MINUTES
REGULAR MEETING OF THE STUART CITY COMMISSION
HELD June 10, 2019
AT 5:30 PM Commission Chambers
121 SW FLAGLER AVE.
STUART, FLORIDA 34994

CITY COMMISSION
Mayor Rebecca S. Bruner
Vice Mayor Eula R. Clarke
Commissioner Kelli Glass Leighton
Commissioner Merritt Matheson
Commissioner Mike Meier (ABSENT)

ADMINISTRATIVE
City Manager, David Dyess
City Attorney, Michael J. Mortell
City Clerk, Mary R. Kindel

ROLL CALL

5:30 PM Roll Call.
Present: Mayor Bruner, Vice Mayor Clarke, Commissioner Glass Leighton, Commissioner Matheson
Absent: Commissioner Meier

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

5:32 PM PRESENTATIONS

1. ENVIRONMENTAL UPDATE - JUNE 2019

Ben Hogarth, Community Affairs Liaison, presented an update on the St. Lucie River, grants available, and the status of Lake Okeechobee. He demonstrated a website that is available with data about the algae blooms.

5:41 PM COMMENTS BY CITY COMMISSIONERS

Commissioner Glass Leighton
- **No comments**

Commissioner Matheson

- **No comments**

Vice Mayor Clarke

- **Announced the Plastics Workshop that was held on June 6, 2019 and that there will be another workshop in the near future.**

Mayor Bruner

- **Thanked Ben Hogarth for the presentation and is happy that he is keeping watch on the status of the River.**

5:43 PM COMMENTS BY CITY MANAGER

City Manager Dyess

- **Commented to continue Item #3 to the June 24th Commission Meeting as some verbiage changes need to be made to the Resolution.**
- **Moving the D&D Item #10 to a subsequent meeting per the request of Commissioner Meier who could not be present at this meeting.**
- **Per Vice Mayor Clarke's request, Item #5 is pulled from the Consent Calendar.**
- **Announced that the pre-treatment system at the Water Treatment Facility, for the removal of PFOA and PFOS compound, was placed in operation on Friday, May 31st. We currently have no detection levels of the contaminants and are expecting to remain below any future health advisories that may occur from the EPA. The City's water color levels are at 1 and he thanked Public Works employees Tim Voelker, Marc Rogolino, and David Peters for their hard work.**

APPROVAL OF AGENDA

5:45 PM Motion: Move approval of the Agenda.
Moved by: Commissioner Glass Leighton
Seconded by: Commissioner Matheson
Motion passed unanimously.

5:46 PM COMMENTS FROM THE PUBLIC (5 min. max)

No comments.

5:46 PM CONSENT CALENDAR

2. APPROVAL OF 05/13/2019 AND 05/20/2019 CCM MINUTES

CONTINUED TO JUNE 24, 2019 3. SUPPORT US-1 AT SW JOAN JEFFERSON WAY ALTERNATIVE 1:

RESOLUTION No. 57-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, SUPPORTING THE MARTIN COUNTY METROPOLITAN PLANNING ORANIZATION'S BOARD PREFERENCE FOR BUILD ALTERNATIVE #1, AS

DESCRIBED WITHIN THE FLORIDA DEPARTMENT OF TRANSPORTION'S US-1 AT SW JOAN JEFFERSON WAY PLANNING STUDY; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

4. NW DIXIE HWY SIDEWALK EXTENSION PROJECT:

RESOLUTION No. 58-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF STUART AND MARTIN COUNTY FOR THE NW DIXIE HWY SIDEWALK EXTENSION PROJECT. PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

PULLED 5. BUDGET AMENDMENT FOR PFC SITE INVESTIGATION:

RESOLUTION No. 59-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING BUDGET AMENDMENT #8 TO THE 2018-2019 GENERAL FUND; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR A WORK AUTHORIZATION WITH KIMLEY-HORN IN THE AMOUNT OF $84,675.00 FOR ADDITIONAL WORK RELATED TO THE PER-FLUORINATED COUMPOUND SITE INVESTIGATION AT THE PUBLIC SAFETY COMPLEX. PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

END OF CONSENT CALENDAR

5:46 PM Motion: Move approval of the Consent. [Approval of Items # 2 and 4.]
Moved by: Commissioner Glass Leighton
Seconded by: Commissioner Matheson
Motion passed unanimously.

5. BUDGET AMENDMENT FOR PFC SITE INVESTIGATION:

RESOLUTION No. 59-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING BUDGET AMENDMENT #8 TO THE 2018-2019 GENERAL FUND; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR A WORK AUTHORIZATION W ITH KIMLEY-HORN IN THE AMOUNT OF $84,675.00 FOR ADDITIONAL WORK RELATED TO THE PER-FLUORINATED COUMPOUND SITE INVESTIGATION AT THE PUBLIC SAFETY COMPLEX. PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Vice Mayor Clarke asked Mr. David Peters, Public Works Director about the cost breakdown.

David Peters came forward to respond with information that included the site assessment report and remedial action plan which includes additional monitoring wells that are required to ensure the contaminants are being removed, avoiding costly excavation of the material at the Public Safety Complex. Wells 1, 3 and 5 have been in the Off position since May 2016 until this week and the system is removing the contaminants.

5:52 PM Motion: Move that Agenda Item #5, Resolution No. 59-2019 move adoption.
Moved by: Vice Mayor Clarke
Seconded by: Commissioner Matheson
Motion passed unanimously.

5:52 PM COMMISSION ACTION

6. STUART MAIN STREET GRANT:

RESOLUTION No. 54-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN ANNUAL SERVICE AGREEMENT FOR STUART MAIN STREET BETW EEN THE CITY/CRA AND STUART MAIN STREET, INC., FOR THE PROMOTION OF ECONOMIC BENEFITS, REDEVELOPMENT AND MAINTENANCE OF THE STUART MAIN STREET DISTRICT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Manager Dyess reported briefly on the Main Street Service Agreement which eliminates an employee from our staff that the City had provided for Main Street and gives a Service Agreement Grant that states we receive a return from Main Street.

5:54 PM Motion: Move approval of Resolution No. 54-2019.
Moved by: Commissioner Glass Leighton
Seconded by: Vice Mayor Clarke
Motion passed unanimously.

7. LEGAL SERVICES AGREEMENT FOR OPIOID PUBLIC NUISANCE:

RESOLUTION No. 56-2019; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING THE EXECUTION OF A LEGAL SERVICES AGREEMENT WITH TRAVIS WALKER, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Attorney Mortell explained the Legal Services Agreement with Mr. Walker.

5:56 PM Motion: Move to approve Resolution 56-2019.
Moved by: Commissioner Matheson
Seconded by: Vice Mayor Clarke
Motion passed unanimously.

5:57 PM 8. APPOINT VOTING DELEGATE TO FLORIDA LEAGUE OF CITIES

City Manager Dyess reported that Commissioner Meier expressed interest in being the voting delegate.

5:58 PM Motion: Motion to approve Mike Meier to be the voting delegate.
Moved by: Vice Mayor Clarke
Seconded by: Commissioner Matheson
Motion passed unanimously.

ORDINANCE FIRST READING

ORDINANCE SECOND READING

5:59 PM 9. STUART NEWS MAJOR PUD AMENDMENT (QUASI-JUDICIAL):

ORDINANCE No. 2408-2019; AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA APPROVING A MAJOR AMENDMENT TO THE STUART NEWS COMMERCIAL PLANNED UNIT DEVELOPMENT ZONING AGREEMENT; CHANGING THE NAME OF THE CPUD TO MARTIN COUNTY SCHOOL BOARD CPUD; DECLARING THE CPUD DEVELOPMENT TO BE CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING ASEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

5:59 PM Motion: Move approval of Ordinance No. 2408-2019 on Second Reading.
Moved by: Commissioner Glass Leighton
Seconded by: Vice Mayor Clarke
Motion passed unanimously.

DISCUSSION AND DELIBERATION

CONTINUED 10. RESIDENTIAL FENCE REGULATIONS SPECIFIC TO R-2 ZONED PROPERTY AND/OR DUPLEX HOUSING ONLY.

5:59 PM ADJOURNMENT

Mary R. Kindel, City Clerk

Rebecca S. Bruner, Mayor

Minutes to be approved at the Regular Commission Meeting this 24th day of June, 2019.