



BOARD OF COUNTY COMMISSIONERS

FINAL MINUTES
4/21/2020 9:00 AM

MINUTES

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

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

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. INVOCATION - Pastor Matt Pilot, Christ Fellowship
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 [agenda (no additional items, consent agenda (minus pulls CNST-1 and CNST-5), and the withdrawal of item PH-2]. The motion carried by the following vote:

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

COMMENTS

1. PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

Frank McChrystal spoke about the health benefits of tennis and urged the Board to open tennis courts to singles players.

Charles Rayside (Palm City Farms Trails Association) spoke about the ongoing problems of residents fencing off land that is not theirs and the dumping of land debris.

Assistant County Administrator George Stokus read comments from the following members of the public: Virginia Sherlock, Elizabeth T. Fitzsimmons, Keith McDonough, Brian Moriarty, Richard Degen, Connie Ruble, Christopher Church, Mabel Vogel, Dariel Buczek, Jackie Trancynger, John Sedwitz, Steven Shive, Gary Guthrie, David Berard, and Jennifer Nolan.

2. COMMISSIONERS

AM

Commissioner Smith spoke about creating a plan for when the time comes to reopen the county.

Commission Hetherington spoke about the President's Phase 1 Plan and asked that the Board go over that plan during Friday's COVID-19 Update meeting. She asked staff to research using video conferencing to allow members of the public to make their comments live. County Attorney Sarah Woods explained the reasons for choosing the email option for public comment.

Commissioner Ciampi spoke about allowing racquet sports for singles players. He responded to comments about Palm City Farms horse trails. He asked to discuss the County's reopening plan on Friday.

MOTION: A motion was made by Commissioner Ciampi to enforce a strict policy that the existing, established horse trails not be blocked currently [with new obstructions]. He later withdrew his motion.

Commissioner Heard spoke about the importance of public participation and asked staff to examine how we can allow ZOOM participation in our meetings. She also spoke about lifting restrictions on racquet sports (see motion below).

County Administrator Taryn Kryzda informed the Board that the Governor's Task Force would be releasing a report on Friday on their plan for reopening the state.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Ciampi, to lift restrictions on singles or single player racquet sports. The motion carried 4-1, with Commissioner Smith dissenting.

PM

Commissioner Smith spoke about the passing of Representative Kristin Jacobs.

3. COUNTY ADMINISTRATOR

County Attorney Sarah Woods addressed the Board regarding statutory requirements for public meetings during COVID-19, and clarified that Martin County is operating within the Governor's executive orders, the CDC recommendations, and the requirements of Florida law.

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: 20-0399

Purchasing Manager Krysti Brotherton and Assistant County Administrator George Stokus presented the following items to the Board: (A1) HVAC Supplies re-bid, (A2) Public Relations continuing services contract, and (B1) Boat Mooring Fields contract amendment.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Heard, for approval of CNST-1, item A2. The motion carried by the following vote:

Agenda Item: 20-0399

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Heard, to approve the remainder of CNST-1. The motion carried by the following vote:

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 March 21, 2020 and April 3, 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: 20-0539

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 March 24, 2020 Regular meeting; the March 30, 2020 COVID-19 meeting; the April 3, 2020 COVID-19 meeting; and the April 7, 2020 Regular meeting.

Agenda Item: 20-0621

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

CNST-4 INDUSTRIAL DEVELOPMENT AUTHORITY APPOINTMENT

After solicitation for applicants, the Board is asked to make the necessary appointment to the Industrial Development Authority.

Agenda Item: 20-0536

RESOLUTION NO. 20-4.7

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

CNST-5 APPROVAL FOR AN ADDITIONAL POSITION FOR PUBLIC SAFETY COMMUNICATIONS

Staff is requesting the Board of County Commissioners (Board) approve the addition of one Full-Time-Equivalent (FTE) for a Public Information Officer for public safety communications to be added to the fiscal year 2020 (FY20) budget.

Agenda Item: 20-0640

Fire Rescue Chief Bill Schobel was in attendance for this item. Commissioner Heard stated that she pulled the item because she had anticipated adding temporary resources as opposed to hiring a new, full time staff person.

MOTION: A motion was made by Commissioner Ciampi, seconded by Commissioner Hetherington, to accept staff's recommendation. The motion carried 4-1, with Commissioner Heard dissenting.

CNST-6 ADOPT PROCLAMATIONS TO BE PRESENTED AT THE MAY 5, 2020 MEETING

The Board is asked to adopt the following proclamations: declaring Apraxia Awareness Day, Hurricane Preparedness Week, Cystic Fibrosis Awareness Month, and Foster Care Awareness Month, and Mental Health Awareness Month in Martin County, Florida.

Agenda Item: 20-0420

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

GROWTH MANAGEMENT

CNST-7 REQUEST TO INITIATE TEXT AND FUTURE LAND USE MAP AMENDMENTS TO THE COMPREHENSIVE GROWTH MANAGEMENT PLAN FOR HODAPP PROPERTY

The Growth Management Department (GMD) requests the Board of County Commissioners (Board) initiate text and Future Land Use Map amendments to the Martin County Comprehensive Growth Management Plan (CGMP) for the Hodapp property located at 7715 SW 39th Street.

Agenda Item: 20-0619

RESOLUTION NO. 20-4.8

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

BOARD AND COMMITTEE APPOINTMENTS

B&C-1 AFFORDABLE HOUSING ADVISORY COMMITTEE APPOINTMENTS

After solicitation of applicants, the Board is asked to make the necessary appointments to the Affordable Housing Advisory Committee.

Agenda Item: 20-0103

RESOLUTION NO. 20-4.10

Administration Executive Aide Donna Gordon tallied the votes for the Board.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, to appoint Craig Bauzenberger, Jennifer Davis, Joan Jefferson, and Nicki van Vonno, with Bauzenberger, Davis, and van Vonno expiring in 2022. The motion carried by the following vote:

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

B&C-2 LIBRARY BOARD OF TRUSTEES APPOINTMENTS

On February 18, 2020, the Board of County Commissioners increased the membership of the Library Board of Trustees from five to nine. After solicitation of applicants, the Board is asked to make the necessary appointments to the Library Board of Trustees.

Agenda Item: 20-0515

RESOLUTION NO. 20-4.11

Administration Executive Aide Donna Gordon tallied the votes for the Board.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, to appoint Nathaniel Osborn and Nicki van Vonno with terms ending in 2023. The motion carried by the following vote:

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

Agenda Item: 20-0515

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Hetherington, to appoint Dr. Pole and Ms. Tomasik. 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 PUBLIC HEARING TO CONSIDER ADOPTION OF AN AMENDMENT TO ARTICLE 3, TABLE 3.12.1, LDR

The Gunster Law Firm has proposed an amendment to the Land Development Regulations to amend Table 3.12.1, Development Standards, of Article 3. The amendment is regarding the development standards of the LI zoning district and would allow Commercial and Business uses permitted by the LI zoning district to have an increased height.

Agenda Item: 20-0606

Comprehensive Planning Administrator Clyde Dulin and Planner Maria Jose presented the item to the Board.

Attorney Bob Raynes addressed the Board on behalf of the applicant.

MOTION: A motion was made by Commissioner Smith to continue the public hearing on this item today. The motion failed for lack of a second.

Assistant County Administrator George Stokus read comments from the following member of the public: Michelle Mercier.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Hetherington, to continue PH-1 to May 5. The motion carried by the following vote:

Aye: 3 - Vice Chair Hetherington, Commissioner Heard, and Commissioner Ciampi

Nay: 2 - Chairman Jenkins II, and Commissioner Smith

PH-2

PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE REGARDING STREETS, ROADS, AND BRIDGES

This is a public hearing to consider adoption of an Ordinance repealing Chapter 25, Cable Communications, and amending Chapter 155, Streets, Roads, and Bridges to: establish a minimum speed limit; eliminate conflicts with state statutes; and require permits in County rights-of-way.

Agenda Item: 20-0600

This item was withdrawn from the agenda.

PH-3

APPROVAL OF LOCAL HOUSING ASSISTANCE PLAN (LHAP) FY 2020-2023

Florida Administrative Code 67-37.005 requires the County to submit a new LHAP, (which governs Martin County's State Housing Initiative Partnership Program [SHIP] programming and expenditures), every three years to the Florida Housing Finance Corporation (FHFC). The 2020-2023 LHAP was prepared by staff and reviewed and approved by the Affordable Housing Advisory Committee (AHAC). The AHAC recommended that the Board of County Commissioners (BOCC) approve the 2020-2023 LHAP for submission to the FHFC.

Agenda Item: 20-0604

RESOLUTION NO. 20-4.9

Housing Program Coordinator Dawn Cobb presented the item to the Board.

Chairman Jenkins solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, to approve 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 HEARING QUASI-JUDICIAL

PHQJ-1 FPL WHITE TAIL SOLAR ENERGY CENTER FINAL SITE PLAN

Florida Power and Light requests final site plan approval for the White Tail Solar Energy Center. The project includes the construction of a 74.5-megawatt photovoltaic solar energy facility (solar farm) and associated infrastructure on approximately 600 acres which is the north half of a larger 1,261-acre tract located on the north side of Citrus Boulevard about 8 miles southwest of Florida's Turnpike.

Agenda Item: 20-0603

Senior Assistant County Attorney Krista Storey and Principal Planner Peter Walden introduced the item and informed the Board that the applicant had requested a continuance.

Chairman Jenkins solicited public comment; none was heard.

MOTION: A motion was made by Commissioner Hetherington, seconded by Commissioner Heard, to continue PHQJ-1 to June 16th. The motion carried by the following vote:

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

PHQJ-2 SECOND PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE THAT ESTABLISHES ARTICLE 12, DIVISION 4, THE OLD PALM CITY COMMUNITY REDEVELOPMENT CODE AND AMENDS THE ZONING ATLAS

This is the second public hearing on the proposed ordinance that (1) amends the Land Development Regulations (LDR) to establish Division 4, Article 12, Old Palm City Community Redevelopment Code, (2) amends the Zoning Atlas to assign the Old Palm City Redevelopment Zoning District and other zoning districts, and (3) repeals Section 3.265 of the LDR. The adoption of this ordinance will implement Chapter 18, Community Redevelopment Element of the Comprehensive Growth Management Plan, the Old Palm City Redevelopment Plan and CPA 19-24, Old Palm City CRA FLUM.

Agenda Item: 20-0623

Ex parte communications were disclosed by all five commissioners. The notices were filed at the previous meeting. There were no interveners. The participants were sworn in by the deputy clerk.

STAFF: Community Development Manager Susan Kores introduced the item.

Assistant County Administrator George Stokus read comments from the following members of the public: Michelle Mercier and Ted Astolfi (Economic Council).

The following member of the public addressed the Board on this item: Jeremy

LeMaster.

MOTION: A motion was made by Commissioner Heard, seconded by Commissioner Hetherington, to continue this item to May 5. The motion carried by the following vote:

Aye: 3 - Vice Chair Hetherington, Commissioner Heard, and Commissioner Ciampi

Nay: 2 - Chairman Jenkins II, and Commissioner Smith

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: 20-0402

RESOLUTION NOS. 20-4.12, 20-4.13, 20-4.14, and 20-4.15

Director of the Office of Management & Budget Jennifer Manning and Deputy County Administrator Don Donaldson presented the following items to the Board: (1) Indian Street resurfacing project SCOP supplemental agreement, (2) Shelter Plus Care grant award, (3) Shelter Plus Care grant award, (4A) FDEP investigation of perfluorooctane sulfonate and perfluorooctanoic acid, (4B) PalMar Cypress Creek Restoration DOAH matter, (4C) Lake Okeechobee System Operations Manual.

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Ciampi, for approval of DEPT-1. 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: 20-0404

Purchasing Manager Krysti Brotherton presented the following items to the Board: (1) Emergency Dune Restoration, (2) Tropical Farms Floridan Wells TFRO-6 and TFRO-7, and (3) Tropical Farms Floridan Wells TFRO-6 and TFRO-7 raw watermain addition.

Commissioner Hetherington filed Form 8B, Memorandum of Voting Conflict, on item 1.

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

Commissioner Smith, to accept item 1 as presented by staff. The motion carried by the following vote:

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

Abstain: 1 - Vice Chair Hetherington

Agenda Item: 20-0404

MOTION: A motion was made by Commissioner Smith, seconded by Commissioner Hetherington, for approval of the remainder 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

PUBLIC - PLEASE LIMIT COMMENTS TO THREE MINUTES.

Frank McChrystal spoke about tennis and asked the Board not to unlock the gates until they have signs in place. He also spoke about the large number of people who are practicing self-governance and staying away from the tennis courts.

ADJOURN

The Board of County Commissioners meeting of April 21, 2020 adjourned at 11:38 a.m.

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

Harold E. Jenkins, Chairman
Board of County Commissioners

Minutes approved:

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