BOARD OF COUNTY COMMISSIONERS

FINAL MINUTES
8/13/2019 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 - Dr. Darrell Orman, First Baptist Church of Stuart
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 the request to continue item PH-1. 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

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

Army Corps of Engineers Lieutenant Colonel Jennifer Reynolds Retirement ---
Commissioner Heard spoke about Lt. Col. Reynold's commitment to Everglades restoration, thanked her for her leadership, and congratulated her on her retirement.

Coastal Waste & Recycling Vice President John Casagrande spoke about the County's hauling contract (up for bid next year) and asked the Board to look at the qualification language in the draft RFP.

The following residents of Palm City Farms spoke in opposition to the proposed ordinance that would prohibit obstructions of County rights-of-way: David Goodfriend, William Brown, Kimberly Schmidt, John Campbell, Sharon Campbell, and Tom Abbatiello.

Tom Pine spoke about the dangers in the Community Development Projects, specifically the one in Rio, and spoke about the ten-foot wide sidewalks in front of vacant properties.

Jackie Trancyger spoke about the removal of derelict boats. She also spoke about the Jensen Beach Mooring Field project and asked if residents will have access to the facilities.

Dr. Rob McLaughlin (Back in Action) spoke about the recent RFP decision for the Employee Medical Clinic contract and voiced concerns about the Board approving the project without pulling it from the consent agenda for discussion.

Jon Page asked if all residents will be able to use the amenities at the Jensen Beach Mooring Facility. He spoke about the need for affordable housing and urged the Board to make it one of their Legislative Priorities.

2. COMMISSIONERS

AM
Commissioner Smith spoke about landscaping for the Kanner Highway project. He spoke about adopting a rating system for hotels based on recycling, sustainability, and the types of products the hotel is using. He also spoke about other counties in the state being sued to retract recently passed ordinances and suggested looking into those lawsuits to see what issues are being challenged.

Commissioner Smith asked to give staff direction to send a letter to the MPO and FDOT requesting a presentation (by FDOT) to both the MPO and the BCC regarding the Kanner Highway landscaping project. The Board concurred.

Commissioner Hetherington spoke about the Kanner Highway landscaping. She also spoke about the City of Stuart's workshop on an ordinance to eliminate the use of single use plastics/plastic straws/styrofoam products at City events and suggested that the County follow up with an ocean-friendly education campaign and recognition of participating businesses.

Commissioner Jenkins spoke about the hazard caused by the difficulty in seeing over the hedges on U.S.1 when driving a regular car.

Commissioner Heard spoke about the recent summer rains and the flooding of roads caused by stormwater management rules that are not strong enough, weakening open space requirements, and changes to CRA rules.

Chairman Ciampi addressed public comments regarding the proposed ordinance regarding County rights-of-way and voiced his belief that the issue can be resolved. The item will be heard on August 27th.

The Board also addressed public comment regarding the Employee Medical Clinic contract (approved July 30th).

MOTION: A motion was made by Commissioner Heard, seconded by Chairman Ciampi, that contracts at a million dollars or more be agenda-ed, and that anyone that was a legitimate participant in a bid process at least be notified that the agenda item is being heard.
The motion carried unanimously.

PM

Commissioner Hetherington spoke about Purchasing Manager Nicole Carey's upcoming retirement, thanked her for her service, and wished her well. Vice Chairman Jenkins and Chairman Ciampi offered their best wishes as well.

Commissioner Jenkins updated the Board on the tree ordinance amendment. He asked County Administrator Taryn Kryzda to look into the magistrate provision on HB7103. He clarified that his definition of affordable housing is not to build rental units and that affordable housing projects should be home ownership projects so that people can begin to build equity.

Chairman Ciampi announced that following expenditures of his district funds: YMCA/Youth in Government and SPAM robotics at Hidden Oaks Middle School. He spoke about the traffic backup on 34th Street and Mapp Road due to the new Classical Academy and suggested that the Traffic Division offer their services to assist with traffic flow.

3. COUNTY ADMINISTRATOR

No comments at this time.

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: 19-0523

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

Supplemental Memo (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 July 1, 2019 and July 25, 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: 19-0525

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 30, 2019 regular Board of County Commission meeting.

Agenda Item: 19-0220

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

CNST-4 ADOPT PROCLAMATIONS TO BE PRESENTED ON AUGUST 27, 2019

The Board is asked to adopt the following proclamations: declaring National Library Card Sign-up Month, International Overdose Awareness Day, and Constitution Week in Martin County, Florida and commending Connor A. Fleischmann upon the achievement of Eagle Scout.

Agenda Item: 19-0663

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

CNST-5 INTERLOCAL AGREEMENT WITH GREEN CORRIDOR FOR PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM AND ACCOMPANYING RESOLUTION

The Board of County Commissioners (Board) is requested to enter into an Interlocal Agreement with Green Corridor Property Assessment Clean Energy District for administration of a PACE program in the unincorporated areas of Martin County and adopt a Resolution authorizing such activity.

Agenda Item: 19-0793

RESOLUTION NO. 19-8.1

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

GROWTH MANAGEMENT

CNST-6 REQUEST APPROVAL OF RESOLUTION TO RELEASE UNITY OF TITLE ON THE HUMANE SOCIETY OF THE TREASURE COAST'S PROPERTY AND ADOPT RESOLUTION ACCEPTING AND APPROVING DEDICATION OF 50' OF RIGHT OF WAY FOR SW LEIGHTON FARM AVENUE FROM THE HUMANE SOCIETY OF THE TREASURE COAST, INC.

The Humane Society of the Treasure Coast, Inc. is requesting the release of a Unity of Title for the Humane Society of the Treasure Coast project at 4100 SW Leighton Farm Avenue in Palm City. The release of the Unity of Title is required to convey a 50 foot wide section of right of way on SW Leighton Farm Ave to Martin County.

Agenda Item: 19-0747

RESOLUTION NO. 19-8.2

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

PUBLIC WORKS

CNST-7 ADOPTION OF A RESOLUTION DESIGNATING THE FIFTY (50) FEET OF COUNTY OWNED PROPERTY ALONG OLD KANSAS AVENUE IN STUART AS ADDITIONAL COUNTY RIGHT OF WAY

Staff requests adoption of a Resolution dedicating the existing fifty (50) feet of County owned property, recorded in Deed Book 42, Page 548, along Old Kansas Avenue as Public County Right of Way.

Agenda Item: 19-0728

RESOLUTION NO. 19-8.3

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

CNST-8 ACCEPTANCE OF A UTILITY EASEMENT FROM SENIOR CARE LIVING OF STUART, LLC, FOR WATER SERVICES AND THE MAINTENANCE OF CERTAIN UTILITY FACILITIES ON THE NORTHERN SIDE OF SE COVE ROAD, EAST OF SE WILLOUGHBY BOULEVARD

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Senior Care Living of Stuart, LLC, a Florida limited liability company, for water services and the maintenance of certain utility facilities located on the northern side of SE Cove Road, east of SE Willoughby Boulevard.

Agenda Item: 19-0748

RESOLUTION NO. 19-8.4

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

CNST-9 **ACCEPTANCE OF A UTILITY EASEMENT FROM FARRELL ADVANTAGE JENSEN BEACH HOLDING LLC, FOR WATER SERVICES AND THE MAINTENANCE OF CERTAIN UTILITY FACILITIES ON NE JENSEN BEACH BOULEVARD WEST OF NE PINECREST LAKES BOULEVARD**

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Farrell Advantage Jensen Beach Holding LLC, a New York limited liability company, for water services and the maintenance of certain utility facilities located on NE Jensen Beach Boulevard west of NE Pinecrest Lakes Boulevard.

Agenda Item: 19-0750

RESOLUTION NO. 19-8.5

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

CNST-10 **REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY (FPL) FOR ELECTRICAL SERVICE ON COUNTY OWNED PROPERTY AT LAKE POINT**

FPL has requested approval of a utility easement from Martin County for service to Lake Point Phase I, LLC. (Lake Point). The utility easement is adjacent to the Lake Point driveway on the Martin County property along Kanner Highway.

Agenda Item: 19-0815

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

ADMINISTRATION

CNST-11 **VALUE ADJUSTMENT BOARD APPOINTMENT**

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

Agenda Item: 19-0695

RESOLUTION NO. 19-8.6

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

CNST-12 **APPROVE THE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM (SHIP) 15-16 REPORT AND TRANSMITTAL TO THE STATE**

This is a request for review and approval for submittal of SHIP 2015/2016 Final Close Out Report. The annual report for this program is ready for submission to the Florida Housing Finance Corporation (FHFC). Board approval of the reports is required for submission.

Agenda Item: 19-0791

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

CNST-13 **CONSIDER A RESOLUTION AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF MARTIN COUNTY TO PARTICIPATE IN A JOINT MEETING WITH ST. LUCIE AND INDIAN RIVER COUNTIES TO DISCUSS LEGISALTIVE PRIORITIES FOR THE 2020 STATE LEGISLATIVE SESSION**

The Board of County Commissioners of Martin County desires to participate in a joint meeting with the Board of County Commissioners of St. Lucie County and the Board of County Commissioners of Indian River County to discuss matters of mutual interest and legislative priorities prior to the start of the State of Florida's 2020 Legislative Session.

Agenda Item: 19-0830

RESOLUTION NO. 19-8.7

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

PUBLIC HEARINGS

PH-1 **FIRST PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT REGULATIONS TO CREATE ARTICLE 12, REDEVELOPMENT CODE, DIVISION 1, GENERAL AND DIVISION 2, JENSEN BEACH COMMUNITY REDEVELOPMENT CODE, AND TO REPEAL SECTION 3.261, JENSEN BEACH REDEVELOPMENT AREA**

This is the first public hearing on the proposed amendment of the Land Development Regulations (LDRs) to create Article 12, Redevelopment Code, Division 1, General and Division 2, Jensen Beach Community Redevelopment Code. The proposed amendment of the LDRs is a companion work product to amendment CPA 18-10 of the Comprehensive Growth Management Plan to create Chapter 18, Community Redevelopment Element, and the proposed amendment CPA 19-13 of the Future Land Use Map and Zoning Atlas regarding the Jensen Beach CRA. The Local Planning Agency recommended approval.

Agenda Item: 19-0756

Chairman Ciampi opened the item and solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Vice Chairman Jenkins, to move PH-1 to August 27th. The motion carried by the following vote:

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

Supplemental Memo (request to continue)

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: 19-0527

RESOLUTION NOs. 19-8.8, 19-8.9, and 19-8.10

Director of the Office of Management & Budget Jennifer Manning presented the following items to the Board: (1) Mosquito Control, (2) Cypress Creek Floodplain Restoration, (3) Derelict Vessel Removal, (4) Jensen Beach Impoundment Mangrove Restoration, (5) Emergency Management Performance Grant, and (6) Clifton S. Perry Park Public Access.

Chairman Ciampi solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Heard, seconded by Vice Chairman Jenkins, for approval of DEPT-1. The motion carried by the following vote:

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

Supplemental Memo (6 items)

DEPT-2 **PERMISSION TO USE THE RFP PROCESS FOR THE DISPOSITION OF TWO COUNTY OWNED PROPERTIES ON THE AFFORDABLE HOUSING INVENTORY LIST**

This is a request for the approval of implementing the RFP process for the disposition, development and construction of Affordable and Workforce Housing units on County owned property, which was previously approved as surplus property and placed on the Affordable Housing Inventory List.

Agenda Item: 19-0751

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

The following members of the public addressed the Board on this item: Nick Blount (Housing Solutions Council) and Mike Readling (Habitat for Humanity).

MOTION: A motion was made by Commissioner Smith, 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 Hetherington, and Commissioner Heard

DEPT-3 RECOGNITION FOR THE BOARD OF COUNTY COMMISSIONERS AND THE OFFICE OF MANAGEMENT AND BUDGET ON RECEIVING THE DISTINGUISHED BUDGET PRESENTATION AWARD

The Government Finance Officers Association, a national organization, established an award for budget development excellence, the Distinguished Budget Presentation Award. Martin County applied and received this distinguished award for the current fiscal year that began on October 1, 2018.

Agenda Item: 19-0853

County Attorney Taryn Kryzda and Director of the Office of Management & Budget Jennifer Manning presented the item to the Board. OMB staff was present for the item and introduced themselves for the record.

DEPT-4 CONSIDER ADOPTION OF THE 2020 STATE LEGISLATIVE PROGRAM

Annually, the Board considers a state legislative program that highlights the County's annual priorities for the state legislative session. This presentation is an overview of the County's legislative successes and draft priorities the county may adopt for the upcoming legislative session.

Agenda Item: 19-0816

Legislative Coordinator Kloee Ciuperger provided the update to the Board.

The presentation included the following issues:

2019 Wins - funding for Loxahatchee River Preservation Initiative/Culpepper Ranch Berm project, Everglades Restoration, Water Quality improvements and Septic-to-Sewer/Wastewater Treatment projects, Alternative Water Supply, Combating Blue-green Algae and Red Tide, Beach Management, Florida Coiastal Resilient Castline Initiative, Florida Forever, and the Old Martin County Courthouse restoration.

Challenges: Visit Florida funding, Everglades funding, Recurring Septic-to-Sewer state funding, Unfunded Mandates, and Home Rule.

2020 State Legislative Program: Guiding Principles (Home Rule and Unfunded Mandates), Septic-to-Sewer Conversion Program, East Fork Creek STA, Savannas South Weir, Biosolids pilot program, PalMar acquisitions, Indian River Lagoon South, Beach Nourishment, Indian River Lagoon National Estuary Program, Loxahatchee River Preservation Initiative, Amendment to Tree Trimming Protections, Community Redevelopment Agency statutory authority, VISIT Florida, Arts Council funding, Coral Reef funding, Florida Resilient Coastlines program, Harbor Branch Blue-green Algae Research, Per and Polyfluoroalkyl substances (PFAS) research, Residential Suppression Systems (home fire sprinklers), and raising the minimum age for tobacco usage to 21.

Chairman Ciampi requested that Affordable and Essential Housing be part of our 'asks.'

The following member of the public addressed the Board on this item: Jackie Trancynger.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for adoption of the state platform and update as presented. The motion carried by the following vote:

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

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

In response to the Board's earlier decision, Dr. Robert McLaughlin spoke about the RFP language and asked that all bidders be notified as to when a contract will be going before the Board. He also requested that the Board bring back the clinic item.

Jackie Trancynger spoke about connectivity and the closing-off of the Administration Building's parking lot.

ADJOURN

The Board of County Commissioners August 13, 2019 meeting adjourned at 12:24 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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