



BOARD OF COUNTY COMMISSIONERS

ACTION SUMMARY **JUNE 16, 2020 ~ 9:00AM**

JOHN F. & RITA M. ARMSTRONG WING OF THE BLAKE LIBRARY
2351 SE MONTEREY ROAD, STUART, FLORIDA 34996

COUNTY COMMISSIONERS

Harold E. Jenkins II, Chairman ~ **via Zoom**
Stacey Hetherington, Vice Chair ~ **absent**
Doug Smith
Sarah Heard
Edward V. Ciampi ~ **Chairman Protem**

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

PRESETS

9:05 AM - Public Comment
5:05 PM - Public Comment

CALL TO ORDER AT 9:03 AM

1. INVOCATION - Pastor Dave Albers, Redeemer Lutheran Church
2. PLEDGE OF ALLEGIANCE
3. ADDITIONAL ITEMS – The Additional Items of CNST-13 and DEPT-5 were added to the Agenda.
4. APPROVAL OF AGENDA – The Agenda was approved.
5. APPROVAL OF CONSENT AGENDA – The Consent Agenda was approved.
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.

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.
2. COMMISSIONERS – The Board approved the lease with the Fair Association to extend the option of lease for two years until November 2022, extend the financial certification until September 2022, and authorized the Chairman to sign all documents. Contingent upon the Fair Association receiving the Excavation and Fill Permit, the County will grant the Fair Association limited right of entry which will be signed by the County Administrator.
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: 20-0576 **Supplemental Memorandum (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 May 16, 2020 and May 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: 20-0578

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

The Board is asked to approve minutes from the May 29, 2020 COVID-19 Update Meeting and the June 2, 2020 Regular Meeting.

Agenda Item: 20-0774

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: 20-0583

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: 20-0537

CNST-6 **APPROVE THE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM (SHIP) 2016-2017 REPORT AND TRANSMITTAL TO THE STATE**

This is a request for review and approval for submittal of SHIP 2016/2017 Final Close Out Report. The annual report for this program is ready for submission to the Florida Housing Finance Corporation (FHFC). Board approval of the reports is required for submission.

Agenda Item: 20-0717

CNST-7 REQUEST APPROVAL OF FIRST AMENDMENT TO AGREEMENT DATED MAY 1, 2018 BETWEEN MARTIN COUNTY AND TREASURE COAST WILDLIFE HOSPITAL

The Treasure Coast Wildlife Hospital ("TCWH") was awarded a Tourism Capital Improvement Grant. A grant agreement between the TCWH and the Board of County Commissioners ("BOCC") was signed May 1, 2018 ("Agreement"). Terms included funding be used within 26 months. Due to unforeseen circumstances, the project was unable to start. At its February 5, 2020 meeting, the Tourist Development Council (TDC) approved recommending a two-year extension of the Agreement until July 2022 or until maximum of \$241,624.20 is met, whichever occurs first. The TDC requests the BOCC approve the proposed First Amendment to the Agreement to extend the Agreement.

Agenda Item: 20-0762

BUILDING

CNST-8 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF WILLIAM A. FRAZER, CASE NO. ENF2019060471-01

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 William A. Frazer.

Agenda Item: 20-0763

CNST-9 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF JOHN E. GERAL CASE NO. ENF2019080376

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 John E. Geral.

Agenda Item: 20-0764

COUNTY ATTORNEY

CNST-10 REQUEST APPROVAL OF THE SECOND AMENDMENT TO THE VESTA SOLUTIONS SERVICE ORDER AGREEMENT NO. 1

The Second Amendment to the Vesta Solutions Service Order Agreement No. 1 is requested due to delays in completion of improvements to the County's 911 system.

Agenda Item: 20-0749 **Supplemental Memorandum**

PUBLIC WORKS

CNST-11 ACCEPTANCE OF A UTILITY EASEMENT FROM FORESTAR (USA) REAL ESTATE GROUP INC., FOR WATER AND SEWER SERVICES AND UTILITY RELATED EQUIPMENT FOR THE OCEAN BREEZE WEST PROJECT IN THE TOWN OF OCEAN BREEZE

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Forestar (USA) Real Estate Group Inc., a Delaware corporation, for water and sewer services and utility related equipment including a lift station to service property within Landscape Tract-2 of the Ocean Breeze West project in the Town of Ocean Breeze, south of NE Skyline Drive, east of NE Hickory Ridge Avenue and west of FEC Railway.

Agenda Item: 20-0711

RESOLUTION NO. 20-6.17

CNST-12 REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY (FPL) FOR ADDED ELECTRICAL SERVICE ON COUNTY OWNED PROPERTY LEASED BY FLORIDA OCEANOGRAPHIC SOCIETY (FOS)

FPL has requested approval of a utility easement for added underground services on County owned property located at FOS for its new Ocean Eco-Center Project.

Agenda Item: 20-0775

ADMINISTRATION

CNST-13 ADOPT A PROCLAMATION TO BE PRESENTED AT THE JULY 14, 2020 MEETING

The Board is asked to adopt the following proclamation: declaring Treasure Coast Waterway Cleanup Week in Martin County, Florida.

Agenda Item: 20-0788 [Additional Item](#)

PUBLIC HEARING

PH-1 LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-25, HOBE SOUND FUTURE LAND USE MAP (FLUM)

CPA 19-25 amends the Future Land Use Map on the 1,024 acres comprising the Hobe Sound CRA. Generally, all residential and commercial future land use designations in this area will become CRA Center, CRA Neighborhood, General Institutional, Public Conservation, or Recreational future land use designations. The Hobe Sound Mixed-Use Future Land Use Overlay is repealed. The Residential Estate Density and the High Density Residential future land use designations are retained for the Shellbridge Subdivision and 8.4 acres governed by a PUD Zoning Agreement, respectively.

Agenda Item: 20-0736

ORDINANCE NO. 1133

ACTION TAKEN: [The Board approved adoption of CPA 19-25, Hobe Sound FLUM.](#)

PUBLIC HEARINGS QUASI-JUDICIAL**PHQJ-1 SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE THAT ESTABLISHES ARTICLE 12, DIVISION 5, THE HOBE SOUND REDEVELOPMENT CODE AND AMENDS THE ZONING ATLAS**

This is the second public hearing on a proposed ordinance that (1) amends the Land Development Regulations (LDR) to establish Division 5, Article 12, Hobe Sound Community Redevelopment Code, (2) amends the Zoning Atlas to assign the Hobe Sound Redevelopment Zoning District and other zoning districts, and (3) repeals Section 3.263 of the LDR. The adoption of this ordinance will implement Chapter 18, Community Redevelopment Element of the Comprehensive Growth Management Plan, the Hobe Sound Community Redevelopment Plan and CPA 19-25, Hobe Sound Future Land Use Map (FLUM).

Agenda Item: 20-0735

ORDINANCE NO. 1134

ACTION TAKEN: The Board received and filed the Agenda Item Summary and all attachments as an exhibit; established Division 5, Hobe Sound Community Redevelopment Code, Article 12, LDR, Martin County Code; repealed Section 3.263, Article 3, Hobe Sound Community Redevelopment Area, Martin County LDR; and amended the Zoning Atlas to assign the Hobe Sound Redevelopment Zoning District and other zoning districts for consistency with the Future Land Use Map.

PHQJ-2 MAGNOLIA RIDGE OF PALM CITY PUD (P161-004) REQUESTING APPROVAL OF PLANNED UNIT DEVELOPMENT ZONING AGREEMENT INCLUDING A MASTER/FINAL SITE PLAN

Palm City GA Homes, LLC is requesting a rezoning from the current RM-8 Medium Density Residential District to the Planned Unit Development District (PUD) through a PUD Zoning Agreement including a Master/Final Site Plan for 28 residential townhomes on approximately 3.56 acres. The subject site consists of two undeveloped parcels located on the south side of SW Martin Highway, approximately 1,500 feet east of SW High Meadow Avenue in Palm City. Included in this application is a request for a Certificate of Public Facilities Reservation.

Agenda Item: 20-0743 **Supplemental Memorandum**

ACTION TAKEN: The Board received and filed the Agenda Item Summary and all attachments as an exhibit; approved the request for the zoning district change from the RM-8 Medium Density Residential District to the Planned Unit Development District (PUD); approved the Magnolia Ridge of Palm City PUD Zoning Agreement including the Master and Final Site Plan; and adopted the Resolution approving and accepting the Drainage, Access and Maintenance Easement subject to review of all documents by the County Attorney's Office. **RESOLUTION NOS. 20-6.18 & 20-6.19**

PHQJ-3 FPL WHITE TAIL SOLAR ENERGY CENTER FINAL SITE PLAN

Florida Power and Light requests final site plan approval for the White Tail Solar Energy Center. The project includes the construction of a 74.5-megawatt photovoltaic solar energy facility (solar farm) and associated infrastructure on approximately 600 acres which is the north half of a larger 1,261-acre tract located on the north side of Citrus Boulevard about 8 miles southwest of Florida's Turnpike.

Agenda Item: 20-0746 **Continued from April 21, 2020 Supplemental Memorandum**

ACTION TAKEN: The Board continued this item to the August 25, 2020 meeting at the applicant's request.

**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: 20-0580 Supplemental Memorandum (7 items)

ACTION TAKEN:

1. PERMISSION TO APPLY FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) ASSISTANCE TO FIREFIGHTERS GRANT (AFG) FOR COVID-19 RESPONSE - The Board authorized the Fire Rescue Department to apply for the FEMA AFG COVID-19 Grant.
2. PERMISSION TO APPLY FOR THE FY 2019 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM (JAG) - The Board appointed Philip Ratchford as the JAG County Coordinator and authorized him, as the JAG County Coordinator, to apply for the FDLE JAG Program grant; authorized the Chairman to sign the Certificate of Participation Letter; and authorized the Chairman to sign a Letter of Support for the expenditure of the JAG funds.
3. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE (EMPG) GRANT COVID-19 SUPPLEMENTAL - The Board authorized the Chairman to execute the EMPG supplemental agreement as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office; and authorized the Fire Rescue Chief, or designee, to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant contract; and adopted the Budget Resolution.
RESOLUTION NO. 20-6.20
4. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE (EMPG) GRANT - The Board authorized the Chairman or designee to execute the EMPG agreement as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office; authorized the Fire Rescue Chief, or designee, to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant contract; and adopted the Budget Resolution.
RESOLUTION NO. 20-6.21
5. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND (EMPA) GRANT - The Board authorized the Chairman to execute the EMPA agreement as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office; authorized the Fire Rescue Chief, or designee, to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant contract; and adopted the Budget Resolution.
RESOLUTION NO. 20-6.22
6. PERMISSION TO ACCEPT THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PUBLIC TRANSPORTATION GRANT AGREEMENT GRANT 443883-1-94-01 FOR AIRPORT OPERATIONS CENTER

AND AIRFIELD ELECTRICAL VAULT (PHASE 3-CONSTRUCTION) - The Board authorized the Chairman to execute the FDOT PTGA grant as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office; adopted the Budget Resolution; approved the revised CIP sheet; and authorized a Budget Transfer from Airport Fund Reserves to provide the grant match. **RESOLUTION NO. 20-6.23**

7. REQUEST TO APPROVE BUDGET RESOLUTION FOR THE STATE FY21 ALLOCATION OF FEDERAL HIGHWAY ADMINISTRATION (FHWA) FUNDS FOR THE MPO - The Board adopted the Budget Resolution for State FY21 FHWA PL funding allocation for the MPO. **RESOLUTION NO. 20-6.24**

DEPT-2 CONTRACTS THAT MEET THE THRESHOLD FOR BOARD APPROVAL

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Agenda Item: 20-0582 **Supplemental Memorandum (1 item)**

ACTION TAKEN:

A. CONTRACTS OVER \$1,000,000

1. **COMMUNITY DEVELOPMENT BLOCK GRANT-MITIGATION (CDBG-MIT) PROGRAM MANAGEMENT SERVICES** – The Board awarded the Contract to Guardian Community Resource Management, Inc.

DEPT-3 PERMISSION TO TERMINATE MEMORANDUM OF UNDERSTANDING WITH THE VILLAGE OF INDIANTOWN FOR OFFICE SPACE AT THE INDIANTOWN ANNEX BUILDING

Martin County (County) and the Village of Indiantown (Village) entered into a Memorandum of Understanding (MOU) for office space at the County's Indiantown Annex. The County would like to terminate the MOU as the space initially provided was based upon a limited number of employees that the Village was indicating they would have, and that has changed.

Agenda Item: 20-0692

ACTION TAKEN: The Board approved termination of the MOU with the Village of Indiantown for the space located at 16550 SW Warfield Boulevard, Indiantown, Florida and directed staff to send notice to the Village. The Board directed staff to prepare a corrective deed regarding the Village of Indiantown Interlocal Agreement about park property language.

DEPT-4 FY 2021 GRANTS & AID

This is a preliminary review of the FY 2021 Grants & Aid funding requests.

Agenda Item: 20-0704

ACTION TAKEN: The Board moved continued this item to the June 19, 2020 Special meeting.

PUBLIC WORKS

DEPT-5 PRESENTATION TO THE BOARD ON THE FLOODING WHICH RESULTED FROM THE RECENT EXTREME RAINFALL

Staff will present information related to the impact of the recent rainfall in Martin County from Memorial Day weekend through the first week of June.

Agenda Item: 20-0798 Additional Item

ACTION TAKEN: The Board heard the presentation and directed staff to come back at the next available meeting with a finance option to purchase the 9-11 flooded homes in Hobe Sound.

**DEPARTMENTAL QUASI-JUDICIAL
GROWTH MANAGEMENT**

DPQJ-1 REQUEST PLAT APPROVAL FOR MARINER VILLAGE SQUARE PLAT III, PUD (M160-012)

This is a request by Ribbon Ventures, LLC for approval of the Mariner Village Square Plat III, PUD being a re-plat of Plat II, consistent with the approved final site plans for a four-lot commercial subdivision of approximately 18.4 acres with shared infrastructure, wetland and upland preserves and shared access. The site is located on the west side of SE Federal Highway at the intersection with Mariner Sands Drive in Stuart.

Agenda Item: 20-0742 Supplemental Memorandum

ACTION TAKEN: The Board received and filed the Agenda Item Summary and all attachments as an exhibit and approved the plat for Mariner Village Square Plat III, PUD, and the Contract for Construction of Required Improvements and Infrastructure with the accompanying security.

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURNED AT 3:34 PM

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