



## BOARD OF COUNTY COMMISSIONERS

### FINAL AGENDA

2/18/20 9:00 AM

### BOCC MEETING AGENDA

### COMMISSION CHAMBERS

2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

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#### **COUNTY COMMISSIONERS**

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

Taryn Kryzda, County Administrator  
Sarah W. Woods, County Attorney  
Carolyn Timmann, Clerk of the Circuit Court and  
Comptroller

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#### **PRESETS**

9:05 AM - Public Comment

9:30 AM - Presentation by U.S. Census Bureau

1:30 PM - Legislative Public Hearing to Consider Transmittal of  
Comprehensive Plan Amendment (CPA) 19-19, Pulte at Christ Fellowship

2:30 PM - Florida Inland Navigation District (FIND) Waterway Assistance  
Program Award for Phipps Park

2:45 PM - Presentation by Love and Hope in Action (LAHIA)

3:15 PM - Executive Session Pursuant to Florida Statutes Section 447.504  
Regarding Collective Bargaining/Labor Negotiations

5:05 PM - Public Comment

#### **CALL TO ORDER**

1. INVOCATION - Pastor Darrell Orman, First Baptist Church of Stuart
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: 20-0223

### **PROC-2 ADOPT AND PRESENT A PROCLAMATION DECLARING BLACK HISTORY MONTH IN MARTIN COUNTY, FLORIDA**

The Board is asked to adopt and present a proclamation declaring Black History Month in Martin County, Florida.

Agenda Item: 20-0490

### **Additional Item (20-0490)**

## **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: 20-0208

### **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 December 28, 2019 and January 31, 2020. 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: 20-0219

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

The Board is asked to approve minutes from the January 7 and 14, 2020 regular meetings.

Agenda Item: 20-0336

### **CNST-4 ADOPT A PROCLAMATION TO BE PRESENTED AT THE FEBRUARY 25, 2020 MEETING**

The Board is asked to adopt a proclamation declaring 211 Awareness Month in Martin

County, Florida.

Agenda Item: 20-0371

**CNST-5 APPROVE A CERTIFICATE OF APPRECIATION FOR THE RIO CIVIC CLUB FOR CONTRIBUTIONS TO THE RIO COMMUNITY AND THE PAT MARK RIO-JENSEN SKATEPARK**

The Board is asked to approve and sign the Certificate of Appreciation that will be presented to the Rio Civic Club at the February 25, 2020 meeting.

Agenda Item: 20-0439

**BUILDING**

**CNST-6 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF BRENDA J LAZZARA, CASE NO. 17-0115340**

Pursuant to the provisions of Section 1.98B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction and Agreed Recommended Order regarding the Code Enforcement case of Brenda J. Lazzara.

Agenda Item: 20-0285

**CNST-7 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF CONFIDENTIAL OWNER, CASE NO. 14-0077534-CE-4**

Pursuant to the provisions of Section 1.98B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction and Agreed Recommended Order regarding the Code Enforcement Case of Confidential Owner.

Agenda Item: 20-0286

**CNST-8 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF ANNETTE K. BAKER, CASE NO. 13-0068306-CE-2**

Pursuant to the provisions of Section 1.98B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction and Agreed Recommended Order regarding the Code Enforcement case of Annette K. Baker.

Agenda Item: 20-0287

**CNST-9 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF LESLEY STUART, CASE NO. ENF2018051846**

Pursuant to the provisions of Section 1.98B, General Ordinance, Martin County Code, the Board of County Commissioners is asked to consider approval of a Fine Reduction and Agreed Recommended Order regarding the Code Enforcement case of Lesley Stuart.

Agenda Item: 20-0417

**PUBLIC WORKS**

**CNST-10 APPROVAL OF A CONTRACT FOR ACQUISITION OF ALL OF BLOCK 8, OLYMPIA PLAT NO. 1, HOBE SOUND AND ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING A WARRANTY DEED FROM MARC R. GAYLORD, P.A.**

This is a request for the approval of a contract for the acquisition of all of Block 8, Olympia Plat No. 1 in Hobe Sound for stormwater purposes as part of a redevelopment project and adoption of a resolution approving and accepting a Warranty Deed from Marc R. Gaylord, P.A., a Florida corporation.

Agenda Item: 20-0230

**CNST-11 APPROVAL OF A MAINTENANCE MAP FOR PORTIONS OF NE SAVANNAH ROAD AND NE DIXON WAY**

Pursuant to the provisions of Section 95.361, Florida Statutes, staff requests approval of a Maintenance Map for portions of NE Savannah Road and NE Dixon Way. 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: 20-0318

**CNST-12 APPROVAL OF A MAINTENANCE MAP FOR A PORTION OF SE PETTWAY STREET**

Pursuant to the provisions of Section 95.361, Florida Statutes, staff requests approval of a Maintenance Map for a portion of SE Pettway Street for a maintained distance of 663 feet. 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: 20-0319

**CNST-13 ACCEPTANCE OF A DRAINAGE EASEMENT FROM RENEE HILL A/K/A RENEE JANDA, AS SUCCESSOR TRUSTEE UNDER THE BONITA PARK LAND TRUST AGREEMENT DATED JUNE 21, 2001 FOR ADDITIONAL DRAINAGE ALONG SE ST. LUCIE BOULEVARD**

This is a request for the adoption of a Resolution accepting and approving a Drainage Easement from Renee Hill a/k/a Renee Janda, as Successor Trustee under the Bonita Park Land Trust Agreement dated June 21, 2001, for an additional drainage outfall connection along SE St. Lucie Boulevard leading to a County owned and maintained drainage ditch west of the property.

Agenda Item: 20-0345

**CNST-14 ACCEPTANCE OF A UTILITY EASEMENT FROM WILLIAM E. AND CHARLOTTE P. HELD FOR WATER SERVICES AND UTILITY RELATED EQUIPMENT ON THE EAST SIDE OF SE KANNER HIGHWAY AND NORTH OF SE SALERNO ROAD**

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from William E. and Charlotte P. Held, for water services and utility related equipment facilities for installation of a 6" water main, on the east side of SE Kanner Highway and north of SE Salerno Road.

Agenda Item: 20-0348

**CNST-15 ACCEPTANCE OF A UTILITY EASEMENT FROM STUART KANNER BELLS, LLC, FOR WATER AND SEWER SERVICES AND UTILITY RELATED EQUIPMENT WITHIN KANNER BUSINESS PARK**

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Stuart Kanner Bells, LLC, a Delaware limited liability company, for water and sewer services and utility related equipment facilities within Kanner Business Park, on the western side of SW Kanner Highway, north of SW Gaines Avenue, south of SW

Salerno Road.

Agenda Item: 20-0409

**CNST-16 REQUEST ROAD OPENING OF NE CEDAR STREET**

Request to open approximately 990 linear feet of NE Cedar Street in Jensen Beach and to accept the roadway into the County's road inventory as a publicly owned and publicly maintained roadway.

Agenda Item: 20-0415

**CNST-17 REQUEST VARIANCE TO RIGHT-OF-WAY WIDTH FOR SW 54TH AVENUE**

Request to grant a variance for a portion of the right-of-way width of SW 54th Avenue, which the Board of County Commissioners agreed to open pursuant to Resolution 18-8.7 on August 14, 2018.

Agenda Item: 20-0416

**CNST-18 REQUEST FOR ADOPTION OF A RESOLUTION ACCEPTING AND APPROVING A DRAINAGE, ACCESS AND MAINTENANCE EASEMENT FROM TRAIL'S END FARM, LLC FOR DANFORTH CREEK**

Staff is requesting adoption of a resolution approving and accepting a Drainage, Access and Maintenance Easement from Trail's End Farm, LLC, a Florida limited liability company to provide Martin County with added drainage, access and maintenance for Danforth Creek.

Agenda Item: 20-0422

**CNST-19 LAUREL LANE HOLDINGS AND HOBE SOUND JUPITER ISLAND PROPERTIES REQUEST APPROVAL OF RESOLUTIONS RELEASING UNITIES OF TITLE AND ACCEPTING RIGHT OF WAY DEDICATION FOR SE KIMBERLY WAY**

On behalf of Laurel Lane Holdings, LLC, and Hobe Sound Jupiter Island Properties, LLC, Michael Dooley is requesting the release of Unities of Title on its property. The release is required in order to convey 8.5' of right-of-way for SE Kimberly Way to Martin County. The conveyance is a condition precedent to issuance of the Road Opening Permit approved by Resolution 19-9.2 on September 10, 2019. In addition, the Warranty Deed must be accepted and approved by resolution of the Board.

Agenda Item: 20-0429

**CNST-20 REQUEST TO APPROVE A CONTRACT FOR CONSTRUCTION OF REQUIRED IMPROVEMENTS AND INFRASTRUCTURE ASSOCIATED WITH THE PLAT OF RIVER OAKS**

River Oaks, LLC is asking that the Board of County Commissioners replace the previously approved but unexecuted Contract for Required Improvements and Infrastructure for the plat of River Oaks with one that reflects the outstanding "punch-list" items and required warranty security.

Agenda Item: 20-0478

**Additional Item (20-0478)**

**ADMINISTRATION**

**CNST-21 PARKS AND RECREATION ADVISORY BOARD APPOINTMENT**

The Board of County Commissioners is asked to confirm the appointment of

Commissioner Hetherington's representative on the Parks and Recreation Advisory Board.

Agenda Item: 20-0459

**Additional Item (20-0459)**

**PUBLIC HEARINGS**

**PH-1 PUBLIC HEARING TO CONSIDER APPROVAL OF AN ORDINANCE AMENDING SECTION 107.32, ARTICLE 2, LIBRARY BOARD OF TRUSTEES, CHAPTER 107, LIBRARIES, MARTIN COUNTY CODE TO INCREASE THE NUMBER OF MEMBERS AND TO REMOVE TERM LIMITS FOR THE LIBRARY BOARD OF TRUSTEES**

The Board of County Commissioners ("Board") is requested to adopt the proposed amendment to Section 107.32, Article 2, Library Board of Trustees, Chapter 107, Libraries, General Ordinances, Martin County Code to increase the Library Board of Trustees from five members to nine members and to remove the current term limits which restricts members from serving on the Library Board of Trustees for more than two terms.

Agenda Item: 20-0347

**PH-2 LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-24, OLD PALM CITY FUTURE LAND USE MAP**

CPA 19-24 proposes to amend the Future Land Use Map on approximately 609 acres of the Old Palm City CRA from Low Density Residential, Medium Density Residential, Commercial Office/ Residential, Limited Commercial, General Commercial and General Institutional future land use designations to CRA Center, CRA Neighborhood, Public Conservation, Recreational or General Institutional future land use designations, and to eliminate the Old Palm City Mixed-Use Future Land Use Overlay.

Agenda Item: 20-0279

**Supplemental Memorandum**

**PH-3 QUASI-JUDICIAL - SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE THAT ESTABLISHES DIVISION 4, THE OLD PALM CITY COMMUNITY REDEVELOPMENT CODE, AND AMENDS THE ZONING ATLAS**

This is the second public hearing on the proposed ordinance that (1) amends the Land Development Regulations (LDR) to establish Division 4, Article 12, Old Palm City Community Redevelopment Code, (2) amends the Zoning Atlas to assign the Old Palm City Redevelopment Zoning District and other zoning districts, and (3) repeals Section 3.265 of the LDR. The adoption of this ordinance will implement the Community Redevelopment Element of the Comprehensive Growth Management Plan and the Old Palm City Redevelopment Plan and is proposed concurrently with CPA 19-24, Old Palm City CRA FLUM.

Agenda Item: 20-0292

**Supplemental Memorandum**

#### **PH-4**

### **LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-11, COVE SALERNO PARTNERS**

The request proposes an amendment to the Comprehensive Growth Management Plan to change the future land use designation of a 47.1 acre parcel located just east of SW Kanner Highway between SE Salerno Road and SE Cove Road. The Board of County Commissioners approved transmittal of the amendment changing the future land use designation from Residential Estate Density (up to 2 units per acre) to Low Density Residential (up to 5 units per acre).

Agenda Item: 20-0337

#### **PH-5**

### **LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-19, PULTE AT CHRIST FELLOWSHIP**

The request proposes a Comprehensive Growth Management Plan amendment on a 321-acre parcel to change the future land use designation from Rural Density Residential (up to 1 unit per 2 acres) to Residential Estate Density (up to 1 unit per acre). The parcel is addressed at 10205 SW Pratt Whitney Road, and is located west of the Florida Turnpike, east of SW Pratt Whitney Road and north of SW Bulldog Way.

Agenda Item: 20-0339

## **Supplemental Memorandum**

### **REQUESTS AND PRESENTATIONS**

#### **R&P-1**

### **PRESENTATION BY U.S. CENSUS BUREAU**

The U.S Census Bureau has requested to conduct a presentation before the Board of County Commissioners. This presentation will discuss the importance of the Census to Martin County.

Agenda Item: 20-0426

#### **R&P-2**

### **FLORIDA INLAND NAVIGATION DISTRICT (FIND) WATERWAY ASSISTANCE PROGRAM AWARD FOR PHIPPS PARK**

The Board of County Commissioners was recently awarded \$250,000 for Phase II improvements for Phipps Park from the Florida inland Navigation District (FIND) Waterway Assistance Program. This phase will be constructed in 2020. FIND representatives will present a check to the Board of County Commissioners for 2015 and 2016 Waterway Assistance Program (WAP) grants in the amount of \$448,838 that were used to fund the initial phase of improvements. The WAP program has helped enhance public recreation, boating, fishing, picnicking, hiking and camping opportunities within Phipps Park and along the Okeechobee waterway.

Agenda Item: 20-0283

#### **R&P-3**

### **PRESENTATION BY LOVE AND HOPE IN ACTION (LAHIA)**

Client Services Director of LAHIA has requested to give the Board of County Commissioners a brief presentation regarding their services and collaboration with the Martin County Sheriff's Office.

Agenda Item: 20-0441

### **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: 20-0204

#### **Supplemental Memorandum (14 items)**

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

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Agenda Item: 20-0212

#### **Supplemental Memorandum (2 items)**

### **DEPT-3 PORT SALERNO SEAFOOD FESTIVAL UPDATE**

On October 22, 2019 the Board of County Commissioners (BCC) requested that staff update the BCC on the 2020 Salerno Seafood Festival.

Agenda Item: 20-0438

### **DEPT-4 EXECUTIVE SESSION PURSUANT TO FLORIDA STATUTES SECTION 447.605 REGARDING COLLECTIVE BARGAINING/LABOR NEGOTIATIONS**

Martin County is currently in the process of collective bargaining negotiations with Martin County Firefighters Association Local 2959, IAFF ("IAFF"). The County's Negotiations Management Team is requesting an executive session to discuss the labor negotiations with IAFF. The estimated time for this session is 20 minutes.

Agenda Item: 20-0463

#### **Additional Item (20-0463)**

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

## **ADJOURN**

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