



## BOARD OF COUNTY COMMISSIONERS

**DRAFT**

**8/14/2018 9:00 AM**

### MINUTES

#### COMMISSION CHAMBERS

**2401 SE MONTEREY ROAD, STUART, FLORIDA 34996**

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#### **COUNTY COMMISSIONERS**

*Edward V. Ciampi, Chairman*

*Harold E. Jenkins II, Vice Chairman*

*Doug Smith*

*Ed Fielding*

*Sarah Heard*

*Taryn Kryzda, County Administrator*

*Sarah W. Woods, County Attorney*

*Carolyn Timmann, Clerk of the Circuit Court and*

*Comptroller*

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#### **CALL TO ORDER**

**Present:** 5 - Chairman Edward V. Ciampi  
Vice Chairman Harold E. Jenkins II  
Commissioner Doug Smith  
Commissioner Ed Fielding  
Commissioner Sarah Heard

#### **1. INVOCATION**

#### **2. PLEDGE OF ALLEGIANCE**

#### **3. ADDITIONAL ITEMS**

#### **4. APPROVAL OF AGENDA**

A motion was made by Commissioner Smith, seconded by Commissioner Fielding, for approval of the agenda with the additional two items [CNST-20 and CNST-21], the consent two pulls of CNST-6 and CNST-10, and the request to withdraw CNST-3. The motion carried by the following vote:

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

#### **5. APPROVAL OF CONSENT AGENDA**

## **COMMENTS**

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

Chuck Thome (Employee's Teamsters Representative) addressed the Board regarding the Teamsters contract (item DEP-2) and requested approval.

Harold Markey spoke about water issues and made suggestions for public outreach.

Jon Page urged the Board to keep the parks for the people with no additional financial burden or loss of nature and pleasure. He also spoke about the pending fire assessment and asked questions regarding the calculation of the fee.

Tom Pine spoke in opposition to the proposed fire assessment fee and asked about the public meetings schedule and public outreach.

Virginia Sherlock requested that the Board instruct staff to make arrangements for pet-friendly hurricane shelters before the 2019 hurricane season.

Jackie Trancynger spoke about the severe health emergency caused by our toxic water and listed the critical issues: getting the CDC here, the bio-solids resolution, and continually strengthening the Comp Plan on growth issues that do not harm our rivers.

### **2. COMMISSIONERS**

#### **AM**

Commissioner Heard asked for an agenda item on pet friendly shelters. She requested that staff ask the Florida Department of Health to contact the CDC for assistance and have the CDC come in and do testing of the waters. She announced she would be donating District 4 funds to the upcoming Bahamian Festival. She also voiced concerns about the amount of public outreach on the proposed fire assessment fee.

Chairman Ciampi informed the public that staff is working on the pet-friendly shelters issue. He also spoke about the upcoming public meetings on the proposed fire assessment.

Commissioner Smith asked to have an agenda item on the hurricane shelter program as a whole. He suggested asking the governor to request that the CDC to partner with the State to help us, and copy all impacted counties so they can join in the request.

#### **PM**

Commissioner Smith presented Treasure Coast Regional Planning Council Resolution #18-03 to the Board and requested that it be added to the agenda.

Chairman Ciampi read the entire resolution for the public.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Jenkins, to amend the agenda to include [TCRPC] Resolution #18-03 to the agenda as Agenda Item DEP-4.

The motion carried unanimously.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Jenkins, to adopt and support the resolution that the Regional Planning Council adopted on the 20th of July and put in our own format that would recognize Martin County's statement or policy relative to this [Adopt and support the TCRPC's resolution and bring back a resolution for the Board for next week that recognizes Martin County's stand-alone version]. The motion carried by the following vote:

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

### **3. COUNTY ADMINISTRATOR**

Parks & Recreation Deputy Director Mark Lynch presented a video on the recent International Baseball Tournaments. Babe Ruth League V.P./National Commissioner Rob Conner, Treasure Coast Sports Commission Executive Director Rick Hatcher, and Treasure Coast Athletic Association President Mike Cusimano addressed the Board.

Ecosystem Restoration & Management Manager John Maehl and Public Works Director Terry Rauth provided a brief Water Quality Update, including the progress made since the Board's August 7th declaration of emergency. He announced that staff had executed a grant agreement with DEP to begin algae mitigation.

The following member of the public addressed the Board on the water update: Paul Laura, who spoke about a recent USGS report and urged the County to test for aerosol.

Fire Rescue Chief Bill Schobel addressed the Board regarding the community outreach steps being taken by staff to inform the public on the pending Fire Assessment Fee.

### **CONSENT**

#### **ADMINISTRATION**

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

Agenda Item: 18-0490

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

#### **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**

Agenda Item: 18-0492

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

**CNST-3 EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL  
APPOINTMENT**

Agenda Item: 18-0544

This item was withdrawn from the agenda.

SUPPLEMENTAL MEMORANDUM (withdrawing item)

**CNST-4 ADOPT PROCLAMATIONS**

Agenda Item: 18-0571

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

**CNST-5 BOARD OF COUNTY COMMISSION MINUTES TO BE APPROVED**

Agenda Item: 18-0638

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

**COUNTY ATTORNEY**

**CNST-6 HERITAGE OAKS - REQUEST FOR APPROVAL OF RETAINING WALL  
LOCATED IN MARSH AREA**

Agenda Item: 18-0564

**RESOLUTION NO. 18-8.6**

Commissioner Fielding asked if there would be a less invasive way to provide stability of the shoreline. Senior Assistant County Attorney Krista Storey and Attorney Tim Wright (representing Mr. Porter) updated the Board on the finished wall, the environmental improvements that were done, and the settlement agreement between the property owner and the homeowners association.

MOTION: A motion was made by Commissioner Fielding, seconded by Vice Chairman Jenkins II, to approve the consent item with the correction of the agenda item. The motion carried by the following vote:

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

**CNST-7 REQUEST THAT THE COUNTY NOT RENEW ITS LEASE WITH THE  
FLORIDA DEPARTMENT OF JUVENILE JUSTICE GIRLS ACADEMY**

Agenda Item: 18-0684

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

**CNST-20 REQUEST FOR APPROVAL OF A MEMORANDUM OF AGREEMENT  
WITH THE MARTIN COUNTY PROPERTY APPRAISER RELATED TO  
PROVISION OF CERTAIN INFORMATION FOR THE SPECIAL  
ASSESSMENT FIRE PROTECTION SERVICES**

Agenda Item: 18-0699

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

## ADDITIONAL ITEM

### FIRE RESCUE

#### **CNST-8 FIRST AMENDMENT TO MOU BETWEEN MCBOCC AND THE TOWN OF JUPITER ISLAND**

Agenda Item: 18-0679

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

### INFORMATION TECHNOLOGY

#### **CNST-9 FIRST AMENDMENT TO PALM BEACH COUNTY INTERLOCAL 800 MHZ TRUNKED RADIO AGREEMENT**

Agenda Item: 18-0599

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

### PUBLIC WORKS

#### **CNST-10 REQUEST ROAD OPENING OF A PORTION OF SW 54TH AVENUE AND A PORTION OF SW 66TH STREET**

Agenda Item: 18-0579

##### **RESOLUTION NO. 18-8.7**

County Engineer Lisa Wichser and Senior Assistant County Attorney Krista Storey presented the item to the Board. Commissioner Fielding voiced concerns about the rapid deterioration of roads that are accepted from developers by the County.

MOTION: A motion was made by Commissioner Fielding to accept the consent item with the modification of a three-year guarantee. The motion failed for lack of a second.

Agenda Item: 18-0579

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Jenkins, for staff's recommendation. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Fielding

**CNST-11 REQUEST FOR APPROVAL OF AN EXTENSION TO THE  
MEMORANDUM OF AGREEMENT (MOA) WITH SOUTH FLORIDA  
WATER MANAGEMENT DISTRICT (SFWMD) AND PALM BEACH  
COUNTY (PBC) FOR THE CYPRESS CREEK PROJECT**

Agenda Item: 18-0587

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

**CNST-12 REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO  
FLORIDA POWER & LIGHT COMPANY (FP&L) FOR ELECTRICAL  
EQUIPMENT SERVING THE AIRPORT ALONG WITHAM FIELD DRIVE**

Agenda Item: 18-0592

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

**CNST-13 ADOPTION OF A BURNING SERVICES AND PRE-SUPPRESSING  
PLOWING AGREEMENT BETWEEN THE FLORIDA FOREST SERVICE  
AND MARTIN COUNTY INCLUDING CONTRACT PRESCRIBED BURN,  
PRESCRIBED BURN ASSISTANCE AND PRE-SUPPRESSION  
ASSISTANCE THROUGH THE FLORIDA FOREST SERVICE (FFS)**

Agenda Item: 18-0595

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

**CNST-14 COMMITMENT OF LANDSCAPE MAINTENANCE FOR SR-76 (S  
KANNER HIGHWAY)**

Agenda Item: 18-0606

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

**CNST-15 ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING A  
UTILITY EASEMENT FROM THE CROCKER GROUP, LLC (CROCKER)  
FOR CONSTRUCTION OF WATER AND FIRE LINE SERVICE  
LOCATED ON SE COMMERCE AVENUE, CITY OF STUART**

Agenda Item: 18-0607

**RESOLUTION NO. 18-8.1**

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

**CNST-16 RESOLUTION IN SUPPORT OF ALTERNATIVE 5R FOR  
LOXAHATCHEE RIVER WATERSHED PROJECT**

Agenda Item: 18-0610

**RESOLUTION NO. 18-8.2**

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

**CNST-21 STAFF SEEKS APPROVAL OF AN AGREEMENT WITH THE MCAC REEF FUND TO ACCEPT DONATION OF VESSEL PENOBSCOT TO BE USED AS AN ARTIFICIAL REEF**

Agenda Item: 18-0686

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

ADDITIONAL ITEM

**UTILITIES AND SOLID WASTE**

**CNST-17 INITIAL ASSESSMENT RESOLUTION FOR THE HIBISCUS PARK/PARAMOUNT ESTATES WATER MAIN MUNICIPAL SERVICE BENEFIT UNIT**

Agenda Item: 18-0569

**RESOLUTION NO. 18-8.3**

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

**CNST-18 INITIAL ASSESSMENT RESOLUTION FOR THE JAMES VILLAS WATER MAIN MUNICIPAL SERVICE BENEFIT UNIT**

Agenda Item: 18-0574

**RESOLUTION NO. 18-8.4**

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

**CNST-19 ADOPT AN ANNUAL ASSESSMENT RESOLUTION REQUIRED BY CHAPTER 71 OF THE MARTIN COUNTY CODE TO APPROVE NON-AD VALOREM ASSESSMENT ROLLS FOR FISCAL YEAR 2018/2019**

Agenda Item: 18-0582

**RESOLUTION NO. 18-8.5**

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

**BOARD AND COMMITTEE APPOINTMENTS**

**B&C-1 PARKS AND RECREATION ADVISORY BOARD APPOINTMENT**

Agenda Item: 18-0495

**RESOLUTION NO. 18-8.8**

Donna Gordon tallied the votes for the Board and announced that Mike Antheil received five votes.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Smith, to approval of Mike Antheil. The motion carried by the following vote:

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

## **PUBLIC HEARINGS**

### **PH-1 PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE REGARDING THE COMMUNITY REDEVELOPMENT AGENCY AND ADOPTION OF A RESOLUTION TERMINATING THE INDIANTOWN COMMUNITY REDEVELOPMENT PLAN**

Agenda Item: 18-0527

#### **ORDINANCE NO. 1076 RESOLUTION NO. 18-8.9**

Community Development Manager Susan Kores and Assistant County Attorney Elizabeth Lenihan presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

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

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

**Nay:** 1 - Commissioner Fielding

## **SUPPLEMENTAL MEMORANDUM**

### **PH-2 ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING AN EXCHANGE OF PROPERTY BETWEEN MARTIN COUNTY AND THE YACHT & COUNTRY CLUB, INC. (YCC) TO CONSOLIDATE PROPERTY AND PROVIDE ADEQUATE SPACE FOR A VACUUM ASSISTED GRAVITY PUMP SYSTEM STRUCTURE (PUMP) FOR A FUTURE UTILITIES SEPTIC TO SEWER CONVERSION PROJECT LOCATED AT THE ENTRANCE OF THE YACHT & COUNTRY CLUB**

Agenda Item: 18-0568

#### **RESOLUTION NO. 18-8.10**

Project Manager Colleen Holmes, Real Property Manager Carla Segura, and Assistant County Attorney Elizabeth Lenihan presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Fielding, seconded by



Commissioner Smith, for approval of staff's recommendation. The motion carried by the following vote:

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

**PH-3**

**SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 3, DIVISION 6, SECTION 3.264, RIO REDEVELOPMENT OVERLAY DISTRICT, LAND DEVELOPMENT REGULATIONS**

Agenda Item: 18-0580

**ORDINANCE NO. 1077**

Senior Planner Irene Szedlmayer and Assistant County Attorney Elizabeth Lenihan presented the item to the Board.

The following member of the public addressed the Board in support of this item: Julie Preast.

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

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

**SUPPLEMENTAL MEMORANDUM**

**PH-4**

**SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING ARTICLE 3, DIVISION 6, SECTION 3.261, JENSEN BEACH COMMUNITY REDEVELOPMENT OVERLAY DISTRICTS, LAND DEVELOPMENT REGULATIONS**

Agenda Item: 18-0581

**ORDINANCE NO. 1078**

Senior Planner Irene Szedlmayer and Assistant County Attorney Elizabeth Lenihan presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins II, for approval, with the changes and any other ministerial changes that need to be corrected [typographical errors]. The motion carried by the following vote:

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

**SUPPLEMENTAL MEMORANDUM**

**PH-5 PUBLIC HEARING TO CONSIDER ADOPTION OF THE FINAL  
ASSESSMENT RESOLUTION FOR FISCAL YEAR 2019 SOLID WASTE  
ASSESSMENT AND CERTIFICATION OF THE SPECIAL ASSESSMENT  
ROLL TO THE TAX COLLECTOR**

Agenda Item: 18-0594

**RESOLUTION NO. 18-8.11**

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

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Fielding, seconded by Commissioner Heard, for staff's recommendation. The motion carried by the following vote:

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

**DEPARTMENTAL  
ADMINISTRATION**

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

Agenda Item: 18-0491

Budget Manager Jennifer Manning presented the items to the Board.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Fielding, seconded by Commissioner Smith, for approval as presented [all of DEP-1]. The motion carried by the following vote:

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

**SUPPLEMENTAL MEMORANDUM (4 items)**

**DEPT-2 APPROVAL OF THE TEAMSTERS CONTRACT FOR FISCAL YEAR  
2019 THROUGH FISCAL YEAR 2021 (OCTOBER 1, 2018 -  
SEPTEMBER 30, 2021)**

Agenda Item: 18-0688

Human Resources Director Matthew Graham presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins II, for approval. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Fielding

## **FIRE RESCUE**

### **DEPT-3 AGREEMENT BETWEEN MARTIN COUNTY AND FLORIDA FOREST SERVICE FOR AN OPERATING PLAN**

Agenda Item: 18-0567

Fire Rescue Chief Bill Schobel presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

A motion was made by Commissioner Fielding, seconded by Commissioner Smith, for approval as recommended by staff. The motion carried by the following vote:

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

## **DEPARTMENTAL QUASI-JUDICIAL GROWTH MANAGEMENT**

### **DPQJ-1 PENTALAGO (P-147-008) REVISED MASTER SITE PLAN AND PHASE 1 FINAL SITE PLAN**

Agenda Item: 18-0560

#### **RESOLUTION NOs. 18-8.12 and 18-8.13**

Ex parte communication disclosure forms were filed by all five commissioners. There were no notices required. There were no interveners. The participants were sworn in by the deputy clerk.

COUNTY: Principal Planner Peter Walden provided the staff's presentation to the Board. Senior Assistant County Attorney Krista Storey assisted with Board questions.

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

APPLICANT: HJA Design Studio President Michael Houston provided the applicant's presentation to the Board. Owner/Applicant Greg Detray (Tight-Line Lakes LLC) addressed the Board regarding the project and requested Board approval.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Vice

Chairman Jenkins II, to approve staff's recommendation. The motion carried by the following vote:

**Aye:** 3 - Chairman Ciampi, Vice Chairman Jenkins II, and Commissioner Smith

**Nay:** 2 - Commissioner Fielding, and Commissioner Heard

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

There was no afternoon public comment.

**ADJOURN**

The August 14, 2018 Board of County Commissioners meeting adjourned at 5:19 p.m.

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Carolyn Timmann, Clerk of the  
Circuit Court and Comptroller  
/mkv

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Edward V. Ciampi, Chairman  
Board of County Commissioners

Minutes approved:

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