



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

**COMMISSION AGENDA**

**TUESDAY, NOVEMBER 7, 2006 - 9:00 A.M.**

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

**COUNTY COMMISSIONERS**

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

		<b><u>PAGE</u></b>
<b>1.</b>	<b><u>CALL TO ORDER</u></b>	<b><u>9:00 A.M.</u></b>
<b>2.</b>	<b><u>INVOCATION</u></b>	Pastor Ray Scent, G.O.D.S.
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Commissioner Thomas S. Lowther
<b>4.</b>	<b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b>	
<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	
<b>A.</b>	Presentation of Summary of Countywide Needs Assessment Report by MGT of America, Inc.	1-24
<b>B.</b>	Presentation of Request from the City of Vero Beach for Permanent Appointment to the Treasure Coast Regional Planning Council	25-30

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
C.	Presentation of Proclamation Designating November 11, 2006, as Veterans Day	31
D.	Presentation of Cloud Grove Project by Florida Conservancy & Development Group, LLC/Lennar Homes, Inc.	32
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	None	
<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	
A.	Reports Placed on File in the Office of the Clerk to the Board:	
1.	Fellsmere Water Control District Amended Annual Budget FY 05-06	
2.	St. Johns River Water Management District 2006-2007 Water Resource Development Work Program - DVD	
B.	Approval of Warrants – October 13 – 19, 2006 (memorandum dated October 19, 2006)	33-42
C.	Approval of Warrants – October 20 – 26, 2006 (memorandum dated October 26, 2006)	43-53
D.	Proclamation Honoring Jonathan Turner for Attaining the Rank of Eagle Scout	54
E.	Resolution Delegating to the County Administrator or Designee the Authority to Execute Standard Modifications to Contracts for Construction of Required Sidewalk Improvements and Accompanying Cash Deposit and Escrow Agreements, if Applicable (memorandum dated October 19, 2006)	55-64
F.	Pointe West of Vero Beach, Ltd.'s Request for an Extension to Complete Remaining Sidewalks within Pointe West South Village, Phase I P.D. (memorandum dated October 31, 2006)	65-70
G.	Seasons, P.D. Extension to Complete Remaining Sidewalk Segment (memorandum dated October 25, 2006)	71-76
H.	The Antilles Subdivision, Request from Developer, Antilles Vero Beach, LLC, for an Extension to Complete Required Improvements (memorandum dated November 1, 2006)	77-92

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>I.</b>	Contract for Legal Services for Eminent Domain Cases (memorandum dated October 31, 2006)	93-97
<b>J.</b>	Quarterly Investment Report (memorandum dated October 30, 2006)	98-110
<b>K.</b>	Excess Fee Report of the Indian River County Tax Collector's Office (letter dated October 30, 2006)	111-113
<b>L.</b>	Miscellaneous Budget Amendment 025 (memorandum dated October 31, 2006)	114-116
<b>M.</b>	Dori Slosberg Driver Education Safety Act Grant Award, Miscellaneous Budget Amendment 003 (memorandum dated October 24, 2006)	117-125
<b>N.</b>	Indian River County Health Department 2006/2007 Fee Schedule (memorandum dated October 27, 2006)	126-141
<b>O.</b>	IRC Jail Expansion Project Deductive Change Order Number 5 (memorandum dated October 27, 2006)	142-144
<b>P.</b>	Holiday Schedule for Indian River County Library System (memorandum dated October 31, 2006)	145-147
<b>Q.</b>	Acceptance Change Order No. 1 for the New Emergency Operations Center (memorandum dated October 18, 2006)	148-233
<b>R.</b>	Approval for Additional Meeting Room in New County Administration Building (memorandum dated November 1, 2006)	234-235
<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
<b>A.</b>	<b><u>Jeffrey K. Barton, Indian River County Clerk of Circuit Court:</u></b>  Constitutional Officer Financial Report for Fiscal Year 2005-2006 (letter dated October 27, 2006)	236-237
<b>B.</b>	<b><u>Kay Clem, Indian River County Supervisor of Elections:</u></b>  Constitutional Officer Financial Report for Fiscal Year 2005-2006 (letter dated October 31, 2006)	238-249

<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	<b><u>PAGE</u></b>
	<b><u>(CONT'D.)</u></b>	
<b>C.</b>	<b><u>David Nolte, Indian River County Property Appraiser:</u></b>	
1.	Constitutional Officer Financial Report for Fiscal Year 2005-2006 (letter dated October 30, 2006)	250-253
2.	Budget Amendment #4 for Year Ending September 30, 2006 (letter dated September 28, 2006)	254-255
<b>D.</b>	<b><u>Roy Raymond, Indian River County Sheriff:</u></b>	
1.	Constitutional Officer Financial Report for Fiscal Year 2005-2006 (letter dated October 25, 2006)	256-258
2.	Budget Amendment for Year Ending September 30, 2006 (letter dated September 30, 2006)	259-260
<b>E.</b>	<b><u>Charles W. Sembler, Indian River County Tax Collector:</u></b>	
	Constitutional Officer Financial Report for Fiscal Year 2005-2006 (memorandum dated October 30, 2006)	261-269
<b>9.</b>	<b><u>PUBLIC ITEMS</u></b>	
<b>A.</b>	<b><u>PUBLIC HEARINGS</u></b>	
1.	Oslo Road Property Exchange with Christine Browning (memorandum dated October 25, 2006)	270-277
2.	Second Public Hearing and Adoption of Resolution Expanding Boundaries of County Seat, Office of the Supervisor of Elections (memorandum dated October 27, 2006)	278-282
<b>B.</b>	<b><u>PUBLIC DISCUSSION ITEMS</u></b>	
	Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.	
1.	Request to Speak from Glenn Legwen Regarding Extension of Demolition	283-285
2.	Request to Speak from Michael O'Haire Regarding Authorization of Location of Facility for Homeless in Residential Neighborhood	286

<b>9.</b>	<b><u>PUBLIC ITEMS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>B. <u>PUBLIC DISCUSSION ITEMS (CONT'D.)</u></b>	
	3. Request to Speak from Joe Paladin, Growth Awareness Committee, Regarding the Waiving of Form Board Inspections for Divosta	287-288
	4. Request to Speak from Brian Heady Regarding Saving Tax Dollars	289
	5. Request to Speak from Susan A. Thomasson, Vice Pres., Vero Lake Estates Property Owners, Regarding Spraying Vegetation in Swales with Toxic Chemicals	290-311
	<b>C. <u>PUBLIC NOTICE ITEMS</u></b>	
	1. <b><u>Notice of Scheduled Public Hearing November 14, 2006:</u></b> Amendment to Section 201.09(D) of Indian River County Code (memorandum dated November 1, 2006) <b>Legislative</b>	312
<b>10.</b>	<b><u>COUNTY ADMINISTRATOR'S MATTERS</u></b>	
	A. 2007 Fellsmere Frog Leg Festival (memorandum dated November 1, 2006)	313-314
	B. Request to Speak Form (memorandum dated November 1, 2006)	315-316
<b>11.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	
	A. <b><u>Community Development</u></b> None	
	B. <b><u>Emergency Services</u></b> None	
	C. <b><u>General Services</u></b> None	
	D. <b><u>Human Resources</u></b> None	

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>E. <u>Human Services</u></b>	
	None	
	<b>F. <u>Leisure Services</u></b>	
	None	
	<b>G. <u>Office of Management and Budget</u></b>	
	None	
	<b>H. <u>Recreation</u></b>	
	None	
	<b>I. <u>Public Works</u></b>	
	None	
	<b>J. <u>Utilities Services</u></b>	
	1. South County Reverse Osmosis Water Treatment Plant, BCC Authorization Request to Issue an Emergency Purchase Order to Carlson-Moore Construction, Inc. for Permeate Pipe Replacement (memorandum dated November 1, 2006)	317-318
	2. Alternative Water Supply Joint Workshop with Indian River County and St. Johns River Water Management District (memorandum dated November 2, 2006)	319
<b>12.</b>	<b><u>COUNTY ATTORNEY</u></b>	
	A. Property Exchange with Windsor Properties, Golden Sands Park (memorandum dated November 1, 2006)	320-333
<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b>A. <u>Commissioner Arthur R. Neuberger, Chairman</u></b>	
	None	

<b>13.</b>	<b><u>COMMISSIONERS ITEMS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b><u>B. Commissioner Gary C. Wheeler, Vice Chairman</u></b>	
	1. Selection of Chairman and Vice Chairman (memorandum dated October 31, 2006)	334-336
	2. Temporary Sales of Vehicles in County (memorandum dated October 31, 2006)	337
	<b><u>C. Commissioner Sandra L. Bowden</u></b>	
	None	
	<b><u>D. Commissioner Wesley S. Davis</u></b>	
	None	
	<b><u>E. Commissioner Thomas S. Lowther</u></b>	
	None	
<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
	<b><u>A. Emergency Services District</u></b>	
	1. Emergency Services Station #2 Lease with City of Vero Beach (memorandum dated October 3, 2006)	338-354
	2. Approval of Memorandum of Understanding between Indian River Department of Emergency Services and Indian River County Recreation Department (memorandum dated October 31, 2006)	355-358
	3. Construction Services Contract (Part 2 Agreement) with Barth Construction for the Replacement of Indian River County Emergency Services Station No. 2 (memorandum dated October 30, 2006)	359-387
	<b><u>B. Solid Waste Disposal District</u></b>	
	1. Approval of Minutes of September 19, 2006 Meeting	
	2. Approval of Florida Power & Light (FPL) Easement (memorandum dated October 30, 2006)	388-391

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

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C. **Environmental Control Board**

1. Approval of Minutes of September 19, 2006 Meeting
  
2. Report of Activities During Third Quarter (July through September, 2006)  
(memorandum dated October 11, 2006)

392-393

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](http://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.***