



BOARD OF COUNTY COMMISSIONERS

**FINAL MINUTES
8/9/2022 9:00 AM**

**MINUTES
COMMISSION CHAMBERS
2401 SE MONTEREY ROAD, STUART, FLORIDA 34996**

COUNTY COMMISSIONERS

Doug Smith, Chairman

Edward V. Ciampi, Vice Chairman

Stacey Hetherington

Harold E. Jenkins II

Sarah Heard

Don G. Donaldson, P.E., County Administrator

Sarah W. Woods, County Attorney

Carolyn Timmann, Clerk of the Circuit Court and

Comptroller

CALL TO ORDER

Present: 5 - Commissioner Stacey Hetherington
Chairman Doug Smith
Commissioner Harold E. Jenkins II
Commissioner Sarah Heard
Vice Chairman Edward V. Ciampi

1. INVOCATION ~ Pastor Jim Harp, Stuart Alliance Church
2. PLEDGE OF ALLEGIANCE
3. ADDITIONAL ITEMS
4. APPROVAL OF AGENDA

MOTION: A motion was made by Commissioner Hetherington, seconded by Vice Chairman Ciampi, to approve the agenda. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

5. APPROVAL OF CONSENT AGENDA

PROCLAMATIONS AND SPECIAL PRESENTATIONS

PROC-1 PRESENT PROCLAMATIONS PREVIOUSLY APPROVED VIA THE CONSENT AGENDA

Agenda Item: 22-0980

Communications Manager Laura Beaupre presented the proclamations to the Board.

Veterans Service Officer Dan McHenry and Veteran John David Lawson accepted the Purple Heart Day proclamation.

Gail Byrd accepted the proclamation for the Treasure Coast Waterway Cleanup Week.

PROC-2 PRESENT A COMMEMORATIVE BOX OF RECOGNITION AND APPRECIATION TO KRISTA STOREY UPON THE OCCASION OF HER RETIREMENT FROM SERVICE WITH THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS

Agenda Item: 22-1062

County Attorney Sarah Woods presented Krista Storey with a commemorative box of recognition and appreciation in honor of her recent retirement.

Retired Senior Assistant County Attorney Krista Storey thanked the Board and her former colleagues for their support through the years.

The Commissioners congratulated Ms. Storey on her retirement.

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

The following members of the public addressed the Board regarding Meridian Marina [DPQJ-1]: Chris Pollak, Jean Slane, Phil Wintercorn, Joan Goodrich, Rodney Condon, Robin Cartwright, and Russell Accardi.

Pat Arena spoke on issues with the Sugar Hill wetlands (Lot 91).

Steve English shared concerns with the phase two watermain extension in Port Salerno and potential criminal penalties for disconnecting.

Phillip Hardy spoke in opposition to trash pick up assessments.

Dottie Lanci suggested certifying an area for gopher tortoises in the County.

Tom Pine expressed concerns regarding the consent agenda, County spending and homelessness in the County.

2. COMMISSIONERS

AM

Commissioner Jenkins announced the County was awarded the Annual Water Conservation Award; he presented the award to the Board and commended Senior Assistant County Attorney David Arthur for his assistance.

Commissioner Hetherington wished students and families a happy and safe school year, she cautioned residents to be mindful of safety.

Commissioner Heard requested clarification on the criminal penalty for disconnecting from County utilities. Utilities and Solid Waste Director Sam Amerson assisted with questions. She also requested an update on the gopher tortoise relocation. County Administrator Don Donaldson assisted with questions; he advised an agenda item will return in October with FWC. Commissioner Heard announced she toured The Golf Club House.

Commissioner Smith shared the 100th Anniversary of Martin County is in 2025, he asked the Board to brainstorm on celebration ideas.

MOTION: A motion was made by Vice Chairman Ciampi, seconded by Commissioner Jenkins II, to authorize Chair to represent the Board on any aspects of Martin County 100th Anniversary events. The motion carried unanimously.

PM

Commissioner Jenkins requested the Board's approval to allow staff to proceed with negotiations with the Pine School. County Attorney Sarah Woods assisted with Board questions.

MOTION: A motion was made by Vice Chairman Ciampi, seconded by Commissioner Jenkins II, to direct staff to finalize an agreement with The Pine School to include language discussed regarding the lake. The motion carried unanimously.

3. COUNTY ADMINISTRATOR

AM

County Administrator Don Donaldson announced the Board's October 25th meeting was moved to October 18th.

PM

None at this time.

CONSENT

ADMINISTRATION

CNST-1 **CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL**

Agenda Item: 22-0812

This item was approved by the first motion of the meeting.

CNST-2 BOARD OF COUNTY COMMISSIONERS' APPROVAL OF WARRANT LIST FOR DISBURSEMENT VIA CHECKS AND ELECTRONIC PAYMENTS TO COMPLY WITH STATUTORY REQUIREMENTS

Agenda Item: 22-0816

This item was approved by the first motion of the meeting.

CNST-3 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED

Agenda Item: 22-1010

This item was approved by the first motion of the meeting.

CNST-4 TAX COLLECTOR'S RECAPITULATION OF THE 2021 TAX ROLL FOR MARTIN COUNTY

Agenda Item: 22-1009

This item was approved by the first motion of the meeting.

FIRE RESCUE

CNST-5 APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS AND THE TOWN OF JUPITER ISLAND

Agenda Item: 22-1054

This item was approved by the first motion of the meeting.

PUBLIC WORKS

CNST-6 ADOPTION OF A RESOLUTION ACCEPTING AND APPROVING A UTILITY EASEMENT, WITHIN THE LEGACY COVE DEVELOPMENT, FROM COVE ISLE COMMUNITY ASSOCIATION, INC. FOR SEWER SERVICES AND UTILITY RELATED EQUIPMENT

Agenda Item: 22-0983

RESOLUTION NO. 22-8.1

This item was approved by the first motion of the meeting.

CNST-7 APPROVAL OF A SOVEREIGNTY SUBMERGED LANDS EASEMENT (SSLE) RENEWAL AND MODIFICATION WITH THE TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND (TIITF) FOR THE RAILWAY AVENUE PEDESTRIAN BRIDGE OVER SALERNO CREEK WITHIN THE MANATEE CREEK BASIN

Agenda Item: 22-1026

This item was approved by the first motion of the meeting.

CNST-8 ADOPTION OF A RESOLUTION ACCEPTING AND APPROVING FIVE (5) UTILITY EASEMENTS ALONG SW WILLOW LAKE TRAIL FOR THE CAPE LIVE OAK WATER AND SEWER EXTENSION PROJECT IN STUART

Agenda Item: 22-1029

RESOLUTION NO. 22-8.2

This item was approved by the first motion of the meeting.

CNST-9 ADOPTION OF A RESOLUTION ACCEPTING AND APPROVING A 15' WIDE UTILITY EASEMENT FROM JOSEPH A. PISANO AND SANDRA L. PISANO FOR THE CAPE LIVE OAK WATER AND SEWER EXTENSION PROJECT IN STUART

Agenda Item: 22-1030

RESOLUTION NO. 22-8.3

This item was approved by the first motion of the meeting.

UTILITIES AND SOLID WASTE

CNST-10 SOLID WASTE DISPOSAL RATE ADJUSTMENT RESOLUTION FOR FISCAL YEAR 2023

Agenda Item: 22-1035

RESOLUTION NO. 22-8.4

This item was approved by the first motion of the meeting.

PUBLIC HEARING

PH-1 PUBLIC HEARING TO CONSIDER ADOPTION OF THE FINAL ASSESSMENT RESOLUTION FOR FISCAL YEAR 2023 SOLID WASTE ASSESSMENT AND CERTIFICATION OF THE SPECIAL ASSESSMENT ROLL TO THE TAX COLLECTOR

Agenda Item: 22-1036

RESOLUTION NO. 22-8.5

Utilities and Solid Waste Director Sam Amerson presented the item to the Board.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Vice Chairman Ciampi, seconded by Commissioner Heard, to continue our level of service with Waste Management. The motion carried by the following vote:

Aye: 4 - Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

Nay: 1 - Commissioner Hetherington

PUBLIC HEARINGS QUASI-JUDICIAL

PHQJ-1 REQUEST FOR A ZONING DISTRICT CHANGE BY TRINIDAD AND 3 BAGELS, LLC (T146-002)

Agenda Item: 22-1011

RESOLUTION NO. 22-8.6

Ex parte communication disclosures were provided by the Commissioners. There were no interveners. The participants were sworn in by the deputy clerk.

COUNTY: Principal Planner Brian Elam provided staff's presentation. Senior Assistant County Attorney Elysse Elder assisted with Board questions.

The following County exhibits were entered into the record: (1) agenda item/staff report, (2) Brian Elam's resume, (3) public comment email from Jacob Community Center.

APPLICANT: Tyson Waters addressed the Board on behalf of the applicant; no presentation was given. Notices were provided at the LPA.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Hetherington, seconded by Commissioner Jenkins II, to approve this item. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

PHQJ-2 REQUEST FOR A ZONING DISTRICT CHANGE BY 4585 NE OCEAN BLVD., LLC (F112-003)

Agenda Item: 22-1012

RESOLUTION NO. 22-8.7

Ex parte communication disclosures were provided by the Commissioners. There were no interveners. The participants were sworn in by the deputy clerk.

COUNTY: Principal Planner Brian Elam provided staff's presentation. Senior Assistant County Attorney Elysse Elder assisted with Board questions.

The following County exhibits were entered into the record: (1) agenda item/staff report, (2) Brian Elam's resume.

APPLICANT: Alejandro Torro with Engineering Design & Construction addressed the Board on behalf of applicant. Mailing affidavit was submitted at the LPA.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Hetherington, seconded by Commissioner Jenkins II, to approve staff's recommendation. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

PHQJ-3 REQUEST BY FLORIDA POWER AND LIGHT COMPANY FOR MAJOR SITE PLAN APPROVAL FOR THE WHITE TAIL SOLAR ENERGY CENTER (F110-002)

Agenda Item: 22-1038

RESOLUTION NO. 22-8.8

Ex parte communication disclosures were provided by the Commissioners. There were no interveners. The participants were sworn in by the deputy clerk.

COUNTY: Growth Management Deputy Director Peter Walden provided staff's presentation to the Board. Senior assistant County Attorney Elysse Elder assisted with Board questions.

The following County exhibits were entered into the record: (1) agenda item/staff report, (2) Peter Walden's resume.

APPLICANT: Lucido & Associates Senior Vice President Morris Crady addressed the Board on behalf of the applicant. Mailing certifications were filed for the record. FPL Project Director Matt Silver provided the applicant's presentation to the Board.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Hetherington, seconded by Vice Chairman Ciampi, to approve this item. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

DEPARTMENTAL QUASI-JUDICIAL

GROWTH MANAGEMENT

DPQJ-1 REQUEST APPROVAL FOR THE 79TH AMENDMENT TO THE MARTIN DOWNS PLANNED UNIT DEVELOPMENT ZONING AGREEMENT INCLUDING A REVISED MASTER/FINAL SITE PLAN AND REVISED PHASING PLAN FOR THE MERIDIAN MARINA PROJECT (M035-210)

Agenda Item: 22-1039

Ex parte communication disclosures were provided by the Commissioners. There were no interveners. The participants were sworn in by the deputy clerk.

COUNTY: Growth Management Deputy Director Peter Walden provided staff's presentation. Senior Assistant County Attorney Elysse Elder, Growth Management Director Paul Schilling and County Administrator Don Donaldson assisted with Board questions.

The following County exhibits were entered into the record: (1) agenda item/staff report, (2) Peter Walden's resume.

APPLICANT: Attorney Robert Raynes with Gunster Law Firm addressed the Board in support of staff's recommendation. Lucido & Associates Morris Crady provided the applicant's presentation to the Board. Applicants Austin Cameron and Jenny Cameron answered Board questions.

The following members of the public addressed the Board regarding this item: Diane Lott, Brent Kane, Mark Kirk, Sean Reed, Juliana Riley, Daniel Mitchell, Charles Glover, Jennifer Jacobs, Missi Campbell, Paul Christiansen, Bryan Gardner, and Robert Lord.

MOTION: A motion was made by Vice Chairman Ciampi, seconded by Commissioner Hetherington, to approve the outside boat storage rack and additional inside boat storage building, the parking rate adjustment, and the commercial design alternative compliance; but the dwelling units will be reduced from four to two and will remain two stories; the applicant will return for a PUD Amendment for the restaurant, and authorize staff to revise the PUD Agreement as discussed with final approval by the County Attorney's Office. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

DEPARTMENTAL

ADMINISTRATION

DEPT-1 OFFICE OF MANAGEMENT AND BUDGET ITEMS WHICH REQUIRE BOARD APPROVAL

Agenda Item: 22-0823

OMB Director Jennifer Manning presented the items to the Board.

The following items were approved: (1) BJA FY2022 Edward Byrne Memorial Justice Assistant Grant Program, (2) National Coastal Resilience Fund (Hybrid Living Shoreline at Indian Riverside Park), (3) FY2022-23 Indian River Council and IRL National Estuaries Program (NEP) Water Quality Restoration Grant, (4) Substance Abuse Treatment, (5) Fiscal Year 2022 Budget Resolution Sailfish Splash Waterpark, (6) Budget Resolution and CIP Modification Utilities, (7) Budget Resolution for Recycling Revenues, (8) Insurance Proceeds from Utilities Department, and (9) Grant Cost Share Budget.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Jenkins II, to approve all items. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

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

Agenda Item: 22-0827

Purchasing Agent Tasha Sapp presented the items to the Board.

The following items were approved: (1) Painting Services, (2) North Water Treatment Plant Feedwater Pump & VFD Replacement, (3) Landscape Maintenance for Utilities & Solid Waste Facilities, and (4) East Fork Creek Stormwater Treatment Area.

Chairman Smith solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Heard, seconded by Vice Chairman Ciampi, to approve all items. The motion carried by the following vote:

Aye: 5 - Commissioner Hetherington, Chairman Smith, Commissioner Jenkins II, Commissioner Heard, and Vice Chairman Ciampi

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

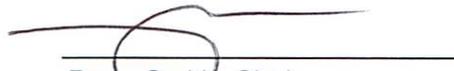
None at this time.

ADJOURN

The Board of County Commissioners August 9, 2022 meeting adjourned at 2:33 p.m.



Carolyn Jimmann, Clerk of the
Circuit Court and Comptroller
/lp



Doug Smith, Chair
Board of County Commissioners

Minutes approved:

9/13/22

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