

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON MAY 10 2010
AT 5:30 P.M. IN THE CITY COMMISSION CHAMBERS
121 S.W. FLAGLER AVE.
STUART, FLORIDA 34994**

Roll call was answered by:
Mayor Michael Mortell (ABSENT)
Vice Mayor Carol Waxler
Commissioner James A. Christie
Commissioner Jeffrey A. Krauskopf
Commissioner Mary Hutchinson

Also present were:
City Manager: Dan Hudson
City Attorney: Paul J. Nicoletti
City Clerk: Cherie White

Commissioner Krauskopf delivered the Invocation, followed by the Pledge of Allegiance led by the Commission.

PRESENTATIONS

1. Presentation: Water Conservation Poster Contest Winners

Mary Kindel announced the winners of the Water Conservation Poster Contest. Vice Mayor Waxler presented the awards to the students. Sammi Sailfish made a surprise visit to the meeting to greet the children.

2. PROCLAMATION: Proclaiming May 16-22, 2010 as National Public Works Week

The proclamation was graciously accepted by Milton Leggett of the City, and is also the President Treasure Coast Chapter of American Public Works Association.

3. PROCLAMATION: Proclaiming the month of May, 2010 as Foster Care Month

The proclamation was graciously accepted by Rossana Diaz Gonzales of the Hibiscus Children's Service Center, she encouraged people to foster children.

4. PROCLAMATION: Proclaiming the week of May 8-16, 2010 as Stuart Tourism Week

Rozeta Mahboubi – Executive Director of the Martin County Visitors Bureau came forward and graciously accepted the proclamation.

COMMENTS BY CITY COMMISSIONERS

None

COMMENTS BY CITY MANAGER

City Manager Hudson stated the Joint City/CRA/CRB meeting scheduled for May 17th has been cancelled.

The CRB meeting will still hold their meeting on the May 17th, 2010 at 9:00a.m.

The Kiwanis group will be adding a new play feature to Kiwanis Park that will be a wooden truck.

Martin County office update: They have elected to choose the timetable extension on the City-County contract. The County is planning an agenda item to be heard on May 25, 2010. The County is currently seeking appraisals on Willoughby properties.

Review of Tentative Agenda –

Item 10 (Shade Structure) request to continued to 5/24

Item 12 (Children's Services Council) request to continue to 5/24.

Item #15 (Palm City Road) additional memo provided to the Commission.

Vice Mayor Waxler requested moving item #15 to be heard after the consent calendar.

APPROVAL OF AGENDA

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF THE AGENDA AS AMENDED

SECOND: COMMISSIONER CHRISTIE

MOTION APPROVED UNANIMOUSLY

COMMENTS FROM THE PUBLIC (Non-Agenda Matters Only – 5 min. max)

Armond Pasquale 15 Seminole Street came forward and expressed concern over the Riverwalk Music Festivals being held every Sunday. He said he would like to have a quiet peaceful Sunday.

William Rudge 1701 S.W. Palm City Road came forward and expressed concern over the abatement lien on his property.

Caryn Yost-Rudge came forward expressed concern over the city approved lien on her property.

CONSENT CALENDAR

5. Request to approve the minutes of the regular Commission Meetings of April 12 and 26, 2010

6. Request to continue to the meeting of May 24, 2010

RESOLUTION 128-09 Authorization to approve an East Stuart overlay district special exception, with reasonable conditions, for the Macedonia Community Outreach Ministries Veterans Home allowing a group home for homeless veterans with 17 residents, including staff within the east Stuart single family duplex zoning district, located at 828 Nassau Avenue (Quasi-Judicial)

7. Request to continue to the meeting of May 24, 2010

RESOLUTION 44-2010 Authorization to approve amendments to the City of Stuart Personnel Policy at Section 28, paid time off.

8. **RESOLUTION 45-2010 Authorization to approve the award of a bid to Ocean Gate General Contractors, Inc., the lowest, most responsive and responsible bidder for a total bid amount of \$2,344,426.00 for the roof enclosures/structural/odor control improvements at the Wastewater Treatment Facility**

9. **RESOLUTION 46-2010 Authorization to renew agreements between the City of Stuart and the following six (6) engineering companies; Brown & Caldwell; Captec Engineering, Inc.; Culpepper & Terpening; Engineering Design & Construction, Inc.; Hazen & Sawyer, PC; and MWH Americas, Inc.; and to approve and execute 2 additional agreements with Creech Engineers, Inc. and Aecom for the final option year to provide professional civil engineering as needed by the City per the hourly rates in each agreement**

10. **RESOLUTION 47-2010 Authorizing to award RFP#2010-86 to Skyshades of South Florida, LLC, for a total lump sum price of \$163,212.00 to provide and install shade structures for riverside stage and bleacher areas**

11. **RESOLUTION 48-2010 Authorization to execute a Community Development Block Grant agreement number 10DB-K4-10-53-02-K22 between the State of Florida, Department of Community Affairs (DCA) and the City of Stuart to provide grant funds in the amount of \$677,900 to provide flood and drainage improvements in conjunction with the Eldorado Heights project**

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF THE CONSENT CALENDAR ITEMS 5,6,7,8,9,11

SECOND: COMMISSIONER CHRISTIE
ROLL CALL

COMMISSIONER CHRISTIE	YES	COMMISSIONER KRAUSKOPF	YES
VICE MAYOR WAXLER	YES	COMMISSIONER HUTCHINSON	YES

END OF CONSENT CALENDAR

Item 15 was heard here

15. Discussion of traffic calming devices for SW Palm City Road

Sam Amerson Public Works Director gave a brief presentation regarding the traffic calming devices.

Commissioner Hutchinson said she asked for this item to be added for discussion. She requested the City look at the entire roadway, and possibly apply for grant funding through the MPO.

The following public speakers came forward expressed concern over the traffic congestion along Palm City Road during peak hour times. Some of the speakers made suggestions as to what could be done.

Bob Croke, 1950 Palm City Road, passed a petition along to the Clerk for the record.

James McCarthy, 1950 SW Palm City Road #1-302, stated the light poles were relocated along Palm City Road some time ago to make way for a turn lane. He asked what ever happened with that.

Suzanne Robinett ,1950 SW Palm City Road #12-301

Mike Myers, 1860 Palm City Road #203, suggested hiring a traffic guard during peak times.

Cindy Gardiner, 1950 SW Palm City Road, suggested a traffic mirror to be placed at the condo exits.

Grant Rauding, 1950 SW Palm City Road, requested relief from the traffic situation.

Carol Christ, 1950 SW Palm City Road, #2-204

Fran Norton, 1950 Palm City Road #4-203, she said there were at least 978 residents within three of the condominiums.

Bonnie Landry 336 Ridge Lane, came forward and expressed concern over speed humps she suggested creating a choker lane, which would slow traffic down.

Dave Derrenbacker, 541 N. Carolina Drive came forward and agreed that there was an issue with traffic on Palm City Road. He said he believes there should be a simple solution to the traffic calming situation. He also felt there needs to be a future plan for the entire roadway.

Rex Cheskaty, 527 N. Carolina Drive came forward and suggested more enforcement as well as beautification of the roadway.

Dennis Stewart, 1950 Palm City Road #11-206, came forward and presented pictures of people blocking the entrances during peak times, clearly marked do not stop in the box. He said the box is too short for visual purposes to exit the driveway.

Joanne Zarro 513 N. Carolina Drive came forward and was opposed to additional speed bumps. She agreed there is heavy traffic and asked for another solution other than speed bumps.

Seth Johnson, 1950 SW Palm City Road #8207. suggested speed tables along the roadway.

Charles Hooper, 1950 Palm City Road came forward and said the problem is too much traffic.

Adele Norton, 1950 SW Palm City Road came forward and asked why the entire Palm City Road looked at when the speed bumps were installed near Manor Drive. She suggested making the box a brighter color, and make them bigger.

Margo Brinsley, 551 SW North Carolina Drive came forward and was opposed to adding additional speed bumps. She suggested a dual turn lane onto Monterey Rd.

The Commission discussed the roadway matter at length, and made the following motion(s).

MOTION: COMMISSIONER HUTCHINSON; MOVED APPROVAL TO RESCIND THE PREVIOUS MOTION MADE BY THE COMMISSION TO INSTALL SPEED BUMPS TO PALM CITY ROAD AND INSTEAD DOUBLE THE SIZE OF THE BOX, AND PUT A LIGHTED SIGN ON THE NORTHBOUND SIDE THAT LIGHTS DURING THE BUSY TIMES THAT STATES CAUTION TRAFFIC ENTERING HIGHWAY, AND ALSO INCREASE THE ENFORCEMENT TO THAT AREA. .

SUBSTITUTE MOTION: COMMISSIONER KRAUSKOPF MOVED APPROVAL TO INSTALL STOP SIGNS INSTEAD OF SPEED BUMPS.

SECOND:

SUBSTITUTE MOTION: COMMISSIONER KRAUSKOPF MOVED APPROVAL TO INSTALL SPEED BUMPS.

Further discussion continued by the City Commission regarding the various alternatives.

Sam Amerson said the City does not want a quick fix that may cause problems with neighboring condominiums.

Joe Capra, Captec Engineering came forward and said he did not feel the City would be successful in obtaining stop signs, due to warrants needed, and the County not in favor of stop signs. He did say that he thought the motion on the floor was a good one.

Commissioner Hutchinson said the City needs to enhance the landscape along the roadway.

AMENDED MOTION: COMMISSIONER HUTCHINSON; MOVED APPROVAL TO RESCIND THE PREVIOUS MOTION MADE BY THE COMMISSION AND INSTEAD TO INSTALL ONE SPEED BUMP SOUTH OF CIRCLE BAY, AS PEOPLE COME OFF MONTEREY ROAD, DOUBLE THE SIZE OF THE "BOXES", AND PUT A LIGHTED SIGN ON THE NORTHBOUND SIDE THAT LIGHTS DURING THE BUSY TIMES, THAT STATES "CAUTION TRAFFIC ENTERING HIGHWAY" IF COST PROHIBITED, AND ALSO INCREASE THE ENFORCEMENT TO THAT AREA, AND LOOK AT A LONG TERM SOLUTION TO ELIMINATE ALL THE SPEED BUMPS ALONG THE ROADWAY. SECOND: COMMISSIONER KRAUSKOPF

ROLL CALL

COMMISSIONER CHRISTIE	YES	COMMISSIONER KRAUSKOPF	YES
VICE MAYOR WAXLER	YES	COMMISSIONER HUTCHINSON	YES

COMMISSION ACTION

ORDINANCE FIRST READING

ORDINANCE SECOND READING

12. ORDINANCE 2200-10 (Second Reading) To approve a Major Amendment to the "Central Park Commercial Planned Unit Development" (PUD); providing a provision to exclude a 1.525 acre parcel from the "Bridges Montessori Parcel 4", Children's Services Council of Martin County; approving a final site approval for the 1.525 acre parcel; declaring the PUD Development to be consistent with the Comprehensive Plan of the City (Quasi-Judicial)

13. ORDINANCE 2202-10 (Second Reading) Local implementation of the water conservation rule for landscape irrigation as regulated by the South Florida Water Management District; providing definitions; providing the landscape irrigation schedule; providing exceptions to the landscape irrigation schedule; providing for variances from specific day of the week limitations; providing for applicability; providing for enforcement; providing penalties; providing for codification; providing for repeal of all conflicting ordinances; providing for severability; providing an effective date

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF ORDINANCE 2202-10

SECOND: COMMISSIONER CHRISTIE

Boyd Gonzolas of the SFWMD came forward and stated they were in agreement with the City's proposed Ordinance.

ROLL CALL

COMMISSIONER CHRISTIE	YES	COMMISSIONER KRAUSKOPF	YES
VICE MAYOR WAXLER	YES	COMMISSIONER HUTCHINSON	YES

14. ORDINANCE 2203-10 (Second Reading) Providing for amendment to the parking regulations of the City to allow for parking enforcement measures against any of a violator's motor vehicles; providing for enforcement; providing penalties; providing for codification; providing for repeal of all conflicting ordinances; providing for severability; providing an effect date

MOTION: COMMISSIONER CHRISTIE; MOVED APPROVAL OF ORDINANCE 2203-10

SECOND: COMMISSIONER HUTCHINSON

ROLL CALL

COMMISSIONER CHRISTIE	YES	COMMISSIONER KRAUSKOPF	YES
VICE MAYOR WAXLER	YES	COMMISSIONER HUTCHINSON	YES

DISCUSSION & DELIBERATION

The following item was heard after consent calendar

15. Discussion of traffic calming devices for SW Palm City Road

ADJOURNMENT:7:11 P.M.

ATTEST:

Cheryl White, CMC, City Clerk

Michael Mortell, Mayor

Minutes to be approved at the Regular Commission Meeting This 24th Day May, 2010