



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

COMMISSION AGENDA

TUESDAY, JANUARY 23, 2007 - 9:00 A.M.

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

COUNTY COMMISSIONERS

**Gary C. Wheeler, Chairman
Sandra L. Bowden, Vice Chairman
Wesley S. Davis
Joseph E. Flescher
Peter D. O'Bryan**

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

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- | 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|---|---|--------------------|
| 2. | <u>INVOCATION</u> | Pastor Ray Scent
Gathering of Devoted Servants | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Peter D. O'Bryan | |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | | |

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
A.	Presentation of Proclamation Designating February 4 2007 as Four Chaplains Interfaith Memorial Day	1
B.	Presentation of Proclamation Honoring Etta LoPresti for Receiving the 2006 Thomas Yatabe Award for Outstanding Achievement (memorandum dated January 15, 2007)	2-4
C.	Presentation by Ken Grudens, Executive Director, Indian River Land Trust regarding the State's Florida Forever Program	5-6
6.	<u>APPROVAL OF MINUTES</u>	
A.	Regular Meeting of November 21, 2006	
7.	<u>CONSENT AGENDA</u>	
A.	Report Placed on File in the Office of Clerk to the Board: Annual Financial Report of Units of Local Government and the Annual post audit report for 2005-2006 fiscal year for the Sebastian Inlet District Commission	
B.	Approval of Warrants – January 5 – 11, 2007 (memorandum dated January 11, 2007)	7-16
C.	2007 Election of Planning and Zoning Agency (P & Z) Chairman and Vice Chairman (memorandum dated January 12, 2007)	17
D.	2007 Election of Beach & Shores Preservation Committee (Beach) Chairman and Vice Chairman (memorandum dated January 15, 2007)	18
E.	Appointment of District 4 Appointee to the Children's Services Advisory Committee (memorandum dated January 16, 2007)	19-23
F.	2007 Election of Economic Development Council (EDC) Chairman and Vice Chairman (memorandum dated January 16, 2007)	24
G.	Miscellaneous Budget Amendment 008 (memorandum dated January 17, 2007)	25-27

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	H. Request for Final Payment and Release of Retainage for Work Order No. 2-RR for the Rockridge Subdivision Surge Protection Project (memorandum dated January 15, 2007)	28-30
	I. Choose Life License Plate Funding – Annual Audit (memorandum dated January 15, 2007)	31-32
	J. Choose Life License Plate Funding – Distribution of Funds to Care Net Pregnancy Center of Indian River Co. (memorandum dated January 15, 2007)	33-34
	K. Final Payment – Work Order No. 3, Creech Engineers, Inc. For: Laconia Street Extension from CR 510 to within the City of Sebastian, IRC Project No. 0523 (memorandum dated January 15, 2007)	35-39
	L. Approval Work Order No. 1 (Engineering) with CTI-Construction Testing & Inspection, Inc. Providing Professional Geotechnical Services in Accordance with the Annual Geotechnical Services Contract No. 0534, 4 th Street/Cooch Ditch Bridge Replacement (Proj. No. 0209), 11 th Street SW Paving and Drainage Project (Proj. No. 9321) (memorandum dated January 8, 2007)	40-49
	M. Tousa Homes Inc.'s Request for Final Plat Approval for a Plat-Over-Site-Plan Subdivision to be Known as Tamarind Lakes (memorandum dated January 9, 2007)	50-54
	N. Barkett Water Service Installation at 2015 Oslo Road, Approval of Final Payment to Contractor (memorandum dated January 9, 2007)	55-59
	O. Antilles Subdivision Line Stops on 16-Inch Water Main, Approval of Change Order No. 1 and Final Payment to Contractor (memorandum dated January 15, 2007)	60-67
	P. 4 th Street Bridge Replacement Over Cooch Ditch (35 th Avenue) Amendment No. 2 to Kimley-Horn & Associates, Inc. Contract IRC Project No. 0209 (memorandum dated January 16, 2007)	68-74
	Q. Contract Execution for IRC Bid No. 2007020, Gifford Health Center Grading, Paving, Drainage & Bus Shelter Improvements (memorandum dated January 16, 2007)	75-77

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	R. Amendment Number 4 to Contract between Owner and Architect for Design of New County Administration Buildings (memorandum dated January 9, 2007)	78-83
	S. Acceptance of Change Order No. 3, New County Emergency Operations Center (EOC) (memorandum dated January 16, 2007)	84-127
	T. Acceptance of Change Order No. 4, New County Emergency Operations Center (EOC) (memorandum dated January 16, 2007)	128-142
	U. Acceptance of Change Order No. 22 for the New County Administration Buildings (memorandum dated January 16, 2007)	143-231
8.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
9.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Consideration of Proposed Amendments to LDR Chapter 910 Concurrency Management System; Title X, Impact Fees; and LDR Chapter 912, Single-Family Development (Continuation of December 5, 2006 Public Hearing) (memorandum dated January 16, 2007)	232-419
	Legislative	
	2. Board Consideration to Approve Purchase of the "Sebastian Harbor Preserve" Site under the County Environmental Land Acquisition Program (memorandum dated January 15, 2007)	420-445
	Administrative	
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	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 Joseph Paladin, Chairman, Growth Awareness Committee Regarding Proposed County Policy of Right-of-Way Acquisition	446-449

9.	<u>PUBLIC ITEMS (CONT'D.)</u>	<u>PAGE</u>
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing For February 6, 2007:</u> Amendment to Indian River County Code Section 102.06. Rules of Debate (memorandum dated January 16, 2007)	450
	Legislative	
10.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	
11.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	1. Consideration of the Status of Waterway Village's (DiVosta) Prior Vested Units (memorandum dated January 16, 2007)	451-476
	2. Demolition of structure located at 2133 1 st Court SE (memorandum dated January 10, 2007)	477-489
	3. Consideration of Revisions to the Building Division Fee Schedule (memorandum dated January 15, 2007)	490-525
	B. <u>Emergency Services</u>	
	None	
	C. <u>General Services</u>	
	1. Review and Approval of Board of County Commissioners Offices (memorandum dated January 17, 2007)	526-532
	D. <u>Human Resources</u>	
	None	
	E. <u>Human Services</u>	
	None	
	F. <u>Leisure Services</u>	
	None	

11.	<u>DEPARTMENTAL MATTERS (CONT'D.)</u>	<u>PAGE</u>
	G. <u>Office of Management and Budget</u>	
	None	
	H. <u>Recreation</u>	
	None	
	I. <u>Public Works</u>	
	1. Amendment No. 5 to the Professional Services Agreement with Carter Associates, Inc. for Roadway Improvements, 66 th Avenue from 4 th Street to SR 60 – IRC Project No. 9810 (memorandum dated January 16, 2007)	533-540
	J. <u>Utilities Services</u>	
	1. South County Reverse Osmosis Plant – FDEP Permit Renewal for Demineralized Concentrate Disposal Work Order No. 6 – Professional Services to Kimley-Horn & Associates, Inc. Amendment No. 2 to Work Order No. 6 (memorandum dated January 2, 2007)	541-547
	2. West Wabasso Community Water Project – Phase I Status, Impact Fee Funding Update and Phase II Expansion (memorandum dated January 17, 2007)	548-549
12.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Executive Aide Contract (memorandum dated January 17, 2007)	550-551
13.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Gary C. Wheeler, Chairman</u>	
	None	
	B. <u>Commissioner Sandra L. Bowden, Vice Chairman</u>	
	None	
	C. <u>Commissioner Wesley S. Davis</u>	
	None	

13. **COMMISSIONERS ITEMS (CONT'D.)**

PAGE

D. Commissioner Joseph E. Flescher

None

E. Commissioner Peter D. O'Bryan

1. Discussion of County Charter Government
(No Back-up)

14. **SPECIAL DISTRICTS AND BOARDS**

A. Emergency Services District

None

B. Solid Waste Disposal District

None

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 (TDD # 772-770-5215) 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.*