



BOARD OF COUNTY COMMISSIONERS

ACTION SUMMARY

JULY 13, 2021 ~ 9:00 AM

COMMISSION CHAMBERS

2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

COUNTY COMMISSIONERS

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

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

PRESETS

9:05 AM Public Comment
Noon–1 PM... Executive Session Pursuant to Florida Statutes Section 447.605 for Collective Bargaining/Labor Negotiations **DEPT-3**
5:05 PM Public Comment

CALL TO ORDER AT 9:03 AM

1. INVOCATION – Moment of Silence
2. PLEDGE OF ALLEGIANCE – **Robert Yago**, Hall Bryan VFW 10132
3. ADDITIONAL ITEMS – The Board added Additional Items CNST-16, CNST-17, and DEPT-5 to the Agenda.
4. APPROVAL OF AGENDA – The Agenda was approved.
5. APPROVAL OF CONSENT AGENDA – The Consent Agenda was approved minus CNST-14.

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 Board is asked to present proclamations recognizing the 100th Anniversary of the Tomb of the Unknown Soldier and declaring Purple Heart Day in Martin County, Florida.

Agenda Item: 21-0857

ACTION TAKEN: The Board presented proclamations recognizing the 100th Anniversary of the Tomb of the Unknown Soldier and declaring Purple Heart Day.

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: 21-0725 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 June 5, 2021 and June 25, 2021. 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: 21-0828

CNST-3 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED

The Board is asked to approve minutes from the June 22, 2021 regular meeting and the June 24, 2021 joint meeting.

Agenda Item: 21-0785

CNST-4 REPORT OF DISCOUNTS, ERRORS, DOUBLE ASSESSMENTS, AND INSOLVENCIES ON THE ASSESSMENT ROLL FOR THE YEAR 2020

Presentation of the Martin County Tax Collector's Report on Discounts, Errors, Double Assessments, and Insolvencies on the Assessment Roll for the year 2020.

Agenda Item: 21-0917

CNST-5 EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL APPOINTMENTS

The Board is asked to confirm appointments to the Emergency Medical Services Advisory Council.

Agenda Item: 21-0878

RESOLUTION NO. 21-7.1

CNST-6 ADOPT A PROCLAMATION RECOGNIZING A BLOOD DRIVE COMMEMORATING THE 20TH ANNIVERSARY OF 9/11

The Board is asked to adopt a proclamation recognizing a Blood Drive Commemorating the 20th Anniversary of 9/11.

Agenda Item: 21-0882

CNST-7 ADOPT A PROCLAMATION COMMENDING ROSE KORES UPON THE ACHIEVEMENT OF THE GIRL SCOUT GOLD AWARD

The Board is asked to adopt a proclamation commending Rose Kores upon the achievement of the Girl Scout Gold Award.

Agenda Item: 21-0911

CNST-8 ADOPT A PROCLAMATION HONORING JULIETTE ROSSE' ON HER 102ND BIRTHDAY

The Board is asked to adopt a proclamation honoring Juliette Rosse' on her 102nd birthday.

Agenda Item: 21-0920

PUBLIC WORKS

CNST-9 STAFF REQUESTS AUTHORIZATION TO ENTER INTO A USE AGREEMENT WITH PALM BEACH COUNTY (PBC) FOR THE 96TH STREET ARTIFICIAL REEF STAGING AREA

County staff requests approval to enter into a Use Agreement with PBC for the 96th Street Artificial Reef Staging Area within Martin County (MC) for the purpose of short term storage, fabrication and deployment of artificial reef materials in connection with Palm Beach County's Artificial Reef Program beginning upon execution and terminating one year from the date of execution.

Agenda Item: 21-0832

CNST-10 INITIAL ASSESSMENT RESOLUTION FOR THE SE FLAMINGO DRIVE SOUTH MUNICIPAL SERVICE BENEFIT UNIT

Board action is requested to adopt the Initial Assessment Resolution to allow for the paving of SE Flamingo Drive from SE Duncan Street to SE Sharon Street.

Agenda Item: 21-0908

RESOLUTION NO. 21-7.2

CNST-11 REQUEST ADOPTION OF A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE CONSTRUCTION AGREEMENTS WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT) is requiring local governments execute a Construction Agreement prior to making permanent modifications to an asset or roadway on the State Highway System and within the FDOT's right-of-way. The FDOT is also requiring the local governing body adopt a resolution authorizing staff to execute the Construction Agreement on its behalf. This is a request to adopt such a resolution.

Agenda Item: 21-0909

RESOLUTION NO. 21-7.3

CNST-12 REQUEST APPROVAL FOR THE ADOPTION OF A RESOLUTION ACCEPTING TWENTY-ONE (21) DRAINAGE EASEMENTS IN PALM CITY FOR THE PALM CITY FARMS DRAINAGE PROJECT

This is a request for the adoption of a Resolution accepting and approving 21 Drainage Easements in Palm City for the Palm City Farms stormwater drainage project. This project will run from Bessey Creek south along SW 72nd, SW 75th and SW 78th Avenues to Martin Highway in Palm City.

Agenda Item: 21-0910

RESOLUTION NO. 21-7.4

CNST-13 REQUEST FOR THE APPROVAL AND ADOPTION OF A RESOLUTION ACCEPTING 10 WARRANTY DEEDS FOR THE PREVIOUSLY APPROVED HOBE HEIGHTS FLOOD ACQUISITION PROJECT IN HOBE SOUND

This is a request for the approval and adoption of a resolution accepting 10 Warranty Deeds with approval of the FEMA required Exhibit A to the Warranty Deeds, for the previously approved acquisition of the 10 identified flood parcels in Hobe Heights, Hobe Sound.

Agenda Item: 21-0922

RESOLUTION NO. 21-7.5

UTILITIES AND SOLID WASTE

CNST-14 SOLID WASTE INITIAL ASSESSMENT RESOLUTION FOR FY 2021/22

The Board of County Commissioners is requested to adopt the Initial Assessment Resolution for Fiscal Year 2022 (FY22) and approve notification to affected property owners advising of the solid waste assessment rate and public hearing.

Agenda Item: 21-0786

RESOLUTION NO. 21-7.7

ACTION TAKEN: The Board adopted the Solid Waste Initial Assessment Resolution for FY22; approved the Solid Waste Assessment for Waste Management franchise area for the MSBU at \$389.69 covering the period from October 1, 2021 through September 30, 2022; and approved the first-class mail notification and legal advertising for the August 24, 2021 public hearing.

CNST-15 ADOPT AN ANNUAL ASSESSMENT RESOLUTION REQUIRED BY CHAPTER 71 OF THE MARTIN COUNTY CODE TO APPROVE NON-AD VALOREM ASSESSMENT ROLLS FOR FISCAL YEAR 2021/2022

The Board is requested to adopt the Annual Assessment Resolution approving the Assessment Rolls.

Agenda Item: 21-0824

RESOLUTION NO. 21-7.6

PUBLIC WORKS

CNST-16 REQUEST APPROVAL OF THE REVISED LIST OF SPECIAL EVENTS REQUIRING ROAD CLOSURE(S) JULY 1ST, 2021 THROUGH JUNE 30TH, 2022

The Board of County Commissioners is asked to approve the Revised List of Special Events Requiring Road Closures July 1st, 2021 through June 30th, 2022.

Agenda Item: 21-0928 [Additional Item](#)

ADMINISTRATION

CNST-17 APPOINTMENT OF A COMMISSION REPRESENTATIVE TO THE SCHOOL DISTRICT BOUNDARY ADVISORY COMMITTEE

The School District is in the process of creating the state-required Boundary Advisory Committee (BAC) which will facilitate input from District staff, parents, and community members for the development of student demographics, expansion due to growth, and site selection. The School Board is requesting the County Commission to appoint one representative to this new Committee.

Agenda Item: 21-0393 [Additional Item](#)

BOARD AND COMMITTEE APPOINTMENTS

B&C-1 BUSINESS DEVELOPMENT BOARD APPOINTMENT

After solicitation of applicants, the Board is asked to make the necessary appointment to be the Martin County representative to the Business Development Board.

Agenda Item: 21-0718

ACTION TAKEN: The Board re-appointed Edward Weinberg to the Business Development Board for a term to begin August 1, 2021 and end September 30, 2023.

B&C-2 VALUE ADJUSTMENT BOARD APPOINTMENT

After solicitation of applicants, the Board is asked to make the necessary appointment to the Value Adjustment Board.

Agenda Item: 21-0719

ACTION TAKEN: The Board continued this item to the August 10, 2021 meeting due to a tie vote.

PUBLIC HEARINGS

PH-1 PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING DIVISION 8 OF ARTICLE 4 IN THE LAND DEVELOPMENT REGULATIONS REGARDING MINING STANDARDS

The Board of County Commissioners is asked to consider adoption of an ordinance amending Division 8 of Article 4 of the Land Development Regulations to create Section 4.348 Mining Standards for mining operations. The ordinance was originally scheduled for consideration on June 22, 2021 but was continued to July 13, 2021.

Agenda Item: 21-0886 **Supplemental Memorandum**

ACTION TAKEN: The Board continued this item to the August 24, 2021 meeting at the applicant's request.

PH-2 LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT (CPA) 21-01, CHAPTER 5 TRANSPORTATION ELEMENT

This is a request for an amendment to the text of Chapter 5, Transportation Element of the Martin County Growth Management Plan.

Agenda Item: 21-0890

ACTION TAKEN: The Board approved transmittal of CPA 21-01, Chapter 5, Transportation Element to the State Land Planning Agency and other state and regional reviewing agencies.

PH-3 LEGISLATIVE PUBLIC HEARING TO CONSIDER ADOPTION OF COMPREHENSIVE PLAN AMENDMENT (CPA) 21-06, MAGGY'S HAMMOCK PARK

This is a request for a small-scale amendment to the Future Land Use Map (FLUM) on a 5.4-acre parcel. The request would change the future land use designation from Residential Estate Density (up to 2 units per acre) to Public Conservation and General Institutional. The parcel is on SE Kubin Avenue and is located north of Maggy's Hammock Park, Port Salerno.

Agenda Item: 21-0891

ORDINANCE NO. 1163

ACTION TAKEN: The Board approved CPA 21-06, Maggy's Hammock Park, which assigns the Public Conservation and General Institutional future land use designations to the property.

PUBLIC HEARING QUASI-JUDICIAL

PHQJ-1 PUBLIC HEARING TO CONSIDER AMENDMENT OF THE MARTIN COUNTY ZONING ATLAS TO CHANGE THE ZONING DISTRICT FOR CPA 21-06, MAGGY'S HAMMOCK PARK

The Board of County Commissioners is asked to consider changing the zoning district classification from R-1B, Single Family District, to PC, Public Conservation District, and PS-1, Public Service District, on a 5.4-acre parcel, located on SE Kubin Avenue, north of Maggy's Hammock Park, Port Salerno. The proposed rezoning is contingent upon the approval of CPA 21-06, a request to amend the future land use designation from Residential Estate Density (2-units per acre) to Public Conservation and General Institutional.

Agenda Item: 21-0892

RESOLUTION NO. 21-7.8

ACTION TAKEN: The Board received and filed the Agenda Item Summary and all attachments including the staff report as an exhibit and amended the Martin County Zoning Atlas to change the zoning district classification on the subject 5.4 acres of land from R-1B to PC and PS-1.

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: 21-0727 **Supplemental Memorandum (11 items)**

ACTION TAKEN:

1. **PERMISSION TO APPLY FOR THE CHILDREN'S SERVICES COUNCIL GRANT PROGRAM – AS/OS (AFTER SCHOOL/OUT OF SCHOOL) PROGRAM GRANT** - The Board authorized the Parks and Recreation Department to apply for the FY21-22 Children's Services Council grant for the AS/OS AFTER SCHOOL/OUT OF SCHOOL) Program.
2. **PERMISSION TO APPLY FOR THE FY 2022-2023 LOCAL GOVERNMENT FUNDING REQUEST (LGFR) FROM THE FLORIDA DEPARTMENT OF**

ENVIRONMENTAL PROTECTION (FDEP) FOR INLET MANAGEMENT - The Board authorized staff to submit the LGFR grant application to FDEP for the Inlet Management grant and adopted the Board Resolution in support of this project.
RESOLUTION NO. 21-7.9

3. PERMISSION TO APPLY FOR THE FY 2022-2023 LOCAL GOVERNMENT FUNDING REQUEST (LGFR) FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR BEACH MANAGEMENT - The Board authorized staff to submit the LGFR grant application to FDEP for the Beach Management Program grant and adopted the Board Resolution in support of this project. RESOLUTION NO. 21-7.10
4. PERMISSION TO APPLY FOR THE FY2021-2022 DIVISION OF LIBRARY AND INFORMATION SERVICES FLORIDA AMERICAN RESCUE PLAN ACT FUND - The Board authorized the Library Department to apply for the FY21-22 Division of Library and Information Services Florida American Rescue Plan Act Fund.
5. PERMISSION TO ACCEPT THE FY2021-22 INDIAN RIVER LAGOON (IRL) COUNCIL AND IRL NATIONAL ESTUARIES PROGRAM (NEP) WATER QUALITY RESTORATION GRANT - The Board authorize the Chair and/or designee to execute the IRL/NEP Water Quality Restoration grant agreement as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office and adopted the Budget Resolution.
RESOLUTION NO. 21-7.11
6. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND (EMPA) GRANT - The Board authorized the Chair or designee 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. 21-7.12
7. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE (EMPG) GRANT - The Board authorized the Chair 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. 21-7.13
8. PERMISSION TO ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE (EMPG) GRANT AMERICAN RESCUE PLAN ACT (ARPA) SUPPLEMENTAL - The Board authorized the Chair or designee 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; 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. 21-7.14
9. PERMISSION TO ACCEPT THE STATE OF FLORIDA'S, DEPARTMENT OF HEALTH - BUREAU OF TOBACCO FREE FLORIDA GRANT - The Board authorized the Chair to execute the State of Florida Department of Health

Contract as well as any non-monetary grant related documents upon review and concurrence of the County Attorney's Office and adopted the Budget Resolution.
RESOLUTION NO. 21-7.15

10. BUDGET RESOLUTION TO ACCEPT ADDITIONAL FUNDING FOR THE COMMUNITY SERVICES BLOCK GRANT (CSBG) – The Board adopted the Budget Resolution. RESOLUTION NO. 21-7.16
11. COUNTY ATTORNEY'S OFFICE REQUEST FOR ADDITIONAL FUNDS FROM GENERAL FUND RESTRICTED RESERVES FOR A REAL PROPERTY EVALUATION OF CERTAIN SECTIONS OF THE PAL-MAR AREA BY THE LAW FIRM WEISS, SEROTA, HELFMAN, COLE, AND BIERMAN, P.L. (WEISS SEROTA) – The Board approved a Budget Transfer in the amount of \$50,000 from General Fund Restricted Reserves for Contingencies.

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

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: 21-0726 (no items)

ACTION TAKEN: No action needed.

DEPT-3 EXECUTIVE SESSION PURSUANT TO FLORIDA STATUTES SECTION 447.605 FOR COLLECTIVE BARGAINING/LABOR NEGOTIATIONS

Martin County is currently in the process of collective bargaining with the Teamsters Local 769, for the renewal of their collective bargaining agreement. The County's Negotiations Management Team is requesting an executive session to discuss the labor negotiations with Teamsters.

Agenda Item: 21-0921 Noon to 1:00 PM Preset

ACTION TAKEN: The Board discussed negotiations in an executive session.

PUBLIC WORKS

DEPT-4 PRIVATELY MAINTAINED, PUBLICLY DEDICATED ROADWAYS IN MARTIN COUNTY

Last year, the Board of County Commissioners (Board) directed staff to develop a strategy to address public roads that are privately maintained and to continue to formulate a multifaceted approach. Staff has reviewed this issue, prioritized roadway maintenance prioritization requirements for roadway transfer and developed a potential funding strategy for the Board to consider.

Agenda Item: 21-0898

ACTION TAKEN: The Board directed staff to develop a 10-year plan and funding options with the ability to go to the state for additional funds.

ADMINISTRATION

DEPT-5 REQUEST FOR ADDITIONAL FIRE RESCUE DISPATCH POSITIONS

Fire Rescue has other responsibilities than fire and emergency response, one of the divisions under the purview of the Fire Rescue Chief is Communications, which is primarily the function of dispatching emergency response vehicles and taking emergency-911 and non-911 related calls. Due to an increase in the call-load and overtime, a request for five (5) additional positions is being made for the current fiscal year (FY21). This request is a health, safety, and welfare issue for those individuals that need fire and/or emergency medical services.

Agenda Item: 21-0940 Additional Item

ACTION TAKEN: The Board approved the addition of five dispatch (combination of Telecommunicator and Senior Telecommunicator) positions for the FY21 budget.

DEPARTMENTAL QUASI-JUDICIAL

GROWTH MANAGEMENT

DPQJ-1 REQUEST PLAT APPROVAL FOR THE HOBE SOUND COURTYARDS PROJECT (A066-005)

Hobe Sound Townhouse II, LLC requests approval of the Hobe Sound Courtyards plat. Hobe Sound Courtyards is a 20-lot residential townhome development on an approximate 6.42-acre parcel located west of SE Dixie Highway between SE Kingsley Street and SE Algozzini Place in Hobe Sound. Included is a request for a Certificate of Public Facilities Exemption.

Agenda Item: 21-0899 Supplemental Memorandum

ACTION TAKEN: The Board received and filed the Agenda Item and all attachments including the staff report as an exhibit and approved the Plat for Hobe Sound Courtyards including the Contract for Construction of Required Improvements and Infrastructure.

DPQJ-2 REQUEST FOR APPROVAL OF THE FLORIDIAN GOLF CLUB, FIFTH AMENDMENT TO THE PUD ZONING AGREEMENT, REVISED MASTER SITE PLAN, REVISED PHASING PLAN AND A REVISED PHASE 3 FINAL SITE PLAN (F099-031) AND REVISED PAMP

This is a request for approval of the Fifth Amendment to the Floridian Golf Club Planned Unit Development Zoning Agreement including a revised master site plan and revised phasing plan and a revised Phase 3 final site plan and Preserve Area Management Plan. The Floridian Golf Club is located on SW Murphy Road in Palm City and straddles the Martin and St. Lucie County Line. The approximately 122 acres in Martin County includes an 18-hole golf course, club facilities, 33 residential units and the associated infrastructure. Included is a request for a Certificate of Public Facilities Reservation.

Agenda Item: 21-0900

RESOLUTION NO. 21-7.17

ACTION TAKEN: The Board received and filed the Agenda Item and all attachments including the staff report as an exhibit and approved the request for the Fifth Amendment to the Floridian Golf Club PUD including the revised master and phasing plan and the revised Phase 3 final site plan.

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURNED AT 12:45 PM

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