



BOARD OF COUNTY COMMISSIONERS

FINAL MINUTES

6/4/2019 9:00 AM

MINUTES

COMMISSION CHAMBERS

2401 SE MONTEREY ROAD, STUART, FLORIDA 34996

COUNTY COMMISSIONERS

Edward V. Ciampi, Chairman

Harold E. Jenkins II, Vice Chairman

Doug Smith

Stacey Hetherington

Sarah Heard

Taryn Kryzda, County Administrator

Sarah W. Woods, County Attorney

Carolyn Timmann, Clerk of the Circuit Court and

Comptroller

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 - moment of silence

2. PLEDGE OF ALLEGIANCE

3. ADDITIONAL ITEMS

4. APPROVAL OF AGENDA

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for approval of the agenda [with additional items PROC-2 and DEPT-5, and the consent agenda (no pulls)], with the withdrawal of items CNST-7 and DEPT-2. 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 A PROCLAMATION PREVIOUSLY APPROVED VIA THE CONSENT AGENDA

The Chairman will present the proclamation to the recipient.

Agenda Item: 19-0440

Communications Manager Laura Beaupre introduced the proclamation. National Garden Week Chairman Donna Berger accepted the proclamation for Garden Week.

PROC-2 ADOPT AND PRESENT A PROCLAMATION DECLARING OCEANS MONTH IN MARTIN COUNTY, FLORIDA

The Board is asked to adopt and present a proclamation declaring Oceans Month in Martin County, Florida.

Agenda Item: 19-0548

Communications Manager Laura Beaupre introduced the proclamation. Florida Oceanographic Society Executive Director Mark Perry accepted the proclamation for Oceans Month.

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

Additional Item

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

Animal Care & Control Oversight Board Member Shaun Kelly addressed the Board in support of the proposed ordinance amending Chapter 9, Animals (item PH-2).

Sam Hay urged the Board to immediately eliminate the use of glyphosate in Martin County (item DEPT-3).

Tom Pine spoke about the County's debt and the costs to construct the Jensen Beach Mooring Field.

2. COMMISSIONERS

AM

Commissioner Hetherington spoke about the positive momentum with water quality issues and the encouraging meetings the commissioners had in Washington D.C. regarding the types of funding that Martin County will, hopefully, get this year. Commissioner Jenkins concurred with her comments.

Commissioner Heard asked Chairman Ciampi if he would allow her to take over his MPO seat. She also spoke about the recent heavy rains and urged drivers to watch out for sandhill cranes on the roadsides or crossing the roads.

Chairman Ciampi warned drivers to watch out for children who were out of school for the summer. He agreed to allow Commissioner Heard to take over his MPO seat for the remainder of his term, to be revisited in November during the reorganization of the BCC.

PM

Commissioner Jenkins informed the public that the County bus added a new route, from Indiantown to Hobe Sound.

MOTION: A motion was made by Commissioner Jenkins, seconded by Commissioner Heard, for Chairman Ciampi to relinquish spot on the MPO seat and give it to Commissioner Heard. The motion carried by the following vote:

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

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 in an effort 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: 19-0424

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**

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 4, 2019 and May 17, 2019. 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: 19-0426

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 May 7, 2019 joint meeting (Martin, Hendry, Glades, Okeechobee, and Palm Beach Counties) and the May 21, 2019 regular meeting.

Agenda Item: 19-0199

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

CNST-4 ADOPT PROCLAMATIONS TO BE PRESENTED ON JUNE 18, 2019

The Board is asked to adopt the following proclamations: declaring Treasure Coast Waterway Cleanup Week, Safety Awareness Month, and Parks and Recreation Month in Martin County, Florida.

Agenda Item: 19-0444

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

CNST-5 ADOPT PROCLAMATIONS COMMENDING DANNY MOLINA, JR. AND CHRISTIAN ALEXANDER MOLINA UPON THE OCCASIONS OF ACHIEVING THE RANK OF EAGLE SCOUT

The Board extends greetings and congratulations to scouts achieving the rank of Eagle Scout.

Agenda Item: 19-0545

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

PARKS AND RECREATION

CNST-6 TRANSPORTATION SERVICES AGREEMENT WITH SCHOOL BOARD OF MARTIN COUNTY

The Transportation Services Agreement with the School Board of Martin County is for the use of school buses to transport after school and summer camp participants for field trips, special events, and activities.

Agenda Item: 19-0480

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

CNST-7 CONTRACT WITH EARLY LEARNING COALITION OF INDIAN RIVER, MARTIN AND OKEECHOBEE COUNTIES TO OFFER NO COST SUMMER CAMP TO ELIGIBLE FAMILIES

The Early Learning Coalition of Indian River, Martin, and Okeechobee Counties (ELC) offers a program for reimbursement funding to providers who implement fee-based after school/summer programming. The ELC reimburses providers based on fees charged to the public for services. The ELC contracts with Martin County for the Jensen Beach Summer Camp at Langford Park located at 2369 NE Dixie Highway, Jensen Beach. The ELC provides a full reimbursement to Martin County for camp fees incurred by eligible families as determined by the ELC.

Agenda Item: 19-0514

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

PUBLIC WORKS

CNST-8 ADOPTION OF A RESOLUTION AND ACCEPTANCE OF A UTILITY EASEMENT FROM HINCK LANDLORD (DE) LIMITED PARTNERSHIP FOR CONSTRUCTION OF WATER AND FIRE SERVICE, A FIRE HYDRANT AND UTILITY RELATED EQUIPMENT

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Hinck Landlord (DE) Limited Partnership for the construction of water and fire service, fire hydrant and utility related equipment to be constructed with the current Hinckley Marine project north of SE Robertson Road in Hobe Sound.

Agenda Item: 19-0505

RESOLUTION NO. 19-6.1

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

CNST-9 APPOINTMENT OF MARTIN COUNTY REPRESENTATIVE FOR JUNE 6, 2019 PAL MAR WATER CONTROL DISTRICT ANNUAL LANDOWNERS' MEETING AND BOARD OF SUPERVISORS MEETING

Commissioner Sarah Heard is Martin County's designated representative on the Pal Mar Water Control District. The Annual Landowners' Meeting and Board of Supervisors Meeting is June 6, 2019. It is necessary for the Board of County Commissioners to update the Proxy to authorize Commissioner Heard to vote on June 6, 2019, to effectuate Board of County Commissioner direction.

Agenda Item: 19-0511

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

CNST-10 ADOPTION OF A RESOLUTION AND ACCEPTANCE OF A UTILITY EASEMENT FROM FLORIDIAN NATIONAL GOLF CLUB, LLC FOR WATER, SEWER AND FIRE SERVICE AND UTILITY RELATED EQUIPMENT FOR PHASE 6 PUD

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Floridian Golf Resort, LLC, now known as, Floridian National Golf Club, LLC, for the construction of water, sewer, and fire services and utility related equipment facilities to service Phase 6 to the north of SW Rivers End Way.

Agenda Item: 19-0518

RESOLUTION NO. 19-6.2

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

CNST-11 ADOPT A RESOLUTION CONSENTING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION'S ADMINISTRATION OF THE REALIGNMENT OF CR-714 (SW MARTIN HIGHWAY) AT ITS APPROACH TO SR-710 (SW WARFIELD BOULEVARD)

At the Martin Metropolitan Planning Organization's request, the Florida Department of Transportation is evaluating opportunities to realign CR-714 (SW Martin Highway) at its approach to SR-710 (SW Warfield Boulevard) as part of the widening of SR-710 (SW Warfield Boulevard) from Sherman Wood Ranches in Okeechobee County to CR-714 (SW Martin Highway or Martin Grade). In order to move forward, the Florida

Department of Transportation has requested a resolution from the Board of County Commissioners consenting to its administration of the project and committing to fund elements not qualified for federal aid funding.

Agenda Item: 19-0522

RESOLUTION NO. 19-6.3

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

CNST-12 MEMORANDUM OF UNDERSTANDING BETWEEN DISTRICT BOARD OF TRUSTEES OF INDIAN RIVER COLLEGE AND THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS FOR A DESIGNATED PARK AND RIDE LOCATION AT MORGADE LIBRARY

The Memorandum of Understanding between the District Board of Trustees of Indian River State College (IRSC) and the Martin County Board of County Commissioners (BOCC) will allow the County to designate eight (8) park and ride spaces at the Morgade Library. This park and ride designation complements the commuter bus service to Palm Beach County.

Agenda Item: 19-0531

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

PUBLIC HEARINGS

PH-1 PUBLIC HEARING TO CONSIDER ADOPTION OF ORDINANCE AMENDING SECTION 79.257 OF ARTICLE 7 OF CHAPTER 79, FIRE PREVENTION AND PROTECTION, GENERAL ORDINANCES, MARTIN COUNTY CODE, REGARDING MUNICIPAL SERVICE TAXING UNIT (MSTU) FOR FIRE RESCUE SERVICES

The Board of County Commissioners ("Board") is requested to adopt proposed amendments to the boundaries identified for the Countywide Fire/Rescue MSTU to include the incorporated area of the Village of Indiantown.

Agenda Item: 19-0512

ORDINANCE NO. 1101

Fire Chief William Schobel, Fire Rescue Administrator Matt Resch, 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 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

PH-2 PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING CHAPTER 9, ANIMALS, GENERAL ORDINANCES, MARTIN COUNTY CODE

The Animal Care and Control Oversight Board (ACCOB) began its review of amendments to Chapter 9, Animals, General Ordinances, Martin County Code on May 18, 2017. After multiple reviews including the consideration of public comment, the ACCOB on January 12, 2019, unanimously recommended that the Board of County Commissioners adopt the proposed ordinance.

Agenda Item: 19-0481

ORDINANCE NO. 1102

Assistant County Administrator George Stokus and Senior Assistant County Attorney Ruth Holmes presented the item to the Board.

Mr. Stokus noted the following corrections for the Board: (1) take out 'excluding first night of impoundment' [page 9, section 9.34, items 1, 2, and 4]; (2) change 'dangerous dog' to 'animal' [page 5, proper enclosure] (3) correct the name of the program to Trap, Neuter, Vaccinate, and Return [page 26, section 9.90].

Acting County Attorney Krista Storey requested that the Board authorize staff to make any and all required scrivener's edits to make sure that the ordinance reads correctly.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Heard, for approval of the item, with the noted changes, and any other scrivener changes that might be necessary. The motion carried by the following vote:

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

PH-3

PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING CHAPTER 13, ART IN PUBLIC PLACES, GENERAL ORDINANCES, MARTIN COUNTY CODE; AND ADOPTION OF A NEW PROGRAM MANUAL AND BUDGET

The Board is requested to consider adoption of an Ordinance amending Chapter 13, Art in Public Places, General Ordinances, Martin County Code and adoption of a new Program Manual that includes clear program responsibilities, procedures and forms, as well as an annual budget and sample contracts.

Agenda Item: 19-0438

ORDINANCE NO. 1103

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 Commissioner Smith, seconded by Commissioner Hetherington, for approval of the item. The motion carried by the following vote:

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

Nay: 1 - Commissioner Heard

REQUESTS AND PRESENTATIONS

R&P-1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT UPDATE

The South Florida Water Management District Update.

Agenda Item: 19-0535

SFWMD Executive Director Drew Bartlett introduced the item. SFWMD Governing Board Member Jacqui Thurlow-Lippisch complimented the Board on the County website and praised Mr. Bartlett's leadership. Engineering & Construction Bureau Chief Alan Shirkey provided the update on their Ecosystem Restoration Projects.

The following projects were included in the presentation: STA-1W Expansion #1, STA-1W Expansion #2, C-139 Flow Equalization Basin, STA 5 Earthwork, STA 1E Earthwork, C-44 Reservoir/STA, C-43 West Basin Storage Reservoir (Package 1 - Preload & Demolition; Package 2 - Irrigation PS S-476; Package 3 - Inflow Pump Station S-470; Site Preparation Tree Clearing and Access Roads; Package 4 - Civil Works), C-43 Construction Progress, Lake Hicpochee FEB (G-726 Outflow Weir), and EAA Reservoir and Stormwater Treatment Area.

Chairman Ciampi solicited public comment; none was heard.

R&P-2 US ARMY CORPS OF ENGINEERS UPDATE

The US Army Corps of Engineers will be providing an update for the operation of the Central and South Florida System, progress of Comprehensive Everglades Restoration Plan projects and the status of the Lake Okeechobee System Operating Manual project.

Agenda Item: 19-0537

US Army Corps of Engineers South Florida Deputy Commander Lieutenant Colonel Jennifer Reynolds provided the update to the Board. The presentation included Lake Okeechobee (stages, lake levels, wet season scenarios, release schedule, water budget and system operating manual), Herbert Hoover Dike implementation progress, and the South Florida Ecosystem Restoration Program.

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: 19-0429

RESOLUTION NOs. 19-6.4 and 19-6.5

Director of the Office of Management and Budget Jennifer Manning presented the items to the Board. Communications Manager Laura Beaupre and Deputy County Administrator Don Donaldson presented item #3 (Lake Okeechobee System Operating Manual).

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of the item [#1, Shelter Plus Care grant]. The motion carried by the following vote:

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

Agenda Item: 19-0429

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of the item [#2 State Aid to Libraries grant]. The motion carried by the following vote:

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

Agenda Item: 19-0429

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, for approval of the item [#3, LOSOM consultant]. The motion carried by the following vote:

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

Nay: 1 - Chairman Ciampi

Supplemental Memo (3 items)

DEPT-2 CONSIDERATION OF OPTION TO LEASE WITH MARTIN COUNTY FAIR ASSOCIATION, INC.

The Board is requested to consider the Option to Lease and form Lease Agreement between Martin County and the Martin County Fair Association, Inc. (Association) for the site on SW Citrus Boulevard, adjacent to the Village of Indiantown.

Agenda Item: 19-0544

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

PUBLIC WORKS

DEPT-3 UPDATE ON THE INTEGRATED PEST MANAGEMENT PROGRAM BEING DEVELOPED FOR MARTIN COUNTY OPERATIONS

On September 25, 2018 the Board of County Commissioners (Board) directed staff to develop an Integrated Pest Management (IPM) Program for County operations. Staff will provide an update on progress made towards the development and implementation of the IPM Program.

Agenda Item: 19-0513

Deputy Public Works Director Jim Gorton and Mosquito Control Manager Kylie

Yanchula provided the presentation to the Board. Ecosystem Project Manager Mike Yustin assisted with Board questions.

The following member of the public addressed the Board in support of banning glyphosate: Irene Gomes.

MOTION: A motion was made by Chairman Ciampi, seconded by Commissioner Heard, for staff to begin the immediate process that staff feels is appropriate for eliminating the use, at the county level, of glyphosate, to send the message that we value our employees and we want to be leaders in this effort. The motion carried by the following vote:

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

DEPT-4 LAKE OKEECHOBEE 5 COUNTY LETTER OF AGREEMENT

This item is to receive feedback on a draft letter composed by staff to capture the items of agreement among the 5 counties that border Lake Okeechobee as it relates to the management of Lake Okeechobee.

Agenda Item: 19-0542

Chairman Ciampi introduced the item.

The Board decided to sign on to the five county letter, with an immediate follow-up letter from Martin County to all the congressmen stressing the health and human safety component and including the Board's LOSOM scoping comments.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, to send the letter. 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 INVITATION TO CONGRESSMEN TO DISCUSS LAKE OKEECHOBEE WITH GLADES, HENDRY, MARTIN, PALM BEACH AND OKEECHOBEE COUNTIES

On May 7, 2019 five counties held a joint meeting to discuss Lake Okeechobee (Lake). From that discussion, a request was made to create a letter to send to the Army Corps of Engineers (Army Corps) and South Florida Water Management District (SFWMD) that could be signed by all five counties expressing areas of solidarity concerning Lake management. In addition to that letter, Palm Beach County has asked for the five counties to approve a letter to invite the Congressmen who represent the Co-Chairmen of the Congressional Everglades Caucus.

Agenda Item: 19-0552

Chief of Staff Steve Leighton addressed the Board on behalf of Congressman Mast and informed them that they had reached out to Hendry County in an effort to host a meeting in Clewiston, to include the counties and their state representatives. He also

informed the Board that they would be meeting with Hendry County to do a tour and invited the Board to attend the tour with them.

MOTION: A motion was made by Vice Chairman Jenkins, seconded by Commissioner Smith, to participate in the letter/invitation. The motion carried by the following vote:

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

Additional Item

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

ADJOURN

The Board of County Commissioners meeting of June 4, 2019 adjourned at 12:56 p.m.

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

Edward V. Ciampi, Chairman
Board of County Commissioners

Minutes approved:

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