



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

**COMMISSION AGENDA**

**TUESDAY, JANUARY 9, 2007 - 9:00 A.M.**

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

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**COUNTY COMMISSIONERS**

<b>Gary C. Wheeler, Chairman</b>	<b>District 3</b>	<b>Joseph A. Baird, County Administrator</b>
<b>Sandra L. Bowden, Vice Chairman</b>	<b>District 5</b>	<b>William G. Collins II, County Attorney</b>
<b>Wesley S. Davis</b>	<b>District 1</b>	<b>Kimberly Massung, Executive Aide to BCC</b>
<b>Joseph E. Flescher</b>	<b>District 2</b>	<b>Jeffrey K. Barton, Clerk to the Board</b>
<b>Peter D. O'Bryan</b>	<b>District 4</b>	

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|-----------|---|---------------------------------------|
| <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>  | Stan Boling, Planning Director        |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | Joseph A. Baird, County Administrator |
| <b>4.</b> | <b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b>           |                                       |
| <b>5.</b> | <b><u>PROCLAMATIONS and PRESENTATIONS</u></b><br>None                       |                                       |
| <b>6.</b> | <b><u>APPROVAL OF MINUTES</u></b><br>A. Regular Meeting of October 24, 2006 |                                       |

<b>6.</b>	<b><u>APPROVAL OF MINUTES (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>B.</b>	Regular Meeting of November 7, 2006	
<b>C.</b>	Regular Meeting of November 14, 2006	
<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	
<b>A.</b>	Reports on File in the Office of Clerk to the Board:	
<b>1.</b>	Delta Farms Water Control District Minutes of the Board of Supervisors for the fiscal year ending September 30, 2006	
<b>2.</b>	Delta Farms Water Control District 2006 Audit Report and 2006 State of Florida Annual Local Government Financial Report	
<b>3.</b>	Indian River Farms Water Control District Minutes of the Board of Supervisors meetings for the period of October 2005 through September 2006	
<b>4.</b>	Clerk of Circuit Court – Report of Convictions, Month of September 2006	
<b>5.</b>	City of Fellsmere – recorded copy of Ordinance 06-26, voluntarily annexing 78.77 ± acres	
<b>6.</b>	City of Fellsmere – recorded copy of Ordinance 06-27, voluntarily annexing 391.84 ± acres	
<b>B.</b>	Approval of Warrants – December 8 – December 14, 2006 (memorandum dated December 14, 2006)	1-11
<b>C.</b>	Approval of Warrants – December 15 – December 20, 2006 (memorandum dated December 20, 2006)	12-20
<b>D.</b>	Approval of Warrants – December 21 – December 28, 2006 (memorandum dated December 28, 2006)	21-27
<b>E.</b>	2007 Committee Appointments and Re-Appointments (memorandum dated December 29, 2006)	28-63

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>F.</b>	Out of County Travel for Chairman Wheeler to Serve on the Commission for Florida Law Enforcement Accreditation Inc. (memorandum dated January 2, 2007)	64-65
<b>G.</b>	Out of County Travel to Attend the Treasure Coast Legislative Conference February 12 – 14, 2007 (memorandum dated January 2, 2007)	66-67
<b>H.</b>	Blanket Authorization for Commissioners to Attend Assigned Committee Meetings Out of County (memorandum dated December 15, 2006)	68
<b>I.</b>	Resignation and Appointment of District 4 Appointee to the Planning and Zoning Commission (memorandum dated December 26, 2006)	69-76
<b>J.</b>	Appointment to the Planning and Zoning Commission (Sandra L. Bowden, Vice Chairman, memorandum dated January 2, 2007)	77-82
<b>K.</b>	Appointment to the Planning and Zoning Commission (Peter D. O’Bryan, Commissioner, memorandum dated January 2, 2007)	83-88
<b>L.</b>	Appointment to the Children’s Services Advisory Committee (memorandum dated January 2, 2007)	89-93
<b>M.</b>	Resignation from the Children’s Services Advisory Committee (memorandum dated January 2, 2007)	94-95
<b>N.</b>	Appointment to the Children’s Services Advisory Committee Grant Review Subcommittee (memorandum dated December 29, 2006)	96-101
<b>O.</b>	Foster IRC L.L.C.’s Request for Final Plat Approval for a Subdivision to be Known as Huntington Place (memorandum dated December 28, 2006)	102-131
<b>P.</b>	Approval of Agreement for Payment of Costs Associated with Creation of the West Wabasso Street Lighting Municipal Service Benefit Unit (memorandum dated December 15, 2006)	132-135

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>Q.</b> Work Order No. 10 (Engineering/Survey) Masteller, Moler, Reed & Taylor, Inc., Indian River Drive Phase I, Right-of-Way Mapping Project (memorandum dated December 19, 2006)	136-145
	<b>R.</b> Third Amendment to the Memorandum of Understanding Between the St. Johns River Water Management District and Indian River County for the Sediment, Flow Reduction & other Water Quality Improvements within the Indian River Farms Water Control District (memorandum dated December 28, 2006)	146-153
	<b>S.</b> Indian River County Bid # 2007023 Wabasso Fishing Piers Rehabilitation Public Works Department (memorandum dated January 2, 2007)	154-155
	<b>T.</b> Supplemental Survey Services For: Phase One, Oslo Road Right-of-Way Mapping Project Continuing Professional Survey Services Contract 0390 (memorandum dated December 29, 2006)	156-161
	<b>U.</b> Supplemental Survey Services For: Phase two, Oslo Road Right-of-Way Mapping project Continuing Professional survey Services Contract 0390 (memorandum dated January 2, 2007)	162-167
	<b>V.</b> Lakewood Terrace Subdivision Water Assessment Project, UCP No. 2317 Approval of Final Payment to Contractor and Release of Retainage, W.I.P. No. 473-169000-03520 (memorandum dated December 13, 2006)	168-172
	<b>W.</b> Century Town Center Developer's Agreement for Developer Contributions to Intersection Improvements at State Road 60 and 58 <sup>th</sup> Avenue (memorandum dated December 27, 2006)	173-182
	<b>X.</b> Sunrise Plaza Developer's Agreement for Developer Contributions to Intersection Improvements at State Road 60 and 58 <sup>th</sup> Avenue (memorandum dated December 18, 2006)	183-193
	<b>Y.</b> Consideration of CDPlus Software Support Agreement (memorandum dated January 2, 2007)	194-200
	<b>Z.</b> Acceptance of Change Order No. 21 for the New County Administration Buildings (memorandum dated January 3, 2007)	201-206

8. **CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES** **PAGE**  
None

9. **PUBLIC ITEMS**

A. **PUBLIC HEARINGS**

None

B. **PUBLIC DISCUSSION ITEMS**

None

C. **PUBLIC NOTICE ITEMS**

1. Notice of Scheduled Public Hearings for Upcoming Board Meeting  
(memorandum dated January 3, 2007) 207

A. **January 16, 2007 Meeting:**

Board consideration to approve purchase of agricultural conservation easements on the Sexton Ranch under the county environmental land acquisition program

**Administrative**

B. **January 23, 2007 Meeting:**

Board consideration to approve purchase of the “Sebastian Harbor Preserve” site under the county environmental land acquisition program

**Administrative**

10. **COUNTY ADMINISTRATOR MATTERS**

None

11. **DEPARTMENTAL MATTERS**

A. **Community Development**

1. Consideration of the Status of Waterway Village’s (DiVosta) Prior Vested Units  
(memorandum dated January 3, 2007) 208-233

B. **Emergency Services**

None

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>C. <u>General Services</u></b>	
	None	
	<b>D. <u>Human Resources</u></b>	
	None	
	<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>	
	1. Work Order No. 1 to the Professional Civil Engineering Services Agreement with Carter Associates, Inc. for Site Engineering and Permitting for Indian River County Parks Maintenance Complex IRC Project No. 0701 (memorandum dated January 2, 2007)	234-251
	2. Award of Bid # 2007027 Indian River Drive South Sidewalk Improvements, IRC Project # 0201, LAP Agreement (memorandum dated December 27, 2006)	252-263
	<b>J. <u>Utilities Services</u></b>	
	1. Falcon Trace Subdivision Water Main Extension Developer's Agreement Final Pay Request and Release of Retainage, Indian River County Project No. CDS/CCS 2087 (memorandum dated December 12, 2006)	264-271

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>J. <u>Utilities Services</u></b>	
	2. Cloud Grove Water Application (memorandum dated January 3, 2007)	272-274
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<b>12.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	None	
<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b>A. <u>Commissioner Gary C. Wheeler, Chairman</u></b>	
	1. Amendment to County Code 102.06 to Allow the Chairman to Make a Motion (memorandum dated January 2, 2007)	275
	2. Resolution of Support Urging the Florida State Legislature to Address in the Special Session Beginning January 16, 2007, the Extreme Insurance Rate Increases Imposed upon the Residents and Business Owners in Florida (memorandum dated January 2, 2007)	276-280
<hr style="border-top: 1px dashed black;"/>		
	<b>B. <u>Commissioner Sandra L. Bowden, Vice Chairman</u></b>	
	1. Update Report on Legal Services	
	2. Representing Indian River County with Treasure Coast Council of Local Governments to lobby in Washington, D.C.	
	<b>C. <u>Commissioner Wesley S. Davis</u></b>	
	None	
	<b>D. <u>Commissioner Joseph E. Flescher</u></b>	
	None	
	<b>E. <u>Commissioner Peter D. O'Bryan</u></b>	
	None	

<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	<b><u>PAGE</u></b>
	<b>A. <u>Emergency Services District</u></b>	
	None	
	<b>B. <u>Solid Waste Disposal District</u></b>	
	1. Approval of Minutes:	
	A. Meeting of November 7, 2006	
	B. Meeting of November 14, 2006	
	2. Payment Request by Florida Power & Light to Relocate a Segment of its Power Line at the County Landfill Site (memorandum dated December 12, 2006)	281-282
	3. Annual Financial Reports (memorandum dated December 19, 2006)	283-293
	<b>C. <u>Environmental Control Board</u></b>	
	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](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.*