCE AMENDING THE LAND DEVELOPMENT REGULATIONS TO CREATE ARTICLE 12, REDEVELOPMENT, DIVISION 1, GENERAL, AND DIVISION 2, JENSEN BEACH, AND TO REPEAL SECTION 3.261, JENSEN BEACH REDEVELOPMENT AREA

This is the first public hearing on the proposed amendment of the Land Development Regulations (LDRs) to create Article 12, Redevelopment Code, Division 1, General and Division 2, Jensen Beach Community Redevelopment Code. The proposed amendment of the LDRs is a companion work product to amendment CPA 18-10 of the Comprehensive Growth Management Plan to create Chapter 18, Community Redevelopment Element, and the proposed amendment CPA 19-13 of the Future Land Use Map and Zoning Atlas regarding the Jensen Beach CRA. The Local Planning Agency recommended approval.

Agenda Item: 19-0851

Supplemental Memo

PUBLIC HEARING QUASI-JUDICIAL

PHQJ-1

PUBLIC HEARING TO CONSIDER AMENDMENT OF THE MARTIN COUNTY ZONING ATLAS TO CHANGE THE ZONING DISTRICT FOR CPA 19-9, REALTY TRUST PARCELS

This amendment is concurrent to a request to amend the future land use designation from Rural Density Residential to Commercial Office/Residential future land use (COR) on a 9.54 acre property, located on SE Darling St, east of SE Willoughby Boulevard in Stuart. The applicant requests to rezone the property from A-1A to COR-1.

Agenda Item: 19-0716

PHQJ-2

CREATIVE LAND MANAGEMENT, MAJOR MASTER SITE PLAN, PHASING PLAN, PHASE 1 FINAL SITE PLAN (A040-015)

Request by Creative Land Management, LLC, for approval of a major development, Master Site Plan, Phasing Plan, and Phase 1 Final Site Plan for the proposed filling of an existing approximately 51-acre lake to be completed in three (3) phases on approximately 121.92 acres located on the west side of I-95 approximately 1.5 miles south of the I-95/SW Martin highway interchange in Palm City. Fill material is proposed to consist of source separated clean roofing materials and clean concrete from demolition sites.

Included in this application is a request for a Certificate of Public Facilities Reservation.
Agenda Item: 19-0803

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: 19-0528

Supplemental Memo (8 items)

PUBLIC WORKS

DEPT-2 MARTIN COUNTY TRANSIT DEVELOPMENT PLAN (TDP) FINAL DRAFT

A Transit Development Plan (TDP) is a Florida Department of Transportation (FDOT) required 10 year plan intended to support the development of an effective transit system. Every five years this plan requires a major update, per the requirements set forth in Chapter 14-73.001, Florida Administrative Code (FAC), and must be adopted by the Board of County Commissioners.

Agenda Item: 19-0806

ADMINISTRATION

**DEPT-3 DISCUSSION ON THE VILLAGE OF INDIANTOWN'S REQUEST FOR A
TRANSFER OF COUNTY OWNED ASSETS TO THE VILLAGE OF
INDIANTOWN**

On June 20, 2019 the County Administrator (Administrator) received a request from the Village of Indiantown (Village) for a transfer of specific County owned assets that are within the Village boundary. Staff has prepared an analysis of each of the parcels and seeks direction from the Board of County Commissioners (Board).

Agenda Item: 19-0772

Additional Item (DEPT-3)

DEPARTMENTAL QUASI-JUDICIAL
GROWTH MANAGEMENT

**DPQJ-1 REQUEST FOR THE THIRD AMENDMENT TO THE HIGHLANDS
RESERVE PUD ZONING AGREEMENT**

Highlands Reserve of Palm City Homeowner's Association, Inc. has requested a third amendment to the PUD Zoning Agreement to revise Special Condition 18.D regarding responsibility for the ongoing maintenance of the landscaping, irrigation, and lighting located along High Meadow Avenue.

Agenda Item: 19-0476

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURN

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