



## BOARD OF COUNTY COMMISSIONERS

**DRAFT**

**7/28/2020 9:00 AM**

### MINUTES

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

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#### **COUNTY COMMISSIONERS**

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

*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 Harold E. Jenkins II  
Vice Chair Stacey Hetherington  
Commissioner Doug Smith  
Commissioner Sarah Heard  
Commissioner Edward V. Ciampi

1. MOMENT OF SILENCE
2. PLEDGE OF ALLEGIANCE
3. ADDITIONAL ITEMS
4. APPROVAL OF AGENDA

**MOTION:** A motion was made by Commissioner Hetherington, seconded by Commissioner Smith, for approval of the agenda [agenda with additional item (DEPT-7) and consent agenda (no pulls)]. The motion CARRIED by the following vote:

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

## **PROCLAMATIONS AND SPECIAL PRESENTATIONS**

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

The Chairman will present the proclamations to the recipients.

Agenda Item: 20-0574

Communications Manager Laura Beaupre introduced the proclamations. Veteran David West accepted the proclamation for Purple Heart Day. Parks and Recreation Director Kevin Abbate accepted the proclamation for Parks and Recreation Month.

County Administrator Taryn Kryzda, MPO Administrator Beth Beltran, and United Way Director of Philanthropy Elisabeth Glynn presented the results of the United Way campaign. Library Director Jennifer Salas accepted the award for Most Volunteer Hours. Taryn Kryzda accepted the award for Highest Percentage of Revenue for the Administration Department.

Business Development Board Executive Director Joan Goodrich and Board Member David Powers provided a presentation on the Economic Development Ad Valorem Tax Exemption referendum.

## **COMMENTS**

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

Tom Pine spoke about public comment emails and businesses in Downtown Jensen Beach taking up 70-80% of the public sidewalk.

### **2. COMMISSIONERS**

Commissioner Ciampi spoke about the passing of Dr. Howard Voss. He also spoke about the passing of Cooper Evans and urged everyone to be cautious when driving.

Commissioner Heard asked about the County's regulation banning snipe signs. County Administrator Taryn Kryzda responded that staff would follow up with code enforcement on the issue.

Commissioner Smith spoke about Dr. Voss and his work with Volunteers in Medicine.

### **3. COUNTY ADMINISTRATOR**

#### **AM**

Fire Rescue Chief Bill Schobel introduced new Emergency Management Director Sally Waite to the Board.

PM

County Administrator Taryn Kryzda asked the Board about the upcoming scheduled COVID-19 Update meetings. It was agreed that Ms. Kryzda would schedule emergency meetings if necessary.

Commissioner Heard reminded the Board that the mandatory mask ordinance would be expiring on August 8th.

MOTION: A motion was made by Commissioner Heard for staff to craft a new ordinance and that it be brought back to us at the very next meeting. The motion FAILED for lack of a second.

MOTION: A motion was made by Commissioner Ciampi, seconded by Commissioner Heard, that we, on the 8th (of August), institute an emergency order that would strongly encourage Martin County residents, or people that are in Martin County, to wear their masks, in the same policies and criteria that we currently have, and the same language that we had for food service people (using strongly encourage). All of the language of what's currently in place (in the ordinance) would stay the same, except it's no longer mandated, it's strongly encouraged. The motion CARRIED unanimously.

Ms. Kryzda informed the Board that staff would craft a press release to get the information out to the public and to encourage them to keep doing the right thing.

Commissioner Smith spoke about the need to get direction from the governor regarding outdoor events (art shows, air show, etc.).

## **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: 20-0672

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**

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 27, 2020 and July 10, 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: 20-0676

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

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

The Board is asked to approve minutes from the July 2, 2020 COVID-19 Update meeting, the July 7, 2020 Hobe Heights/Face Masks meeting, and the July 14, 2020 regular meeting.

Agenda Item: 20-0884

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

**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: 20-0400

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

**CNST-5 AGRICULTURE AND NATURAL RESOURCES ADVISORY COMMITTEE APPOINTMENT**

The Board is asked to confirm an appointment to the Agriculture and Natural Resources Advisory Committee.

Agenda Item: 20-0899

**RESOLUTION NO. 20-7.15**

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

**BUILDING**

**CNST-6 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF FREDDIE SCOTT, CASE NO. 00-0008488**

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 Stipulation and Agreed Recommended Order regarding the Code Enforcement case of Freddie Scott.

Agenda Item: 20-0833

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

**CNST-7 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT CASE OF JKR INVESTMENT GROUP, INC., CASE NO. 16-0108942**

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 Stipulation and Agreed Recommended Order regarding the Code Enforcement case of JKR Investment Group, Inc.

Agenda Item: 20-0834

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

**CNST-8 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED  
RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT  
CASE OF JBI 2400, LLC, CASE NO. ENF2019030085-01**

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 Stipulation and Agreed Recommended Order regarding the Code Enforcement case of JBI 2400, LLC.

Agenda Item: 20-0835

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

**CNST-9 REQUEST FOR FINE REDUCTION STIPULATION AND AGREED  
RECOMMENDED ORDER REGARDING THE CODE ENFORCEMENT  
CASE OF JKR INVESTMENT GROUP, INC., CASE NO ENF2018110065**

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 JKR Investment Group, Inc.

Agenda Item: 20-0836

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

**BOARD AND COMMITTEE APPOINTMENTS**

**B&C-1 VALUE ADJUSTMENT BOARD APPOINTMENT**

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

Agenda Item: 20-0721

**RESOLUTION NO. 20-7.16**

Administration Executive Aide Donna Gordon tallied the votes for the Board. Assistant County Administrator George Stokus announced that Derik Baumgartner received four votes.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Smith, to appoint Mr. Baumgartner. The motion CARRIED by the following vote:

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

**PUBLIC HEARINGS**

**PH-1 LEGISLATIVE PUBLIC HEARING TO CONSIDER TRANSMITTAL OF  
COMPREHENSIVE PLAN AMENDMENT 19-27, PORT SALERNO  
FUTURE LAND USE MAP**

If adopted, this amendment will change the Residential Estate Density, Low Density Residential, Medium Density Residential, High Density Residential, Mobile Home Density, Commercial Office/Residential, Limited Commercial, General Commercial

and Recreational future land use designations to CRA Center, CRA Neighborhood, or General Institutional future land use designations in the Port Salerno CRA and will repeal the Port Salerno Mixed-Use Future Land Use Overlays. As proposed, the Residential Estate Density future land use designation would be removed from two small islands owned by the State of Florida. The Marine Waterfront Commercial and the Industrial future land use designations would be retained.

Agenda Item: 20-0848

Principal Planner Irene Szedlmayer presented the item to the Board. Community Development Manager Susan Kores assisted with Board questions.

The following members of the public addressed the Board on this item: Economic Council CEO Ted Astolfi and Attorney Bob Raynes (representing dock owner Richard Schultz).

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

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

**Nay:** 1 - Commissioner Heard

#### **PUBLIC HEARING QUASI-JUDICIAL**

##### **PHQJ-1 FIRST PUBLIC HEARING TO CONSIDER AN ORDINANCE ESTABLISHING DIVISION 6, PORT SALERNO COMMUNITY REDEVELOPMENT CODE, IN ARTICLE 12, LDR, AND AMENDING THE ZONING ATLAS**

This is the first public hearing before the Board of County Commissioners (Board) on a proposed ordinance to amend the Land Development Regulations (LDRs) to: (1) create Division 6, Port Salerno Community Redevelopment Code, of Article 12; (2) amend the Zoning Atlas to assign the Port Salerno Redevelopment Zoning District and other zoning districts for consistency with the Future Land Use Map; and (3) repeal Section 3.263, Port Salerno Community Redevelopment Area, LDR. The proposed amendment of the LDRs and Zoning Atlas is a companion to CPA 19-27, Port Salerno FLUM.

Agenda Item: 20-0849

Ex parte communications were disclosed by all five commissioners. There were no interveners. The proof of notification was included in the agenda item. The participants were sworn in by the deputy clerk.

COUNTY: Communications Manager Susan Kores introduced the item. Treasure Coast Regional Planning Council Urban Design Director Dana Little provided the presentation to the Board. Senior Assistant County Attorney Krista Storey and Principal Planner Irene Szedlmayer assisted with Board questions.

The following County Exhibits were entered into the record: (1) agenda item/staff report, (2) Irene Szedlmayer resume, (3) Susan Kores resume.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Ciampi, to accept the staff presentation today, to schedule the second public hearing on September 15th before 5:00 p.m., and direct staff to come back to us in that second hearing with language that defines and helps us better create this waterfront dock issue, so that it is applicable to the Salerno CRA. The motion CARRIED by the following vote:

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

**Nay:** 1 - Commissioner Heard

## **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: 20-0680

#### **RESOLUTION NOs. 20-7.17 and 20-7.18**

Office of Management & Budget Director Jennifer Manning presented the following items to the Board: (1) Stuart Business Park CDBG-MIT grant, (2) Hobe Sound CRA (Pettway Neighborhood potable water) grant, (3) MARTY bus grant, and (4) Airport RPZ grant agreement termination.

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

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

#### **DEPT-2 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: 20-0684

Purchasing Manager Krysti Brotherton presented the following items to the Board: (1) Water & Wastewater Treatment Plant Construction continuing service contract, and (2) MARTY Bus System transit and support services contract.

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 Jenkins II, Vice Chair Hetherington, Commissioner Smith, Commissioner Heard, and Commissioner Ciampi

**DEPT-3 MARTIN COUNTY FAIRGROUND UPDATE**

This item is being presented to update the Board of County Commissioners on the status of various matters with the Martin County Fair Association, including utilities to the new fairground site, the Option to Lease the new fairground site, and the scope and fee for the design charrette and master plan for the existing fairground site.

Agenda Item: 20-0797

Assistant County Administrator George Stokus and Treasure Coast Regional Planning Council Urban Design Director Dana Little presented the item to the Board. County Attorney Sarah Woods and Assistant County Attorney Elizabeth Lenihan assisted with Board questions.

Martin County Fair Manager Jay Spicer addressed the Board regarding the effect of lease provisions on their fund raising efforts. County Attorney Sarah Woods informed the Board that her staff would meet with the Fair Association staff and assist them with their lease/fund raising issue.

MOTION: A motion was made by Commissioner Smith to proceed with an agreement with the Regional Planning Council that the first phase of work would start, and that would take us through to the first of the year, so we can reassess where we are with that data at that point and where we are with the economy, the pandemic, the election cycle being over, and we would come back with an analysis. So, I would suggest that the first phase get done, but then we do hit that pause button and have another discussion sometime in January relative to those sequential phases. The motion FAILED for lack of a second.

Agenda Item: 20-0797

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Hetherington, to postpone this and bring it back the first of the year. The motion CARRIED by the following vote:

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

**Nay:** 1 - Commissioner Ciampi

**DEPT-4 REVOLVING LOAN FUND GRANT APPLICATION TO ECONOMIC DEVELOPMENT ADMINISTRATION FROM TREASURE COAST REGIONAL PLANNING COUNCIL**

The Treasure Coast Regional Planning Council is requesting that the County contribute toward the creation of a Revolving Loan Fund for tri-county recovery from economic



damage caused by the Coronavirus Pandemic.

Agenda Item: 20-0837

Assistant County Administrator George Stokus presented the item to the Board. TCRPC Executive Director Tom Lanahan addressed the Board about the opportunity to get an 80% match for their money and to create a revolving loan fund for the three northern counties in our region (Martin, St. Lucie, and Indian River).

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

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

**DEPT-5 REQUEST FOR APPROVAL OF VOLUNTARY EARLY SEPARATION INCENTIVE PROGRAM**

The Human Resources Division has created a Voluntary Early Separation Incentive Program (VESIP) to offer to eligible employees. Employees who enroll in VESIP and voluntarily conclude their employment with Martin County ("the County") will be paid up to twenty (20) weeks of their base pay and the County will maintain their medical/dental insurance benefits through February 28, 2021. Program participants will be responsible for the employee portion of the premium in effect and any subsequent employee premium increase.

Agenda Item: 20-0866

Human Resources & Risk Management Director Matthew Graham presented the item to the Board.

MOTION: A motion was made by Commissioner Ciampi, seconded by Commissioner Heard, to accept the item. The motion CARRIED by the following vote:

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

**DEPT-6 2020 LEGISLATIVE SESSION FINAL REPORT**

Martin County actively advocates annually for the County's state legislative priorities in Tallahassee throughout the legislative session. This presentation is a summary of the budget and policy items that passed during the 2020 Legislative Session.

Agenda Item: 20-0885

Legislative Coordinator Kloe Ciuperger presented the final report to the Board.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for staff's recommendation to authorize Ms. Ciuperger to present letters on our behalf and have them signed by the Chair when appropriate. The motion CARRIED by the following vote:

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

**DEPT-7 REQUEST FOR AUTHORIZATION OF THE COUNTY ADMINISTRATOR TO EXECUTE MEMORANDUMS OF AGREEMENT (MOU) FOR DISTRIBUTION OF CARES ACT FUNDS AND APPROVAL OF PERSONAL ASSISTANCE AND EMERGENCY FOOD RELIEF MOU BETWEEN MARTIN COUNTY AND THE UNITED WAY OF MARTIN COUNTY**

This is a request for approval to allow the County Administrator to execute agreements with Municipalities, Constitutional Offices and other entities to carry out the direction of the Board of County Commissioners (Board) for distribution of the CARES Act funds received by Martin County from the State of Florida. In addition, staff requests approval of two memorandums of agreement (MOU) with the United Way of Martin County to administer personal assistance grants and emergency food relief in compliance with the CARES Act funds allocation previously approved by the Board.

Agenda Item: 20-0933

Assistant County Administrator George Stokus presented the item to the Board. Senior Assistant County Attorney Elysse Elder assisted with Board questions.

MOTION: A motion was made by Commissioner Ciampi, seconded by Commissioner Smith, to accept the item. The motion CARRIED by the following vote:

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

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

None at this time.

**ADJOURN**

The Board of County Commissioners meeting of July 28, 2020 adjourned at 2:51 p.m.

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

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Harold E. Jenkins, Chairman  
Board of County Commissioners

Minutes approved:

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