

MINUTES

REGULAR MEETING OF THE STUART CITY COMMISSION

APRIL 25, 2022

AT 5:30 PM

COMMISSION CHAMBERS

121 SW FLAGLER AVE.

STUART, FLORIDA 34994

CITY COMMISSION

Mayor Merritt Matheson

Vice Mayor Troy McDonald

Commissioner Becky Bruner

Commissioner Eula R. Clarke

Commissioner Mike Meier

ADMINISTRATIVE

City Manager, David Dyess

City Attorney, Michael J. Mortell

City Clerk, Mary R. Kindel

ROLL CALL

5:51 PM

PRESENT: Mayor Matheson, Vice Mayor McDonald, Commissioner Bruner, Commissioner Clarke, Commissioner Meier

PLEDGE OF ALLEGIANCE

COMMENTS BY CITY COMMISSIONERS

Commissioner Brunner

- Thanked staff for her birthday card.

Commissioner Clarke

- Thanked all for her birthday wishes.
- Commented that she has received inquiries about the section of Monterey and Christie Way coming south and better signage to make clear.
- Congratulated the Mayor and staff for the shade tree effort in East Stuart and appreciated the effort of hiring a local company for the work.

Vice Mayor McDonald

- Commented on his interest in installing a four-way stop on Palm City Road and Manor Drive; made a Motion.

5:56 PM MOTION: Move to have an agenda item with a Resolution being brought forth to future meeting for a residential 4-way stop at Palm City Road and Manor.

MOVED BY: Troy McDonald

SECONDED BY: Mike Meier

Motion approved unanimously.

City Manager Dyess explained that the Code gives him authority to provide temporary traffic control but permanent traffic control need to be approved by Commission, therefore a Resolution at a future meeting is preferred. Palm City Road is County maintained but City has traffic enforcement and control authority via an Interlocal Agreement with the County. There is currently a crosswalk speedbump at that intersection and that would need to be addressed.

McDonald continued:

- Commented on WaWa Store charging stations for electric vehicles/public charging stations and requested a future D&D for an RFP to see if a company would add charging stations for City revenue and promotion of such stations.
- Suggested adding a duck crossing sign on Flamingo Avenue as he noticed many ducks are getting hit by vehicles.

Mayor Matheson

- Summarized the shade tree planting program, announcing that 13 mature trees were planted in East Stuart on residential properties last Saturday.
- Announced upcoming Rivers Coalition Meeting on Thursday, extended gratitude for the hybrid meetings being offered.
- Provided a Lake Okeechobee update.
- Commented that a study over the next year by the MPO will be done on Palm City Road and he will keep all updated on the improvements.

COMMENTS BY CITY MANAGER

APPROVAL OF AGENDA

6:05 PM MOTION: Approve

MOVED BY: Troy McDonald

SECONDED BY: Eula Clarke

Motion approved unanimously.

COMMENTS FROM THE PUBLIC (3 Minutes Max.)

1) Helen McBride - Flamingo Ave.; Commented on a gentleman from AT&T coming to her home to dig a ditch in her yard with no identification and no notification. Asked if City has a policy to protect citizens from such access from companies with no identification?

The City Manager responded to never hesitate to contact the Stuart Police if concerned. City Attorney explained a past similar scenario of companies soliciting homeowners, but unfortunately, public access and right-of-way allow people to go door to door.

2) Mark Brechbill - SE Osceola St.; Thanked the City Commission and staff and announced that the Walton Building, the Old Towne Grille is now open.

CONSENT CALENDAR

6:12 PM

1. APPROVAL OF 04/11/2022 CCM MINUTES (RC)
2. APPLY/ACCEPT CSCMC ANNUAL GRANT FOR ESYI RECREATION AND POLICE DEPT. (RC)

RESOLUTION No. 45-2022; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING AN APPLICATION TO THE CHILDREN'S SERVICES COUNCIL OF MARTIN COUNTY FOR THE EAST STUART YOUTH INITIATIVE GRANT; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF THE CHILDREN'S SERVICES COUNCIL GRANT, COLA, AND EMERGENCY FUNDING; IF APPROVED, AUTHORIZING THE EXECUTION OF CONTRACTS BETWEEN THE CITY OF STUART AND CHILDREN'S SERVICES COUNCIL OF MARTIN COUNTY FOR GRANT ADMINISTRATION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

END OF CONSENT CALENDAR

6:14 PM MOTION: Approve
MOVED BY: Eula Clarke
SECONDED BY: Mike Meier
Motion approved unanimously.

COMMISSION ACTION

6:14 PM

3. FISCAL YEAR 2022 MID-YEAR BUDGET REVIEW AND AMENDMENT (RC):

RESOLUTION No. 48-2022; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING ADMENDMENT NO. 13 TO THE FISCAL YEAR 2022 BUDGETS OF GENERAL FUND, WATER AND SEWER FUND AND STORMWATER; RECOGNIZING ADDITIONAL REVENUES, APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF FUNDS, AND RECORDING THE ADVANCE OF FUNDS FROM WATER AND SEWER TO GENERAL FUND IN EXCHANGE FOR APPROPRIATING ARPA FUNDS IN WATER AND SEWER FOR THE ALTERNATIVE WATER SUPPLY PROJECT; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Louis "Joly" Boglioli, Finance Director, presented the mid-year budget to the Commission.

City Manager Dyess informed the Commission that they are monitoring the raising costs of gas but to date this year, budgeting was done well and no transfers have been needed.

Commissioners reviewed and discussed permit projections in Development and the impacts, the City's fleet and sustainability, via hybrid vehicles, vehicles on order, ARPA funds, and workforce housing.

Mr. Boglioli explained that due to a software upgrade, the budget will look a bit different than what they are used to.

6:32 PM MOTION: Approve
MOVED BY: Troy McDonald
SECONDED BY: Eula Clarke
Motion approved unanimously.

4. MAJOR CONDITIONAL USE APPROVAL FOR THE OAKS CLASSICAL CHRISTIAN ACADEMY AT ST. MARY'S EPISCOPAL CHURCH (RC):

RESOLUTION No. 44-2022; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, GRANTING A MAJOR CONDITIONAL USE APPROVAL TO ALLOW A SCHOOL, PRIVATE, PAROCHIAL, OR TECHNICAL, FOR THE OAKS CLASSICAL CHRISTIAN ACADEMY, INC. AT ST. MARY'S EPISCOPAL CHURCH; WITH SAID LANDS BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED; PROVIDING FOR CONDITIONS; PROVIDING FOR REPEAL OF ALL DEVELOPMENT ORDERS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Erin Wohlitka, City Senior Planner, briefly opened the presentation for the Oaks School, identifying the location and introducing Applicant, Kate DeWitt.

Ms. DeWitt presented the school's project history, identifying that they are seeking approval for K - 8, to modify conditional use to allow 90 students over a 5 to 7 year build-out. No physical changes to building/parking; reviewed the traffic study concerning pick-up and drop-off. This project received unanimous approval from the Local Planning Advisory Board.

Mrs. Wohlitka noted for the record three letters of support were received and zero opposed.

6:44 PM MOTION: Approve
MOVED BY: Troy McDonald
SECONDED BY: Eula Clarke
Motion approved unanimously.

5. PALMETTO COVE RPUD ROW MAINTENANCE AGREEMENT (RC):

RESOLUTION No. 41-2022; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MAINTENANCE AGREEMENT BETWEEN 924 SW

PALM CITY ROAD AND THE CITY OF STUART RELATING TO THE PROPOSED IMPROVEMENTS WITHIN THE ALLEY-WAY OF 11 FOOT ALLEY-WAY, AS SET FORTH IN THE ACCESS AND MAINTENANCE AGREEMENT, RESCINDING ALL ORDINANCES IN CONFLICT, PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Tom Reetz, Senior Planner, reviewed the Resolution noting it rescinds Ordinance No. 2484-2022.

Attorney Mortell clarified that the Commission has passed a Resolution that directed staff to move forward on an Ordinance to abandon the alleyway. There was a First Reading of the Ordinance (2484-2022) but it did get to and pass a Second Reading. Commission action is required to no longer move forward on the abandonment and rescind the prior Resolution which would withdraw the action for the Ordinance. This Resolution, No. 41-2022 is to be corrected to state that the Resolution will be rescinded, it is not the Ordinance being rescinded, because the Ordinance was never adopted.

Mr. Reetz continued confirming the Resolution is to be rescinded and noted the developer's decision to enter into a maintenance agreement with the Public Works Department.

PUBLIC COMMENT:

1) Terry McCarty - Commented with the opportunity to thank staff for their work on this project.

Commissioner Meier requested clarification on the PUD site plan and long-term effects. It was confirmed to be correct.

6:49 PM MOTION: Approve

MOVED BY: Eula Clarke

SECONDED BY: Mike Meier

Motion approved unanimously.

6. SUPPORTING A U.S. HOUSE RESOLUTION CITED AS THE "NORTHERN ESTUARIES RESTORATION PLAN (NERP) ACT" (RC):

RESOLUTION No. 46-2022; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, SUPPORTING A UNITED STATES HOUSE RESOLUTION INTRODUCED BY U.S. CONGRESSMAN BRIAN MAST AND CITED AS THE "NORTHERN ESTUARIES RESTORATION PLAN (NERP) ACT;" PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Ben Hogarth, Community Affairs Liaison, briefly explained that the final edited version of the Resolution with the added number be approved.

6:55 PM MOTION: Move approval with the change.

MOVED BY: Troy McDonald

SECONDED BY: Eula Clarke

Motion approved unanimously.

DISCUSSION AND DELIBERATION

ADJOURNMENT

6:56 PM

Mary R. Kindel, City Clerk

Merritt Matheson, Mayor

**Minutes approved at the Regular Commission
Meeting this 9th day of May, 2022.**