



City of Stuart

AGENDA

REGULAR MEETING OF THE STUART CITY COMMISSION

NOVEMBER 25, 2024

AT 5:30 PM

COMMISSION CHAMBERS

121 SW FLAGLER AVE.

STUART, FLORIDA 34994

CITY COMMISSION

**Mayor Campbell Rich
Commissioner Eula R. Clarke
Commissioner Christopher Collins
Commissioner Laura Giobbi
Commissioner Sean Reed**

ADMINISTRATIVE

**City Manager, Michael J. Mortell
City Attorney, Lee J. Baggett
City Clerk, Mary R. Kindel**

Agenda items are available on our website at <http://www.cityofstuart.us>
Phone: (772) 288-5306. Fax: (772) 288-5305. E-mail: mkindel@ci.stuart.fl.us

In compliance with the Americans with Disabilities Act (ADA), anyone who needs a special accommodation to attend this meeting should contact the City's ADA coordinator at 772-288-5306 at least 48 hours in advance of the meeting, excluding Saturday and Sunday.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

(RC) next to an item denotes there is a City Code requirement for a Roll Call vote.

(QJ) next to an item denotes that it is a quasi-judicial matter or public hearing.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

COMMENTS BY CITY COMMISSIONERS

COMMENTS BY CITY MANAGER

APPROVAL OF AGENDA

COMMENTS FROM THE PUBLIC (Non-Agenda Related) (3 Minutes Max.)

CONSENT CALENDAR

1. MERGE OF BOA TO LPA ADVISORY BOARD (RC):

RESOLUTION No. 119-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE MERGER OF THE CITY'S BOARD OF ADJUSTMENT WITH THE CITY'S LOCAL PLANNING AGENCY; AUTHORIZING THE TRANSFER OF THE DUTIES AND RESPONSIBILITIES OF THE CITY'S BOARD OF ADJUSTMENT TO THE CITY'S LAND PLANNING AGENCY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

2. AWARD ITB 2024-108: CITY OF STUART VETERANS MEMORIAL PARK PHASE-4 AMPHITHEATER PROJECT (RC):

RESOLUTION No. 121-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA APPROVING THE AWARD OF INVITATION TO BID #2024-108, CITY OF STUART'S VETERANS MEMORIAL PARK PHASE 4 AMPHITHEATER PROJECT TO MCTEAGUE CONSTRUCTION CO INC. OF STUART, FLORIDA, THE LOWEST, MOST RESPONSIVE AND RESPONSIBLE BIDDER WITH A TOTAL UNIT PRICE OF \$2,557,284.40; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

3. OCEAN EAST MALL FINAL PLAT (RC):

RESOLUTION No. 125-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA TO APPROVE A PLAT TITLED "OCEAN EAST MALL" BEING A PLAT OF A PARCEL OF LAND LYING SOUTHEAST ONE-QUARTER OF SECTION 3, TOWNSHIP 38 SOUTH, RANGE 41 EAST CITY OF STUART, MARTIN COUNTY, FLORIDA, AS SET FORTH IN INSTRUMENT RECORDED IN OFFICIAL RECORDS BOOK 110 PAGE 355, MARTIN COUNTY, FLORIDA PUBLIC RECORDS, CONTAINING 11.24 ACRES, MORE OR LESS PREPARED BY ELIZABETH A. LINDSAY, FLORIDA PROFESSIONAL LAND SURVEYOR FLORIDA REGISTRATION NO. 4724; LICENSED BUSINESS NO. 6852 FOR OCEAN EAST MALL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

END OF CONSENT CALENDAR

COMMISSION ACTION

4. EXTENSION OF ZONING IN PROGRESS (RC):

RESOLUTION No. 120-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, EXTENDING THE "ZONING IN PROGRESS" UNDER SECTION 1.04.04, STUART LAND DEVELOPMENT CODE, AS AUTHORIZED IN RESOLUTION 95-2024, AS IT RELATES TO NEW DEVELOPMENT WITH THE EXCEPTION FOR SINGLE-FAMILY DWELLINGS, REQUESTS THAT DO NOT INCREASE THE DENSITY OR INTENSITY OF AN EXISTING USE OR STRUCTURE, OR ANY COMMERCIAL PROJECT THAT DOES NOT INCLUDE A RESIDENTIAL COMPONENT AND THAT DOES NOT INCREASE THE SQUARE FOOTAGE OF ANY STRUCTURE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

5. OPIOID SETTLEMENT EXPENDITURES, AED'S AND PSA (RC):

RESOLUTION No. 122-2024: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING BUDGET AMENDMENT No. 3 TO THE FISCAL YEAR 2025 BUDGET; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE OPIOID SETTLEMENT TO PURCHASE AUTOMATED EXTERNAL DEFIBRILLATORS, OTHER FIRST AID SUPPLIES, AND CREATING A PUBLIC SERVICE ANNOUNCEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

6. SHOP WITH A COP EXPENDITURE (RC):

RESOLUTION No. 123-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING BUDGET AMENDMENT No. 4 TO THE FISCAL YEAR 2025 BUDGET; APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR SHOP WITH A COP; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

7. LEGISLATIVE PRIORITIES FOR THE 2025 LEGISLATIVE SESSION (RC):

RESOLUTION No. 116-2024; A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING THE ADOPTION OF LEGISLATIVE PRIORITIES FOR THE 2025 LEGISLATIVE SESSION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

DISCUSSION AND DELIBERATION

ADJOURNMENT

WHAT IS CIVILITY? Civility is caring about one's identity, needs and beliefs without degrading someone else's in the process. Civility is more than merely being polite. Civility requires staying "present" even with those persons with whom we have deep-rooted and perhaps strong disagreements. It is about constantly being open to hear, learn, teach and change. It seeks common ground as a beginning point for dialogue. It is patience, grace, and strength of character. Civility is practiced in our City Hall.

PUBLIC COMMENT: If a member of the public wishes to comment upon ANY subject matter, including quasi-judicial matters, please submit a Request to Speak form. These forms are available in the back of the Commission Chambers, and should be given to the City Clerk prior to introduction of the item number you would like to address.

CONSENT CALENDAR: Those matters included under the Consent Calendar are self-explanatory, non-

controversial, and are not expected to require review or discussion. All items will be enacted by one motion. If discussion on an item is desired by any City Commissioner that item may be removed by a City Commissioner from the Consent Calendar and considered separately. If an item is quasi-judicial it may be removed by a Commissioner or any member of the public from the Consent Calendar and considered separately.

QUASI-JUDICIAL HEARINGS: Some of the matters on the Agenda may be "quasi-judicial" in nature. City Commissioners will disclose all ex-parte communications, and may be subject to voir dire by any interested party regarding those communications. All witnesses testifying will be "sworn" prior to their testimony. However, the public is permitted to comment without being sworn. Unsworn testimony will be given appropriate weight and credibility by the City Commission.

INVOCATION: Any invocation that may be offered at the opening of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.