City of Port St. Lucie City Council

121 SW Port St. Lucie Blvd. Port St. Lucie, Florida 34984

Meeting Minutes - Draft

Shannon M. Martin, Mayor

Jolien Caraballo, Vice Mayor, District IV Stephanie Morgan, Councilwoman, District I Dave Pickett, Councilman, District II Anthony Bonna, Councilman, District III

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Monday, March 25, 2024

6:00 PM

Council Chambers, City Hall

Meeting to follow the 5:30 PM CRA Meeting

1. Meeting Called to Order

A Regular Meeting of the CITY COUNCIL of the City of Port St. Lucie was called to order by Mayor Martin on March 25, 2024 at 6:14 p.m., at Port St. Lucie City Hall, 121 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.

2. Roll Call

Members Present:

Mayor Martin

Vice Mayor Caraballo

Councilwoman Morgan

Councilman Bonna

Members Not

Present:

Councilman Pickett

3. Invocation & Pledge of Allegiance

The City Clerk gave the invocation of rights, and Mayor Martin led the assembly in the Pledge of Allegiance.

4. Proclamations and Special Presentations

There were no items scheduled for this portion of the Agenda.

Public to be Heard

No one signed up to speak for this portion of the Agenda.

6. Additions or Deletions to Agenda and Approval of Agenda

There being no additions or deletions to the Agenda, Councilman Bonna moved to approve the Agenda. Vice Mayor Caraballo seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

7. Approval of Consent Agenda

Mayor Martin asked the Council to pull Items 7.m and 7.o from the Consent Agenda for separate discussion as Planning and Zoning staff must read the conditions into the record.

There being no discussion, Councilwoman Morgan moved to approve the Consent Agenda with the removal of Items 7.m and 7.o. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

7.a Approval of the February 6, 2024 Informal City Council

Meeting, February 26, 2024 Regular City Council and March

11, 2024 Regular City Council Meeting Minutes

7.b Motion: Termination of Restrictive Covenant Executed by John D. Santilli and Debra Santilli with Respect to Lots 3, 4 and 5, Block 1834, Port St. Lucie Section Seven, and Recorded in Official Records Book 1187, Page 1125, of the Public Records of St. Lucie County, Florida.

This Consent item was Approved.

This Consent item was Approved.

7.c Motion: Termination of Restrictive Covenant Executed by Joseph T. Zelenak and Carol A. Durey-Zelenak with Respect to Lots 9, 10 and 11, Block 1185, Port St. Lucie Section Eight, and Recorded in Official Records Book 1458, Page 210, of the Public Records of St. Lucie County, Florida.

This Consent item was Approved.

7.d Appoint Regenia Herring as an Alternate Member of the Planning and Zoning Board

This Consent item was Approved.

7.e Award Contract #20240047 for the Replacement of the Emergency Generator at Building B.

This Consent item was Approved.

2024-300

2024-282

2024-295

2024-269

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7.f	Approve Amendment #1 to Contract #20230077 for the Anthony F. Sansone Sr. Blvd. Phase 3 Extension.	2024-284
	This Consent item was Approved.	
7.g	Approval to Participate in the City of Kissimmee's Contract IFB 2022-002 for Alternative Paving Methods.	<u>2024-219</u>
	This Consent item was Approved.	
7.h	Approve a Conceptual Master Plan for the Wilson Groves DRI (P23-183)	<u>2024-298</u>
	This Consent item was Approved.	
7.i	Approval to Participate in the City of Cape Coral Contract # BPW2415MM for Lining of Drainage Pipes, Storm Water Pipe Video Inspection and Repair Work.	2024-238
	This Consent item was Approved.	
7.j	Approve Change Order #1 to Contract #20220096 with H. J. High Construction for the Design-Build of the Police Training Facility project.	2024-290
	This Consent item was Approved.	
7.k	Approval to Participate in the State of Florida Alternate Contract Source (ACS) #56120000-24-NY-ACS to Purchase Furniture (City Contract #20240067).	2024-292
	This Consent item was Approved.	
7. l	Approval to Participate in the OMNIA Partners Contract Contracts #18220 & #18221 for Workforce Management Systems and Related Products, Services and Solutions with Kronos Incorporated and Kronos SaasShr, Inc.	<u>2024-297</u>
	This Consent item was Approved.	
7.m	Approve a Preliminary Plat and Construction Plans for LTC Ranch West Pod 9 (P22-301).	2024-291
	Mary Savage-Dunham, Planning and Zoning Director, stated that this item was to approve a Preliminary Plat and Construction Plans for LTC Ranch West Pod 9, P22-301. She explained that staff would be recommending approval with conditions. Director Savage-Dunham reported that the Applicant had agreed to the conditions.	
	Director Savage-Dunham stated the conditions were as followed:	

- 1.) A second access emergency only would be installed prior to 100th building permit; and
- 2.) East/West 5 would be constructed with Phase 3 of Pod 9, as shown in the Phase Plan; and Director Savage-Dunham indicated that it should be open to the public prior to 600th building permit; and
- 3.) Revisions to East/West 5 secondary residential access as needed for turnaround requirements to be deemed satisfied by the Public Works Department prior to final plat of phase 3; and
- 4.) No residential building permits are to be issued within LTC Ranch Pod 9 until the temporary drainage easement has been executed or a final plat to include the easement location has been recorded.

There being no discussion, Councilman Bonna moved to approve Item 7.m with conditions. Vice Mayor Caraballo seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

7.n Approve Continued Sponsorship of the 2024 Earth Day Festival.

2024-308

This Consent item was Approved.

Approval of the Consent Agenda

7.0 Approve a Final Plat and Construction Plans for LTC Ranch West Pod 9, Phase 1 (P23-153).

2024-080

Director Savage-Dunham stated that this item was requesting the approval of the Final Plat and Constructions Plans for LTC Ranch West Pod 9, Phase 1, P23-153. She advised that Staff was recommending the approval with conditions.

Director Savage-Dunham added that the Applicant had agreed to the following condition:

1.) No residential building permits are to be issued within LTC Ranch Pod 9, until the temporary drainage easement has been executed or a final plat, to include the easement location has been recorded.

There being no discussion, Councilwoman Morgan moved to approve Item 7.0 with conditions as stated. Vice Mayor Caraballo seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

8. Second Reading of Ordinances, Public Hearings

2023-1206

8.a Ordinance 23-78, Public Hearing, An Ordinance Amending Chapter 158 "Zoning Code", Article VII - "Institutional Districts" of the Code of Ordinances of the City of Port St.

Lucie (P23-216).

The City Clerk read Ordinance 23-78 aloud by title only. Bethany Grubbs, Planning and Zoning Planner, presented the Application of the Amendment of Chapter 158, Zoning Code, Article VII, "Institutional Districts" of the Code o Ordinance of the City of Port St. Lucie. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing.

There being no discussion, Councilwoman Morgan moved to approve Ordinance 23-78. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

9. Other Public Hearings

There was nothing scheduled under this portion of the Agenda.

- 10. First Reading of Ordinances, Public Hearing
 - 10.a Ordinance 24-10, Public Hearing, Authorizing the Lease of a Portion of Real Property located at 10700 Glades Cut-Off Road to Jacob Concannon for Cattle Grazing.

<u>2024-221</u>

The City Clerk read Ordinance 24-10 aloud by title only. Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing. There being no discussion, Vice Mayor Caraballo moved to approve Ordinance 24-10. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

10.b Ordinance 24-11, Public Hearing, An Ordinance of the City of

2024-217

Port St. Lucie, Florida, Amending Ch. 56 Stormwater

Management, Art. III. Requirements, Section 56, 22 R

Management, Art. III, Requirements, Section 56.22 Roadway

Swales of the Code of Ordinances; Providing for Conflict;

Providing for Severability; Providing for Codification;

Providing an Effective Date.

The City Clerk read Ordinance 24-11 aloud by title only. Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing.

Vice Mayor Caraballo moved to approve Ordinance 24-11. Councilman Bonna seconded the motion. Under discussion, Vice Mayor Caraballo inquired when the Council could expect an update on the schedule for this item, to which the City Manager stated that the Council would be receiving a memo with the information requested. Colt Schwerdt, Public Works Director stated that the tentative date would be to bring it before the Council during the Summer Workshop with an installation schedule. He advised that the home builders had been notified about the swale installation change. Director Schwerdt reported that as of April 15th they would start providing the Builders with the materials necessary for new home builds. Councilman Bonna commented on the work done on the reevaluation of the swale maintenance program. The motion passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

10.c Ordinance 24-12, Quasi-Judicial, Public Hearing, An

2024-294

Ordinance to Rezone Approximately 41 Acres of Property
Located in the Northwest Quadrant of the Intersection of SW
Village Parkway and Becker Road from the Zoning
Designation of AG-5 (SLC Agriculture-5) to the City's MPUD
(Master Planned Unit Development) Zoning District for a
Project known as Southern Grove 8 MPUD (P23-107).

The City Clerk administered the Oath of Testimony to those who would be testifying.

The City Clerk read Ordinance 24-12 aloud by title only. Mayor Martin inquired if there was any ex-parte communication, to which Vice Mayor Caraballo, Mayor Martin, Councilwoman Morgan, and Councilman Bonna indicated that they had ex-parte communication.

Bridget Kean, Deputy Director of the Planning and Zoning Department, who was previously sworn, presented the Application for Rezoning, P23-107. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Steve Garrett, Lucido & Associates, was present on behalf of the Applicant.

Mayor Martin asked if it would be possible to not have a self-storage at the corner of Village Parkway and Becker Road. She stated it was the City's gateway entrance and would prefer to not have another storage facility in that area. Mr. Garrett stated that it was allowable use for the area and noted that the owners were present and listening to the meeting.

Vice Mayor Caraballo expressed concern about Home Depot or Lowe's

being in the area as they are already located one exit away. Mr. Garrett stated that he could not state who it was but noted it was a National Home Improvement store.

Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing

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There being no discussion, Councilwoman Morgan moved to approve Ordinance 24-12. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

10.d Ordinance 24-13, Quasi-Judicial, Public Hearing, an

2024-296

Ordinance to Rezone Approximately Three Hundred Ninety (390) Acres of Property Located North of Becker Road, South of SW Hegener Drive Road Right-of-Way, East of N/S A Road Right-of-Way, and West of N/S B Road Right-of-Way for a Parcel of Land Legally Described in Exhibit 14 of the Attached Composite Exhibit "A" from the Zoning Designation Of AG-5 (SLC Agriculture-5) to the City's Mpud (Master Planned Unit Development) Zoning District for a Project Known as Wilson Groves Parcel A MPUD (P21-148)

The City Clerk read Ordinance 24-13 aloud by title only. Mayor Martin inquired if there was any ex-parte communication, to which Vice Mayor Caraballo, Mayor Martin, Councilwoman Morgan, and Councilman Bonna indicated that they had ex-parte communication.

Bridget Kean, Deputy Director of the Planning and Zoning Department, presented the Application for Rezoning, P21-148. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Vice Mayor Caraballo asked if it was the intent to have age restricted homes, to which Ms. Kean responded in the affirmative.

Assistant City Manager Teresa Lamar-Sarno referenced the letter supplied by the Applicant.

Dan Sorrow, Cotleur and Hearing, appeared via Zoom. He confirmed he was previously sworn and represented the Applicant. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing.

Vice Mayor Caraballo moved to approve Ordinance 24-13 with staff recommendations. Councilwoman Morgan seconded the motion. Under discussion, Vice Mayor Caraballo discussed age restricted homes. Mayor Martin discussed growth issues. The motion passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

10.e Ordinance 24-14, Public Hearing, An Ordinance Amending Title XV "Land Usage", Chapter 155, "Sign Code", of the Code of Ordinances of the City of Port St. Lucie (P24-016).

2024-302

The City Clerk read Ordinance 24-14 aloud by title only.

Daniel Robinson, Planner, presented the Ordinance Amending Title XV "Land Usage", Chapter 155, "Sign Code", of the Code of Ordinances. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing.

There being no discussion, Councilwoman Morgan moved to approve Ordinance 24-14. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

Ordinance 24-15, Quasi-Judicial, Public Hearing, An Ordinance to Rezone 0.97 Acres of Property Located East of SW Port St. Lucie Boulevard and North of SW Haas Avenue from the Zoning Designation of Professional (P) to Limited Mixed Use (LMD) Zoning District for Property Legally Described as Lots 1, 2, 27, and 28, Block 2108, Port St. Lucie Section 21 (P23-193).

<u>2024-286</u>

The City Clerk read Ordinance 24-15 aloud by title only. Mayor Martin inquired if there was any ex-parte communication, to which Vice Mayor Caraballo, Mayor Martin, Councilwoman Morgan, and Councilman Bonna indicated that they did not have any ex-parte communication.

Cody Sisk, Planner, confirmed he was previously sworn and presented an Application for Rezoning, P23-193. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Councilwoman Morgan inquired about the two entrances for the project.

Vice Mayor Caraballo requested that the Applicant provide appropriate lighting as the project sits by residential homes.

Steven Marquart, Engineer/Project Manager for Captec Engineering, confirmed he was previously sworn. He stated that Hass was a full intersection and the street to the north was a right-in/right-out intersection.

Mayor Martin opened the Public Hearing. The City Clerk administered the Oath of Testimony to Rita Noel, 714 SW Hamberland Avenue, who spoke against this item if the project involved it being a retail project. Mayor Martin closed the Public Hearing.

Director Savage-Dunham noted that this project would not be a Major Site Plan due to the square footage being under 10,000 feet. She advised that once the Site Plan was before the Council they would share that information via memorandum to the City Council. Director Savage-Dunham indicated it would not come back before the City Council as it was a Minor Site Plan.

Vice Mayor Caraballo inquired if the Site Plan Review Committee would be approving the Minor Site Plan, to which Director Savage-Dunham responded in the affirmative.

Director Savage-Dunham stated that the Application had not yet been submitted for Site Plan Review.

Vice Mayor Caraballo advised Ms. Noel that the property in question would never be residential as it was always zoned for commercial use. Director Savage-Dunham indicated that once the Site Plan was submitted, they would share it with the City Council and if they needed to meet, the Planning and Zoning Department would be open to meet with City Council Members. Councilwoman Morgan advised she would follow this matter.

There being no further discussion, Councilwoman Morgan moved to approve Ordinance 24-15. Vice Mayor Caraballo seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

Resolutions

11.a Resolution 24-R19, a Resolution to Consider and Approve the First Amendment to the Becker Road Construction Agreement with ACR Acquisition, LLC.

2024-287

The City Clerk read Resolution 24-R19 aloud by title only. There being no discussion, Councilman Bonna moved to approve Resolution 24-R19. Vice

Mayor Caraballo seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

11.b Resolution 24-R20, a Resolution Appointing an Affordable

2024-265

Housing Advisory Committee (AHAC) for the State Housing Initiatives Partnership (SHIP) Program

The City Clerk read Resolution 24-R20 aloud by title only. There being no discussion, Vice Mayor Caraballo moved to approve Resolution 24-R20. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

11.c Resolution 24-R21, Quasi-Judicial, Public Hearing, a

2024-285

Resolution Granting a Variance to the Requirements of Appendix B, Land Use Conversion Manual, Conversion Area 24 of the City's Zoning Code Allowing Isolation of a Parcel for a Project known as Gregory D. Cottin (P23-239).

The City Clerk read Resolution 24-R21 aloud by title only. Mayor Martin inquired if there was any ex-parte communication, to which Vice Mayor Caraballo, Mayor Martin, Councilwoman Morgan, and Councilman Bonna indicated that they did not have any ex-parte communication.

Mr. Sisk presented the City Council with the Application for a Variance, P23-239. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Alejandro Toro, Engineering Design & Construction, confirmed he was previously sworn and represented the Applicant. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Vice Mayor Caraballo inquired if it was Planning and Zoning's Staff request to include both exit and entrance on cross access and the Applicant was only requesting only exits, to which Director Savage-Dunham responded in the affirmative. Director Savage-Dunham suggested that it would be the City Council's discretion that the proposed compromise did not solve the concern. She suggested that the Council chose to require access as the Planning and Zoning Board stipulated or approved without the conditions as Staff recommended.

Gregory Cottin, previously sworn addressed the City Council regarding his Variance request.

Councilwoman Morgan stated she did not agree with the cross access.

Vice Mayor Caraballo advised she would prefer to table and have a meeting with City Staff and the Applicant's representatives.

Councilman Bonna indicated he agreed with Councilwoman Morgan.

Mayor Martin advised she did not have an issue with not including the cross access at this parcel.

Mayor Martin opened the Public Hearing. There being no one, Mayor Martin closed the Public Hearing.

There being no further discussion, Councilman Bonna moved to approve Resolution 24-R21 without the condition for cross access. Councilwoman Morgan seconded the motion. Under discussion, Vice Mayor Caraballo indicated she would be voting against the item because she was uneasy about the lack of information she had on this matter. The motion passed with Mayor Martin, Councilwoman Morgan and Councilman Bonna voting in favor and Vice Mayor Caraballo dissenting by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

11.d Resolution 24-R22, Quasi-Judicial, Public Hearing, A

2024-283

Resolution Granting a Variance to the Requirements of Appendix B, Land Use Conversion Manual, Conversion Area 23 of the City's Zoning Code for a Project Known as Ekonomy Self Storage Inc. (P23-176).

The City Clerk read Resolution 24-R22 aloud by title only. Mayor Martin inquired if there was any ex-parte communication, to which Vice Mayor Caraballo, Councilwoman Morgan, and Councilman Bonna indicated that they did have ex-parte communication.

Mr. Sisk presented the City Council with the Application for a Variance, P23-176. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Lisa Reves, Becker & Poliakoff, represented the Applicant and presented the City Council with their Variance request. (Clerk's Note: A PowerPoint Presentation was shown at this time.)

Director Savage-Dunham advised that if the adjacent lots were to be developed Single-Family cross access would not be requested. She indicated that the reason for the cross access would only be for commercial development.

Vice Mayor Caraballo asked if there were plans for this project to be outside storage, to which Ms. Reves responded in the affirmative.

Mayor Martin opened the Public Hearing. Blake confirmed he was previously sworn and spoke in favor of the project. Mayor Martin closed the Public Hearing.

There being no further discussion, Councilwoman Morgan moved to approve Resolution 24-R22 with no cross access. Councilman Bonna seconded the motion to allow discussion. Vice Mayor Caraballo stated this request was different than the previous item as it sits between two lots.

Director Savage-Dunham indicated that after the Council's action at today's meeting the Applicant would have to submit a Site Plan approval. The requirement to show cross access would have to be shown on their Site Plan within their own property line. If the lots next to this lot come in for commercial then the adjacent lots would not be able to place cross access on their own property. She indicated that it would be important to show that there would be a future provision shown if they do not buy those lots. Ms. Reves added that they hope to own all three parcels and acquire both neighboring parcels. She requested that the Council require cross access if those lots are later commercially developed by someone other than them. Mayor Martin indicated that they would be unable to vote on something that was not before them. Vice Mayor Caraballo stated she would not have a problem with removing cross access if the Applicant gains ownership of the two neighboring parcels in the future; however, if another entity develops the neighboring parcels commercially cross access would be required.

Councilwoman Morgan withdrew the motion. Councilwoman Morgan moved to approve Resolution 24-R22 with a requirement for cross access to lots 13 and 15 be provided at such times those lots be developed for commercial use. Councilman Bonna seconded the motion, which passed unanimously by voice vote. (Clerk's Note: Councilman Pickett was not present to vote on this item.)

Mayor Martin added that the corner of Buckhart and Hayworth needed major roadway attention. She noted there was a large divot that caused vehicles to go off the road. Mayor Martin asked the City Manager and Public Works Department for immediate attention to those roads.

12. Unfinished Business

There was nothing scheduled under this portion of the Agenda.

13. New Business

There was nothing scheduled under this portion of the Agenda.

14. City Manager's Report

The City Manager reported that the City's Strawberry Fest was successful. He discussed the Federal Appropriations that were granted to the City. The City Manager added that the City was awarded grant funds in the amount of 2 million dollars for the California Boulevard Design and 1 million dollars for the McCarty Ranch, area 7-a. Deputy City Manager Kate Parmelee thanked the City Council and Congressman Brian Mast for his support. Deputy City Manager Parmelee discussed the following proposed 2025 Federal Appropriations Requests for the City of Port St Lucie: \$2 million for Planning and Design of California Boulevard (Del Rio to Savona), \$2.5 million dollar request for the Westport Wastewater Facility, \$600,000 for the Real Time Information Crime Center Technology and CDBG funding for Veteran's Memorial Parkway Shared-Use Path. Mayor Martin indicated she agreed with the list; however, she would prefer to pursue the first three requests. She advised that she did not believe they would be interested in funding a shared used path. Mayor Martin advised that they could include the fourth request.

It was the consensus of the City Council to pursue the proposed and discussed 2025 Appropriation Requests.

15. Councilmembers Report on Committee Assignments

Councilwoman Morgan reported that she hosted Coffee with the Council at the Botanical Gardens and attended the St. Lucie County Fire Board Meeting. She asked if anyone had a contact for City residents struggling to pay their taxes soon after purchasing their new home or building on their new lot. Councilwoman Morgan noted that Realtors often do not disclose that information to their clients. The City Manager announced that Director Prohaska could help with promoting an education video on the subject. Mayor Martin concurred with Councilwoman Morgan.

Vice Mayor Caraballo stated that she attended the National League of Cities Congressional Conference and the Sandpiper Bay Community Meeting.

Councilman he Bonna noted that attended the Treasure Coast Regional Planning Council and encouraged folks to participate in the City's Eggstravaganza event.

Mayor Martin indicated she had no updates to report.

16. Public to be Heard - (if necessary as determined by City Council at conclusion of public to be heard)

No one signed up to speak during this portion of the Agenda.

17. Adjourn

There being no further business, the meeting was adjourned at 8:15 p.m.
Sally Walsh, City Clerk
Daisy Ruiz, Deputy City Clerk