



BOARD OF COUNTY COMMISSIONERS ST. LUCIE COUNTY, FLORIDA Regular Meeting

January 8, 2019

Convened: 6:03 PM
Adjourned: 7:26 PM

1. CALL TO ORDER

The meeting was called to order at 6:03 PM by District No. 3, Chair Linda Bartz

Attendee Name	Title	Status	Arrived
Linda Bartz	District No. 3, Chair	Present	6:00 PM
Cathy Townsend	District No. 5, Vice-Chair	Present	6:00 PM
Chris Dzadovsky	District No. 1	Present	6:00 PM
Sean P. Mitchell	District No. 2	Present	6:00 PM
Frannie Hutchinson	District No. 4	Present	6:00 PM
Howard Tipton	Administrator	Present	6:00 PM
Mark Satterlee	Deputy Administrator	Present	6:00 PM
Daniel S. McIntyre	County Attorney	Present	6:00 PM
Jeffrey Bremer	Deputy Administrator	Present	6:00 PM
Katherine Barbieri	Asst. County Attorney	Present	6:00 PM
Stan Payne	Director of Port & Airport	Present	6:00 PM
Don West	Public Works Director	Present	6:00 PM
Leslie Olson	Director, Planning & Development Services	Present	6:00 PM
Jennifer Hill	Office of Management and Budget Director	Present	6:00 PM
JoAnn Riley	Property Acquisitions Manager	Present	6:00 PM
Douglas Baber	HR Manager	Present	6:00 PM
Kristopher McCrain	Associate Planner	Present	6:00 PM
Brittany Jones	Recording Secretary	Present	6:00 PM

2. INVOCATION

The County Administrator led the invocation.

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

A motion was made to approve all sets of minutes and it passed unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chris Dzadoovsky, District No. 1
SECONDER:	Cathy Townsend, District No. 5, Vice-Chair
AYES:	Bartz, Townsend, Dzadoovsky, Mitchell, Hutchinson

- A. Board of County Commissioners minutes for the meeting of Tuesday, October 30, 2018
- B. Board of County Commissioners minutes for the meeting of Tuesday, November 13, 2018
- C. Board of County Commissioners minutes for the meeting of Wednesday, November 14, 2018
- D. Board of County Commissioners minutes for the meeting of Tuesday, December 18, 2018

5. PROCLAMATIONS APPROVAL

There are no items scheduled.

6. PUBLIC COMMENT (excluding Public Hearing items)

Chair Bartz opened the meeting for public comment at this time. The following individuals addressed the Board:

- Ana Gomez-Mallada, an attorney from Fort Lauderdale representing Robert Alpalica, stated her client has filed a complaint in regards to Commissioner Mitchell's address and the residency requirement. The complaint was read into the record,
- Susan Parry, from United For Animals, spoke on revising the current wording of the tethering ordinance and spoke against inhumane treatment of dogs tethered outside unaccompanied,
- Janice Douglas, from United For Animals, spoke on the need for an ordinance revision of the tethering ordinance,
- Rosemary Spades, resident of Fort Pierce, spoke on the need for an ordinance revision of the tethering ordinance,
- Charlie Crow, St. Lucie County resident, spoke on the need for an ordinance revision of the tethering ordinance,

- A resident of St. Lucie County spoke on the need for an ordinance revision of the tethering ordinance as the wording is ambiguous,
- John Perry, United For Animals, spoke on the need for an ordinance revision of the tethering ordinance,
- Kathy Norton, resident of Port St. Lucie, spoke against tethering without supervision, animal shelters not being run properly and the inconsistency with the tethering ordinance between the cities and the county,
- Marjorie Harrell, stated she was asked to speak on behalf of State Representative Delores Hogan Johnson, who supports animal welfare and encourages the Board to do the best they can,
- Shane Cozack, President of the Firefighter’s Association, presented the Board with a print of the Florida Fallen Firefighter monument that is in Tallahassee,
- Denise Kelly, resident of the Tropics Subdivision, stated she wishes to speak on Item 9.A.1. The Chair directed her to wait until that public hearing is open for comment.

There being no one further wishing to address the Board, Chair Bartz closed public comment.

7. PRESENTATIONS

There are no items scheduled.

8. CONSENT AGENDA

The Chair noted that items 8.B.1. and 8.B.2. were added to the Consent Agenda. The Chair also noted item 8.R.6. was pulled from the Consent Agenda and items 8.R.7. and 8.W.1. were amended prior to the meeting.

Commissioner Hutchinson requested item 8.N.1. be pulled for discussion. Commissioner Townsend requested that item 8.D.1. be scheduled as a topic at a future informal meeting.

A motion was made to adopt the consent agenda and it passed unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Frannie Hutchinson, District No. 4
SECONDER:	Cathy Townsend, District No. 5, Vice-Chair
AYES:	Bartz, Townsend, Dzadoovsky, Mitchell, Hutchinson

A. WARRANTS

1. Warrant Lists 11 - 13

B. ADMINISTRATION

1. Appointment of Dennis Parker to the Contractors' Licensing Board
2. Appointment of Robert J. Lynch to the Citizen's Budget Committee

C. AIR & SEA PORT

1. Termination of Joint Participation Agreement - Design and Construct Segmented Circle JPA
2. Budget Resolution - Security Perimeter Fencing and Access Control

D. COUNTY ATTORNEY

1. Resolution - Authorizing and approving the Chair to sign grant documents for previously approved grant applications in advance of formal Board approval.
2. Concession Operator at First Data Field
3. Permission to Advertise - Amending Section 38-27 "Registration of Abandoned Real Properties" of the Code of Ordinances and Compiled Laws of St. Lucie County.
4. City of Fort Pierce / Property Sale - Parcel ID 2410-601-0134-000-8

E. COMMUNITY SERVICES

There are no items scheduled.

F. COOPERATIVE EXTENSION

There are no items scheduled.

G. COURT ADMINISTRATION

There are no items scheduled.

H. ENVIRONMENTAL RESOURCES

There are no items scheduled.

I. FACILITIES

1. Section 179D Allocation Agreement

J. HUMAN RESOURCES

1. Correctional Risk Services Inmate Health Care 2017-2018

K. INFORMATION TECHNOLOGY

There are no items scheduled.

L. LIBRARY SERVICES

There are no items scheduled.

M. MOSQUITO CONTROL & COASTAL MGMT. SERVICES

There are no items scheduled.

N. OFFICE OF MANAGEMENT & BUDGET

1. 5761 has been moved to REGULAR AGENDA

O. PARKS & RECREATION

1. Waiver for 4th Annual Ft. Pierce Job Fair

P. PLANNING & DEVELOPMENT SERVICES

There are no items scheduled.

Q. PUBLIC SAFETY

There are no items scheduled.

R. PUBLIC WORKS

1. Orange Blossom Business Center - Fee-in-Lieu of Sidewalk Construction
2. Edwards Road and Oleander Avenue Intersection Emergency Repair - Acceptance of Project
3. Orange Ave Box Culverts Design Services
4. Indian River Estates Stormwater Improvements Phase II - Acceptance of Project
5. Sales Tax 3 Year Project Plan
6. Resolution - Treasure Coast Connector Corridor Study
7. Paradise Park Improvement Phase 5A; Department of Environmental Protection Agreement LP56020 - Amendment #1

S. SHERIFF'S OFFICE

1. Draw Request - January 2019

T. SOLID WASTE

There are no items scheduled.

U. SUPERVISOR OF ELECTIONS

There are no items scheduled.

V. TRANSPORTATION PLANNING ORGANIZATION

There are no items scheduled.

W. UTILITIES

1. Indrio Road, Turnpike Feeder Road, US#1 Water Main Extension
2. Modification of Surficial and Floridan Aquifer Withdrawal Allocations Water Use Permit

9. PUBLIC HEARINGS**A. COUNTY ATTORNEY****1. Resolution - Public Hearing to abandon a portion of Poinsetta Avenue in the Tropics Subdivision**

The Property Acquisition Manager, JoAnn Riley presented this item. Property Acquisitions received a Petition for Abandonment from Michael Coffey, Chaires Davis, Dana Carlilie and Anthony Richmond requesting Poinsetta Avenue from Australian Avenue north to Wildwood Avenue in the Tropics Subdivision be abandon. The property owners to the north of the cleared area are the property owners requesting the abandonment of the 25' of Poinsetta Avenue. The County has no intentions to develop the right-of-way.

Fort Pierce Utilities Authority and AT&T/Bell South have provided written consent to the abandonment. Florida Power & Light requires an Easement from each property owner involved in the abandonment be submitted to the local FP&L office. The Easements are then forwarded to the FP&L corporate real estate office with a recommendation to approve the abandonment. The FP&L corporate real estate office makes the final determination.

A Notice of Intent to Abandon was advertised on August 24, 2018 and August 31, 2018 by the petitioners and objections were received. On November 13, 2018, the Board of County Commissioners approved Permission to Advertise for a Public Hearing to be held on January 8, 2019 at 6:00 p.m. or as soon thereafter as possible. On December 19, 2018, we notified property owners within 500 feet. On December 21, 2018, we advertised a Notice of Public Hearing in the St. Lucie News Tribune.

Staff recommended the Board continue the Public Hearing to February 5, 2019 at 6:00 p.m. or as soon thereafter as possible. This will allow County staff to receive a response from Florida Power & Light corporate real estate office.

Chair Bartz opened the hearing for public comment at this time. The following individuals addressed the Board:

- Denise Kelly, 1104 Tumblin Kling Road, suggested that the County either close the entire road permanently or open the road and maintain it. Documents were submitted for the record,
- Grace Harrison, 1201 Australian Ave, spoke on issues with neighbors and their fence. She asked a question on the easement on the South side of Australian Ave in regards to her fence. The Property Acquisition Manager provided her with an answer. The Chair directed the Property Acquisitions Manager to get contact information from Ms. Harrison to have further discussions on this,
- Mikey Coffey, one of the petitioners, spoke on concerns over continuing the public hearing and asked if the issues could be separated. It was stated the issues are connected and cannot be separated.

There being no one further wishing to address the Board, Chair Bartz closed the public hearing.

The Board and staff discussed what date to continue the public hearing. Commissioner Townsend made a motion to continue the hearing to April 2, 2019 at 6:00 pm or as soon thereafter as the item may be heard. The motion was seconded and it passed unanimously.

RESULT:	CONTINUED [UNANIMOUS]	Next: 4/2/2019 6:00 PM
MOVER:	Cathy Townsend, District No. 5, Vice-Chair	
SECONDER:	Chris Dzadoovsky, District No. 1	
AYES:	Bartz, Townsend, Dzadoovsky, Mitchell, Hutchinson	

B. PLANNING & DEVELOPMENT SERVICES

1. Grav, Inc. Rezoning from the I (Institutional) Zoning District to the CG (Commercial General) Zoning District

Associate Planner Kris McCrain presented this item. This petition is for a request for a change in zoning from the I (Institutional) Zoning District to the CG (Commercial General) Zoning District to allow development of the subject property with uses compatible within the Commercial General Zoning District. The subject parcel consists of 1.85 acres located on Clematis Avenue, Fort Pierce, FL 34981, approximately 220 feet south of Virginia Avenue, on the southwest corner of Clematis Avenue and 39th Street. The subject property is surrounded by CG Zoning District to the north, east and west and RM-5 (Residential, Multi-Family - 5 du/ac) Zoning District to the south.

Notices were mailed to the adjacent property owners, a sign was placed on the property and an ad was in the newspaper on December 28, 2018.

Staff has determined that this petition is consistent with the goals, objectives, and policies of the St. Lucie County Comprehensive Plan and conforms to the standards of review as set forth in Section 11.06.03 of the St. Lucie County Land Development Code. A full analysis of the standards of review can be found in the memo to the Board of County Commission, dated December 4, 2018.

On November 15, 2018 a Public Hearing was held by the Planning and Zoning Commission regarding the proposed rezoning. The commission voted unanimously to forward a recommendation of approval to the Board of County Commissioners.

Staff recommended that the Board approve the requested rezoning based upon consistency with the Standards of Review identified in Section 11.06.03 of the Land Development Code and the goals, objectives and policies of the Comprehensive Plan.

Chair Bartz opened the hearing for public comment at this time. There being no one wishing to address the Board, Chair Bartz closed the public hearing.

Chair Bartz noted this item is quasi-judicial and asked for Commissioners' disclosures:

- Commissioner Townsend had no disclosures
- Commissioner Hutchinson had no disclosures
- Commissioner Mitchell had no disclosures
- Commissioner Dzadvosky had no disclosures
- Chair Bartz had no disclosures

A motion was made to approve staff recommendation and it passed unanimously.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cathy Townsend, District No. 5, Vice-Chair
SECONDER:	Sean P. Mitchell, District No. 2
AYES:	Bartz, Townsend, Dzadovsky, Mitchell, Hutchinson

10. REGULAR AGENDA

1. AIR & SEA PORT

1. Update to the Board

The Director of Port & Airport, Stan Payne, spoke on this item. A memo was distributed on December 19, 2018 to the Board in response to their request that staff provide monthly updates regarding the negotiations with the Board's highest ranked proposer to operate the working waterfront at the Port of Fort Pierce - Derecktor. The Director of

Port & Airport stated they are in the middle of negotiations, that they are making progress and are on schedule to meet the timeframe for the business terms.

Staff recommended that they continue negotiations with Derektor and complete the framework of an agreement within the 90-day timeframe.

2. Request for Proposal (RFP) No. 18-070, Federal Lobbyist Services

(Item was pulled from the Consent Agenda for discussion and a separate vote)

BACKGROUND

On October 24, 2018, responses to RFP No. 18-080, Federal Lobbyist Services, were opened. Five proposals were received; 294 companies notified and 15 RFP documents were distributed. The successful Proposer(s) shall represent the County and assist the Legislative Affairs Director and the Erosion District, in monitoring legislative, executive and regulatory activity at the federal government level. The services are to be provided in conjunction with St. Lucie County's Federal Legislative Appropriations, Grant Requests and any Legislation that may affect St. Lucie County.

The proposer(s) shall possess substantial working knowledge and experience in one or more of the following subject areas, including the identification of grant programs in such areas and successful experience in securing grants from such programs:

- Aviation Issues
- Maritime Issues
- Health, Human Services & General Administration Issues
- Energy, Environmental & Water Resources Issues

On December 4, 2018, the selection committee evaluated and ranked the proposals that were received. Staff recommended Board approval of the short-listed firms for Federal Lobbyist Services and permission to:

- Conduct contract negotiations with the highest ranked short-listed firm for each Legislative issue;
- If negotiations are successful, award contract to the successful short-listed firm and authorization for the Chair to sign the documents as prepared by the County Attorney;
- If staff is unable to negotiate a satisfactory contract with the highest ranked proposer, negotiations with that firm shall be terminated and staff shall attempt to negotiate a contract with the second ranked firm. If these negotiations are not successful, they shall be terminated with the second proposer and attempted with the next ranked firm.

Commissioner Hutchinson spoke on this item in regards to the number of lobbyist firms being selected and the value of a lobbyist firm the County has worked with in the past. She asked the Board to consider combining a few of the legislative issues into two categories, and therefore selecting two lobbyist firms.

Commissioner Townsend expressed her agreement with Commissioner Hutchinson's comments. Commissioner Dzadovsky commented on the need for a lobbyist who specializes in port and airport related legislative issues and on keeping the door open, if down the road it appears another lobbyist firm is needed. Further, Commissioner Hutchinson agreed and thinks this item should be brought back in a year for review.

The motion was amended as follows:

Board approval of the short-listed firms for Federal Lobbyist Services and permission to:

- Conduct contract negotiations with the highest ranked short-listed firm resulting in two Lobbyist Firms - Eris Group/Gray Robinson for Aviation & Maritime Issues and Thorn Run Partners for Energy, Environment, Water Resources, Health, Human Services & General Administrative Issues;
- If negotiations are successful, award contract to the successful short-listed firm and authorization for the Chair to sign the documents as prepared by the County Attorney;
- If staff is unable to negotiate a satisfactory contract with the highest ranked proposer, negotiations with that firm shall be terminated and staff shall attempt to negotiate a contract with the second ranked firm. If these negotiations are not successful, they shall be terminated with the second proposer and attempted with the next ranked firm;
- Review after one year.

Commissioner Hutchinson made an amended motion (as reflected above), the motion was seconded and it passed unanimously.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Frannie Hutchinson, District No. 4
SECONDER:	Sean P. Mitchell, District No. 2
AYES:	Bartz, Townsend, Dzadovsky, Mitchell, Hutchinson

11. ANNOUNCEMENTS

- A. The Board of County Commissioners will hold an Informal meeting on Tuesday, January 15, 2019 at 9am in Conference Room 3 of the Roger Poitras Administration Annex located at 2300 Virginia Avenue, Fort Pierce, FL.
- B. County offices will be closed Monday, January 21, 2019 in observance of Martin Luther King Jr. Day.
- C. The Board of County Commissioners will hold a Regular meeting on Tuesday, January 22, 2019 at 9am in the Commission Chambers of the Roger Poitras Administration Annex located at 2300 Virginia Avenue, Fort Pierce, FL.

12. MOTION TO ADJOURN

There being no further business to be brought before the Board, the meeting was adjourned.

Please Note: Final minutes are recorded in the official minute books that are filed with the Clerk of the Circuit Court and available for inspection upon request.