



## BOARD OF COUNTY COMMISSIONERS

### FINAL AGENDA

5/19/20 9:00 AM

### BOCC MEETING AGENDA

JOHN F. & RITA M. ARMSTRONG WING OF THE BLAKE LIBRARY  
2351 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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**To provide comments without attending the meeting due to COVID-19, written comments may be submitted through the County's website [www.martin.fl.us/BCCPublicComment](http://www.martin.fl.us/BCCPublicComment). The item number the comment is related to is required in the submittal and can be found on the latest BOCC Agenda. Comments submitted through the form that are received prior to the conclusion of the public comment portion of the applicable matter will be read into the record at the public meeting.**

#### **PRESETS**

9:05 AM - Public Comment

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: 20-0586

## **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: 20-0527

### **Supplemental Memorandum (1 item)**

### **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 18, 2020 and May 1, 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: 20-0529

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

The Board is asked to approve minutes from the April 24, 2020 and May 1, 2020 COVID-19 Update Meetings.

Agenda Item: 20-0705

### **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: 20-0534

### **CNST-5 INTERLOCAL AGREEMENT FOR PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM AND ACCOMPANYING RESOLUTION**

The Board of County Commissioners (Board) is requested to enter into an Interlocal Agreement with Florida PACE Funding Agency for administration of a Property Assessed Clean Energy (PACE) program in the unincorporated areas of Martin County and adopt a

Resolution authorizing such activity.

Agenda Item: 20-0654

## **BUILDING**

### **CNST-6 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF ERIC J AND SHERILL CERNIGLIA, CASE NO. ENF2019050432-01**

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 Eric J and Sherill Cerniglia.

Agenda Item: 20-0660

### **CNST-7 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF KEVIN M KLIER, CASE NO. ENF2018070372**

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 Kevin M. Klier.

Agenda Item: 20-0662

## **COUNTY ATTORNEY**

### **CNST-8 APPOINTMENT OF MARTIN COUNTY REPRESENTATIVE FOR JUNE 4, 2020 PAL MAR WATER CONTROL DISTRICT ANNUAL LANDOWNERS' MEETING AND BOARD OF SUPERVISORS MEETING**

Commissioner Harold Jenkins is Martin County's designated representative on the Pal Mar Water Control District. The Annual Landowners' Meeting and Board of Supervisors Meeting is June 4, 2020. It is necessary for the Board of County Commissioners to update the Proxy to authorize Commissioner Jenkins to vote on June 4, 2020, to effectuate Board of County Commissioner direction.

Agenda Item: 20-0658

## **PUBLIC WORKS**

### **CNST-9 APPROVAL OF TEMPORARY RELIEF WAIVER OF REQUIRED MANDATORY RENT FEES ASSOCIATED WITH LEASES LOCATED ON COUNTY OWNED PROPERTY AFFECTED BY STATE MANDATED COVID-19 RESTRICTIONS ON BUSINESS OPERATIONS**

This is a request that the Board approve a temporary relief waiver of any mandatory rent related fees associated with leases with Martin County on County owned property due to state mandated restrictions on business operations due to the COVID-19 pandemic.

Agenda Item: 20-0667

### **CNST-10 REQUEST FOR FORMAL APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS OF THE DISSOLUTION OF THE STUART 95 PLAZA PROPERTY OWNERS' ASSOCIATION**

On behalf of 41164 Jack James, LLC, Robert Raynes, Jr. has requested that the Board of County Commissioners (BCC) approve the dissolution of the Stuart 95 Plaza Property Owners' Association (Association). The Stuart 95 Plaza Planned Unit Development

Zoning Agreement has expired, however formal approval of the dissolution of the Association by the BCC is required by the Declaration of Covenants, Conditions, Easements and Restrictions of Stuart 95 Plaza, PUD.

Agenda Item: 20-0701

## **UTILITIES AND SOLID WASTE**

### **CNST-11 INTERLOCAL AGREEMENT FOR THE NORTH SEWALL'S POINT FORCE MAIN EXTENSION PROJECT**

The Board of County Commissioners is requested to authorize execution of the Interlocal Agreement between Martin County and the Town of Sewall's Point for the North Sewall's Point Force Main Extension.

Agenda Item: 20-0691

## **Supplemental Memorandum**

### **CNST-12 INTERLOCAL AGREEMENT FOR THE SOUTH SEWALL'S POINT DRAINAGE, RESURFACING, AND WATER MAIN PROJECT**

The Board of County Commissioners is requested to authorize execution of the Interlocal Agreement between Martin County and the Town of Sewall's Point for the South Sewall's Point drainage, resurfacing and water main replacement project.

Agenda Item: 20-0693

## **PUBLIC HEARINGS**

### **PH-1 PUBLIC HEARING FOR THE FEDERAL TRANSIT ADMINISTRATION (FTA) FY19 SECTION 5307 URBANIZED FORMULA FUNDING**

Martin County's Public Transit system is partially funded by a Federal Transit Administration (FTA) grant that must be applied for each year. The grant application requires Martin County Board of County Commissioners (BOCC) to conduct a public hearing that encourages public participation and opportunities for the community to comment on the Program of Projects for the filing of the FY 2019 Section 5307 Grant Application. Notice of this Public Hearing was published in The Stuart News on April 19, 2020.

Agenda Item: 20-0642

## **PUBLIC HEARING QUASI-JUDICIAL**

### **PHQJ-1 COVE/SALERNO PARTNERS, LLC (C140-006) REQUESTS APPROVAL OF REZONING TO A PLANNED UNIT DEVELOPMENT (PUD) AND A PUD ZONING AGREEMENT INCLUDING A MASTER SITE PLAN AND PHASING PLAN FOR THE SHOWCASE PUD PROJECT**

Cove/Salerno Partners, LLC has requested approval of a zoning district change from RE-1/2A Rural Estate District to Planned Unit Development District and a concurrent request for approval of the Showcase Planned Unit Development Zoning Agreement including a Master Site Plan and Phasing Plan on an approximate 47-acre undeveloped parcel that fronts SE Salerno Road to the north and SE Cove Road to the south just east of SW Kanner Highway.

Agenda Item: 20-0655

## **Supplemental Memorandum**

**PHQJ-2 NNA KANSAS WEST, LLC REQUESTS APPROVAL OF REZONING TO LI, LIMITED INDUSTRIAL**

NNA Kansas West, LLC (K048-002) requests approval of a zoning district change from PUD-C, Commercial Planned Unit Development District and R-3A, Liberal Multi-Family District to LI, Limited Industrial District or the most appropriate zoning district for an approximate 11.54-acre parcel located on the southeast corner of the Florida Turnpike and SW Kanner Highway, also fronting SW Old Kansas Avenue.

Agenda Item: 20-0656

**PHQJ-3 MC320, LLC REQUEST FOR MAJOR FINAL SITE PLAN APPROVAL**

MC320, LLC requests approval of a Major Final Site Plan (M226-001) for the development of a sand mining operation resulting in the construction of an approximate 33-acre lake on an approximate 174-acre parcel. Included is a request for a Certificate of Public Facilities Reservation.

Agenda Item: 20-0664

**REQUESTS AND PRESENTATIONS**

**R&P-1 COMPREHENSIVE EVERGLADES RESTORATION PLAN (CERP) - LOXAHATCHEE RIVER WATERSHED RESTORATION PLAN (LRWRP)**

This presentation is to provide a summary of progress on the Loxahatchee River Watershed Restoration Plan. This is a completion of the May 5 BOCC meeting item that included presentations from the Army Corps and the Water Management District.

Agenda Item: 20-0703

**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: 20-0531

**Supplemental Memorandum (8 items)**

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

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Agenda Item: 20-0533

**Supplemental Memorandum (1 item)**

**PUBLIC WORKS**

**DEPT-3 PERMISSION TO APPLY FOR AND ACCEPT THE FEDERAL TRANSIT ADMINISTRATION (FTA) 5307 URBANIZED AREA CARES ACT PROGRAM GRANT**

Martin County is a Designated Recipient of the Federal Transit Administration (FTA) and therefore eligible to apply for the Section 5307 Urbanized Area Coronavirus Aid, Relief, and Economic Security (CARES) funds that were made available on March 27, 2020. The CARES Act provides funding to support the transit industry response to COVID-19.

Agenda Item: 20-0670

## **DEPARTMENTAL QUASI-JUDICIAL**

### **GROWTH MANAGEMENT**

#### **DPQJ-1 REQUEST FOR APPROVAL OF HOBE SOUND RETAIL SUBDIVISION PLAT (M190-006)**

This is a request by Palmetto Hobe Sound - SE Federal Highway LLC, for approval of the Hobe Sound Retail plat, consistent with the approved final site plan for a two-lot commercial subdivision of approximately 3.15 acres with shared infrastructure consisting of upland preserve and shared access. The site is located on the east side of US-1 approximately 1,400 feet north of SE Bridge Road in Hobe Sound.

Agenda Item: 20-0666

#### **Supplemental Memorandum**

## **WORKSHOP**

#### **WORK-1 REVIEW THE FISCAL YEAR 2021 TENTATIVE CAPITAL IMPROVEMENT PLAN (CIP)**

The draft Fiscal Year 2021 Capital Improvement Plan (CIP) will be presented for the Board's review.

Agenda Item: 20-0689

#### **Supplemental Memorandum**

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

## **ADJOURN**

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