



# **BOARD OF COUNTY COMMISSIONERS AGENDA**

**ST. LUCIE COUNTY**

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## **Regular Meeting**

**Tuesday, November 7, 2023  
6:00 PM**

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

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## **BOARD MEMBERS**

**District No. 5, Chair**  
CATHY TOWNSEND

**District No. 3, Vice-Chair**  
LINDA BARTZ

**District No. 1**  
CHRIS DZADOVSKY

**District No. 2**  
LARRY LEET

**District No. 4**  
JAMIE FOWLER

## **Mission Statement**

*St. Lucie Works to deliver superior service that enhances our quality of life*

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. Comments in support or opposition to candidates for public office are not pertinent to the Board's duties. This includes any speaker identifying himself or herself as a candidate for public office.

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 Human Resources Department at 772-462-1456, HumanResources@stlucieco.org 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 AGENDA - ADDITIONS, DELETIONS, REVISIONS****5. PRESENTATIONS**

There are no items scheduled.

**6. PUBLIC COMMENT (excluding Public Hearing Items)****7. PROCLAMATIONS APPROVAL**

- A. Resolution No. 23-203 - Proclaiming the Week of November 12 through November 18, 2023 as National Nurse Practitioner Week in St. Lucie County, Florida
- B. Resolution No. 23-215 - Honoring the Contributions of Current and Former Members of the United States Armed Services by Recognizing November 11, 2023 as "Veterans Day" In St. Lucie County, Florida

**8. APPROVAL OF MINUTES**

- A. Board of County Commissioners minutes for the BOCC Special Meeting of October 5, 2023.
- B. Board of County Commissioners minutes for the BOCC Regular Meeting of October 3, 2023.

**9. CONSENT AGENDA****A. WARRANTS**

- 1. Warrant Lists  
Old Year: 52-55  
New Year: 1-3

**B. ADMINISTRATION**

1. American Rescue Plan - Program Funding Reallocation for Roger Poitras Roof Restoration \$449,644.00 - **THIS ITEM IS RELATED TO THE AMERICAN RESCUE PLAN**

Staff recommends the Board approve the reallocation of the remaining balance of \$529,633.24 from the American Rescue Plan Legislative Affairs Grant Coordinator allocation to fund Roger Poitras Roof Restoration Project in the amount of \$449,644.00 and move the remaining balance of \$79,989.24 to ARPA Reserves / COVID Set Aside as identified in the background of this item, and authorization the Chair to sign documents as approved by the County Attorney.

#### C. AIRPORT

1. Avcon Contract C20-03-332 Work Authorization #5 Terminal Renovations and Expansion \$242,390.00

Staff recommends approval of Work Authorization No. 5 under contract C20-03-332 with Avcon in the amount of \$242,390.00 and permission for the Chair to sign documents as approved by the County Attorney.

#### D. COUNTY ATTORNEY

1. Resolution No. 2023-197 - Right-of-Way Donation - 5' of Right-of-Way along South Market Avenue and a Corner-Clip at the intersection of Oleander Avenue and South Market Avenue - TRS Oleander Properties, LLC - Parcel ID 2434-601-0013-010-1

Planning and Development Services Director approved PDS Order 2023-048 granting approval for a minor site plan known as TRS Oleander Properties. A condition of approval required TRS Oleander Properties, LLC convey to St. Lucie County 5' of right-of-way along the frontage of South Market Avenue and a 35' corner-clip at the intersection of Oleander Avenue and South Market Avenue.

The proposed warranty deed is attached for your review, approval and acceptance.

Staff recommends the Board accept the warranty deed from TRS Oleander Properties, LLC, authorize the Chair to sign the resolution and direct staff to proceed with the closing and record the documents in the public records of St. Lucie County, Florida.

2. Interlocal Agreement for the Renovation of Offices for the St. Lucie County Health Department

Staff recommends that the Board approve the interlocal agreement and authorize the Chair

to sign the interlocal agreement.

3. Permission to Advertise - Request for Authorization, 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 begin the Condemnation Process, Permission to Order Title Work, and Order a Public Hearing of an Unsafe Building, Structure or House Trailer located at 4941 Amy Lane, Fort Pierce, FL 34946, St. Lucie County, Florida

Staff recommends, 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, that the Board authorize the condemnation process, order the title work and order that a public hearing be held so that the Board may take such further action, as it is appropriate with regard to the unsafe building, structure or house trailer located at 4941 Amy Lane, Fort Pierce, FL 34946.

4. Revocable License Agreement - 6904 Brookline Avenue - Lakewood Park - Unit 9 - Daniel Freer - Parcel ID 1301-611-0140-000-6

Mr. Freer is requesting a Revocable License Agreement to install a 6' wood fence along the north and west sides of the property, within the County's 10' Drainage/Utility Easement per the Plat recorded in Plat Book 11, Page 27. He understands if the County Engineer determines the fence is causing flooding, drainage problems or for other needs in the area, the fence will need to be removed or relocated at his expense.

Engineering, Road & Bridge, and Water Quality have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct Mr. Freer pay to record the agreement in the public records of St. Lucie County, Florida.

5. Resolution No. 2023-207 - Conservation Easement and Preserve Area Monitoring and Management Plan - Florida Power & Light Company - Parcel ID 4119-111-0001-000-5

On February 15, 2022, the Board of County Commissioners approved Resolution No. 2022-31 granting Major Site Plan approval for a Solar Energy Center known as FPL Bluefield Preserve Solar Energy Center. A condition of approval required Florida Power & Light Company to dedicate a Conservation Easement for the onsite wetlands and their associated upland buffers, and the pine flatwoods natural area along with a Preserve Area Monitoring and Management Plan (PAMMP) to St. Lucie County.

Attached for your review and acceptance is the Conservation Easement and the Preserve Area Monitoring and Management Plan (PAMMP) which has been reviewed and approved by the Environmental Resources Department and the County Surveyor.

Staff recommends the Board accept the Conservation Easement and Preserve Area Monitoring and Management Plan, from Florida Power & Light Company, authorize the Chair to sign the resolution and direct staff to record the resolution in the public records of St. Lucie County, Florida.

6. Revocable License Agreement - 100 Serenata Court - River Park - Unit 5 - Teri Casablanca - Parcel ID 3419-540-0155-000-5

Ms. Casablanca is requesting a Revocable License Agreement to install a 6' wood fence and gates along the north and east sides of the property, within the County's 6' Drainage/Utility Easement and along the south side of the property within the County's 10' Drainage/Utility Easement per the Restrictive Covenants recorded in Deed Book 247, Page 37. She understands if the County Engineer determines the fence and gates are causing flooding, drainage problems or for other needs in the area, the fence and gates will need to be removed or relocated at her expense.

Engineering, Road & Bridge, Water Quality and the City of Port Saint Lucie have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct Ms. Casablanca pay to record the agreement in the public record of St. Lucie County, Florida.

7. After the Fact Revocable License Agreement - 100 Vindale Avenue - Bel-Aire Estates - T. H. E. III LLC - Parcel ID 1312-701-0031-000-9

T. H. E. III LLC is requesting an "After the Fact" Revocable License Agreement to keep their two wooden posts with solar lights attached at their present location on either side of their driveway, within the County's right-of-way of Vindale Avenue. They understand if the County Engineer determines the wooden posts are causing problems or for other needs in the area, the light posts will need to be removed or relocated at their expense.

Engineering, Road & Bridge, and Water Quality have reviewed the after the fact revocable license agreement and have no objections.

Staff recommends the Board approve the after the fact revocable license agreement, authorize the Chair to sign the agreement and direct T.H.E. III LLC pay to record the agreement in the public record of St. Lucie County, Florida.

8. Permission to Advertise Public Hearing - Abandonment of Sandridge Road, a County-owned and maintained right-of-way

Staff recommends that the Board authorize staff to advertise a notice of public hearing to be held on December 5, 2023 at 6:00 p.m. or as soon thereafter as the item may be heard.

9. Revocable License Agreement - 5401 E Echo Pines Cir - Holiday Pines Subdivision - Phase I - Christine E English - Parcel ID 1312-500-0131-000-3

Ms. English is requesting a Revocable License Agreement to install a 4' chain-link fence with a 5' walk gate along the south side of the property, within the County's 10' Drainage/Utility Easement and a 4' chain-link fence with a 5' walk gate along the east side of the property, within the County's 15' Drainage/Utility Easement per the Plat recorded in Plat Book 18, Page 16. She understands that if the County Engineer determines the fence and gates are causing flooding, drainage problems or for other needs in the area, the fence and gates will need to be removed or relocated at her expense.

Engineering, Road & Bridge, and Water Quality have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct Ms. English pay to record the agreement in the public records of St. Lucie County, Florida.

10. Revocable License Agreement - Temporary Advertisement Signs for Fort Pierce Utilities Authority (FPUA) Septic to Sewer Program in County Rights-of-Way

Fort Pierce Utilities Authority is requesting a Revocable License Agreement to install temporary advertisement signs in County rights-of-way to promote FPUA's Septic to Sewer Program. They understand that if the County Engineer determines the signs are causing flooding, drainage problems, reduction of visibility in the rights-of-way, or for other needs in the area, the signs will need to be removed or relocated at their expense.

Administration, Engineering, Road & Bridge, and Water Quality have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct staff to record the agreement in the public records of St. Lucie County, Florida.

11. Resolution No. 2023-209 - Accepting a Conservation Easement and an Amendment of Conservation Easement from Creekside Community Development District

On October 4, 2005, the Board of County Commissioners approved Resolution 05-154, granting a Final Planned Unit Development Plan for the project to be known as Creekside PUD. A condition of approval required the developer to dedicate a Conservation Easement in favor of St. Lucie County and South Florida Water Management District. On January 9, 2007,

Creekside Community Development District recorded the Conservation Easement without the County's review and approval.

Creekside Community Development District has recently submitted a developmental application known as "Creekside PUD Tracts Plat." The documents included in the submittal have depicted a change in the Conservation Easement boundary. An Amendment of Conservation Easement has been proposed to ratify this change.

Attached for review and acceptance is the Conservation Easement and Amendment of Conservation Easement which has been reviewed and approved by South Florida Water Management District, Saint Lucie County Environmental Resources Department, and the County Surveyor.

Staff recommends the Board accept the Conservation Easement and Amendment of Conservation Easement from Creekside Community Development District, and authorize the Chair to sign the resolution and Amendment of Conservation Easement.

12. Revocable License Agreement - 264 NE Summer Road - River Park - Unit 9 - Part C - Ignacio Medina and Silda M Medina - Parcel ID 3419-570-0061-000-2

Mr. and Mrs. Medina are requesting a Revocable License Agreement to install a 6' wood fence with a gate along the north side of the property and a gate on the south side of the property, within the 6' Drainage/Utility Easement, extending into the 10' Drainage/Utility Easement on the west side of the property, per the Plat recorded in Plat Book 15, Page 28. They understand if the County Engineer determines the fence and gates are causing flooding, drainage problems or for other needs in the area, the fence and gates will need to be removed or relocated at their expense.

Engineering, Road & Bridge, Water Quality, and the City of Port Saint Lucie Utilities Department have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct Mr. and Mrs. Medina pay to record the agreement in the public records of St. Lucie County, Florida.

13. Revocable License Agreement - 209 Olive Ave - River Park - Unit 2 - Sesyle Clarius - Parcel ID 3419-510-0271-000-1

Ms. Clarius is requesting a Revocable License Agreement to install a 4' aluminum fence and a 6' PVC fence with gates along the southwest side of the property and a gate on the northeast side of the property, within the County's 6' Drainage/Utility Easement per the Restrictive Covenants recorded in Deed Book 224, Page 453. She understands if the County Engineer determines the fence and gates are causing flooding, drainage problems or for other needs in the area, the fence and gates will need to be removed or relocated at her expense.



Engineering, Road & Bridge, Water Quality, and the City of Port St. Lucie Utilities Department have reviewed the revocable license agreement and have no objections.

Staff recommends the Board approve the revocable license agreement, authorize the Chair to sign the agreement and direct Ms. Clarius pay to record the agreement in the public records of St. Lucie County, Florida.

14. Permission to Advertise - Request for Authorization, 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 begin the Condemnation Process, Permission to Order Title Work, and Order a Public Hearing of an unsafe building, structure or house trailer located at 3409 Industrial 25 Street, Fort Pierce, FL 34946, St. Lucie County, Florida

Staff recommends, 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, that the Board authorize the condemnation process, order the title work and order that a public hearing be held so that the Board may take such further action, as it is appropriate with regard to the unsafe building, structure or house trailer located at 3409 Industrial 25 Street, Fort Pierce, FL 34946.

#### **E. INFORMATION TECHNOLOGY**

1. Resolution No. 2023-208 - Amendment to Resolution No. 2023-102 Relating to the Local Technology Planning Team

Staff recommends that the Board adopt Resolution No. 2023-208 and authorize the Chair to sign the resolution.

#### **F. PARKS, RECREATION & FACILITIES**

1. Peter W. Busch Family Foundation 2024 Concert & Rodeo Fee Waiver \$1,800.00

Staff recommends Board authorization to waive the \$1,800.00 for the rental fees of Adams Arena for the 2023 Peter W. Busch Family Foundation Rodeo & Concert Event to be held at the St. Lucie County Fairgrounds on April 20, 2024 as outlined in this agenda memorandum and authorization for the Chair to sign the documents as approved by the County Attorney.

2. St Lucie County Sheriff's Office 7th Annual Gary Morales Softball Tournament - Fee Waiver \$612.00

Staff recommends waiving the field rental fees of \$612.00 for the upcoming St Lucie County

Sheriff's Office 7th Annual Gary Morales Softball Tournament on November 18, 2023.

3. Bid Award No. 23-074 Fairground Busch Stables Roof Replacement - \$99,289.71

Staff recommends Board approval to award Bid No. 23-074 to Total Roofing Systems - The Metal Roof Experts, Inc. in the amount of \$99,289.71 and authorize the Chair to sign the contract as approved by the County Attorney.

4. Milner Health Department Roof Restoration and Waterproofing

Staff recommends Board approval to proceed with the roof restoration and sealing of flat roof and parapet walls as outlined in Garland Proposal # 25-FL-230926 via US Communities Contract MICPA # PW1925 Roofing and Waterproofing in the amount of \$451,786.00 and authorize the Chair to sign the agreement as approved by the County Attorney.

5. Courthouse Building A - 2nd and 3rd Floor Fan Coil Unit Replacement - \$493,101.00

Staff recommends that the Board approve equipment purchase and installation of the Courthouse Building A - 2nd and 3rd Floor Fan Coil Unit Replacement off of the Omnia Partners Contract number 3341, and authorization for the Chair to sign any associated documents as approved by the County Attorney.

6. Purchase of two New Generators - \$513,235.63

Staff recommends Board approval to purchase two new generators for \$513,235.63 utilizing the contract with the Palm Beach County School contract # 19C-9T and authorize the Chair to execute documents as approved by the County Attorney.

7. Replacement of Fenn Center Chillers - Installation Only

Staff recommends that the Board approve the installation of new chillers (purchased in FY23) at the Fenn Center by utilizing Omnia Partners contract number 3341, and authorization for the Chair to sign any associated documents as approved by the County Attorney.

8. Roger Poitras Roof Restoration and Water Proofing - \$449,644.00 - **THIS ITEM IS RELATED TO THE AMERICAN RESCUE PLAN**

Staff recommends Board approval to proceed with the roof restoration and sealing of sloped panels as outlined in Garland Proposal # 25-FL-230927 via US Communities Contract MICPA # PW1925 Roofing and Waterproofing in the amount of \$449,644.00 and authorize the Chair to sign the agreement as approved by the County Attorney.

9. Capital Equipment Purchase - St. Lucie County 911 EOC Chiller Replacement - \$372,486.00

Staff recommends Board approval to purchase two new chillers for the EOC 911 center for \$372,486 off of the Omnia contract #15-JLP-023, and authorize the Chair to execute documents as approved by the County Attorney.

10. Rock Road Jail - Interior Camera Replacement Upgrade - \$1,737,000.00

Staff recommends that the Board approve the sole source of equipment purchase and installation of the Rock Road Jail interior cameras to Accurate Controls and authorization for the Chair to sign any associated documents as approved by the County Attorney.

#### **G. PLANNING & DEVELOPMENT SERVICES**

1. Goncalves Plat - Proposed Plat to Subdivide a +/- 1.99-Acre Property into a Two (2) Lot Residential Subdivision

Staff recommends the Board approve the Goncalves Plat, authorizing the Chair to sign the plat as approved by the County Attorney.

#### **H. PUBLIC SAFETY**

1. Emergency Management Performance Grant (EMPG) Acceptance

Staff recommends Board acceptance of the Emergency Management Performance Grant (EMPG) Agreement, in the amount of \$104,545.00 and authorization for the Chair to sign documents as approved by the County Attorney.

2. Florida 911 Region 6 - GIS Repository Wireless Emergency Telephone System Grant and GeoComm Agreement

Staff recommends Board acceptance of the Florida 911 Region 6, GIS Repository Wireless Emergency Telephone System Grant in the amount of \$203,364.55, and approval of GeoComm GIS Data Hub Software and Services Agreement in the amount of \$203,364.55 and authorization for the Chair to sign documents as approved by the County Attorney.

3. 2023 Comprehensive Emergency Management Plan (CEMP) Adoption and Resolution

Staff recommends Board acceptance of the 2023 updated Comprehensive Emergency Management Plan and authorization for the Chair to sign documents as approved by the County Attorney.

4. Resolution No. 2023-206 Animal Fee Schedule

Staff recommends Board acceptance of Resolution No. 2023-206 amending Resolution No. 15-190-B in order to better serve the residents of the unincorporated areas of St. Lucie County, their pets and the animals in the care and custody of the County's Animal Safety Division.

**I. PUBLIC UTILITIES**

1. Capital Lease - 745-04 Articulated Truck Caterpillar / 3T602322 Purchase at the End of the Tax Lease Agreement

Staff recommends the Board authorize staff act on the option to buy the previously leased 745-04 Articulated Truck Caterpillar/3T602322, from Florida Sheriff's Association Contract # FSA18-VEH16.0, Specification #64, at the following costs following review and approval from the County Attorney.

**J. PUBLIC WORKS**

1. Approval for the award of Bid No. 23-069 - Irrigation Maintenance to the Lowest Responsive Bidder

Staff recommends Board approval for the award of Bid No. 23-069, Irrigation Maintenance, to the lowest responsive bidder, United Land Services, and authorization for the Chair to sign the contract as approved by the County Attorney.

2. Approval to Award Bid No. 23-062 for the Carlton Road Bridge over C-24 Canal (940019) Bridge Repair Project - **THIS PROJECT IS FUNDED BY THE INFRASTRUCTURE SALES TAX**

Staff recommends Board approval to Award Bid No. 23-062 to Ferreira Construction as the lowest responsible and responsive bidder for the Carlton Road Bridge over C-24 (940019) Bridge Repair project in the amount of \$769,950.62 and to contract with Kimley-Horn & Associates, Inc. for post design services in the amount of \$15,300.00, and authorization for the Chair to sign documents approved by the County Attorney.

3. Approval to Award Bid No. 23-051 for construction of the Orange Avenue at Canal 54 Culvert Replacement Project to PRP Construction Group, LLC in the amount of \$1,840,027.86 - **THIS PROJECT IS FUNDED BY THE INFRASTRUCTURE SALES TAX**

Staff recommends Board approval to award Bid No. 23-051 for the Orange Avenue at Canal 54 Culvert Replacement project to PRP Construction Group, LLC in the amount of \$1,840,027.86, approval to increase the project budget to the amount of \$1,858,506.86 and

authorization for the Chair to sign documents approved by the County Attorney.

4. Approval of Work Authorization No. 04 to Kimley-Horn and Associates, Inc. Contract C22-11-1011 for design and permitting services for the Forest Place at Cortez Boulevard Culvert Replacement project in the amount of \$75,185.00

Staff recommends Board approval of Work Authorization No. 04 to Contract C22-11-1011 with Kimley-Horn and Associates, Inc. for the design and permitting services for the Forest Place at Cortez Boulevard Culvert Replacement project in the amount of \$75,185.00 and to authorize the Chair to sign associated documents approved by the County Attorney.

5. Approval of Work Authorization No. 05 under Contract C20-01-130 with Water Resources Management Associates, Inc. in the Amount of \$119,569.00 for Design and Permitting Services for the Saeger Avenue Stormwater Improvements Project

Staff recommends Board approval of work authorization no. 05 under Contract C20-01-130 with Water Resources Management Associates, Inc in the amount of \$119,569.00. for the Saeger Avenue Stormwater Improvements Project and authorize the Chair to sign documents approved by the County Attorney.

6. Award Work Authorization No. 8 to Contract C20-01-156 with Kimley Horn and Associates Inc. in the Amount of \$166,140.00 for the Design of the Sheraton Plaza Stormwater Treatment Area, Partially Funded by a Grant from the Indian River Lagoon National Estuary Council

Staff recommends Board approval to award Work Authorization No. 8 to Contract C20-01-156 with Kimley Horn and Associates Inc. in the amount of \$166,140.00 for the design and permitting of the Sheraton Plaza Stormwater Treatment Area project and authorization for the Chair to sign documents as approved by the County Attorney.

## 10. PUBLIC HEARINGS

### A. PLANNING & DEVELOPMENT SERVICES

1. Florida Power & Light Sunbreak Substation Rezoning - **THIS ITEM IS QUASI-JUDICIAL**

The applicant is seeking to rezone from the AG-5 (Agricultural-5) Zoning District to the U (Utilities) Zoning District.

Staff recommends approval of the rezoning from AG-5 (Agricultural-5) to U (Utilities), authorizing the Chair to sign Resolution 2023-216 as approved by the County Attorney.

2. Adoption Hearing - P1 Motor Club - Proposed Comprehensive Plan Future Land Use Map Amendment from AG-5 (Agricultural-5) to SD (Special District)

Staff recommends the Board approve Ordinance 2023-16, adopting the proposed Future Land Use Map Amendment from AG-5 (Agricultural-5) to SD (Special District), including the Special District regulating standards as recommended by staff.

3. Hutchinson Island - Building Height Zone - Ordinance No. 23-XXXXA and 23-XXXXB

Staff recommends the Board accept the input provided by the Planning and Zoning Commission, as well as staff's presentation and public comment provided at the hearing and vote to schedule either Draft Ordinance 23-XXXXA or 23-XXXXB for an adoption hearing at the regularly scheduled Board of County Commissioners meeting on December 5, 2023 beginning at 6:00PM or as soon thereafter as may be heard.

4. Comprehensive Plan Text Amendment - Lennar Homes Proposal to Amend the Towns, Villages & Countryside (TVC) Element (continued from 10/3/23)

Staff recommends that the Board approve the transmittal of the proposed amendments to the Comprehensive Plan that are the subject of this public hearing to the state and regional agencies for review, subject to any adjustments the Board may wish to make and/or direction to staff on adjustments that could be considered at the adoption public hearing.

5. Land Development Code Text Amendment - Lennar Homes Proposal to Amend the Towns, Villages & Countryside (TVC) Overlay (continued from 10/3/23)

Staff recommends that the Board direct staff to schedule the second public hearing on the proposed amendments to the Land Development Code and provide any additional directions regarding the content of the amendments to be brought back for the second reading.

6. County Initiated Land Development Code Text Amendment to Backyard Chickens

Staff recommends the Board vote to schedule the adoption hearing for the proposed Land Development Text Amendment on December 5, 2023 at 6:00PM or as soon thereafter as may be heard.

## **B. PUBLIC WORKS**

1. Morningside Palm Breezes Mining Permit Exemption

Staff recommends Board provide approval of the mining permit exemption with certain conditions:

- The removal of excavated material under this exemption shall be completed within 6 months from the date of the executed resolution.
- The hauling operation is limited to Monday through Friday within the hours of 9:00am and 3:00pm, excluding all holidays. If there are documented adverse effects from the hauling operation during the school session, the County Engineer may further restrict the hours of operation as necessary.
- A maintenance agreement bond or line of credit will be secured within 30 days of Board Approval and maintained until receiving County written approval of hauling completion. The County will inspect the haul route, including but not limited to, Palm Breezes Drive and Orange Avenue, during and following the hauling operation. Renar Homes (Morningside), LLC will be responsible for any damage associated with the hauling.
- This mining permit exemption may be revoked for:

- (1) Violation of any condition imposed upon such approval; and
- (2) Upon complaint and proof of adverse effect on adjacent properties. The permit may be revoked only after the Board of County Commissioners holds a public hearing in accordance with Section 11.00.04 unless the permittee consents to revocation of the permit. If the permittee provides written consent to the revocation the Director shall revoke the permit and notify the Board of County Commissioners of the revocation.

2. Creekside Mining Permit Exemption

Staff recommends Board provide approval of the mining permit exemption with certain conditions.

3. County Initiated Comprehensive Plan Amendment Update to the Transportation Element Map Series Transmittal Hearing

Staff recommends the Board approve transmittal of the proposed map updates to the state agencies.

4. County Initiated Land Development Code Text Amendment to Update the Thoroughfare Network Right of Way Protection Plan (ROWPM) and Update Traffic Impact Report Standards

Staff recommends the Board direct staff to schedule the second public hearing on the Land Development Code Text Amendments to update the Thoroughfare Network Right of Way Protection Plan (ROWPM), and to update traffic impact report standards.

## 11. REGULAR AGENDA

### A. COUNTY ATTORNEY

1. Resolution No. 2023-200 – Approving Certain Incentives on Behalf of Treasure Coast Food Bank

Staff recommends the Board adopt Resolution No. 23-200 and authorize the Chair to sign the resolution.

2. Contract for Sale and Purchase - Midway River LLC - Parcel ID 3403-502-0086-000-3 and 3403-502-0093-000-5

Staff recommends the Board approve the contract for sale and purchase from Midway River LLC, authorize the Chair to sign the contract, direct staff to proceed with the closing and record the warranty deed in the public records of St. Lucie County, Florida.

## **12. ANNOUNCEMENTS**

- A. The Board of County Commissioners will hold a Regular meeting on Tuesday, November 14, 2023 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 their Annual Reorganization meeting on Tuesday, November 14, 2023 at 9am in the Commission Chambers of the Roger Poitras Administration Annex located at 2300 Virginia Avenue, Fort Pierce, FL.

## **13. MOTION TO ADJOURN**