



**BOARD OF COUNTY
COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA**

COMMISSION AGENDA

TUESDAY, MARCH 7, 2006 - 9:00 A.M.

**County Commission Chamber
County Administration Building
1840 25th Street, Vero Beach, Florida, 32960-3365
WWW.IRCGOV.COM**

COUNTY COMMISSIONERS

**Arthur R. Neuberger, Chairman
Gary C. Wheeler, Vice Chairman
Sandra L. Bowden
Wesley S. Davis
Thomas S. Lowther**

**District 2
District 3
District 5
District 1
District 4**

**Joseph A. Baird, County Administrator
William G. Collins II, County Attorney
Kimberly Massung, Executive Aide to BCC
Jeffrey K. Barton, Clerk to the Board**

1. <u>CALL TO ORDER</u>	<u>9:00 A.M.</u>	<u>PAGE</u>
2. <u>INVOCATION</u>	Richard Flick, Chaplain, VNA Hospice	
3. <u>PLEDGE OF ALLEGIANCE</u>	Joseph A. Baird, County Administrator	
4. <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5. <u>PROCLAMATIONS and PRESENTATIONS</u>		
A. Presentation of Proclamation Honoring the Moorings Club		1

B. Presentation by Marguerita Engel, Intergovernmental Coordinator, St. Johns River Water Management District		2

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Regular Meeting of January 24, 2006	
B.	Regular Meeting of February 7, 2006	
C.	Regular Meeting of February 14, 2006	
7.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants (memorandum dated February 16, 2006)	3-10
B.	Approval of Warrants (memorandum dated February 23, 2006)	11-18
C.	Property Acquisition – Tax Roll Removal & Tax Cancellation (memorandum dated February 24, 2006)	19-60
D.	Appointment of Alternate on the Conservation Lands Advisory Committee (CLAC) (memorandum dated February 28, 2006)	61-62
E.	2006 Election of Board of Zoning Adjustments (BZA) Chairman and Vice Chairman (memorandum dated February 23, 2006)	63
F.	2006 Election of Agriculture Advisory Committee Chairman and Vice Chairman (memorandum dated February 24, 2006)	64
G.	2006 Election of Marine Advisory Narrows Watershed Action Committee (MANWAC) Chairman and Vice Chairman (memorandum dated February 20, 2006)	65
H.	Appointments to the Transportation Disadvantaged Local Coordinating Board (memorandum dated February 24, 2006)	66-68
I.	Resignation from the Metropolitan Planning Organization Citizens Advisory Committee (MPOCAC) (memorandum dated February 21, 2006)	69-70

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	J. Appointment of Alternate on the Conservation Lands Advisory Committee (CLAC) (memorandum dated February 15, 2006)	71-72
	K. Appointment of William Schauman to the Metropolitan Planning Organization Technical Advisory Committee (MPOTAC) (memorandum dated February 27, 2006)	73-75
	L. Workforce Development Board of the Treasure Coast Declaration of Authority (memorandum dated February 28, 2006)	76-77
	M. Resignation from the Tourist Development Council (TDC) (memorandum dated February 28, 2006)	78-79
	N. Amendment to the 2006 Blanket Authorization for Commissioners to Travel Out of County (memorandum dated February 28, 2006)	80-81
	O. Appointment to the Marine Advisory Narrows Watershed Action Committee (MANWAC) (memorandum dated March 1, 2006)	82-87
	P. Retirement Award from Indian River County Board of County Commissioners to Peggy J. Meadows for Fifteen Years Service (dated February 28, 2006)	88-89
	Q. Final Closure of Abandoned Landfills Declaration to the Public (memorandum dated February 27, 2006)	90-102
	R. Waiver of Formal Bidding and the Acceptance of Written Quotes to obtain a Replacement Patio Cover Over the Pool Equipment Area at the Gifford Aquatic Center for the Recreation Department (memorandum dated February 15, 2006)	103-107
	S. 43 rd Ave Sub Complex – Change Order # 1 (Chilberg Construction) (memorandum dated March 1, 2006)	108-112
	T. Grant Agreement Amendment with HUD for Project #FL29B409002 (Software Database) Re-approving Previously Approved Grant (memorandum dated March 1, 2006)	113-121

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	U. Woodside Trillium L.L.C.'s Request for Final Plat Approval for a Subdivision to be Known as Brookfield at Trillium – Phase B (memorandum dated February 28, 2006)	122-155
	V. Miscellaneous Budget Amendment 009 (memorandum dated February 28, 2006)	156-164
8.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	A. <u>Roy Raymond – Indian River County Sheriff:</u> Support for Treasure Coast Public Safety/Homeland Security Training Complex (letter dated February 28, 2006)	165-168
9.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Central Assembly of God Inc.'s Request to Rezone ±10.42 acres from A-1 to RM-6 (memorandum dated February 23, 2006)	169-187
	Quasi-Judicial	
	2. Paving & Drainage Improvements to 32 nd Avenue SW, From 15 th Street SW to 13 th Place SW, and Including the Intersecting Streets (14 th Street SW and 13 th Place SW) in Grovenor Estates Subdivision (memorandum dated February 27, 2006)	188-204
	Administrative	
	3. Public Hearing to Amend Indian River County Code Chapter 955 Moving of Structures to Impose a Bonding Requirement and to Update References to Technical Codes (memorandum dated February 28, 2006)	205-210
	Legislative	
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	1. Request to Speak from Joseph Paladin Regarding the monthly payment on Utility Dept.'s Water Consumption Fee and Impact Fee on Utilities (letter dated February 27, 2006)	211
	C. <u>PUBLIC NOTICE ITEMS</u>	
	None	

10.	<u>COUNTY ADMINISTRATOR'S MATTERS</u>	<u>PAGE</u>
A.	Publication of Commission Agenda (memorandum dated February 24, 2006)	212
<hr style="border-top: 1px dashed black;"/>		
B.	Lobbyist (memorandum dated March 1, 2006)	213-215

11. DEPARTMENTAL MATTERS

- A. **Community Development**
None

- B. **Emergency Services**
None

- C. **General Services**
None

- D. **Human Resources**
None

- E. **Human Services**
None

- F. **Leisure Services**
None

- G. **Office of Management and Budget**
None

- H. **Recreation**
None

11.	<u>DEPARTMENTAL MATTERS (CONT'D.)</u>	<u>PAGE</u>
	<u>I. Public Works</u>	
	1. Right-of-Way Acquisition, 13 th Street SW Between 43 rd Avenue and 58 th Avenue, Hanne Halland Parcel I.D. # 33-39-28-00001-0050-00001.1 (memorandum dated February 20, 2006)	216-226
	<u>J. Utilities Services</u>	
	1. Vero Stow-A-Way Mini Storage, 5350 Old Dixie Highway, Water Main Over Sizing Reimbursement (memorandum dated February 20, 2006)	227-235
	2. West Side Villas Petition Water Service, Indian River County Project No. UCP-2393, Resolution IV – Final Assessment (memorandum dated February 17, 2006)	236-247
	3. Spillway Mat and Discharge Outlet, North County R/O Brine Project Phase II, Approval of Change Order No. 1, Authorization of Final Payment, Release of Retainage, and Project Closeout – IRC Utilities Project No. 2208 (memorandum dated February 8, 2006)	248-257
	4. Change Order Nos. 1, 2 and 3 to Developer’s Agreement with IRC School District to Extend Master Planned Water Main to New Liberty Magnet School Site (memorandum dated February 27, 2006)	258-262
	5. Lakewood Terrace Subdivision Water Service – West Side of 27 th Ave., North of the St. Lucie Co. Line, Indian River County Project No. UCP-2317, Preliminary Assessment Resolution II, Revised Public Hearing Date (memorandum dated February 16, 2006)	263-273
12.	<u>COUNTY ATTORNEY</u>	
	A. Appeal from Denial of Request for New Impact Fee Increase Exemption – North-South Builders, Inc. (memorandum dated March 1, 2006)	274-284
	B. Appeal from Denial of Request for New Impact Fee Increase Exemption – JM Reid Construction, Inc. (memorandum dated March 1, 2006)	285-297

13.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
	A. <u>Commissioner Arthur R. Neuberger, Chairman</u>	
	1. Request for a Resolution Supporting the Proposed “Permanent Protection for Florida Act of 2006” (memorandum dated February 28, 2006)	298-300
	2. Request for Additional Member-at-Large on the Land Acquisition Advisory Committee (memorandum dated February 28, 2006)	301-305
	3. Annual Contract for William G. Collins, II, County Attorney (no back-up)	
	B. <u>Commissioner Gary C. Wheeler, Vice Chairman</u>	
	None	
	C. <u>Commissioner Sandra L. Bowden</u>	
	1. Committees (no back-up)	
	D. <u>Commissioner Wesley S. Davis</u>	
	None	
	E. <u>Commissioner Thomas S. Lowther</u>	
	1. Code Enforcement Board (no back-up)	
14.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
	A. <u>Emergency Services District</u>	
	1. Approval of Minutes Meeting of November 15, 2005	
	2. Approval of Minutes Meeting of December 6, 2005	
	3. Construction Services Contract (Part 2 Agreement) with Barth Construction for the Renovation/Repair of Emergency Services Station No. 3 (memorandum dated February 10, 2006)	306-335

14. **SPECIAL DISTRICTS AND BOARDS**

PAGE

B. Solid Waste Disposal District

1. Approval of Minutes Meeting of February 14, 2006

2. Notification to SWDD Board of Final Closure of Abandoned Landfills
(memorandum dated February 27, 2006)

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C. Environmental Control Board

None

15. **ADJOURNMENT**

Anyone who may wish to appeal any decision which may be made at this meeting will need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal will be based.

Anyone who needs a special accommodation for this meeting may contact the County's Americans with Disabilities Act (ADA) Coordinator at (772) 226-1223 at least 48 hours in advance of meeting.

The full agenda is available on line at the Indian River County Website at www.ircgov.com The full agenda is also available for review in the Board of County Commission Office, the Indian River County Main Library, the IRC Courthouse Law Library, and the North County Library.

Commission Meeting may be broadcast live by Comcast Cable Channel 27

Rebroadcasts continuously with the following proposed schedule:

Wednesday at 9:00 a.m. until 5:00 p.m.,

Thursday at 1:00 p.m. through Friday Morning,

and Saturday at 12:00 Noon to 5:00 p.m.