



## BOARD OF COUNTY COMMISSIONERS

### DRAFT MINUTES

6/18/2019 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*

*Stacey Hetherington*

*Sarah Heard*

*Taryn Kryzda, County Administrator*

*Krista A. Storey, Acting 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 Stacey Hetherington  
Commissioner Sarah Heard

1. INVOCATION - Pastor Anil K. Singh, Trinity United Methodist Church of Jensen Beach

2. PLEDGE OF ALLEGIANCE

3. ADDITIONAL ITEMS

#### 4. APPROVAL OF AGENDA

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of the agenda with the additional items (CNST-14 and DEPT-5), the request to withdraw from the agenda (CNST-4), and the request of the applicant for PHQJ-1 (Sunrise Restaurants) be continued until July 30th. The motion carried by the following vote:

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

#### 5. APPROVAL OF CONSENT AGENDA

### **PROCLAMATIONS AND SPECIAL PRESENTATIONS**

#### **PROC-1 PRESENT PROCLAMATIONS PREVIOUSLY APPROVED VIA THE CONSENT AGENDA**

Agenda Item: 19-0111

Communications Manager Laura Beaupre introduced the proclamations.

Parks and Recreation Deputy Director Mark Lynch accepted the proclamation for Parks and Recreation Month.

Kelsey Arnold (Marine Industries Association) accepted the proclamation for Treasure Coast Waterway Cleanup Week.

Risk Analyst Carolyn Brada and members of the Safety Team accepted the proclamation for Safety Awareness Month.

### **COMMENTS**

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

Lori Dunsmore (with an ASL interpreter) spoke about the impact of development on local wildlife, specifically Sandhill cranes.

Frances Rush spoke about speeding cars on Coral Gardens' residential streets. She requested that the Board consider more stop signs or traffic calming areas.

Virginia Sherlock thanked the Board for the major progress toward establishing a pet-friendly hurricane shelter. She requested that every meeting include a staff update on the glyphosate ban, and asked for more transparency on the County website. Lastly, she congratulated Commissioner Heard for winning a President's Advocacy Award from the Florida Association of Counties.

Myra Galoci, Dottie Lanci, and Regina Wood spoke in support of the reimbursement of Commissioner Heard's attorney fees (DEPT-5).

Jackie Trancynger spoke about the rescheduling of the glyphosate discussion at the last BCC

meeting, which was heard earlier than its original preset time. She thanked Chairman Ciampi for his apology regarding the time change and thanked the Board for unanimously passing the ban. She spoke about problems with the new agenda program on the County's website and stressed the need to make it user-friendly for the public. Lastly, she announced that the Martin County Democratic Party had passed a resolution to not support or endorse the acceptance of donations from Big Sugar to fund any campaigns or political parties.

Tom Pine spoke about the roundabouts in Jensen Beach and the cost of beautification maintenance. He also spoke about a recent water main break in south Sewall's Point and voiced concerns about galvanized pipes leaching lead into the drinking water.

#### HEPATITIS A

Florida Department of Health/Martin County Interim Health Officer/Director of Nursing Carolann Wegener-Vitani provided the presentation to the Board. The presentation included information on exposure, symptoms, prevention, and the the Health Department's response efforts. Public Information Officer Renay Rouse stressed the importance of prevention and encouraged people to get vaccinated.

#### BIG BROTHERS BIG SISTERS

Big Brothers Big Sisters CEO Yvette Flores-Acevedo spoke about their Mentoring Program and their School-to-Work/Internship Program.

## 2. COMMISSIONERS

#### AM

Commissioner Smith spoke about the safety of the Sandhill cranes, and assured the public that Martin County does not allow the development of wetlands. He also pointed out that the area mentioned was actually part of the City of Stuart, and therefore out of the County's control. He also spoke about a gopher tortoise that continually tries to cross Green River Parkway.

#### PM

Commissioner Smith spoke about water related meetings/conversations with (1) FAC and the Water Policy Working Group, and (2) NACo and the Coalition of the Five States (Texas to Florida). He shared that there are people all over the state working toward solving our water woes in Florida, and that the Five States are working on all things water, including algae issues and everything that is going on with the gulf.

Commissioner Heard spoke about the School Board's new headquarters and encouraged the Board to see how willing the School Board would be to do a pet-friendly shelter there. Chairman Ciampi asked County Administrator Taryn Kryzda to bring that to their attention.

Chairman Ciampi thanked Acting County Attorney Krista Storey for her service to the Board.

### 3. COUNTY ADMINISTRATOR

No issues/comments at this time.

#### **CONSENT**

#### **ADMINISTRATION**

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

Agenda Item: 19-0425

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

Supplemental Memo (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: 19-0427

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

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

Agenda Item: 19-0483

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

##### **CNST-4 VALUE ADJUSTMENT BOARD APPOINTMENT**

Agenda Item: 19-0269

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

##### **CNST-5 CONSTRUCTION INDUSTRY LICENSING BOARD APPOINTMENTS**

Agenda Item: 19-0492

##### **RESOLUTION NO. 19-6.6**

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

##### **CNST-6 COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY COMMITTEE APPOINTMENT**

Agenda Item: 19-0595

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

##### **CNST-7 NOTED ITEMS**

Agenda Item: 19-0428

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

##### **CNST-8 ADOPT PROCLAMATIONS TO BE PRESENTED ON JULY 30, 2019**

Agenda Item: 19-0289

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

**CNST-9 APPROVE THE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM (SHIP) 15-16 REPORT AND TRANSMITTAL TO THE STATE**  
**Agenda Item: 19-0303**

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

**GROWTH MANAGEMENT**

**CNST-10 REQUEST RELEASE OF THE UNITY OF TITLE FOR MARTIN COMMERCE CENTER AT GRAN PARK WEST**  
**Agenda Item: 19-0533**

**RESOLUTION NO. 19-6.7**

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

**PUBLIC WORKS**

**CNST-11 REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY (FPL) FOR ELECTRICAL SERVICE TO FEED THE NEW STUART JET CENTER WEST BUILDING AT WITHAM FIELD**  
**Agenda Item: 19-0534**

**RESOLUTION NO. 19-6.8**

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

**CNST-12 ACCEPTANCE OF A UTILITY EASEMENT FROM TED GLASRUDE ASSOCIATES FL, LLC, FOR WATER AND FIRE SERVICES AND UTILITY RELATED EQUIPMENT WITHIN THE TREASURE COAST COMMERCE CENTER**  
**Agenda Item: 19-0549**

**RESOLUTION NO. 19-6.10**

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

**UTILITIES AND SOLID WASTE**

**CNST-13 INITIAL ASSESSMENT RESOLUTION FOR THE PALM LAKE PARK WATER MAIN MUNICIPAL SERVICE BENEFIT UNIT**  
**Agenda Item: 19-0547**

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

**PARKS AND RECREATION**

**CNST-14 CONTRACT WITH EARLY LEARNING COALITION OF INDIAN RIVER, MARTIN AND OKEECHOBEE COUNTIES TO OFFER NO COST SUMMER CAMP TO ELIGIBLE FAMILIES**  
**Agenda Item: 19-0628**

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

Additional Item

## **PUBLIC HEARINGS**

### **PH-1 LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF COMPREHENSIVE PLAN AMENDMENT (CPA) 19-3, MARTIN COUNTY FAIRGROUND UTILITIES, AND CPA 19-14 SANITARY SEWER SERVICES ELEMENT**

Agenda Item: 19-0551

Principal Planner Samantha Lovelady and Growth Management Director Nicki van Vonno provided the staff's presentation and outlined the amendments and text changes for the Board.

The following member of the public addressed the Board on this item: Tom Pine.

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

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

**Nay:** 1 - Commissioner Heard

Supplemental Memo

## **PUBLIC HEARING QUASI-JUDICIAL**

### **PHQJ-1 SUNRISE RESTAURANTS, LLC REZONING (C110-007)**

Agenda Item: 19-0509

This item was continued to July 30th by the first motion of the meeting.

### **PHQJ-2 WEST STUART BUSINESS CENTER REQUEST FOR REVISED FINAL SITE PLAN APPROVAL**

Agenda Item: 19-0530

#### **RESOLUTION NO. 19-6.12**

Ex parte communication disclosures were made by all five commissioners. There were no interveners. The proof of notification was filed at the LPA meeting. The participants were sworn in by the deputy clerk.

COUNTY: Principal Planner Peter Walden provided the staff's presentation to the Board.

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

APPLICANT: Engineering Design Construction Vice President Brad Currie addressed the Board in agreement with staff's presentation.

Chairman Ciampi solicited public comment; none was heard.

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

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

## **DEPARTMENTAL**

### **ADMINISTRATION**

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

Agenda Item: 19-0430

##### **RESOLUTION NOS. 19-6.13, 19-6.14, 19-6.15, 19-6.16, and 19-6.17**

Director of the Office of Management and Budget Jennifer Manning presented the following items to the Board: (1) Tuckahoe Mansion seawall replacement, (2) Airport Maintenance Facility and Equipment Storage grant amendment #1, (3) Airport Stormwater Improvements grant, (4) Old Palm City Eco Art Stormwater Water Quality Retrofit Project grant, (5) Children's Services Council AS/OS Program grant, and (6) Half-Cent Sales Tax Revenue Bonds (Series 2019) allocations.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for approval of items 1 through 5. The motion carried by the following vote:

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

Agenda Item: 19-0430

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of item #6. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Heard

Supplemental Memo (6 items)

#### **DEPT-2 APPROVE MODIFICATIONS TO THE INVESTMENT POLICY AND ADOPT A RESOLUTION TO INCORPORATE CHANGES ACCORDINGLY**

Agenda Item: 19-0538

##### **RESOLUTION NO. 19-6.11**

Clerk of the Circuit Court and Comptroller Carolyn Timmann provided the presentation to the Board. The presentation included: the Clerk's authority and duties, background/history, thresholds, yields, and highlights of the recommended revisions to

the policy.

The following Clerk's Office staff members participated in creation of the policy modifications: Deputy Chief of Operations Tom O'Reilly, Director of Finance Sandra Smith and Chief Deputy of Operations Cheri Vancura, and Internal Auditor Hank Nagel (Mr. Nagel did not attend the presentation).

Hilltop Securities Asset Management Director/Senior Portfolio Manager Greg Warner provided an overview of the revisions of significance: benchmarks, performance measurements, ethical standards, and authorized investments to be added (commercial paper, corporate obligations/bonds, and municipal obligations).

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Hetherington, seconded by Commissioner Smith, to approve the revisions and the correlating resolution. The motion carried by the following vote:

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

**DEPT-3 APPROVE A CONTRACT WITH MS. SARAH WOODS FOR THE POSITION OF COUNTY ATTORNEY**

Agenda Item: 19-0566

County Administrator Taryn Kryzda presented the item to the Board.

Chairman Ciampi solicited public comment; none was heard.

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

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

Supplemental Memo

**UTILITIES AND SOLID WASTE**

**DEPT-4 REQUEST FOR AUTHORIZATION TO NEGOTIATE RENEWAL AGREEMENT FOR SOLID WASTE MANAGEMENT SERVICES WITH OKEECHOBEE LANDFILL, INC. (OLI)**

Agenda Item: 19-0561

Utilities & Solid Waste Director Sam Amerson presented the item to the Board. Deputy County Administrator Don Donaldson informed the Board that staff expected to have the agreement negotiated long before the expiration of the current contract.

Chairman Ciampi solicited public comment; none was heard.

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



Chairman Jenkins, for staff's recommendation with the two 'whereas' or the ideas under the recommendation and the three additional bullet pointed comments. The motion carried by the following vote:

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

## **ADMINISTRATION**

### **DEPT-5 DISCUSSION OF LEGAL DEFENSE EXPENSES THAT WERE INCURRED BY COMMISSIONER SARAH HEARD IN CASE NO. 2017-MM-3744**

Agenda Item: 19-0589

Commissioner Hetherington recapped her history as a consultant for Lake Point and requested an opinion from the County Attorney regarding whether she had a conflict on this item.

Acting County Attorney Krista Storey read from Florida Statutes and offered her opinion that Commissioner Hetherington was obligated to participate and vote on the matter.

County Administrator Taryn Kryzda provided the introduction to the item. Acting County Attorney Krista Storey and Senior Assistant County Attorney Elysse Elder presented the item to the Board.

Attorneys Jordan Wagner, Richard Kibbey, and Barbara Kibbey-Wagner addressed the Board regarding the case, the research and work involved, and the reasonableness of their fees. All three attorneys urged the Board to choose a lawyer/law firm that they could work with to resolve the issue.

The following members of the public spoke in support of paying Commissioner Heard's legal fees item: Jackie Trancynger, Virginia Sherlock, and Paul Laura.

**MOTION:** A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, to accept staff's recommendation and proceed with the direction that has been given to us by both our Administrator and County Attorney. The motion carried by the following vote:

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

**Abstain:** 1 - Commissioner Heard

Additional Item

## **DEPARTMENTAL QUASI-JUDICIAL**

### **GROWTH MANAGEMENT**

#### **DPQJ-1 HUMANE SOCIETY OF THE TREASURE COAST SEPTIC SYSTEM WAIVER**

Agenda Item: 19-0539

**RESOLUTION NO. 19-6.18**

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

COUNTY: Senior Planner Matt Stahley provided the staff's presentation to the Board.

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

APPLICANT: Attorney Terry McCarthy addressed the Board on behalf of the applicant regarding the plans to enhance the facility and requested the Board's approval.

Chairman Ciampi solicited public comment; none was heard.

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

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

**DPQJ-2 HINCKLEY YACHTS REQUEST FOR TEMPORARY CERTIFICATE OF OCCUPANCY**

Agenda Item: 19-0546

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

COUNTY: Growth Management Deputy Director Paul Schilling provided the staff's presentation to the Board.

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

APPLICANT: Lucido and Associates Senior Vice President Morris Crady and Hinckley Yachts Vice President of Service Tim Shields provided the applicant's presentation and thanked the Board for their consideration.

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

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

**Nay:** 1 - Commissioner Heard

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

No comments at this time.

**ADJOURN**

The Board of County Commissioners meeting of June 18, 2019 adjourned at 3:57 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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