



**VILLAGE OF INDIANTOWN
AGENDA
REGULAR VILLAGE COUNCIL MEETING**

September 26, 2024
6:30 PM
15516 SW Osceola St Suite B, Indiantown, Florida 34956
Indiantown, FL 34956

VILLAGE COUNCIL
SUSAN GIBBS THOMAS, MAYOR
ANGELINA PEREZ, VICE MAYOR
PHYLLIS WATERS BROWN
CARMINE DIPAULO
VERNESTINE WILLIAMS-PALMER

ADMINISTRATION
TARYN KRYZDA, VILLAGE MANAGER
LARHONDA MCBRIDE, VILLAGE CLERK
WADE C. VOSE., VILLAGE ATTORNEY

Civility: Being "civil" is not a restraint on the First Amendment right to speak out, but it is more than just being polite. Civility is stating your opinions and beliefs, without degrading someone else in the process. Civility requires a person to respect other people's opinions and beliefs even if he or she strongly disagrees. It is finding a common ground for dialogue with others. It is being patient, graceful, and having a strong character. That's why we say "Character Counts" in Indiantown. Civility is practiced at all Village meetings.

Special Needs: If anyone attending this meeting requires a reasonable accommodation, please contact LaRhonda McBride, Village Clerk, by telephone at (772) 597-9900 or by email at lmcbride@indiantownfl.gov at least 48 hours in advance.

Quasi-Judicial Hearings: Some of the matters on the Agenda may be "quasi-judicial" in nature. Village Council Members are required to disclose all ex-parte communications regarding these items and are subject to voir dire by any affected 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 comment will be given its appropriate weight by the Village Council.

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

Consent Agenda: Those matters included under the Consent Agenda are typically self-explanatory, non-controversial, and are not expected to require review or discussion. All items will be enacted by a single motion. If discussion on an item is desired, any Village Council Member, without a motion, may "pull" or remove the item to be considered separately. If any item is quasi-judicial, it may be removed from the Consent Agenda to be heard separately, by a Village Council Member, or by any member of the public desiring it to be heard, without a motion.

ROLL CALL

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS, PULLED ITEMS OR OTHER MODIFICATIONS

PROCLAMATIONS, AWARDS AND SPECIAL PRESENTATIONS

1. Breast Cancer Awareness Month
2. Proclamation for National 4-H Week 2024
3. Florida Community Health Center Presentation
4. Youth Sports Fact-Finding Committee Report

PUBLIC COMMENT (3 MINUTES EACH)

*-The public is invited to comment for up to 3 minutes **on any item not on the Agenda**. Questions are typically deferred to staff, and if civility is not practiced, the Mayor may rule the person out of order, and may require the person be removed from the meeting.*

COMMENTS BY VILLAGE COUNCIL MEMBERS

COMMITTEE REPORTS

COMMENTS BY VILLAGE MANAGER

APPROVAL OF AGENDA

CONSENT AGENDA

5. Regular Village Council Meeting of September 12, 2024
6. September 12, 2024, Budget and Millage Hearing Minutes
7. Agreement for Professional Services for The Griffin Group FL, LLC for Lobbying Services for the Village of Indiantown
8. **RESOLUTION NO. 011-2024:** A RESOLUTION OF THE VILLAGE

COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, REMOVING FORMER MAYOR SUSAN GIBBS THOMAS AS SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; ADDING NEW MAYOR CARMINE DIPAOLO AS NEW SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION NO.014-2024: A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE POST FAMILY PARK SKATEPARK IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE'S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.
10. RESOLUTION NO. 015-2024: A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR BOOKER PARK PLAYGROUND REPLACEMENT AND IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE'S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

QUASI-JUDICIAL HEARINGS (ITEMS MAY ALSO BE UNDER ORDINANCES OR RESOLUTIONS, AS APPROPRIATE)

REGULAR AGENDA

11. Letter of No Objection for Terra Lago to Place Temporary Manufactured Homes on Their Property During Construction
12. Permission to Contact Martin County to Inquire About Property Located at 15655 SW Osceola Street in the Village of Indiantown
13. Filling the Vacant Village Council Seat 5 Upon Councilwoman Susan Gibbs Thomas' Resignation

FIRST READING ORDINANCES

14. ORDINANCE NO. 08-2024 -- AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, CREATING SECTION 139.3, "PUBLIC CAMPING OR SLEEPING ON ANY PUBLIC PROPERTY, PUBLIC BUILDING, OR PUBLIC RIGHT-OF-WAY PROHIBITED" OF THE VILLAGE OF INDIANTOWN TRANSITIONAL CODE OF

ORDINANCES; PROHIBITING PUBLIC CAMPING AND SLEEPING ON ANY PUBLIC PROPERTY; PROVIDING FOR EXCEPTIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR FINDINGS AND INTENT; AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

15. ORDINANCE NO. 09-2024 -- AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, AMENDING SECTION 3-5.7 "TEMPORARY USES AND SPECIAL EVENTS" OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; CREATING SECTION 3-5.10 "SPECIAL EVENTS", OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE REVIEW AND ISSUANCE OF SPECIAL EVENT PERMITS BY THE VILLAGE MANAGER; PROVIDING FOR REGULATION OF SPECIAL EVENTS; PROVIDING FOR APPEAL PROCEDURES; PROVIDING DUTIES OF PERMITTEES; PROVIDING FOR REGULATION OF PUBLIC CONDUCT DURING SPECIAL EVENTS; PROVIDING DEFINITIONS; PROVIDING FOR CONFORMING REVISIONS; AND PROVIDING FOR FINDINGS, CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

SECOND READING ORDINANCES

DISCUSSION ITEMS

16. Special Event Application for Black History Fest to be held February 15-16, 2025.

ANNOUNCEMENTS

NEXT REGULAR MEETING October 10, 2024 6:30 PM

ADJOURNMENT

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Village Council Meeting

AGENDA ITEM TITLE: Breast Cancer Awareness Month

SUMMARY OF ITEM: The month of October is dedicated to raising awareness about breast cancer, promoting education on the importance of early detection, and supporting those who are courageously battling this disease

FISCAL IMPACT STATEMENT: N/A

RECOMMENDATION: For informational purposes only

PREPARED BY: Renae Cherry

DATE: 9/20/2024

ATTACHMENTS:

Description

Proclamation for Breast Cancer Awareness Month

Proclamation



BREAST CANCER AWARENESS MONTH

WHEREAS, breast cancer remains one of the most common cancers among women in the United States, affecting one in eight women in their lifetime; and

WHEREAS, early detection through regular screening and awareness significantly increases the chances of successful treatment and survival; and

WHEREAS, advancements in research, treatment, and education continue to improve the quality of life for those affected by breast cancer, offering hope and progress towards a cure; and

WHEREAS, the month of October is dedicated to raising awareness about breast cancer, promoting education on the importance of early detection, and supporting those who are courageously battling this disease; and

WHEREAS, organizations, healthcare providers, researchers, and advocates across this nation are committed to providing support, resources, and hope to individuals and families affected by breast cancer.

NOW, THEREFORE, I, Carmine Dipaolo, Mayor of the Village of Indiantown, Florida do hereby proclaim October 2024 as Breast Cancer Awareness Month, and I urge all citizens of the Village to join in activities that will increase awareness, provide education, and support those affected by breast cancer.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Village of Indiantown, Florida to be affixed this 26th day of September 2024.

ATTEST:

LaRhonda McBride
Village Clerk

Carmine Dipaolo
Mayor

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Village Council Meeting

AGENDA ITEM TITLE: Proclamation for National 4-H Week 2024

SUMMARY OF ITEM: 4-H Week provides an opportunity to celebrate the positive impact of 4-H on the lives of millions of youths across our nation, recognizing their achievements, contributions, and commitment to making a difference in their communities and the world

FISCAL IMPACT STATEMENT: N/A

RECOMMENDATION: For informational purposes only

PREPARED BY: Renae Cherry

DATE: 9/20/2024

ATTACHMENTS:

Description

Proclamation for National 4-H Week 2024

Proclamation



NATIONAL 4-H WEEK 2024

WHEREAS, the Martin County 4-H Association is a dynamic youth development program that empowers young people with the skills, knowledge, and experiences they need to become confident, capable, and compassionate leaders in their communities and beyond; and

WHEREAS, 4-H inspires young people to explore their interests, develop their talents, and discover their passions through hands-on learning experiences, educational programs, and leadership opportunities in areas such as agriculture, STEM, civic engagement, healthy living, and citizenship; and

WHEREAS, 4-H fosters a sense of belonging, inclusion, and diversity, bringing together youth from diverse backgrounds and communities to learn, grow, and thrive in a supportive and empowering environment that values respect, integrity, responsibility, and service.

NOW, THEREFORE, I, Carmine Dipaolo, Mayor of the Village of Indiantown, Florida do hereby proclaim October 7 through October 11, 2024 as 4-H Week. I call upon all residents to celebrate the achievements and contributions of 4-H youth, volunteers, and partners.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Village of Indiantown, Florida to be affixed this 26th day of September 2024.

ATTEST:

LaRhonda McBride
Village Clerk

Carmine Dipaolo
Mayor

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Florida Community Health Center Presentation

SUMMARY OF ITEM: Former Mayor Susan Gibbs Thomas requested for Florida Community Health Center to provide council and the community with a brief presentation sharing some of the services they provide to the community.

FISCAL IMPACT STATEMENT: NA

RECOMMENDATION: For informational purposes only.

PREPARED BY: LaRhonda McBride, Village Clerk

DATE: 9/20/2024

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Youth Sports Fact-Finding Committee Report

SUMMARY OF ITEM: The Council each selected a resident of Indiantown to represent them in a Youth Sports Fact-Finding Committee. The Committee was to gather information relating to how other municipalities offered or provided recreational sports in their community and report back to Council.

FISCAL IMPACT STATEMENT: N/A

RECOMMENDATION: Staff recommends that Council hear the report as presented by the Committee.

PREPARED BY: Deborah Resos, Director of Parks and Recreation DATE: 7/19/2024

ATTACHMENTS:
Description
Youth Sports Fact Finding Committee Report

Indiantown Youth Sports Fact-Finding Committee

What it is and is not:

The Youth Sports Committee was comprised in March 2024 of Indiantown citizens appointed by individual council members. At the time there were four council members, so four citizens were appointed: Jackie Clarke, replaced after one meeting by Heidi Dove Handford, Elias Morales, Josie Flores, and Barbara Clowdus. Chair was Indiantown's Director of Parks and Recreation Debbie Resos, and the monthly meetings often were attended by Parks Supervisor Brian Green.

The committee's charge was to profile the youth sports programs offered by other municipalities anywhere in Florida, looking for quality programs with which Indiantown could model its own youth sports program. Its purpose was to find the information that could be used by the parks department and the future all-volunteer Indiantown Parks and Recreation Advisory Board appointed by the Village Council, who will help chart the sports and recreational direction of Indiantown.

Should a municipality the size of Indiantown have its own youth sports program?

Very few offer their OWN sports programs. Instead, they concentrate on providing and maintaining fields, natural preserve areas, boat ramps and playgrounds. Increasingly, they are seeking to build more walking paths, nature trails, hiking trails, and where warranted, equine trails.

Of the nearest REDI communities (Rural Economic Development Initiative), which include Okeechobee, Pahokee, Clewiston, Lake Wales, Fellsmere, Sebring and Ft. Meade, in addition to Indiantown, only one other has a separate parks and recreation department with a director who answers to the city administrator, and that's Pahokee.

Not so surprisingly, Pahokee has its own football field, several parks, a splash pad, a marina and a pier, and a sports and recreation center that offers recreational and fitness opportunities for all ages, including the elderly, . They have NFL players raised in Pahokee who contribute to the city. The city provides no organized youth sports, which is the same for the City of Okeechobee, which has four parks with one playground. The city hosts seven annual festivals in its parks.

Okeechobee County itself provides track and field, football, cheer, and digital media (that one will build a lot of bone mass!). It is a common misconception that the county events are hosted by the city.

As a matter of fact, Indiantown's Warriors Soccer Club registers 14 Okeechobee kids (of its 126 total) to play soccer in Indiantown. The City of Okeechobee, as do many other REDI communities, has the advantage of being surrounded by county parks. The exception is Pahokee in Palm Beach County, which is similar in its rural isolation as Indiantown.

Digging Deeper into Specific Programs

— Task force member Josie Flores chose Lake Worth Beach to profile, with a population of 39,000, a coastal community in Palm Beach County. She was the only one of us who convinced the parks and recreation director to fill out the survey questionnaire prepared by Ms. Resos and actually return it to us, which is attached. The problem with the information, we've since discovered, is that the director was looking at the broad scope of programs held on Lake Worth Beach parks and facilities — not just those programs directed by the city.

— Task force member Elias Morales chose Lake Alfred in Polk County, who interviewed the Parks director to fill out the questionnaire. (His report is attached.) Lake Alfred has 200 acres of parks (Indiantown has 32 acres of parks.)

Lake Alfred is similar in population at around 7,000, but it is not anticipated to grow more than one percent a year. Its parks are in need of renovation, refurbishment, repair, as well as ongoing maintenance; therefore, the city established a recreation impact fee on new development a couple of years ago, but they have not attempted to collect it. (Perhaps the Florida Governor's prohibition on new requirements for developers within the hurricane impact area is the reason.)

— Task Force member Barbara Clowdus chose the Jupiter-Tequesta Athletic Association and Tequesta's recreation department. Tequesta has a population of around 6,000. The sports the city itself offers include gymnastics, tumbling, table tennis, and various recreational activities in a city owned sports complex.

All of its organized sports are offered through the Jupiter-Tequesta Youth Athletic Association, a separate 501(c)3 organization which until fairly recently was an all-volunteer organization that now has a paid director. It provides 13 sports and serves 7,000 kids.

Its former president is Jeff Leslie, the former owner of Indiantown Company, who served as president of the athletic association for nine years. He was able to attend a task force meeting in July and explain the process to build a similar program in Indiantown. Components include an exceptional set of bylaws to run the organization with the executive board comprising a designated representative of each sports league.

Mandatory requirements include certified coaches training and PARENTS training. Without the training, neither can participate. Parents also are required to volunteer in fund raising. Jupiter contributes \$10,000 annually to the organization, even in its first year.

Partnerships

Several organizations and agencies contribute to fulfilling the financial needs of youth sports, including the Florida Recreation Development Assistance Program, the EPA's Recreation Economy for Rural Communities, the TGR Foundation, the Children's Services Council, and many, many others. Just researching the grant possibilities is an undertaking that a committee of citizens might undertake, laying the groundwork for village grant applications.

Although somewhat isolated, Indiantown has multiple advantages due to Timer Powers Park next door (currently being redesigned), the potential for the Martin County Fair to come to fruition with its 100 acres of possibilities, with the Boys and Girls Club in Carter Park with an existing gymnasium, the YMCA with its fitness equipment and new swimming pool, the SFWMD's C-44 reservoir (after the leak is repaired) with a boat ramp and future trails, Terra Lago's four pickle ball courts, four beach volleyball courts, and nature trail, River Oak with its wetlands preserves and nature trails, and Indiantown High School with tennis courts, basketball courts, future football field and gymnasium. Partnerships, MOUs, and good programming can make the most of what's already here, including the possibility of linking them with multi-modal paths.

Advantages of a Youth Sports Program

Children who take part in sports tend to stay in school and off the streets. Academic performance often improves, as does mental and physical health. A Forbes study has shown that girls who participate in sports often become entrepreneurs, or CEOs, and community leaders.

In fact, Forbes magazine published a 2023 Deloitte study that showed 85% of women surveyed who played sports said that playing sports was important to success in their professional careers — the findings are even higher among women in leadership roles (91%) and women who make \$100,000 or more (93%). Playing sports through adolescence also helps build bone density, especially important in women.

Many families also depend on sports for college scholarships, not just major scholarships to name-brand schools for elite athletes, but scholarships even in ping-pong, pickleball, and skateboarding. The College Skateboarding Educational Foundation, founded by engineers and artists who are passionate about skateboarding, offers \$5,000 to \$7,500 scholarships to help skateboarders get an education, either at a college or technical school.

Community Benefits?

A major benefit is easing tensions among diverse population groups through friendships that develop across ethnic lines among a community's young people. Crime rates tend to decline and school ratings tend to increase.

Sports participation is more than a quality-of-life issue. According to a Forbes report, the communities with the assets and facilities that are proactively attracting sports events and participants **made up of families in their community** tend to be more vibrant, spur economic growth and drive a higher tax base in the community.

Indiantown cannot afford NOT to have a youth sports program.

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Barbara Clowdus <barbara@martincountycurrents.com>

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Regular Village Council Meeting of September 12, 2024

SUMMARY OF ITEM: Regular Village Council Meeting of September 12, 2024

FISCAL IMPACT
STATEMENT:

RECOMMENDATION: Approve Regular Village Council Meeting of September 12, 2024

PREPARED BY: LaRhonda McBride, Village Clerk

DATE: 9/20/2024

ATTACHMENTS:

Description

Regular Village Council Meeting of September 12, 2024



**VILLAGE OF INDIANTOWN
REGULAR VILLAGE COUNCIL MEETING MINUTES
September 12, 2024
6:30 PM**

**15516 SW Osceola Street, Suite C
Indiantown, FL 34956**

CALL TO ORDER: 6:32 p.m.

ROLL CALL: LaRhonda McBride, Village Clerk

PRESENT: Mayor Carmine Dipaolo, Vice Mayor Angelina Perez, Council Member Susan Gibbs Thomas, Council Member Vernestine Williams-Palmer, and Council Member Phyllis Waters Brown. *Staff:* Village Manager Taryn Kryzda, Village Attorney Wade C. Vose, Parks & Recreation Director Deborah Resos, Parks & Recreation Supervisor Brian Green, Public Works & Utilities Director Patrick Nolan, Finance Director Michael Florio, Village Clerk LaRhonda McBride, and Administrative Assistant Renae Cherry.

INVOCATION: LaRhonda McBride

PLEDGE OF ALLEGIANCE: Mayor Gibbs Thomas led the Pledge of Allegiance.

ADDITIONS, DELETIONS, PULLED ITEMS OR OTHER MODIFICATIONS:

Village Clerk LaRhonda McBride stated that Staff was requesting Item #8 be pulled from the Agenda.

PROCLAMATIONS, AWARDS AND SPECIAL PRESENTATIONS:

1. Proclamation for Constitution Week

Village Clerk McBride read the proclamation in honor of Constitution Week.

Deputy Adams with the Martin County Sheriff's Office accepted the proclamation.

2. Proclamation for Hunger Action Month

Village Clerk McBride read the proclamation in honor of Hunger Action Month.

A representative from the Treasure Coast Food Bank accepted the proclamation.

3. Proclamation for Hispanic Heritage Month

Village Clerk McBride read the proclamation in honor of Hispanic Heritage Month.

Vice Mayor Angelina Perez accepted the proclamation on behalf of Officer Camacho.

4. Proclamation for Celebrate Freedom Week

Village Clerk McBride read the proclamation in honor of Celebrate Freedom Week.

Indiantown Middle School teacher Miriam Hernandez accepted the proclamation.

PUBLIC COMMENT:

Jackie Clarke congratulated Council Member Gibbs Thomas on her retirement and spoke regarding a workshop in Booker Park.

Daryl Holmes congratulated the new Council Members and stated that the Council has not replied to his Freedom of Information Act requests.

Linda Nycum congratulated the new Council Members and spoke regarding collaboration and progress in the Village.

COMMENTS BY VILLAGE COUNCIL MEMBERS:

Council Member Brown thanked former Council Member Janet Hernández for her service to the community. She stated that she is committed to helping the Council fulfill its goals and invited members of the public to participate in every project the Council is involved in. She thanked everyone for their votes.

Council Member Palmer thanked all for attending. She stated that the Village can only accomplish its goals with the support and involvement of its residents and urged all to work together.

Council Member Gibbs Thomas stated that it is good to see new faces on the Council and that she looks forward to whatever comes next following her retirement on October 31, 2024.

Vice Mayor Perez congratulated the newly elected Council Members and thanked Council Member Gibbs Thomas for her service to the Village. She requested an update on the Community

Trust Fund grant applications.

Village Manager Kryzda stated that there would be an update brought before the Council on October 10, 2024.

Mayor Dipaolo welcomed everyone to the meeting and congratulated the newly elected Council Members.

COMMITTEE REPORTS:

Village Manager Kryzda stated that the Indiantown Community Trust Fund committee had reviewed five applications and would bring its recommendations before the Council on October 10, 2024.

COMMENTS BY VILLAGE MANAGER:

Village Manager Kryzda had no comments.

APPROVAL OF AGENDA:

Motion was made to approve the Agenda, as amended as follows, by Council Member Gibbs Thomas:

- **Pull Item #8**

Motion was duly seconded by Council Member Palmer and approved unanimously.

CONSENT AGENDA:

Motion was made to approve the Consent Agenda by Council Member Palmer. Motion was duly seconded by Council Member Brown and approved unanimously.

5. Approval of the Minutes of the Council Meeting of August 22, 2024

REGULAR AGENDA:

6. Selection of Mayor and Vice Mayor for 2024-2025, Pursuant to Section 4(3)(a) & (b) of the Village Charter.

Village Attorney Vose opened nominations for the office of Mayor for 2024-2025.

Vice Mayor Perez nominated Carmine Dipaolo.

Motion was made to name Council Member Dipaolo as Mayor for 2024-2025 by Council Member Gibbs Thomas. Motion was duly seconded by Council Member Palmer and approved unanimously.

Council Member Gibbs Thomas spoke in support of Mayor Dipaolo's

appointment.

Village Attorney Vose opened nominations for the office of Vice Mayor for 2024-2025.

Council Member Gibbs Thomas nominated Angelina Perez.

Motion was made to name Council Member Perez as Vice Mayor for 2024-2025 by Council Member Palmer. Motion was duly seconded by Council Member Brown and approved unanimously.

Mayor Dipaolo thanked Council Member Gibbs Thomas for her service on the Village Council and spoke regarding her accomplishments during her tenure.

7. Reorganization of Council Committee Appointments

Council Member Gibbs Thomas suggested waiting to determine committee appointments until after her retirement in order to allow whoever takes her Council seat to serve on a committee.

Consensus was reached to accept Council Member Gibbs Thomas's suggestion.

8. Youth Sports Fact-Finding Committee Report

(Clerk's note: This item was pulled under Additions, Deletions, Pulled Items, or Other Modifications.)

9. Authorization to Schedule a Public Hearing for the Adoption of a Resolution for Uniform Method of Collecting Non-Ad Valorem Assessments

Village Attorney Vose provided an overview of the item.

Council Member Gibbs Thomas asked whether a specific plan relating to this item was in progress.

Village Attorney Vose stated that there was no current plan in progress and that this item would merely cover the Village's bases.

Motion was made to approve the authorization to schedule a public hearing by Council Member Palmer. Motion was duly seconded by Council Member Gibbs Thomas and approved unanimously.

10. Approval of Contract for Construction Services regarding 12" Watermain Looping Project and 8" Force Main Extension on West Farm Road and SR 710 with CK Contractors in the Amount of \$4,092,976.70.

Public Works & Utilities Director Nolan provided an overview of the item.

Mayor Dipaolo asked about the timeline for the project and whether there would be an impact on traffic.

Robert Burns with CK Contractors advised that the project was expected to take 6 months and that there would be little impact on traffic.

Council Member Gibbs Thomas asked where CK Contractors is based.

Mr. Burns replied that the company is based in West Palm Beach, Florida.

Village Manager Kryzda stated that this project is essential.

Motion was made to approve the contract with CK Contractors in the amount of \$4,092,976.70 by Council Member Gibbs Thomas. Motion was duly seconded by Council Member Palmer and approved unanimously.

11. Approval of Contract Amendment with Empire Pipe & Supply Company to purchase Automated Meter Reading (AMR) Advanced Metering Infrastructure (AMI) Water Meters and Installation Services for Water Utilities Department.

Public Works & Utilities Director Nolan provided an overview of the item.

Discussion ensued regarding the project's progress and online security against potential hackers.

Jackie Clarke inquired about the project timeline.

Public Works & Utilities Director Nolan advised that all meters had been installed and were awaiting software, with a projected completion date in January or February of 2025. He stated that Empire Pipe & Supply Company had been great to work with and had completed the job more quickly than expected or planned.

Motion was made to approve the contract amendment with Empire Pipe & Supply Company by Council Member Palmer. Motion was duly seconded by Council Member Brown and approved unanimously.

12. **RESOLUTION NO. 010-2024**: A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, ESTABLISHING A POOLED CASH ACCOUNT FOR VILLAGE FINANCIAL OPERATIONS; DESIGNATING SOUTHSTATE BANK, N.A.,

AS A DEPOSITORY FOR PUBLIC FUNDS; AUTHORIZING SIGNATORIES; APPROVING AGREEMENTS; AND PROVIDING FOR FINDINGS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

Finance Director Florio provided an overview of the item.

Discussion ensued regarding whether audits would reveal potential irregularities and whether Staff was satisfied with the services provided by Southstate Bank.

Janet Hernández spoke in opposition to pooling the accounts.

Finance Director Florio explained that it is the industry standard to pool accounts and that doing so would improve oversight and accountability, reduce the potential for errors, and provide greater efficiency.

Karen Onsager spoke in support of pooling the accounts.

Village Manager Kryzda assured the public that Staff only brings items before the Council that will increase transparency.

Motion was made to approve Resolution No. 010-2024 by Council Member Gibbs Thomas. Motion was duly seconded by Council Member Palmer and approved unanimously.

FIRST READING ORDINANCES: None

SECOND READING ORDINANCES: None

DISCUSSION ITEMS:

13. Parks Projects Priority List to Apply for Grants

Parks & Recreation Director Resos provided an overview of the item. She advised that the Village could apply for two grants, each totaling \$200,000, during the upcoming grant application period from September 16–30, 2024. She requested input from the Council regarding which projects should take priority.

Council Member Gibbs Thomas asked which playgrounds need to be replaced and whether the replacement would include shade sails.

Parks & Recreation Director Resos advised that all of the Village's playgrounds need to be replaced, including the installation of shade sails, but that she would start with Booker Park. She stated that she had received a quote for \$282,000 to replace the playground in Booker Park; and while she had not yet received official quotes for Post Family Park and Big Mound Park, she estimated they

would cost approximately \$300,000 to \$350,000 including shade sails.

Mayor Dipaolo asked which park is most utilized.

Parks & Recreation Director Resos stated that Big Mound Park is the most used because of the athletic fields but that renovation of these fields would total approximately \$1 million. She advised that she would seek additional grants to fund these renovations, but that for the current grants, the Council would need to select projects estimated in the range of \$200,000 to \$300,000. She stated that the skate park is a candidate, estimated to cost \$125,000 for the next phase of that project.

Mayor Dipaolo stated that Big Mound should take priority if it is the most used.

Council Member Palmer supported prioritizing Booker Park because it is attainable and asked what Parks & Recreation Director Resos envisioned those improvements to be.

Parks & Recreation Director Resos stated that she envisioned a larger playground structure, shade sails, and a poured-in-place surface.

Council Member Brown inquired about the timeline for each park renovation.

Parks & Recreation Director Resos stated that her office expected renovation to take 12 to 18 months per park, and that the plans have already been drafted, so the work could commence upon approval from the Council and hiring of contractors.

Vice Mayor Perez stated that she prioritized field renovations at Big Mound Park and that she rarely sees anyone using the skate park.

Parks & Recreation Director Resos assured the Council that the skate park is used by children in the community.

Council Member Gibbs Thomas concurred that improving Booker Park and the skate park would be attainable and impactful.

Mayor Dipaolo argued that Big Mound Park should be prioritized because it has the most liability as the most frequently used. He stated that the Council had been discussing acquiring property around Booker Park and renovating the park itself and therefore he did not support immediate improvements. He suggested using the grants to finish the skate park and replace the equipment at Big Mound Park.

Council Member Gibbs Thomas spoke in support of funding the proposed

improvements to the skate park and Booker Park.

Council Members Palmer and Brown also supported funding the proposed improvements to Booker Park.

Maria Aguirre spoke in support of funding the proposed improvements to the skate park and Booker Park.

Laura Hernández, Carolyn Parker, and Janet Hernández spoke in support of funding the proposed improvements to Booker Park.

Consensus was reached to direct Staff to apply to grants for the skate park and Booker Park.

ANNOUNCEMENTS:

Vice Mayor Perez announced that the Treasure Coast Food Bank would hold a Mobile Food Drive on Thursday, September 19, 2024, at 8:00 a.m. in Timer Powers Park. She also announced that the next Park-It Market would be on September 27, 2024, at 10:00 a.m. in Big Mound Park.

NEXT REGULAR MEETING: September 26, 2024

ADJOURNMENT: 8:07 p.m.

ATTEST:

VILLAGE OF INDIANTOWN, FLORIDA

LaRhonda McBride
Village Clerk

Carmine Dipaolo,
Mayor

Date

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Public Hearing

AGENDA ITEM TITLE: September 12, 2024, Budget and Millage Hearing Minutes

SUMMARY OF ITEM: September 12, 2024, Budget and Millage Hearing Minutes

FISCAL IMPACT STATEMENT: September 12, 2024, Budget and Millage Hearing Minutes

RECOMMENDATION: Approve

PREPARED BY: LaRhonda McBride, Village Clerk

DATE: 9/20/2024

ATTACHMENTS:

Description

Public Hearing Budget and Millage Minutes



**VILLAGE OF INDIANTOWN
VILLAGE COUNCIL PUBLIC HEARING MINUTES
September 12, 2024
6:00 PM**

**15516 SW Osceola Street, Suite C
Indiantown, FL 34956**

CALL TO ORDER: 6:03 p.m.

ROLL CALL: LaRhonda McBride, Village Clerk

PRESENT: Mayor Susan Gibbs Thomas, Vice Mayor Angelina Perez, Council Member Carmine Dipaolo, Council Member Vernestine Williams-Palmer, and Council Member Phyllis Waters Brown. *Staff:* Village Manager Taryn Kryzda, Village Attorney Wade C. Vose, Parks & Recreation Director Deborah Resos, Parks & Recreation Supervisor Brian Green, Public Works & Utilities Director Patrick Nolan, Finance Director Michael Florio, Village Clerk LaRhonda McBride, and Administrative Assistant Renae Cherry.

INVOCATION: Howard Brown

PLEDGE OF ALLEGIANCE: Mayor Gibbs Thomas led the Pledge of Allegiance.

ADDITIONS, DELETIONS, PULLED ITEMS OR OTHER MODIFICATIONS: None

APPROVAL OF AGENDA:

Motion was made to approve the Agenda by Council Member Dipaolo. Motion was duly seconded by Council Member Palmer and approved unanimously.

REGULAR AGENDA:

1. **RESOLUTION NO. XXX-2024:** A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE FOR THE LEVY OF AD VALOREM TAXATION FOR FISCAL YEAR 2024-2025; SPECIFYING THE DATE, TIME, AND PLACE OF THE SECOND AND FINAL PUBLIC HEARING TO ADOPT A FINAL MILLAGE RATE; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Village Manager Kryzda provided an overview of the item.

Motion was made to approve Resolution No. XXX-2024 by Council Member Dipaolo. Motion was duly seconded by Council Member Palmer and approved unanimously.

- 2. **RESOLUTION NO. XXX-2024:** A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, ADOPTING A TENTATIVE BUDGET FOR FISCAL YEAR 2024-2025 SPECIFYING THE DATE, TIME, AND PLACE OF THE SECOND AND FINAL PUBLIC HEARING TO ADOPT A FINAL BUDGET; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Village Manager Kryzda provided an overview of the item.

Mayor Gibbs Thomas provided more information regarding future formula grants and clarified the budget items relating to fireworks displays.

Mayor Gibbs Thomas advised that the second hearing for these items would be held at 6:00 p.m. on September 26, 2024, in the Village Hall Chambers.

Village Manager Kryzda thanked Village Staff for their work on the budget.

Mayor Gibbs Thomas thanked Finance Director Florio and his staff.

Motion was made to approve Resolution No. XXX-2024 by Council Member Dipaolo. Motion was duly seconded by Council Member Palmer and approved unanimously.

NEXT REGULAR MEETING: September 12, 2024

ADJOURNMENT: 6:22 p.m.

ATTEST:

VILLAGE OF INDIANTOWN, FLORIDA

LaRhonda McBride
Village Clerk

Carmine Dipaolo,
Mayor

Date

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Agreement for Professional Services for The Griffin Group FL, LLC for Lobbying Services for the Village of Indiantown

SUMMARY OF ITEM: The Village of Indiantown (Village) entered into an agreement last year with The Griffin Group FL, LLC (The Griffin Group) for lobbying services, primarily for State related funding and legislative issues that could impact the Village. That initial agreement expires September 15, 2024.

Staff is requesting a continuation of the agreement for another year, maintaining the price that was received last year, of \$5,000 per month. Staff is in contact with The Griffin Group regularly and would like to continue the utilization of their firm for lobbying services.

FISCAL IMPACT STATEMENT: The \$5,000 per month is the same as last year and will provide the Village with a continuation of their services as the next legislative session begins in 2025. The agreement amount for the year exceeds the Village Manager's authority without Village Council approval.

RECOMMENDATION: The Village Council approve and authorize the Village Manager to sign the Agreement for Professional Services for The Griffin Group FL, LLC for Lobbying Services for the Village of Indiantown for the period of 9/15/2024 - 9/15/2025 for \$5,000 per month.

PREPARED BY: Taryn G. Kryzda, Village Manager

DATE: 9/10/2024

ATTACHMENTS:

Description

Griffin Group LLC professional agreement



AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT, made this 15th day of September, 2024, by and between the Village of Indiantown. (hereinafter called the “Client”) and The Griffin Group FL, LLC, a Florida limited liability corporation (hereinafter called the “Consultant”).

WITNESSETH

That in consideration of the mutual covenants and agreements herein contained the parties hereto as follows:

1. The Client does hereby engage and retain the Consultant as its Consultant for and during the period commencing on September 15th, 2024 and ending on the 14th day of September, 2024 for support, training, education, and technical assistance related to the Client’s needs.
2. The Consultant accepts such retainer and agrees to render and perform all services necessary or proper for the advancement of the interests of the Client to the extent required by such Client and agreed to by the Consultant and designated as responsibilities to be assumed by Consultant.
3. The Client shall pay to the Consultant as compensation for the services to be performed as hereinbefore set forth the sum of Sixty Thousand Dollars (\$60,000.00) over a period of twelve (12) months. The sum of Five Thousand Dollars (\$5,000.00) will be payable in twelve monthly installments in advance on the first day of each and every month during such term beginning September 15th, 2024.
4. In addition to the compensation hereinbefore set forth, the Client may reimburse the Consultant for all reasonable and necessary out-of-pocket and travel expenses. All expenses greater than \$500.00 must be approved by the Client prior to the incursion of the expense.

5. It is understood that the Consultant may also provide consulting and lobbying services for other clients during the term of this Agreement. The Consultant, however, will not undertake any responsibilities or engage in any activities which reasonably conflict with the interests of the Client. The Consultant shall disclose to the Client in writing any situation which may reasonably present a conflict of interest.

6. Disclosure Requirements:

(a) Florida law requires lobbying firms to make certain public disclosures regarding their legislative and executive branch lobbying activity which includes registering to represent a lobbying client and reporting compensation related to all lobbying activity for each client on a quarterly basis with such compensation reports being subject to a random audit on an annual basis.

(b) The Florida House of Representatives also requires lobbying firms to publicly disclose each issue they are engaged to lobby on behalf of a lobbying client including specific bill numbers. The Florida House of Representatives also requires lobbying firms representing public sector clients to post the lobbying contract on a public website.

(c) Florida lawyers who engage in lobbying activity for a client are bound by Rules Regulating the Florida Bar which provide that information relating to a client's representation are confidential unless certain limited exceptions apply. Some of the information required to be disclosed by Florida law and the Florida House of Representatives under subparagraphs (a) and (b) above, is considered confidential by the Florida Bar, as such, by entering into this Agreement, Client consents to the disclosure of the required information.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hand and seals the day and year first above written.

THE VILLAGE OF INDIANTOWN

_____ By: Taryn Kryzda, "Client"

_____ Date

THE GRIFFIN GROUP FL, LL



Keaton Alexander Griffin

By: Keaton Alexander Griffin "Consultant"

_____ 9/9/24 Date

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: **RESOLUTION NO. 011-2024:** A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, REMOVING FORMER MAYOR SUSAN GIBBS THOMAS AS SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; ADDING NEW MAYOR CARMINE DIPAOLO AS NEW SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

SUMMARY OF ITEM: It is the check signing policy of the Village that only the Village Manager, the Village Clerk, the Mayor and the Vice Mayor may be signatories on the Village's bank accounts. The Council recently reorganized and Susan Gibbs Thomas is no longer Mayor. This reorganization necessitates one signatory addition on the Village's bank accounts.

It is the policy of SouthState Bank that the removal or addition of any signatories on the Village's bank accounts requires formal approval by the Village Council. In order to be in compliance with the policies of the Village and of SouthState Bank, the Village desires to remove the former Mayor add the new Mayor as signatory, on the Village's accounts.

FISCAL IMPACT STATEMENT: n/a

RECOMMENDATION: Recommendation is that council accepts this resolution.

PREPARED BY: LaRhonda McBride, Village Clerk

DATE: 9/20/2024

ATTACHMENTS:

Description

Resolution 011-2024 Amending Bank Signatures

VILLAGE OF INDIANTOWN, FLORIDA

RESOLUTION NO. 011-2024

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, REMOVING FORMER MAYOR SUSAN GIBBS THOMAS AS SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; ADDING NEW MAYOR CARMINE DIPAOLO AS NEW SIGNATORY ON THE VILLAGE'S SOUTHSTATE BANK ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is the check signing policy of the Village that only the Village Manager, the Village Clerk, the Mayor, and the Vice Mayor may be signatories on the Village's bank accounts; and

WHEREAS, the Council recently reorganized and Susan Gibbs Thomas is no longer the Mayor and Carmine Dipaolo is now Mayor; and

WHEREAS, this reorganization necessitates one removal and one addition to the signatory on the Village's bank accounts; and

WHEREAS, it is the policy of SouthState Bank that the removal or addition of any signatories on the Village's bank accounts requires formal approval by the Village Council; and

WHEREAS, in order to be in compliance with the policies of the Village and of SouthState Bank, the Village desires to remove former Mayor Susan Gibbs Thomas and to add the new Mayor Carmine Dipaolo as signatory, on the Village's accounts; and

WHEREAS, The Village's accounts to be included in this change shall include the following:

- Operating Account
- Indiantown Trust Fund
- Money Market-Public
- Utility General OP/Payroll
- Utility ACH & Credit Card Payments
- Utility Customer Deposits

NOW, THEREFORE BE IT RESOLVED, by the Village Council of the Village of Indiantown, Florida, as follows:

SECTION 1. REMOVAL OF SIGNATORIES. The Village Council hereby removes former Mayor Susan Gibbs Thomas as signatory on any and all of the Village’s SouthState Bank accounts specified above.

SECTION 2. ADDITION OF SIGNATORIES. The Village Council hereby adds new Mayor Carmine Dipaolo as signatory on any and all of the Village’s SouthState Bank accounts specified above.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

ADOPTED this 26th day of September, 2024

ATTEST:

VILLAGE OF INDIANTOWN, FLORIDA

LaRhonda McBride
Village Clerk

Carmine Dipaolo
Mayor

REVIEWED FOR FORM AND
CORRECTNESS:

Wade C. Vose
Village Attorney

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: RESOLUTION NO.014-2024: A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE POST FAMILY PARK SKATEPARK IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE'S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

SUMMARY OF ITEM: The Village of Indiantown is applying for the Florida Recreation Development Assistance Program to improve and enhance the recreational opportunities for the families of Indiantown.

FISCAL IMPACT STATEMENT: Staff is preparing an application for \$200,000 for improvements of the skatepark and amenities at Post Family Park. Because the Village of Indiantown qualifies as a rural community the grant match requirement will be waived for this application.

RECOMMENDATION: Staff recommends that the Council adopt the Resolution and authorize the Parks Director to finalize and submit the grant application.

PREPARED BY: Deborah Resos, CPRP, Director of Parks and Recreation DATE: 9/18/2024

ATTACHMENTS:

Description

Resolution xx-2024 FRDAP Grant Skatepark

**VILLAGE OF INDIANTOWN, FLORIDA
RESOLUTION NO. XX-2024**

A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR THE POST FAMILY SKATEPARK IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE'S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Florida Recreation Development Assistance Program (FRDAP) grant program provides financial assistance to local governments for the acquisition or development of land for public outdoor recreation; and

WHEREAS, the Village of Indiantown intends to apply for a Florida Recreation Development Assistance Program Grant for \$200,000.00 for the Post Family Skatepark Improvements; and

WHEREAS, the Village Council of the Village of Indiantown commits to amend the Capital Improvement Plan of the City's Comprehensive Plan to include the Post Family Skatepark Improvements project in FY2025 should the project receive funds from the Florida Recreation Development Assistance Program.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORIZATION. The Village Council of the Village of Indiantown hereby authorizes the submission of an application to the Florida Department of Environmental Protection for grant funds made available through the Fiscal Year 2025-2026 Florida Recreation Development Assistance Program in the amount of \$200,000.00 for the Post Family Skatepark Improvements. The Village Council hereby

authorizes the Village Manager and/or her designee to execute all documents necessary to submit the grant application.

SECTION 2. CAPITAL IMPROVEMENT PLAN AMENDMENT. The Village Council of the Village of Indiantown hereby commits to amend the Capital Improvement Plan to include the Post Family Skatepark Improvements project in FY2025 should the project receive funds from the Florida Recreation Development Assistance Program.

SECTION 3. CONFLICTS. If any Resolution, or parts of any Resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

SECTION 4. SEVERABILITY. The provisions of this Resolution are intended to be severable. If any provision of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, then the remainder of this Resolution shall remain in full force and effect.

SECTION 5. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

ADOPTED this _____ day of _____, 2024.

Village of Indiantown, Florida

ATTEST:

Carmine Dipaolo
Mayor

LaRhonda McBride
Village Clerk

REVIEWED FOR FORM
AND CORRECTNESS:

Wade C. Vose, Esq.
Village Attorney

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: RESOLUTION NO. 015-2024: A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR BOOKER PARK PLAYGROUND REPLACEMENT AND IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE’S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

SUMMARY OF ITEM: The Village of Indiantown is applying for the Florida Recreation Development Assistance Program to improve and enhance the recreational opportunities for the families of Indiantown.

FISCAL IMPACT STATEMENT: Staff is preparing an application for \$200,000 for replacement and improvements to the playground at Booker Park. Because the Village of Indiantown qualifies as a rural community the grant match requirement will be waived for this application.

RECOMMENDATION: Staff recommends that the Council adopt the Resolution and authorize the Parks Director to finalize and submit the grant application.

PREPARED BY: Deborah Resos, CPRP, Director of Parks and Recreation DATE: 9/18/2024

ATTACHMENTS:

Description

Resolution xx-2024 FRDAP Grant Booker Park

**VILLAGE OF INDIANTOWN, FLORIDA
RESOLUTION NO. XX-2024**

A RESOLUTION OF THE OF THE VILLAGE OF INDIANTOWN, FLORIDA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR BOOKER PARK PLAYGROUND REPLACEMENT AND IMPROVEMENTS; COMMITTING THE VILLAGE TO AMEND THE VILLAGE'S CAPITAL IMPROVEMENT PLAN PURSUANT TO THE COMMUNITY PLANNING ACT (CHAPTER 163, PART II, FLORIDA STATUTES) IF THE PROJECT RECEIVES FRDAP FUNDS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Florida Recreation Development Assistance Program (FRDAP) grant program provides financial assistance to local governments for the acquisition or development of land for public outdoor recreation; and

WHEREAS, the Village of Indiantown intends to apply for a Florida Recreation Development Assistance Program Grant for \$200,000.00 for the Booker Park Playground Replacement and Improvements; and

WHEREAS, the Village Council of the Village of Indiantown commits to amend the Capital Improvement Plan of the City's Comprehensive Plan to include the Booker Park Playground Replacement and Improvements project in FY2025 should the project receive funds from the Florida Recreation Development Assistance Program.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORIZATION. The Village Council of the Village of Indiantown hereby authorizes the submission of an application to the Florida Department of Environmental Protection for grant funds made available through the Fiscal Year 2025-2026 Florida Recreation Development Assistance Program in the amount of \$200,000.00 for the Booker Park Playground Replacement and Improvements. The

Village Council hereby authorizes the Village Manager and/or her designee to execute all documents necessary to submit the grant application.

SECTION 2. CAPITAL IMPROVEMENT PLAN AMENDMENT. The Village Council of the Village of Indiantown hereby commits to amend the Capital Improvement Plan to include the Booker Park Playground Replacement and Improvements project in FY2025 should the project receive funds from the Florida Recreation Development Assistance Program.

SECTION 3. CONFLICTS. If any Resolution, or parts of any Resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

SECTION 4. SEVERABILITY. The provisions of this Resolution are intended to be severable. If any provision of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, then the remainder of this Resolution shall remain in full force and effect.

SECTION 5. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

ADOPTED this _____ day of _____, 2024.

Village of Indiantown, Florida

ATTEST:

Carmine Dipaolo
Mayor

LaRhonda McBride
Village Clerk

REVIEWED FOR FORM
AND CORRECTNESS:

Wade C. Vose, Esq.
Village Attorney

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Letter of No Objection for Terra Lago to Place Temporary Manufactured Homes on Their Property During Construction

SUMMARY OF ITEM: Terra Lago is a Planned Unit Development (IPUD) that when completed, will have 2,500 residential units on 807 acres. The Village of Indiantown (Village), to date, has approved 808 of the 2,500 residential units to begin construction in the next few months. During construction, for proper surveillance and security, every day for 24-hours, Terra Lago desires to have two temporary modular construction units (trailers) which will be located at the most northeastern area of the property.

To ensure all necessary permits are received for the trailers to be placed, a letter of no objection from the Village has been requested. The Village Manager felt such a request should come before the Village Council for approval, authorization and awareness.

FISCAL IMPACT STATEMENT: None.

RECOMMENDATION: The Village Council approve and authorize the mayor to sign a letter of no objection for Terra Lago to have temporary construction trailers located on their property.

PREPARED BY: Taryn G. Kryzda, Village Manager

DATE: 9/16/2024

ATTACHMENTS:

Description

letter of no objection for Terra Lago



September 26, 2024

Re: Letter of No Objection for Terra Lago to Place Temporary Construction Modular Units (Trailers) on Their Property in the Village of Indiantown

To Whom It May Concern:

The Village of Indiantown (Village) incorporated December 31, 2017 and defined the Village's boundary. The Village boundary includes a large project called Terra Lago. Terra Lago is Planned Unit Development (PUD) with 2,500 residential units, encompassing 807 acres, and has the potential, once completed, to double the population of the Village.

Terra Lago has received approval for two phases, a total of 808 residential units. During construction, Terra Lago would like to locate two temporary modular homes on their site, to ensure surveillance and oversight is provided each day, 24-hours a day. The location of the modular homes will be at the project's northeast corner, which is designated for Phase 4 of the 5 phases that are planned.

The Village is excited for what Terra Lago will bring to the community and welcomes the opportunity to partner with Terra Lago, and support their project as it proceeds. Therefore, the Village has no objection to Terra Lago having two temporary modular homes on their site for the duration of the construction of this PUD. Should you require any further information from the Village, please do not hesitate to contact me.

Sincerely,

Carmine Dipaolo
Mayor, Village of Indiantown

Cc: Wade Vose, Village Attorney
Deanna Freeman, Community Development Director

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Permission to Contact Martin County to Inquire About Property Located at 15655 SW Osceola Street in the Village of Indiantown

SUMMARY OF ITEM: Councilwoman Vernestine Williams-Palmer has asked for an item to direct staff and the Mayor to contact Martin County (County) on the possibility of the County transferring ownership for the building located at 15655 SW Osceola Street within the boundary of the Village of Indiantown (Village).

When the Village became incorporated, Martin County transferred properties, records, etc. that were part of the Village. At the time, the building located at 15655 SW Osceola Street, which is owned by the County, had a lease for use of the facility with Indian River State Collage (IRSC). IRSC has not used the site for many years, and it is vacant. The lease between IRSC and the County expired in August 2024.

Councilwoman Williams-Palmer has been aware of the status of the building and has requested staff and the Mayor approach the County about transferring that to the Village as was done with other County assets located in the Village.

FISCAL IMPACT STATEMENT: Village would need to insure and maintain the facility. Depending upon use, could generate revenue to offset maintenance costs.

RECOMMENDATION: The Village Council approve and authorize the Mayor to send a letter of interest to Martin County Commission Chairman.

PREPARED BY: Taryn G. Kryzda, Village Manager

DATE: 9/16/2024

ATTACHMENTS:

Description

Map of Property at 15655 SW Osceola St

letter to Chairman Jenkins on property on Osceola street

Martin County, FL



Legend

Roads

- EXP
- MAA; MAC; MIA; PKY
- MIC
- RES; RMP
- RailRoads
- Lot Lines

Parcel Dimensions

Lots

Blocks

Parcel Polygons

Subdivision

Red: Red

Green: Green

Blue: Blue

Date: 9/16/2024
 This Geographic Information System Map Product, received from Martin County (COUNTY) in fulfillment of a public records request is provided "as is" without warranty of any kind, and the COUNTY expressly disclaims all express and implied warranties, including but not limited to the implied warranties of merchantability and fitness for a particular purpose. The COUNTY does not warrant, guarantee, or make any representations regarding the use, or the results of the use, of the information provided to you by the COUNTY in terms of correctness, accuracy, reliability, timeliness or otherwise. The entire risk as to the results and performance of any information obtained from the COUNTY is entirely assumed by the recipient.

Author: Martin County GIS
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September 26, 2024

Honorable Harold Jenkins
Chairman, Martin County Board of County Commissioners
2401 SE Monterey Road
Stuart, FL 34996

Re: Inquiry for Property Located at 15655 SW Osceola Street in Indiantown

Dear Chairman Jenkins,

The Village of Indiantown (Village) incorporated December 31, 2017. Martin County (County) transferred to the Village of Indiantown (Village) assets that would become the responsibility of the Village to operate and maintain. Facilities and parcels that were not transferred were those that provided a general County benefit, such as the Library, Constitutional Office Complex, Fire Station, etc. At the time, the building located at 15655 SW Osceola Street in the Village, is owned by the County, and was leased to Indian River State College (IRSC). The arrangement at the time was the County owned the property, IRSC leased the property and built the building for IRSC's use. IRSC most recently utilized the site to house Indiantown High School (IHS) prior to the construction and operation of IHS at their current site, allowing for enrollment and classes to begin while the school was being built.

The building is now vacant, and could be utilized for other purposes by the Village, if transferred to the Village. I realize this request will require formal action by the Martin County Commission, and will make myself available to the Commission when discussed. Thank you in advance for your consideration any additional information you may need, please do not hesitate to contact me.

Sincerely,

Carmine Dipaolo
Mayor, Village of Indiantown

Cc: Wade Vose, Village Attorney

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Filling the Vacant Village Council Seat 5 Upon Councilwoman Susan Gibbs Thomas' Resignation

SUMMARY OF ITEM: Vice-Mayor Angelina Perez has requested an item for the Village Council to discuss filling the vacant Council seat 5 when Councilwoman Susan Gibbs Thomas resigns, which is October 31, 2024.

The Village Charter, section 7(2)(c)(1) states 'A vacancy on the council shall be filled by a majority vote of the remaining members of the council for a period of time until the next election, when a council member shall be elected for the remainder of the term vacated. If more than 6 months remain in the unexpired term and a majority of the remaining council members cannot reach a decision within 60 days after the vacancy occurs, the vacancy shall be filled by a special election.' The charter also requires each candidate to have resided in the Village for at least one year before qualifying for office.

The main concern is timing, with the 60-day window to fill the position, falling at a time when the holidays will be limiting Council meetings, possible Council members availability, and staff availability.

In conversations with other Council members, there seems to be some interest among a few individuals to be considered for appointment to the Council. Upon researching the situation throughout Florida when a vacancy occurs outside of an election cycle, other municipalities have solicited interested individuals to either 'apply' for the Council seat or provide a letter of interest. Some municipalities have asked candidates to answer questions relative to the municipality and their desire to run for the Council. Some municipalities have asked interested candidates to submit the elected official disclosure form with their other information. Council may also want to include the individual's availability, do they work full-time, would they have flexibility to be on other assigned boards and committees?

Questions posed to interested individuals by other municipalities included subjects that related to personal integrity and values, policy and legislative plans, Socio-economic issues, environmental and sustainability, public health and safety and education and youth development to name a few but is at the discretion of the Council. The Village Manager has included some of the questions that other municipalities have utilized and the most recent questions candidates for the Martin County Commission were asked by the Martin County's Taxpayer Association. Other questions to consider would be those that are asked by Village constituents when candidates are campaigning for election.

In an effort to have the Council make a decision within the 60-day timeframe, staff would recommend the solicitation for interested individuals wanting to be considered for appointment to the vacant Village Council Seat 5 should be received by the Village Clerk by October 31, 2024. This will allow staff time to place an item on November 14, 2024, with the information of the candidates that responded, their information the Council determines they would like for them to submit, and then the Council could make a final determination at their December 12, 2024, meeting. This will allow ample time for the Councilmembers to have dialogue with each of the candidates prior to voting on the matter.

Having the seat remain vacant for the month of November, should not be an issue.

FISCAL IMPACT STATEMENT: None.

RECOMMENDATION: The Village Council discuss and provide direction to staff.

PREPARED BY: Taryn G. Kryzda, Village Manager

DATE: 9/18/2024

ATTACHMENTS:

Description

questions for consideration for council candidates

Questions Posed by Martin County Taxpayers Association to Martin County Commissioner Candidates (modified to be Village relevant, leaving off one that could not be modified to pertain to the Village):

1. Why should you be considered by the voters for a seat on the County Commission?
2. Looking ahead, what do you consider the three main issues the Village is facing?
3. How do you propose to deal with each of the issues raised in question 2?
4. If you could change one policy, department or priority, what would you propose changing?

Questions other municipalities have utilized for filling of elected official vacancies:

1. Why should you be considered to fill the vacant elected official seat?
2. What are your top three priorities for the Village?
3. What core values do you believe are essential for a political leader?
4. How do you handle criticism or opposing viewpoints?
5. How do you ensure your political biases do not affect your political decisions?
6. What role does empathy play in your decision-making process?
7. What legislative priorities would you focus on during your term?
8. How do you plan to address economic disparities within our community?
9. How will you address the challenges faced by rural communities in terms of economic development?

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: ORDINANCE NO. 08-2024 -- AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, CREATING SECTION 139.3, "PUBLIC CAMPING OR SLEEPING ON ANY PUBLIC PROPERTY, PUBLIC BUILDING, OR PUBLIC RIGHT-OF-WAY PROHIBITED" OF THE VILLAGE OF INDIANTOWN TRANSITIONAL CODE OF ORDINANCES; PROHIBITING PUBLIC CAMPING AND SLEEPING ON ANY PUBLIC PROPERTY; PROVIDING FOR EXCEPTIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR FINDINGS AND INTENT; AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

SUMMARY OF ITEM: This ordinance creates Section 139.3, "Public camping or sleeping on any public property, public building, or public right-of-way prohibited," of the Village of Indiantown Transitional Code of Ordinances, in order to comply with the newly enacted Section 125.0231, Florida Statutes.

On March 20, 2024, Governor Ron DeSantis signed House Bill 1365, which has been enacted as Chapter 2024-11, Laws of Florida, and creates Section 125.0231, Florida Statutes. The purpose of the law is to regulate public camping and public sleeping and is focused on Florida's homeless population, which is over 30,000 persons.

While enacting House Bill 1365, the Florida Legislature found that living unsheltered (meaning that a person's primary nighttime residence is a place not suitable for human habitation, such as sidewalks, vehicles, abandoned buildings or parks) can have significant impacts on a person's health and safety. The Florida Legislature further considered that jurisdictions that have placed restrictions on public camping have seen significant declines in the size of the homeless populations.

Section 125.0231, Florida Statutes, prohibits municipalities from authorizing any person to regularly engage in "public camping or sleeping" on any public property, public building, or public right-of-way ("public property") unless the county designates property for such purposes. The prohibition applies to residing overnight with or without a tent. It does not apply to residing overnight in a registered, insured motor vehicle which is parked in a lawful place, nor does it apply to camping for recreational purposes on property designated for such purposes.

The attached ordinance creates Section 139.3 to comply with Section 125.0231, Florida Statutes, by prohibiting lodging or residing on public property overnight,

**VILLAGE OF INDIANTOWN, FLORIDA
ORDINANCE NO. 08-2024**

AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, CREATING SECTION 139.3, "PUBLIC CAMPING OR SLEEPING ON ANY PUBLIC PROPERTY, PUBLIC BUILDING, OR PUBLIC RIGHT-OF-WAY PROHIBITED" OF THE VILLAGE OF INDIANTOWN TRANSITIONAL CODE OF ORDINANCES; PROHIBITING PUBLIC CAMPING AND SLEEPING ON ANY PUBLIC PROPERTY; PROVIDING FOR EXCEPTIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR FINDINGS AND INTENT; AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Village of Indiantown, Florida is vested with home rule authority pursuant to Article VIII, Section 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes, to enact ordinances; and

WHEREAS, the Village of Indiantown was created by Ch. 195-2017, Laws of Florida, and duly approved by public referendum on November 8, 2017, for incorporation beginning December 31, 2017; and

WHEREAS, pursuant to Section 11(5) of Ch. 195-2017, Laws of Florida, the ordinances of Martin County, Florida, in place at the time of the passage of the aforementioned referendum serve as the transitional ordinances of the Village of Indiantown ("Transitional Code of Ordinances"), subject to modification by the Village Council pursuant to applicable Florida law; and

WHEREAS, on March 20, 2024, Governor Ron DeSantis signed House Bill 1365, which has been enacted as Chapter 2024-11, Laws of Florida, and creates Section 125.0231, Florida Statutes, the purpose of which is to regulate public camping and public sleeping and is focused on Florida's homeless population, which is over 30,000 persons; and

WHEREAS, while enacting House Bill 1365, the Florida Legislature considered evidence that approximately 50 percent of people experiencing homelessness in Florida were unsheltered, meaning their primary nighttime residence is a place not suitable for human habitation, such as sidewalks, vehicles, abandoned buildings or parks, and found that living unsheltered can have significant impacts on a person's health and safety; and

WHEREAS, the Village of Indiantown has a significant interest in providing a safe and pleasant environment and in eliminating public camping or sleeping on any public property, public building, or public right-of-way; and

WHEREAS, the Village Council finds it is in the best interests of the health, safety, welfare, and morals of the residents, business owners, visitors and the homeless population of the Village of Indiantown to enact this Ordinance to prohibit public camping and sleeping.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, AS FOLLOWS:

SECTION 1. RECITALS. The above recitals and “Whereas” clauses are hereby included as legislative findings by the Village Council of the Village of Indiantown, and are otherwise fully incorporated herein, and upon codification of this Ordinance, such findings shall be codified under this section.

SECTION 2. CREATION OF SECTION 139.3. The Village of Indiantown hereby creates Section 139.3, “Public camping or sleeping on any public property, public building, or public right-of-way prohibited,” of Chapter 139, “PUBLIC LANDS”, of the Village of Indiantown Transitional Code of Ordinances to read as follows:

Sec. 139.3 - Public camping or sleeping on any public property, public building, or public right-of-way prohibited.

(a) Findings. The Village of Indiantown has a significant interest in providing a safe and pleasant environment for its citizens, business owners, visitors and its homeless population by eliminating public camping or sleeping on any public property, public building, or public right-of-way. Public camping or public sleeping in a public place not suitable for human habitation, such as a sidewalk, vehicle, abandoned building, or park can have significant impacts on a person’s health and safety. The Village of Indiantown Village Council hereby determines that this section fulfills an important Village purpose by ensuring the health, safety, welfare, quality of life, and aesthetics of the Village of Indiantown.

(b) Intent. The purpose and intent of this section is to recognize the constitutional right of persons to gather in any lawful manner or place

or time; however public sleeping and public camping constitutes a threat and danger to health, safety, security and welfare to the citizens, business owners, visitors, and the homeless population of the Village of Indiantown. The goal of this section is to ensure the foregoing constitutional rights while, through reasonable regulation, acting to protect citizens, business owners, visitors and the homeless population.

(c) Definition. The following definition is hereby adopted for this section:

(1) “Public camping or sleeping” means:

- a. Lodging or residing overnight in a temporary outdoor habitation used as a dwelling or living space and evidenced by the erection of a tent or other temporary shelter, the presence of bedding or pillows, or the storage of personal belongings; or
- b. Lodging or residing overnight in an outdoor space without a tent or other temporary shelter.

(2) The term “public camping or sleeping” does not include:

- a. Lodging or residing overnight in a motor vehicle that is registered, insured, and located in a place where it may lawfully be.
- b. Camping for recreational purposes on property designated for such purposes.

(d) Violations. All code enforcement and law enforcement officers in the Village are hereby authorized to enforce this section, as follows:

- (1) No person may engage in public camping or sleeping on any public property, including, but not limited to, any public building or its grounds or any public right-of-way.
- (2) The penalty for the first violation shall be no less than a \$50 fine; the penalty for a second offense shall be no less than a \$100 fine; and the penalty for all subsequent violations shall be no less than a \$200 fine for each offense thereafter. A warning notice may be issued in lieu of fine if no prior violations have occurred. In addition to any penalty

mentioned herein, a law enforcement officer may issue a trespass warning, or any other penalty prescribed for a violation of any applicable section of Chapter 810, Florida Statutes.

(3) Nothing within this section precludes the Village from pursuing other remedies authorized in the Village of Indiantown Code of Ordinances or any civil or administrative remedies.

SECTION 3. SEVERABILITY. The provisions of this Ordinance are deemed severable. In the event that any word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance is for any reason whatsoever held to be invalid, illegal, unconstitutional, contrary to law, or against public policy, by any court, administrative agency, or other body with competent jurisdiction, such word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance shall be null and void, and shall be deemed severed, and a separate, distinct, and independent provision from the remaining provisions of this Ordinance, and such holding shall in no manner affect the validity of the remaining words, phrases, portions, sub-sub-sections, sub-sections, or sections of this Ordinance, which shall remain in full force and effect. This Ordinance shall be construed in a manner to accomplish, to the greatest extent legally possible, the purposes of this Ordinance as expressed herein.

SECTION 4. CODIFICATION. The provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Village of Indiantown, and the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word; provided, however, that Sections 3 through 6 of this Ordinance shall not be codified. The codifier is granted liberal authority to codify the provisions of this Ordinance.

SECTION 5. CONFLICTS. All ordinances and parts of ordinances and all resolutions and parts of resolutions in conflict herewith, are hereby repealed.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect upon adoption.

PASSED on first reading on the _____ day of _____, 2024.

ADOPTED on second reading on the _____ day of _____, 2024.

Village of Indiantown, Florida

ATTEST:

LaRhonda McBride
Village Clerk

Carmine Dipaolo
Mayor

REVIEWED FOR FORM
AND CORRECTNESS:

Wade C. Vose, Esq.
Village Attorney

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: ORDINANCE NO. 09-2024 -- AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, AMENDING SECTION 3-5.7 "TEMPORARY USES AND SPECIAL EVENTS" OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; CREATING SECTION 3-5.10 "SPECIAL EVENTS", OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE REVIEW AND ISSUANCE OF SPECIAL EVENT PERMITS BY THE VILLAGE MANAGER; PROVIDING FOR REGULATION OF SPECIAL EVENTS; PROVIDING FOR APPEAL PROCEDURES; PROVIDING DUTIES OF PERMITTEES; PROVIDING FOR REGULATION OF PUBLIC CONDUCT DURING SPECIAL EVENTS; PROVIDING DEFINITIONS; PROVIDING FOR CONFORMING REVISIONS; AND PROVIDING FOR FINDINGS, CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

SUMMARY OF ITEM: This ordinance revises the Village's relevant LDR provisions relating to Special Events, and is the culmination of months of Council, PZAB, and public feedback, including but not limited to Council discussions held on April 25, 2024, May 23, 2024, and August 8, 2024, and PZAB discussions held on July 16, 2024, and September 5, 2024.

The ordinance separates the standards for special events into their own LDR section, and adds definitions for terms used within the new section. The ordinance vests all authority to issue special event permits in the Village Manager, eliminating the need for Village Council approval, and specifies that applications may be submitted up to 365 days prior to a proposed event.

At the recommendation of the PZAB, the ordinance provides for an entitlement to a pre-application meeting with Village staff designated by the Village Manager to discuss special event application and permit requirements, preliminarily review applications and related documentation for completeness, and discuss event logistics. The ordinance strongly encourages prospective applicants to utilize the pre-application meeting process at least 15 days prior to formal application submission in order to avoid the risk of application denial for noncompliance.

Based on Council and PZAB feedback, the ordinance provides for the exclusion of certain events and activities from the definition of "special event". The ordinance expressly excludes from the definition of special event:

-- Weddings, funerals, wakes, birthday parties, anniversary parties, graduation parties, and other similar events and activities generally not open to the public.

-- Events and activities, even if open to the public, that are held indoors, or within the licensed premises of a restaurant or bar, consistent with maximum occupancy and fire safety regulations.

-- Events and activities held solely on the property of a legally operating business establishment with attendance on an invitation basis.

-- Events and activities, even if open to the public, held solely on the property of a church, civic organization, or school.

-- Events and activities authorized by Martin County to be held at Timer Powers Park.

-- Rental of Village indoor facilities, rental of Village pavilions, and other activities for which the Village has otherwise issued a permit.

The ordinance provides a definition for a “major special event” to mean special events estimated to have 250 or more attendees. Related to this, the ordinance also revises the requirements and process related to law enforcement and fire rescue support. The ordinance clarifies that major special events only require law enforcement and/or fire rescue support if found to be advisable by the respective agencies, in staffing levels they specify. The ordinance does not require that the agencies be engaged prior to submitting a special event application (because such a requirement is not consistent with the Sheriff’s office’s current practice) but does require that a special event applicant submit with the application copies of emails with each agency advising them of dates, times, and parameters of the event, and requesting staffing at such levels as each agency determines. After special event permit approval, the applicant would thereafter promptly submit proof of engagement of the relevant agencies to the Village.

The ordinance requires the Village Manager to notify applicants of the decision on their permit application within five days of review. The Village Manager must also inform the Mayor, Village Council, and other officials when a special event permit is granted. The ordinance also includes an appeal process for denied applications. At the recommendation of PZAB, the ordinance provides for appeals of denials to the Village Council, with the appeal to be filed within three days after notice of the decision appealed.

The ordinance further specifies insurance requirements, and also includes an alternative to provide proof of application for liability insurance (rather than proof of a paid policy) upon permit application, with a requirement to submit proof of a paid policy within 3 days after special event permit approval.

FISCAL IMPACT STATEMENT: n/a

RECOMMENDATION: Staff recommends approval of the Ordinance on first reading.

PREPARED BY: Wade Vose, Village Attorney

DATE: 9/20/2024

ATTACHMENTS:

Description

VOI Ordinance 09-2024 - Special Event Ordinance rev 09-20-24

**VILLAGE OF INDIANTOWN, FLORIDA
ORDINANCE NO. 09-2024**

AN ORDINANCE OF THE VILLAGE OF INDIANTOWN, FLORIDA, AMENDING SECTION 3-5.7 “TEMPORARY USES AND SPECIAL EVENTS” OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; CREATING SECTION 3-5.10 “SPECIAL EVENTS”, OF THE VILLAGE OF INDIANTOWN LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE REVIEW AND ISSUANCE OF SPECIAL EVENT PERMITS BY THE VILLAGE MANAGER; PROVIDING FOR REGULATION OF SPECIAL EVENTS; PROVIDING FOR APPEAL PROCEDURES; PROVIDING DUTIES OF PERMITTEES; PROVIDING FOR REGULATION OF PUBLIC CONDUCT DURING SPECIAL EVENTS; PROVIDING DEFINITIONS; PROVIDING FOR CONFORMING REVISIONS; AND PROVIDING FOR FINDINGS, CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Village of Indiantown, Florida is vested with home rule authority pursuant to Article VIII, Section 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes, to enact ordinances; and

WHEREAS, the Village of Indiantown Land Development Regulations, Section 3-5.7, “Temporary Uses and Special Events”, establishes certain requirements and restrictions for special events, provides for an application and approval process for special event permits, and mandates Village Council approval at a public hearing for certain special events; and

WHEREAS, in furtherance of promoting the public’s best interest and welfare, the Village Council of the Village of Indiantown deems it appropriate to amend its Land Development Regulations to authorize the Village Manager to review and issue special event permits, to supplement the special event permit application and review standards, to provide for an appeal process, and to clarify the duties of the special event permit holders and the public during special events.

WHEREAS, for purposes of this Ordinance, underlined type shall constitute additions to the original text, *** shall constitute ellipses to the original text and ~~strikethrough~~ shall constitute deletions to the original text.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF INDIANTOWN, FLORIDA, AS FOLLOWS:

SECTION 1. RECITALS. The above recitals and “Whereas” clauses are hereby included as legislative findings by the Village Council of the Village of Indiantown, and are otherwise fully incorporated herein, and upon codification of this Ordinance, such findings shall be codified under this section.

SECTION 2. AMENDMENT. The Village of Indiantown hereby amends Section 3-5.7, creates Section 3-5.10, and amends Section 12-21 of the Village of Indiantown Land Development Regulations to read as set forth in Exhibit “A,” attached hereto and incorporated herein by reference.

SECTION 3. SEVERABILITY. The provisions of this Ordinance are deemed severable. In the event that any word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance is for any reason whatsoever held to be invalid, illegal, unconstitutional, contrary to law, or against public policy, by any court, administrative agency, or other body with competent jurisdiction, such word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance shall be null and void, and shall be deemed severed, and a separate, distinct, and independent provision from the remaining provisions of this Ordinance, and such holding shall in no manner affect the validity of the remaining words, phrases, portions, sub-sub-sections, sub-sections, or sections of this Ordinance, which shall remain in full force and effect. This Ordinance shall be construed in a manner to accomplish, to the greatest extent legally possible, the purposes of this Ordinance as expressed herein.

SECTION 4. CODIFICATION. The provisions of this Ordinance shall become and be made a part of the Land Development Regulations of the Village of Indiantown, and the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word; provided, however, that sections other than Section 2 of this Ordinance shall not be codified. The codifier is granted liberal authority to codify the provisions of this Ordinance.

SECTION 5. CONFLICTS. All ordinances and parts of ordinances and all resolutions and parts of resolutions in conflict herewith, are hereby repealed.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect upon adoption.

PASSED on first reading on the _____ day of _____, 2024.

ADOPTED on second reading on the _____ day of _____, 2024.

Village of Indiantown, Florida

ATTEST:

LaRhonda McBride
Village Clerk

Carmine Dipaolo
Mayor

REVIEWED FOR FORM
AND CORRECTNESS:

Wade C. Vose, Esq.
Village Attorney

EXHIBIT "A"

~~Sec. 3-5.7. – Temporary Uses, and Special Events.~~

~~(2) Special Events. [The entirety of Section 3-5.7(2) "Special Events" is hereby deleted and relocated, as amended, to Section 3-7.10, created herein.]~~

Sec. 3-5.10. – Special Events.

(2) Special Events:

~~———— (a) A special event permit must be obtained for the following uses in compliance with these requirements:~~

~~(1) Definitions. For the purpose of this Section, the following terms, phrases, words, and their derivatives shall have the meaning listed below. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural.~~

~~Block party. An organized residential neighborhood gathering on a public right-of-way (street, sidewalk, alley) that is confined to a designated area.~~

~~Major Special Event. A special event estimated to have 250 or more attendees, or a special event that includes road closures or right of way usage. While the applicant must provide an estimate of the number of attendees, final determination of the estimated number of attendees shall be made by the Village Manager based on all available information.~~

~~Organized competitive event. Any planned race, walk, or event, whether human powered or otherwise, that involves a contest of skill(s) and/or strength, including but not limited to triathalons and running, walking, or bicycling events.~~

Parade. Any march, assembly, run, or walk, (except funeral processions) of any kind within the Village in or upon any street used for vehicular traffic, which does not comply with normal and usual traffic regulations and controls.

Person. Any person, firm, partnership, association, corporation, company, group, or organization of any kind.

Procession. Any organized body of people walking in a formal or ceremonial manner within the Village in or upon any street used for vehicular traffic, which does not comply with normal and usual traffic regulations and controls.

Right-of-way. Any street, alley, sidewalk, or portion of land set aside for public use, vehicular or pedestrian travel, which is either owned by, or dedicated to, a governmental agency by deed or plat and/or is intended or designated for public use.

Road festival. An organized public gathering on a public right-of-way (street, sidewalk and alley) on a specified date and confined to a designated area, that requires an admission fee to enter and participate. A road festival is distinguished from a block party in that there is an admission to enter and participate in the event.

Special Event. An entertainment, sporting, cultural, business or other type of unique activity or event open to the public that may substantially inhibit the usual flow of pedestrian or vehicular traffic, or which deviates from the established use of the place or building. Ticketed events and events that charge an admission fee are included among events open to the public. Special events include, but are not limited to, the following uses:

1. (a) Air shows;
2. (b) Art shows;
- (c) Block parties;
3. (d) Parades;
- (e) Processions;

4. (f) Carnivals;
5. (g) Concerts;
6. (h) Festivals;
7. (i) Fireworks;
8. (j) Musical presentations;
9. ~~Running, walking, or bicycling events;~~
10. ~~Triathalons;~~
- (k) Road Festivals;
- (l) Organized Competitive Events; and
11. (m) Other events of a similar nature that require similar event requiring off-site parking, street closures, sound amplification or use of Village personnel or public property, or extended events and sales beyond the time limits provided under a temporary use permit.

Excluded from the definition of special event are the following:

- (a) Weddings, funerals, wakes, birthday parties, anniversary parties, graduation parties, and other similar events and activities generally not open to the public.
- (b) Events and activities, even if open to the public, that are held indoors, or within the licensed premises of a restaurant or bar, consistent with maximum occupancy and fire safety regulations.
- (c) Events and activities held solely on the property of a legally operating business establishment with attendance on an invitation basis.

- (d) Events and activities, even if open to the public, held solely on the property of a church, civic organization, or school.
- (e) Events and activities authorized by Martin County to be held at Timer Powers Park.
- (f) Rental of Village indoor facilities, rental of Village pavilions, and other activities for which the Village has otherwise issued a permit.

Special Event Permit. A permit as required by this section.

Village. The Village of Indiantown Florida.

Village Manager. The Village Manager or his or her designee, for the Village of Indiantown, Florida.

- (2) Authority. A special event permit must be obtained for all special events in compliance with these requirements. The Village Manager is authorized and empowered to issue special event permits, including but not limited to special event permits for the temporary complete or partial closure of roads, alleys, sidewalks or any other public ways or public property used for vehicular or pedestrian traffic, parking or other public use in a manner consistent with regulations and conditions set forth in this section. Any special event, as defined herein, that is held or conducted without a special event permit shall be unlawful.
- (3) Pre-Application Meeting. Prospective applicants shall be entitled to a pre-application meeting with Village staff designated by the Village Manager to discuss special event application and permit requirements, preliminarily review applications and related documentation for completeness, and discuss event logistics. Prospective applicants are strongly encouraged to utilize the pre-application meeting process at least 15 days prior to formal application submission in order to avoid the risk of application denial for noncompliance.
- (4) Permit Application.
 - (a) ~~(b)~~ Application for a special event permit must be submitted to the Village no later than 30 60 days prior to the proposed event. This may be waived upon a showing of good cause. Applications may be submitted up to 365

days prior to the proposed event. The application shall include the following items, information, and documentation:

1. A completed application on a form promulgated ~~provided~~ by the Village, providing information concerning alcoholic beverages, food, music, private security services, clean up and sanitation, electrical usage, tents, canopies, booths, stages, amusement rides, bounce houses, sales items, fireworks, and such other information specified on the promulgated application form;
2. Payment of the required fee;
3. A plan showing the proposed layout of the event site including tents, sanitation, parking and any other important features of the event and any proposed off-site facilities;
4. An estimate of the number of attendees;
5. The location of any amplified music and proposed sound levels;
6. The timeline for the event, including the proposed date or dates when the event is to be conducted, and the proposed hours when the event will start and conclude;
7. Any roadways or sidewalks that will need to be closed; ~~and~~
8. A sign permit application and fee, if a banner is proposed;
9. The name, address, and telephone number of the person seeking to conduct the event;
10. If the event is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organizing body shall be included;
11. If the event is designed to be held by, for, or on behalf of, any person other than the applicant, the applicant shall file with the Village Manager a communication in writing from the person proposing to

hold the event, authorizing the applicant to apply for the permit on his behalf;

12. The name, address, and telephone number of the person(s) who will be responsible for the conduct of the event;

13. If road closures are necessary or if the event has an expected attendance of 500 or more people, a Maintenance of Traffic Plan (MOT);

14. If the event is to be held on Village property (including right-of-ways), proof of comprehensive liability insurance satisfactory to the Village, naming the Village as an Additional Insured. Alternatively, applicant may submit proof of a completed application for such comprehensive liability insurance submitted to a Florida licensed insurance broker, and thereafter applicant shall provide the required proof of comprehensive liability insurance to the Village within 3 days after approval of a Special Event Permit.

15. For parades/processions or organized competitive events:

a. The type of entrants involved (floats, marching groups, and the like);

b. The proposed route to be traveled, the starting point, termination point, and direction of travel and/or the segment of the right-of-way proposed to be utilized for the event;

c. The location of any assembly and disbursement area; and

d. The time at which the units or participants in the event will begin to assemble at an assembly point.

(b) Signature. The person applying for a permit shall agree in writing to abide by all provisions of this section and shall sign said agreement. If the person applying is an entity rather than an individual, the above signature shall be supplied by a duly authorized representative of such entity.

(c) Law Enforcement and Fire Rescue Support. If found to be advisable by the respective agencies, a Major Special Event shall require law enforcement

and/or fire/EMS support, with the required staffing levels determined by each agency. The applicant shall pay directly for the costs of all required personnel and services provided by each agency. For each Major Special Event, the applicant shall contact the Martin County Sheriff's Office (Sheriff) and Martin County Fire Rescue Department (EMS) separately at least 35 days prior to the date of the proposed event to advise them of the need for services, schedule inspections, and discuss the security plan for the event. Applicant shall submit with the special event permit application copies of emails or other written communications with each agency advising them of dates, times, and parameters of the event, and requesting staffing at such levels as each agency determines. After special event permit approval, Applicant shall promptly submit to the Village proof of engagement of the required level of staffing from each applicable agency.

(4) Regulation of time, place and manner of special events. The following time, place, and manner regulations are to apply to all special events held within the Village of Indiantown:

(a) Parades/processions or organized competitive events shall take place within the routes designated in the approved special event permit.

(b) Animals or animal drawn vehicles shall only be permitted within a parade/procession if they are trained for utilization in crowded situations and are cleaned up after.

(c) There shall be no more than one special event at a given location on any given day, with priority for any particular day to be granted to the first person to submit a completed application request designating that day.

(5) Review and Issuance of Permit.

(a) The Village Manager shall consult with other Village department directors in the review of the completed permit application. The department directors shall include, but not be limited to:

1. Parks and Recreation Director;
2. Public Works Director; and
3. Planning and Economic Development Director.

(b) In the review of permit applications for Major Special Events, the Village Manager shall also consult with the Martin County Sheriff's Department and the Martin County Fire Department.

(c) Nothing herein shall preclude picketing or demonstrations on public streets, sidewalks or within the parks of the Village, which is otherwise permitted by state and federal law, so long as the picketing or demonstration otherwise complies with all Village ordinances and the picketers or demonstrators are situated in a manner so as not to obstruct, impede, or hinder with the orderly movement of pedestrian or vehicular traffic.

(d) ~~(e)~~ Each application will be reviewed and approved, with or without conditions, or denied by the ~~Director~~ Village Manager based on the following criteria:

1. All required information is set forth on the permit application form and is in accordance with all provisions set forth in this section. Providing false or misleading information may constitute grounds for denial.
2. Sufficient Village support personnel are available to assist in the conduct of the event.
3. Adequate support facilities are available for the event ~~with the support facilities~~ including, but not ~~being~~ limited to, parking, refuse collection, sanitation, lighting, and security.
4. No conflict exists with the requested event and other approved and previously scheduled events.
5. The event will not result in the over-utilization of Village facilities.
6. No outstanding balances are due the Village for assistance from previous activities from the applicant.
7. Proposed music or sound is at an acceptable level as specified in the Code of Ordinances.

8. Crowd size has been determined to be a manageable size for the proposed event and site.
9. The event is generally compatible with the character of the Village.
10. The applicant complied with terms and conditions of any previously granted permits.
11. The concentration of persons and vehicles at assembly points of the event will not interfere with the proper police and fire protection of, or ambulance service to, areas contiguous to such assembly areas.
12. The conduct of such event will not interfere with the movement of emergency medical services equipment in route to an emergency.

~~(d) Village Council approval at a public hearing is required for any event which necessitates street closings, off site parking, amplified entertainment, Village co-sponsorship, crowd attendance in excess of 1,500 or fireworks display.~~

(6) Notice of Action on Application. The Village Manager shall take action on an application for a Special Event Permit within ten days after the filing thereof and shall notify the applicant of the approval, with or without conditions, or denial of the application within five days. If the application is denied, a written notice stating the reasons for denial shall be sent to the applicant, and made available by the Village for inspection, within the five-day period specified above.

(7) Appeal Procedure and Review. Any applicant aggrieved by a permit condition or denial of a permit shall have the right to appeal the decision to the Village Council. The appeal shall be filed within three days after notice of the decision. The appeal shall be placed on the next available regular council meeting agenda in accordance with the Village's regular agenda publication schedule. The Village Council shall thereafter sustain or modify the action on the application for Special Event Permit in accordance with the standards of this section.

(8) Notice to Village and Other Officials. Immediately upon the issuance of a special event permit, the Village Manager shall send a copy to the:

(a) Mayor and Village Council;

(b) Village Clerk;

(c) Parks and Recreation Director;

(d) Public Works Director;

(e) Planning and Economic Development Director;

(f) Martin County Sheriff's Department; and

(g) Martin County Fire Department.

(9) Duties and Responsibilities of Permittee.

(a) The permittee hereunder shall comply with all provisions of this chapter, all permit directions and conditions and with all applicable laws and ordinances.

(b) The permittee shall provide all barricades for street closures, bathroom facilities, and trash receptacles for the special event.

(c) The permittee shall clean up and restore the event site to its previous state after the conclusion of the event.

(d) Permittee shall directly pay all law enforcement and rescue personnel required as set forth in Section 3-5.10(3)(c) above.

(10) Insurance Requirements. The Village reserves the right to require the applicant/permittee to provide indemnification and insurance in a form and amount acceptable to the Village Attorney to protect the Village for any event using public property.

(11) (e) Signage. Signage associated with a special event shall be included for review and approval with the special event application and may be installed

one day prior to the event and shall be removed at the conclusion of the event. Signage is limited to the site of the event. Directional signs may be permitted in the right-of-way adjacent to event site or associated parking area(s) on the day(s) of the event subject to approval.

(12) Public Conduct During Special Events.

(a) Interference. No person shall unreasonably hamper, obstruct or impede, or interfere with any special event assembly or with any participants in a special event.

(b) Driving through Special Events. No vehicle shall be driven between participants in a special event with the exception of authorized emergency vehicles.

(c) Parking on Special Event Route. The Village Manager shall have the authority to prohibit or restrict the parking of vehicles along a highway or part thereof constituting any part of a special event road closure or route. The Village may post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.

(13) (f) Public Parking. Where the Village Manager finds that an event restricts access to public parking or generates the need for additional parking, ~~Village Council~~ the Village Manager may allow the owners of properties, within 0.5 miles of the event, to charge for parking on their private property subject to the following limitations:

(a) Signage shall be limited to one sign, not exceeding six square feet, at the entrance to the parking lot for the duration of the event.

(b) The property owner cannot charge for or block parking in the right-of-way.

(c) The property owner assumes all liability for parking on their private property.

(d) Parking must be available, at no charge during the event, for employees or patrons of the businesses or establishments that are on the property or have a legal right to use the private parking on the property.

- (e) A permit shall be obtained from the Village for each property that chooses to charge for parking. The permit shall authorize the property owner to charge for parking during approved events when the subject property is within 0.5 miles of the limits of the event site. The permit shall be made available for review in a conspicuous place on-site during the event for inspection by enforcement officials.
- (f) The approval to charge for parking during events is limited as above and shall not be considered a vested right. The Village reserves the right to discontinue this allowance at any time and to enforce against property owners that do not comply with the LDRs.

(14) ~~(g)~~ Revocation of Permit. Each special event permit shall be valid for a specific period of time and for a specific purpose as indicated therein. ~~on each permit application form.~~ If the permittee applicant fails to fulfill the requirements as set forth in the permit, or if at any time the event does not comply with the specific terms and conditions of the permit and specifications approved by the Village Manager, including but not limited to time and activities, or if the Village Manager otherwise deems it necessary in the interest of the health, safety, and welfare of the Village residents and property owners, the permit may be revoked by the Village Manager, or designee, and the activity shall cease immediately.

Sec. 12-21. - Temporary uses and special events.

Chapter 3, section 3-5.7, defines the process for review and acceptance of temporary use ~~and special event~~ applications. Chapter 3, section 3-5.10, defines the process for review and acceptance of special event applications.

**VILLAGE OF INDIANTOWN, FLORIDA
AGENDA MEMORANDUM**

MEETING DATE: September 26, 2024

MEETING TYPE: Regular Meeting

AGENDA ITEM TITLE: Special Event Application for Black History Fest to be held February 15-16, 2025.

SUMMARY OF ITEM: The Village has received an application for a special event named Black History Fest. The event is to be held from February 15 - 16, 2025 utilizing the Booker Park Sports Field and the surrounding right of way. The application reflects and estimates 200 attendees with 25 vendors and set up on the afternoon of Friday, February 14 with break down finalized on Monday, February 17, 2025.

The Village's Land Development Regulations (LDRs) Section 3-5.7 Temporary uses and Special Events. 2(d) "Village Council approval at a public hearing is required for any event which necessitates street closings, off-site parking, amplified entertainment, etc." The application indicates there will be a DJ which would be amplified entertainment.

The application includes a copy of the endorsement page for the certificate of insurance.

The Martin County Sheriff's office cannot secure a special detail for the event, when required, until the application is approved.

Village staff met with the organizers to discuss the use of public right of way for parking and have been assured that event staff will be used to control parking for the event so as not to block sidewalks and or streets as required by statutes. Staff worked with event organizers to update their site map to include right of way parking areas.

**FISCAL IMPACT
STATEMENT:**

RECOMMENDATION: Staff recommends that Council approve the event for Black History Fest.

PREPARED BY: Deborah Resos, CPRP, Director of Parks and Recreation DATE: 9/12/2024

ATTACHMENTS:
Description

9/13/24 revised DR 8/5/24 revised application DR

Date Received	Fee	Method of Payment
7/25/24	\$300	clc

[For internal use only]

Application Number: EV-24-081 DR



SPECIAL EVENTS APPLICATION

- * Each Application is due a minimum of 60 days prior to an event.
- ** A Pre-Application Meeting with Village Staff is required before submission.
- *** The required Application Fee is due upon submission of Application.

SUBMISSION CHECKLIST

SUBMITTED

1. Application has been fully completed, including full address and location of the subject property.
2. Cover Letter providing a full description of the proposed use, including specific dates, hours of operation & legal description of the property, etc.
3. Survey or Site Plan depicting the proposal, detailed location, available parking, existing structures, proposed temporary structures, proposed signage, sanitary facilities, existing or proposed lighting, generators, and operational plan, etc. — *not provided yet*
4. A notarized statement signed by the owner of property authorizing the proposed event. — *not provided yet*
5. If the Special Event is to be held on Village property, a Certificate of Insurance, naming the Village of Indiantown as an additional insured, must be provided. — *not provided yet*

A.	Name of Event Host, Business or Organization		Concerned Citizens For Booker Park		
	Name of Event		BLACK HISTORY FEST		
	Set-up will Begin	Date	2/14/2025	Time	4pm
	Event Date and Time	Date	2/15 - 2/16	Time	7am - 10pm, 10am - 7pm
	Break-down will be Complete	Date	2/17	Time	by 12pm
	Event Location		15101 SW 169th Ave Indiantown, FL 34956		
	Estimated Number of Attendees		200		
	If event was previously held, Previous Number of Attendees		N/A		
	Estimated Number of All Vendors		25		
	Organization Producing the Event		Concerned Citizens For Booker Park Inc.		
B.	Name of Primary Contact		LORETTA Hill		
	Phone		772-626-4052		
	Email		drlorettahill@yahoo.com		
	Name of Secondary Contact		Kimberly Jackson Brown		
	Phone		772-233-5056		
	Email		CCFBP@ConcernedCitizensForBookerPark.com		

EVENT INFORMATION																																							
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<p align="center">LAW ENFORCEMENT SERVICES</p>																																							

Are you requesting law enforcement services at your event?		Yes	<input checked="" type="checkbox"/>	<i>But only if Required</i>		No	<input type="checkbox"/>
Dates <i>2/18</i>		Times <i>6pm - 10pm</i>					
I.	Traffic Control	Public Safety	<input checked="" type="checkbox"/>	External Security			
	Crowd Control	Personnel Safety	<input type="checkbox"/>	Internal Security			
Events that serve alcohol, close roadways, restrict traffic or are walks or runs will require law enforcement.							
The Sheriff's Department will make the final determination for the need and number of Deputies required.							
PRIVATE SECURITY SERVICES							
J.	Will private security be provided?	<i>NO</i>	If yes, provide company name.				
	Will crowd control be provided?	<i>NO</i>	If yes, provide company name, date and time.				
CLEAN UP / SANITATION / RECYCLING							
Will there be trash and recycling generated from this event?		Yes	<input checked="" type="checkbox"/>	No			
Person managing clean up after the event.		<i>Clean up Committee</i>					
Will portable toilets be used?		Yes	<input checked="" type="checkbox"/>	No			
K.	If yes, who will provide them and remove them?	<i>Rental</i>					
	How many portable toilets will be provided?	<i>2</i>					
Clean-up must be provided by the Event Host. Garbage receptacle estimates shall be based on the amount of people attending and if food is provided. If food is served, a Waste Removal Plan shall be provided.							
Dumpster. (Size of dumpster to be determined by Waste Management, Inc. based on the size of the event.)		<i>1</i>	Dumpster Size	<i>40ft</i>			
STREETS							
Are you planning on closing streets?		Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>		
Estimated time of street closures		Start Date:	Time:				
		End Date:	Time:				
L.	Village Council approval is required to close streets. Please attach a Maintenance of Traffic (MOT) Plan for the streets to be closed and a copy of a quote from a vendor on how the streets will be closed and then opened after the event. Please attach a public notice plan for notifying businesses and residents affected by the street closures.						
	ELECTRICITY						
M.	Will electricity be used?	Yes	<input type="checkbox"/>	<i>Generators</i>		No	<input checked="" type="checkbox"/>
	Will generators be used?	Yes	<input checked="" type="checkbox"/>			No	<input type="checkbox"/>
	Number of Generators						
	Name of Company providing service?	<i>Jammin Joe Crowd Control</i>					
	What type of equipment will be used?	<i>Sound System</i>		<i>Lights</i>			
Lighting is required for an event taking place after dark. Site Plan must indicate source of electricity and location of generators. A Building Permit is required for generators.							
TENTS-CANOPIES-BOOTH-STAGES							

N.	Will tents, stages, ticket booths, etc. be erected?	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
	If yes, what size and how many?	Concerned Citizens will not build a stage			
	Please include the location of these items on the required Site Plan.				
All tents or canopies over 10'x12' shall bear a current "Flame Retardant" material insignia. Tents less than 900 square feet require a Village of Indiantown Tent Permit. Tents of 900 square feet or greater require approval from the Martin County Fire Department. The telephone number is (772) 463-7801.					
AMUSEMENT RIDES & BOUNCE HOUSES					
O.	Will the event include amusement rides or children's games?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
	If yes, what kind?				
	If yes, provide the company name and phone number.			Phone	
A copy of the annual permit issued by the State of Florida for amusement rides must be provided.					
LIABILITY INSURANCE (Attach valid Certificate of Insurance)					
P.	Name of Insurance Company	United STATES LIABILITY Insurance Company			
	Contact Name	TBA upon Approval		Phone	
BANNERS / SIGNS					
Q.	Will banners or other signs be used?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
	If signs or banners are used, a Building Permit must be obtained from the Indiantown Building Division.				
	Signage associated with a special event shall be included for review and approval with the Special Event Application and may be installed one day prior to the event and shall be removed at the conclusion of the event. Signage is limited to the site of the event. Directional signs may be permitted in the right-of-way adjacent to event site or associated parking area(s) on the day(s) of the event subject to approval.				
SALES ITEMS					
R.	Will items be sold during the event?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
	Who will sell these items?	PRIVATE VENDORS			
	The applicant must be able to verify Florida Sales Tax Numbers for all vendors.				
FIREWORKS					
S.	Will fireworks be part of the event?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
	If yes, who is responsible for the display?			Phone	
Where will the fireworks be staged?					
How will the fireworks be stored?					
What time will the display begin?					
Village Council approval is required for fireworks. A permit from the Martin County Fire Department is also required. If fireworks are shot over the water or if waterfront facilities are used, permission is required from U.S. Coast Guard.					
APPLICATION CERTIFICATION					

By accepting such a permit, the permittee(s) agrees to defend, indemnify and hold harmless the Village of Indiantown, its officers, employees and agents for any and all liability arising out of the actions permitted by said Special Event Permit, and the permittee(s) agrees to pay on behalf of the Village of Indiantown, all claims, damages, judgments, legal and court cost, adjuster fees, and attorney fees related thereto.

The permittee(s) agrees to provide to the Village of Indiantown with a Certificate of Liability Insurance naming the Village as additional insured, and which includes coverage for the effective date(s) of the Event, and with a minimum limit of liability of \$1,000,000 (one million dollars).

Failure to comply with the terms of this permit is grounds for denial or revocation. False or misleading information shall be grounds for denial of the Special Event Permit Application.

The organization represented by Applicant, its employees, subcontractors, or assigns, including acknowledges that he/she, together with any organization represented by Applicant, shall be solely responsible by complying with the terms of the Permit. I further understand that failure to comply with any of the provisions specified herein may result in immediate cancellation of this event by Village officials.

The applicant acknowledges that he/she has read and understands Sections 3-4.15 and 3-5.7 of the Village of Indiantown Land Development Regulations, as the same pertains to prohibited signs and structures within indiantown, and that violation of these provisions are punishable.

[Handwritten Signature]
Signature of Applicant or Authorized Agent

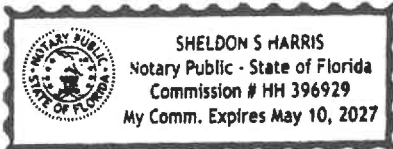
07/25/2024
Date

NOTARY

STATE OF FLORIDA:
COUNTY OF Martin

Sworn and subscribed before me this 25th day of July 2024.

[Handwritten Signature]
Signature of Notary Public
Notary Public for the State of Florida



My Commission Expires: _____



Booker Park
Right of Way Parking



Village of Indiantown Parks and Rec Property

RED - 390 linear feet (Using the standard of 8 feet width per car) 48 Vehicles

GREEN - 140 linear feet (Using the standard of 8 feet width per car) 17 Vehicles

65 Total Cars

NEW
Renewal of Number

United States Liability Insurance

1190 Devon Park Drive, Wayne, Pennsy

A Member Company of United States Liability I

POLICY DECLARATIONS

No. SE 1124246

NAMED INSURED AND ADDRESS:

CONCERNED CITIZENS FOR BOOKER PARK INC.

P.O. BOX 454

INDIANTOWN, FL 34956

POLICY PERIOD: (MO. DAY YR.) From 02/14/2025 To 02/17/2025

FORM OF BUSINESS: Non-Profit Corporation

BUSINESS DESCRIPTION: Special Event

**IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL
WITH YOU TO PROVIDE THE INSURANCE AS STATED**

**THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PARTS FOR WHICH
THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.**

Commercial Liability Coverage Part

Liquor Liability Coverage Part

FIGA Surcharge

TOTAL:

COMMERCIAL GENERAL LIABILITY COVERAGE P

Policy No. SE 1124246

Effective Date
12:01 STANDARDS

LIMITS OF INSURANCE

Each Occurrence Limit
Personal & Advertising Injury Limit (Any One Person/Organization)
Medical Expense Limit (Any One Person)
Damages To Premises Rented To You (Any One Premises)
Products/Completed Operations Aggregate Limit
General Aggregate Limit

LIABILITY DEDUCTIBLE

LOCATIONS OF ALL PREMISES YOU OWN, RENT OR OCCUPY

Location	Address
1	15101 Sw 169Th Ave, Indiantown, FL 34956

PREMIUM COMPUTATION

Evt #	Classification	Code No.	Premium Basis
1	Picnic (applicant is the host of the event)	00416	250 Attendees
1	Set-up and/or Take-down Coverage	00442	Per Event
1	Additional Insured - Blanket - Special Events	49950	1 Per Additional Insured N/A
1	Additional Insured - Property Owner or Lessors of Premises	49950	1 Per Additional Insured N/A

MINIMUM PREMIUM FOR GENERAL LIABILITY C

TOTAL PREMIUM FOR GENERAL LIABILITY C
(This Premium may be subject to adjustment MP -

Coverage Form(s)/Part(s) and Endorsement(s) made a part of this policy at time of issue:
See Form EOD (01/95) and Form SOE (03

2:49

07:50



OTI Policy_168853.PD

CL150 (10/03)

LIQUOR LIABILITY COVERAGE PART DEC

Policy No. SE 1124246

Effective Date
12:01 STANDAR

LIMITS OF INSURANCE

Liquor Each Common Cause Limit
Liquor Aggregate Limit

LIABILITY DEDUCTIBLE

LOCATIONS OF ALL PREMISES YOU OWN, RENT OR OCCUPY

<i>Location</i>	<i>Address</i>
1	15101 Sw 169Th Ave, Indiantown, FL 34956

PREMIUM COMPUTATION

<i>Evt #</i>	<i>Classification</i>	<i>Code No.</i>	<i>Premium Basis</i>
1	Picnic (applicant is the host of the event)	00406	100 Consumers
1	Additional Insured - Blanket - Special Events	49950	1 Per Additional Insured N/A
1	Additional Insured - Property Owner or Lessors of Premises	49950	1 Per Additional Insured N/A

MINIMUM PREMIUM FOR LIQUOR LIABILITY C

TOTAL PREMIUM FOR LIQUOR LIABILITY C
(This Premium may be subject to adjustment) **MP -**

Coverage Form(s)/Part(s) and Endorsement(s) made a part of this policy at time of issue: