



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

COMMISSION AGENDA

TUESDAY, MAY 16, 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	District 2	Joseph A. Baird, County Administrator
Gary C. Wheeler, Vice Chairman	District 3	William G. Collins II, County Attorney
Sandra L. Bowden	District 5	Kimberly Massung, Executive Aide to BCC
Wesley S. Davis	District 1	Jeffrey K. Barton, Clerk to the Board
Thomas S. Lowther	District 4	

		<u>PAGE</u>
1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>
2.	<u>INVOCATION</u>	Pastor Greg Sempsrott, First Church of God
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 Vero Beach High School Girls Lacrosse Team	1
	B. Presentation of Proclamation Honoring the Sebastian River High School Boys Bowling Team	2

5.	<u>PROCLAMATIONS and PRESENTATIONS (CONT'D)</u>	<u>PAGE</u>
	C. Presentation of Proclamation Designating May 14 – 20, 2006 as Emergency Medical Services Week	3
	D. Presentation of Proclamation Designating the Week of May 22 – 29, 2006 as National Beach Safety Week	4
	E. Presentation of Proclamation Designating the Month of May, 2006 as Foster Family Appreciation Month	5
	F. Presentation of Proclamation Honoring Lloyd Parker on his Retirement from Indian River County Board of County Commissioners	6-7
	G. Presentation by Raymond G. Coniglio, Global Renewable Energy, LLC, Regarding Utilization of Hydrogen as Fuel for Marine Vessels and Municipal Fleet Vehicles	8
	H. Presentation by Sherry Hamlin, Executive Director of Keep Indian River Beautiful (KIRB), to Chairman Neuberger for Participation in KIRB Sweeps Challenge	9
6.	<u>APPROVAL OF MINUTES</u>	
	A. Regular Meeting of April 4, 2006	
	B. Regular Meeting of April 11, 2006	
7.	<u>CONSENT AGENDA</u>	
	A. Reports Placed on File in the Office of Clerk to the Board:	
	1. Auditor General State of Florida; Florida Bright Futures Scholarship Program FY end 6/30/05	
	2. Delta Farms Water Control District Budget for FY 2006/2007	
	B. Approval of Warrants (memorandum dated April 27, 2006)	10-18
	C. Approval of Warrants (memorandum dated May 4, 2006)	19-25

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	D. Appointment to the Tourist Development Council (TDC) (memorandum dated May 2, 2006)	26-30
	E. Appointment to the Tourist Development Council (TDC) (memorandum dated May 8, 2006)	31-32
	F. Appointment of Alternate on the Land Acquisition Advisory Committee (memorandum dated May 8, 2006)	33-34
	G. Resolution of Support for the Marine Resources Council (memorandum dated May 10, 2006)	35-37
	H. Proclamation Designating May 10, 2006 as World Lupus Day	38
	I. Gifford Youth Activity Center, Inc. Request for Reimbursement, Lease Agreement – Maintenance and Repairs (memorandum dated May 1, 2006)	39-40
	J. Request for Authorization for the Community Development Director or His Designee to Execute Appropriate State Housing Initiatives Partnership (SHIP) and Hurricane Housing Recovery (HHR) Agreements (memorandum dated May 4, 2006)	41-44
	K. Approval of Bid Award for IRC Bid # 2006072 Stationary Generator Electrical Tie In – Utilities Department / Wastewater Treatment Division (memorandum dated April 26, 2006)	45-51
	L. 43 rd Ave Sub complex – Change Order #2 (Chilberg Construction) (memorandum dated May 8, 2006)	52-57
	M. Approval of Bid Award for IRC Bid # 2006071 for the purchase of two (2) 20,000 LB Vehicle Lifts. Fleet Management Department & Emergency Services Department (memorandum dated April 26, 2006)	58-69
	N. Amendment No. 2 to the Existing Contract for Utility Billing Services Agreement (memorandum dated April 19, 2006)	70-72
	O. Stipulation for Settlement; Linda Ross v. Indian River County (memorandum dated May 1, 2006)	73-80

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	P. Oslo Road/Lateral "J" Canal Bridge Replacement, Contract Amendment – Company Name Change (memorandum dated April 28, 2006)	81-82
	Q. Hurricane Debris Removal Contract – Omni Pinnacle, LLC, Indian River County Bid # 7076, Release of Retainage (memorandum dated May 9, 2006)	83-90
	R. Continuing Professional Survey Services Contract 0390, Work Order No. 3 (Engineering), Masteller, Moler, Reed & Taylor, Inc. Design/Topographic Survey for Proposed County Road 512, Phase V, I-95 to Willow Street (130 th Avenue) IRC Project No. 0445 – Release of Retainage (memorandum dated May 2, 2006)	90-94
	S. Request for Floodplain Cut and Fill Balance Waiver for Lot 7, Block 13, Vero Lake Estates Unit 2 at 8325 92 nd Avenue (memorandum dated May 8, 2006)	95-98
	T. Slab Removal Agreement with DiVosta Building Corporation (memorandum dated May 8, 2006)	99-108
	U. HUD Grant Renewals on Behalf of the Treasure Coast Homeless Services Council, Inc. (memorandum dated May 9, 2006)	109-152
	V. CR 512, I-95 to Roseland Road – IRC Project No. 9611, Addendum #8, Task C, Request for Final Release of Retainage (memorandum dated May 8, 2006)	153-161
	W. Request for Floodplain Cut and Fill Balance Waiver for Lot 2, Block 19, Vero Lake Estates Unit 4 (memorandum dated May 1, 2006)	162-165
	X. CR 512, I-95 to Roseland Road – IRC Project No. 9611, Addendum # 7, Task A & B, Request for Final Release of Retainage (memorandum dated May 8, 2006)	166-172
	Y. Approval of Malcolm Pirnie, Inc. Agreement for Professional Services and Work Order No. 2-RR for the Rockridge Subdivision Surge Protection Project (memorandum dated May 9, 2006)	173-180

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	Z. Acceptance of New Proposed Items for Cost Savings for the New County Administration Buildings (memorandum dated May 10, 2006)	181-210
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8.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
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9.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Consideration of Proposed Amendments to the Multi-Family Zoning District Requirement of LDR 911.08 (memorandum dated May 9, 2006)	211-229
	Legislative	
	2. Consideration of Proposed Amendments to LDR Sections 911.09(4) and 971.41(10): Allowing Single-Family Dwellings and Accessory Single-Family Dwellings in the Mobile Home Districts (memorandum dated May 9, 2006)	230-245
	Legislative	
	3. CJM Communities, Inc.'s Request for Extension of Site Plan Approval for a Multi-Family Residential Development to be known as Bella Vista Isles (memorandum dated May 9, 2006)	246-252
	Quasi-Judicial	
	4. Tousa Homes' Request for Extension of Site Plan Approval for a Multi-Family Residential Development to be known as Heritage Grove (memorandum dated May 3, 2006)	253-259
	Quasi-Judicial	
	5. Public Hearing to Consider Revenue Distribution Formula for 6¢ Local Option Gas Tax (memorandum dated May 9, 2006)	260-264
	Administrative	

9. **PUBLIC ITEMS CONT'D.**

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B. PUBLIC DISCUSSION ITEMS

Please give your name and address, and then give your remarks, limiting your remarks to three minutes unless additional time is granted by the commission.

1. Request to Speak from Adriene Cuffe Regarding our counties comp plan in relationship to the future of our county and its development (fax dated May 3, 2006) ----- 265

2. Request to Speak from Fred Mensing Regarding Paving 129th Street (fax dated May 10, 2006) ----- 266

C. PUBLIC NOTICE ITEMS

1. **Notice of Scheduled Public Hearing Items May 23, 2006:**
(memorandum dated May 8, 2006) ----- 267-268

A. Indian River County's request for special exception use approval to expand the north county water treatment plant located at the northwest corner of the 58th Avenue/77th Street intersection

Quasi-Judicial

B. AM Developers, LLC's request for planned development (PD) special exception use and preliminary PD plan/plat approval for Milano Estates, a 49 townhome planned development to be located on the south side of SR 60 east of 71st Avenue

Legislative

C. Ken Chapin's request for abandonment of a 10' wide alley lying immediate west of 126th Court

Legislative

D. Worthington S. Keville's request for an abandonment of a portion of 13th Street lying immediately east of 32nd Ave

Legislative

10. COUNTY ADMINISTRATOR'S MATTERS

PAGE

None

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

I. Public Works

1. SR 60 & 58th Avenue Right-of-Way Acquisition Services Work Order No. 4

(memorandum dated May 4, 2006)

269-287

11.	<u>DEPARTMENTAL MATTERS (CONT'D.)</u>	<u>PAGE</u>
	<u>I. Public Works (Cont'd.)</u>	
	2. Professional Engineering Services Agreement, CR 512 Corridor Improvements – IRC Project No. 9611, Addendum No. 9 (Masteller & Moler, Inc.) (memorandum dated May 1, 2006)	288-289
	3. Repair/Replacement of the Wabasso Causeway Fishing Piers Hardesty & Hanover LLP Work Order HH-1 (memorandum dated May 9, 2006)	290-322
	4. Bluewater Bay Developer’s Agreement for Developer Contributions to Roadway Improvements along C.R. 510 and Nearby Intersections (memorandum dated April 26, 2006)	323-333
	<u>J. Utilities Services</u>	
	1. Approval of Bid Award and Sample Agreement for IRC Bid # 2006056, 74 th Avenue Force Main Loop Connection South of SR60, Utilities Department (memorandum dated April 28, 2006)	334-352
	2. Continuing Consulting Services, Work Order No. 3 with Masteller & Moler, Inc. for Engineering Services for Master Plan Water Main on 17 th Street SW from 27 th Avenue to 43 rd Avenue, UCP No. 2807 (memorandum dated April 28, 2006)	353-361
	3. Wastewater Plant Generator Replacement Request for Waiver of Normal Bid Process (memorandum dated May 9, 2006)	362-363
12.	<u>COUNTY ATTORNEY</u>	
	None	
13.	<u>COMMISSIONERS ITEMS</u>	
	<u>A. Commissioner Arthur R. Neuberger, Chairman</u>	
	None	
	<u>B. Commissioner Gary C. Wheeler, Vice Chairman</u>	
	None	

13.	<u>COMMISSIONERS MATTERS (CONT'D.)</u>	<u>PAGE</u>
	C. <u>Commissioner Sandra L. Bowden</u>	
	None	
	D. <u>Commissioner Wesley S. Davis</u>	
	1. Discussion Regarding Securing an Architect to Design a Master Plan for the Indian River County Fairgrounds (no back-up)	
	E. <u>Commissioner Thomas S. Lowther</u>	
	None	
14.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
	A. <u>Emergency Services District</u>	
	1. Approval of Minutes Meeting of March 7, 2006	
	2. Construction Services Contract (Part 2 Agreement) with Barth Construction for the Replacement of Emergency Services Station No. 4 (memorandum dated May 4, 2006).....	364-393
	3. Construction Services Contract (Part 2 Agreement) with Barth Construction for the Replacement of Emergency Services Station No. 5 (memorandum dated May 4, 2006).....	394-423
	B. <u>Solid Waste Disposal District</u>	
	1. Approval of Minutes:	
	a. Meeting of March 7, 2006	
	b. Meeting of April 4, 2006	
	c. Meeting of May 2, 2006	

14. **SPECIAL DISTRICTS AND BOARDS (CONT'D.)**

PAGE

B. Solid Waste Disposal District

2. Operation and Maintenance of a Pump-and-Treat Facility for Groundwater Remediation at the South Gifford Landfill Site (memorandum dated April 25, 2006)

424-437

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.