



BOARD OF COUNTY COMMISSIONERS AGENDA

ST. LUCIE COUNTY

Regular Meeting

Tuesday, July 10, 2018

6:00 PM

St. Lucie County Commission Chambers
2300 Virginia Avenue
3rd Floor of Roger Poitras Building
Fort Pierce, FL 34982

BOARD MEMBERS

District No. 4, Chair

FRANNIE HUTCHINSON

District No. 3, Vice-Chair

LINDA BARTZ

District No. 1

CHRIS DZADOVSKY

District No. 2

ANTHONY BONNA

District No. 5

CATHY TOWNSEND

Mission Statement

To provide service, infrastructure and leadership necessary to advance a safe and sustainable community, maintain a high quality of life, and protect the natural environment for all our citizens

WELCOME

All meetings are televised.

All meetings provided with wireless internet access for public convenience.

Please turn off all cell phones and pagers prior to entering the commission chambers.

Please mute the volume on all laptops and PDAs while in use in the commission chambers.

GENERAL RULES AND PROCEDURES – Attached is the agenda, which will determine the order of business conducted at today’s Board meeting.

INVOCATION-PLEDGE – To bring order and decorum to its meeting, the Board begins its meetings with an invocation followed by the Pledge of Allegiance. Participation is voluntary.

CONSENT AGENDA – These items are considered routine and are enacted by one motion. There will be no separate discussion of these items unless a Commissioner so requests.

REGULAR AGENDA – Proclamations, Presentations, Public Hearings, and Department requests are items, which the Commission will discuss individually, usually in the order listed on the agenda.

PUBLIC HEARINGS – These items are usually heard on the first Tuesdays at 6 p.m. or as soon thereafter as possible. However, if a public hearing is scheduled for a meeting on the third Tuesday, which begins at 9 a.m., then public hearings will be heard at 9 a.m. or as soon thereafter as possible. These time designations are intended to indicate that an item will not be addressed prior to the listed time. The Chair will open each public hearing and asks anyone wishing to speak to come forward, one at a time. Comments will be limited to five minutes, and must be pertinent to the agenda item being considered by the Board.

As a general rule, when issues are scheduled before the Commission under department request or public hearing, the order of presentation is: (1) County staff presents the details of the Board item (2) Commissioners comment (3) if a public hearing, the Chair will ask for public comment, (4) further discussion and action by the Board.

ADDRESSING THE COMMISSION – Please state your name and address, speaking clearly into the microphone. If you have backup material, please have eight copies ready for distribution.

NON-AGENDA ITEMS – These items are presented by an individual Commissioner or staff as necessary at the conclusion of the printed agenda.

PUBLIC COMMENT – Time is allotted at the beginning of each meeting for general public comment. Please limit comments to three minutes. Comments may pertain to any matter related to the Board’s duties as the County’s governing body. General comments in support or opposition to candidates for public office are not pertinent to the Board’s duties.

DECORUM – Please be respectful of others’ opinions.

MEETINGS – All Board meetings are open to the public and are held on the first Tuesdays of each month at 6 p.m. and on the third Tuesdays at 9 a.m., unless otherwise advertised. Meetings are held in the County Commission Chambers in the Roger Poitras Administration Annex at 2300 Virginia Ave., Fort Pierce, Fla. 34982. The Board schedules additional workshops throughout the year necessary to accomplish their goals and commitments. Notice is provided of these workshops. Anyone with a disability requiring accommodation to attend this meeting should contact the St. Lucie County Community Services Manager at 772-462-1777 or TDD 772-462-1428 at least 48 hours prior to the meeting.

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

A. Board of County Commissioners minutes for the meeting of Tuesday, May 08, 2018

B. Board of County Commissioners minutes for the meeting of Tuesday, June 05, 2018

5. PROCLAMATIONS APPROVAL

There are no items scheduled.

6. PUBLIC COMMENT (excluding Public Hearing items)

7. PRESENTATIONS

There are no items scheduled.

8. CONSENT AGENDA

A. WARRANTS

1. Warrant Lists 35 through 38

B. ADMINISTRATION

1. Change Order #2 to Contract C17-03-206 for the Sunshine Kitchen Food Business Incubator Build-Out

Staff recommends Board approval of Change Order No. 2 to Contract C17-03-206 with Paul Jacquin & Sons, Inc. in the amount of \$390,983.33, and authorization for the Chair to execute the documents as approved by the County Attorney.

C. AIR & SEA PORT

There are no items scheduled.

D. COUNTY ATTORNEY

1. Verano Development Agreement
Staff recommends that the Board approve the proposed development agreement.
2. Budget Amendment - Transfer \$200,000.00 from Contingency Fund to Professional Services
Staff recommends the Board approve the transfer of \$200,000.00 from the Contingency Fund to Professional Services as requested.
3. Resolution - Amendment to the Investment Policy
Staff recommends that the Board adopt the attached resolution and authorize the Chair to sign the resolution.
4. Request for Qualifications (RFQ) No. 18-049 - Operation and Development of the former Indian River Terminal at the Port of Fort Pierce; Approval of Shortlist **Add-On**
Staff recommends Board approval of the short-list for RFQ No. 17-049 and permission to proceed to Phase 2 and request additional proposal information from Derektor Holdings, Inc. and Fort Pierce Yacht & Ship, LLC.
5. County Owned Tax Certificates - Permission to Initiate Tax Deed Application Process
Staff recommends that the Board authorize staff to initiate Tax Deed Applications for all properties subject to a county owned tax certificate two years or older which have an assessed value of \$5,000.00 or more.
6. South Causeway Park - Sovereignty Submerged Lands Lease Renewal - Board of Trustees File No. 561391568
Staff recommends the Board approve the Sovereignty Submerged Lands Lease Renewal; authorize the Chair to execute the Lease Renewal; authorize the submerged land renewal fee of \$657.00; direct staff to return the Lease Renewal to the Department of Environmental Protection for signature and record in the public records of St. Lucie County, Florida.
7. Sovereignty Submerged Lands Lease - Board of Trustees File No. 560240398
Staff recommends the Board approve the Sovereignty Submerged Lands Lease; authorize the Chair to execute the Lease; authorize payment of the Invoice in the amount of \$14,969.94; direct staff to return the Lease to the Department of Environmental Protection for signature and record in the public records of St. Lucie County, Florida.
8. Resolution - Right-of-Way Donation - 20' on Peacock Road from Peacock Road Subdivision
Staff recommends the Board accept the right-of-way donation from Stephen J.

Mahlschnee, authorize the Chair to sign the resolution and direct staff to record the documents in the public records of St. Lucie County, Florida.

9. Sunshine Kitchen - Subordination of Lease Agreement with Your Pro Kitchen Franchise, LLC

Staff recommends the Board approve the proposed Subordination of Lease Agreement, and authorize the Chair to execute the Subordination, subject to final review and approval by the Economic Development Administration (EDA), General Counsel.

10. Budget Resolution - Accepting Funds in the form of Insurance Recovery from Employers Mutual, Inc. in the Amount of \$3,758.50 for Reimbursement of Defense Costs in an Inverse Condemnation Lawsuit **Add-On**

Staff recommends Board approval of the budget resolution accepting the Insurance Recovery and authorization for the Chair to sign documents as approved by the County Attorney.

E. COMMUNITY SERVICES

1. Memorandum of Understanding with Florida Department of Health Housing Opportunities for Persons with AIDS

Staff recommends Board approval of the MOU with the Department of Health in St. Lucie, budget resolution and authorization for the Chair to sign documents as approved by the County Attorney.

2. Resolution - REVISED Florida Commission for the Transportation Disadvantaged (TD) FY19 Trip and Equipment Grant

Staff recommends Board approval of the amended state fiscal year 2019 Trip and Equipment Grant, revised budget resolution, grant agreement and authorization for the Chair to sign documents as approved by the County Attorney.

3. Resolution - Florida Commission for the Transportation Disadvantaged FY19 Local Program Administrative Support Agreement

Staff recommends Board approval of the state fiscal year 2019 Local Program Administrative Support Agreement, budget resolution and authorization for the Chair to sign documents as approved by the County Attorney.

F. COURT ADMINISTRATION

There are no items scheduled.

G. ENVIRONMENTAL RESOURCES

1. Teague Hammock Hydrologic Restoration Memorandum of Agreement (Phase I)

Staff recommends that the Board approve the draft Memorandum of Agreement and authorize the Chair to sign the agreement as approved by the County Attorney.

2. Award of Bid No. 18-058, Mowing Services at County Preserves & Trails
Staff recommends Board approval to award the bid to the lowest responsive and responsible bidder, Treasure Coast Lawn, Inc. of Fort Pierce, FL in the amount of \$98,600.00 and authorization for the Chair to sign documents as approved by the County Attorney.
3. First Amendment to the Indrio Savannahs Preserve Gopher Tortoise Recipient Site Permit MOA between St. Lucie County and the Florida Fish and Wildlife Conservation Commission (FWC)
Staff recommends Board approval of the first amendment and authorize the Chair to sign documents as approved by the County Attorney.

H. FACILITIES

1. EAct 179D Application
Staff recommends the signing of the applications for Florida Power and Light (FPL) to gain tax benefits based on the design of the improvements for the latest performance contract with FPL.

I. HUMAN RESOURCES

There are no items scheduled.

J. INFORMATION TECHNOLOGY

There are no items scheduled.

K. LIBRARY SERVICES

1. City of Port St. Lucie - Lewis Facilities Fee Waiver
Staff recommends approval to waive \$200.00 in facility rental fees for the Paula A. Lewis Branch Library.

L. MOSQUITO CONTROL & COASTAL MGMT. SERVICES

There are no items scheduled.

M. OFFICE OF MANAGEMENT & BUDGET

1. Request for Qualification (RFQ) No. 18-046, Professional Port Consulting, Planning and Engineering Services - Continuing Contracts
Staff recommends Board approval of the short-listed firms for RFQ No. 18-046 and permission to:
 - Conduct discussions/ presentations with the short-listed firms;
 - Conduct contract negotiations with the successful short-listed firms;

- If negotiations are successful, award contract to the successful short-listed firms and authorization for the Chair to sign the documents as prepared by the County Attorney.
2. Request for Proposal (RFP) No. 18-022, Title Insurance Services
- Staff recommends Board approval of the Committee's recommendation and permission to:
- Conduct contract negotiations with two highest ranked firms Community Land Title & Research and Treasure Coast Title & Escrow;
 - If negotiations are successful, award contracts to the successful firms and authorization for the Chair to sign the documents as prepared by the County Attorney.
3. Request for Proposal (RFP) No. 18-034, Auditing Services
- Staff recommends Board approval of the Committee's recommendation to award to the highest ranked firm, Berger, Toombs, Elam, Gaines & Frank and permission to:
- Conduct contract negotiations with Berger, Toombs, Elam, Gaines & Frank;
 - If negotiations are successful, award contract to the successful firm and authorization for the Chair to sign the documents as prepared by the County Attorney.
4. Award of the Fuel Co-op Bid for the Purchase of Diesel, Gasoline, Heating and Emergency Generator Fuel
- Staff recommends Board approval of the award of the Fuel Co-op Bid No. 20180128 for the purchase of diesel, gasoline, heating and emergency generator fuel to both Glover Oil Company and Palmdale Oil Company as determined by the City of Port St. Lucie and authorization for the Chair to sign the contracts as approved by the County Attorney.

N. PARKS & RECREATION

1. Award of Bid No. 18-015, Furnish and Deliver Variable Speed Pump Equipment (Irrigation System)
- Staff recommends Board approval to award Bid No. 18-015 to Watertronics Hartland, WI, the lowest responsive and responsible bidder in the amount of \$93,949.00 and authorize the Chair to sign documents as approved by the County Attorney.
2. Lawnwood Baseball Field Renovations Irrigation and Drainage - Municipal Services Taxing Unit (MSTU) Funding Request
- Staff recommends Board approval for additional funding of \$12,821.99 from the MSTU Reserve account string #129-9910-599300-800 to complete the Lawnwood Baseball field renovations irrigation and drainage system, and authorize the Chair to sign documents as approved by the County Attorney. The total cost for the project is \$158,713.99.

3. Ft. Pierce Firehawks Football and Cheerleader Group - "Youth Sports Provider" Designation Request
Staff recommends Board approval of the Facility Use Agreement and authorization for the Chair to sign documents as prepared by the County Attorney.
4. Award of RFP No. 18-035, Food and Beverage Concessions for Fairwinds Golf Course
Staff recommends awarding RFP#18-035, Food and Beverage Concessions for Fairwinds Golf Course, to the sole bidder, Bonner Mobile Bar Service of Ft. Pierce, Florida, with monthly lease payments of \$1,500.00.
5. 1st Amendment to Contract #C16-11-706 - iVox Solutions
Staff recommends the Board approve the First Amendment to Contract #C16-11-706, use agreement at First Data Field with iVox Solutions, as drafted by the County Attorney and authorize the Chair to sign the agreement.

O. PLANNING & DEVELOPMENT SERVICES

There are no items scheduled.

P. PUBLIC SAFETY

There are no items scheduled.

Q. PUBLIC WORKS

1. Award Bid No. 18-52 - Ideal Holding Road at North St. Lucie River Water Control District Canal 76 Phase II Culvert Replacement
Staff recommends Board approval to award Bid No. 18-52 to the lowest responsive and responsible bidder, Ferreira Construction, in the amount of \$150,761.43 for Ideal Holding Road at North St. Lucie River Water Control District Canal 76 Phase II, establish a project budget of \$165,000.00 to Capital Improvement Program (CIP) project #164608, and authorization for the Chair to sign documents as approved by the County Attorney.
2. Resolution - Indian River Estates Stormwater Improvements Phase II Settlement Agreement Funds
Staff recommends Board approval of the attached budget resolution establishing the appropriation of the settlement funds in the amount of \$1,250,000.00 for the Indian River Estates Phase 3 Improvement Project and authorization for the Chair to sign documents as approved by the County Attorney.
3. Savanna Club Boulevard Emergency Culvert Replacement - Acceptance of Project
Staff recommends Board acceptance of the Savanna Club Boulevard Emergency Culvert Replacement.
4. Newell Road Emergency Culvert Replacement - Acceptance of Project

Staff recommends Board acceptance of the Newell Road Emergency Culvert Replacement.

5. Verada Ditch Calmoso Section

Staff recommends Board approval of Work Authorization No. 7 to the Stormwater Continuing Services Contract (C14-11-677) with Inwood Consulting in the amount of \$104,611.00, establish a design budget of \$125,000.00 to Capital Improvement Program (CIP) project 184613 Verada Ditch Repair Calmoso Section.

6. Edwards Road and Oleander Avenue Intersection Emergency Repair

Staff recommends the Board approval of additional funding in the amount of \$500,000.00 to Capital Improvement Plan Project Number 184608 and authorization for the Chair to sign documents as approved by the County Attorney.

7. Tilton Road Stormwater Evaluation

Staff recommends Board approval of Work Authorization No. 5 to the Stormwater continuing contract with Kimley-Horn & Associates for the Tilton Road Stormwater Evaluation in the amount of \$65,030.00, establish project funding in the amount of \$100,000.00, add the project to the Capital Improvement Program (CIP) and authorization for the Chair to sign documents as approved by the County Attorney.

8. Award Bid No. 18-003 - Aquatic Vegetation Control and Lake Slope Mowing Services

Staff recommends Board approval to award Bid No. 18-003 to the 2nd lowest responsive and responsible bidder, Aquatic Vegetation Control, Inc., and authorization for the Chair to sign documents as approved by the County Attorney.

9. Grant Amendment 2 for Artificial Reef - FWC#16145

Staff recommends Board approval of Amendment 2 for a scope change to grant agreement No. FWC16145 from Florida Fish & Wildlife Conservation Commission and approval for the Chair to sign all documents as approved by the County Attorney.

10. North 2nd Street - Accept Project and Approve Final Payment

Staff recommends Board acceptance of the North 2nd Street Improvement Project, and final payment of 50% of the retainage in the amount of \$149,131.60.

R. SHERIFF'S OFFICE

There are no items scheduled.

S. SOLID WASTE

There are no items scheduled.

T. SUPERVISOR OF ELECTIONS

There are no items scheduled.

U. TRANSPORTATION PLANNING ORGANIZATION

1. Approval of Federal Metropolitan Planning Grant Funding for Fiscal Year 18/19

Staff recommends Board approval of budget resolution in the amount of \$554,001.00 to amend the County budget for receipt of Federal Metropolitan Planning funds on behalf of the St. Lucie Transportation Planning Organization.

V. UTILITIES

There are no items scheduled.

9. PUBLIC HEARINGS

A. COUNTY ATTORNEY

1. Code Enforcement Case No. 92744 - 1008 Shorewinds Drive, Fort Pierce, FL - Unsanitary and unsanitary conditions causing serious threat to public safety.

Staff recommends that the Board authorize Staff to abate the violations by repairing the roof on the structure and place a lien on the property for the cost.

2. Request for an Order, pursuant to Appendix A, Local Acts, Article VII, Division 2 (Unsafe Buildings and Structures) of the St. Lucie County Code of Ordinances and Compiled Laws, to demolish unsafe structure at 1006 Midway Road, Fort Pierce in St. Lucie County, FL

Staff recommends that the Board give the Code Enforcement Department permission to proceed to use the lowest bidder to demolish the structure and clean the properties of all junk, trash and debris, and assess the entire cost of such demolition against the real property, which shall constitute a lien payable to St. Lucie County, pursuant to the provisions of Appendix A, Local Acts, Article VII, Division 2, Section 7-43 of the St. Lucie County Code of Ordinances and Compiled Laws.

B. PLANNING & DEVELOPMENT SERVICES

1. Resolution - Harbour Ridge Gilson Tower Variance from Section 7.10.23(N) Telecommunication Tower Siting separation/height of the required 750 foot from a habitable residential structure and from vacant residentially zoned land for a 100 foot tower.

Staff recommends denial of the requested variance. Staff has reviewed this petition and determined that it does not conform to the strict interpretation of the standards of review set forth in Section 7.10.23(N) and Section 10.01.02, St. Lucie County Land Development Code and is inconsistent with the goals, objectives, and policies of the St. Lucie County Comprehensive Plan to preserve, protect, and improved the public health, safety comfort,

good order, appearance, convenience, and general welfare; and encourage the most appropriate use of land.

2. Resolution - Harbour Ridge Gilson Tower Conditional Use Permit for a 100-foot telecommunication tower within the Harbour Ridge Planned Unit Development (PUD) Zoning District

Staff recommends denial of the proposed Conditional Use Permit for a telecommunication tower, because the proposed tower will not comply with Section 7.10.23(M) Setbacks, Section 7.10.23(N) Separation/Height requirements and proposal is incompatible with the goals and purpose of the Comprehensive Plan and Land Development Code to preserve, protect, and improve the public health, safety, comfort, good order, appearance, convenience, and encourage the most appropriate use of land.

3. Crossing Church aka St. James Christian Academy (Educational Services, Grades K-5 & 9-12) - Conditional Use Permit

Staff recommends the public hearing for consideration of the conditional use permit for Educational Services, Grades K-5 & 9-12 subject to conditions be continued to July 24, 2018 at 9:00 am or as soon thereafter.

10. REGULAR AGENDA

A. COUNTY ATTORNEY

1. Solid Waste Preliminary Assessment Resolution

Staff recommends that the Board adopt the Solid Waste preliminary assessment resolution and authorize the Chair to sign the resolution.

2. Kane et. al. vs. St. Lucie County - Settlement Offer

Staff recommends that the Board approve the settlement reached at mediation. Staff further recommends that the Board authorize staff to retain an expert to determine whether the standard of care for roadway and drainage design was met with this case.

11. ANNOUNCEMENTS

- A. The Board of County Commissioners will hold a Regular meeting on Tuesday, July 24, 2018 at 9am in the Commission Chambers of the Roger Poitras Administration Annex located at 2300 Virginia Avenue, Fort Pierce, FL.
- B. The Board of County Commissioners will hold a Regular meeting on Tuesday, August 7, 2018 at 6pm in the Commission Chambers of the Roger Poitras Administration Annex located at 2300 Virginia Avenue, Fort Pierce, FL.

12. MOTION TO ADJOURN