



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

**COMMISSION AGENDA**

**TUESDAY, JUNE 5, 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>Jeffrey K. Barton, Clerk to the Board</b>
<b>Joseph E. Flescher</b>	<b>District 2</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>  | Reverend Jack Diehl, Senior Pastor<br>Our Savior Evangelical Lutheran Church |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | William G. Collins II, County Attorney                                       |
| <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 Proclamation Honoring Deputy Brian Wood   | 1  |
| <b>B.</b> | Presentation to Indian River County Board of County Commission on behalf of Centers for Disease Control (CDC) by Julianne Price, Department of Health |  |

<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	<b><u>PAGE</u></b>
<b>A.</b>	Regular Meeting of March 20, 2007	
<b>B.</b>	Regular Meeting of April 3, 2007	
<b>C.</b>	Charter Workshop of April 12, 2007 (9:00 a.m.)	
<b>D.</b>	Charter Workshop of April 12, 2007 (7:00 p.m.)	
<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	
<b>A.</b>	Report on File in the Office of Clerk to the Board: Clerk of the Circuit Court – Report of Convictions, Month of April 2007	
<b>B.</b>	Report on File in the Office of Clerk to the Board: Delta Farms Water Control District – Budget for Fiscal Year 2007/2008	
<b>C.</b>	Approval of Warrants – May 11, 2007 – May 17, 2007 (memorandum dated May 17, 2007)	2-8
<b>D.</b>	Approval of Warrants – May 18, 2007 – May 24, 2007 (memorandum dated May 24, 2007)	9-17
<b>E.</b>	Florida Department of Revenue – Revenue Sharing Application (memorandum dated May 25, 2007)	18-22
<b>F.</b>	2007 Election of School Planning Elected Officials Oversight Committee Chairman (memorandum dated May 28, 2007)	23
<b>G.</b>	Appointment to the Planning and Zoning Commission (memorandum dated May 29, 2007)	24-27
<b>H.</b>	Compliance and Restoration Bonding for Century Town Center Offsite Sand Mine (memorandum dated May 18, 2007)	28-33
<b>I.</b>	Resolution Canceling Taxes on Property Dedicated to Indian River County for Right-Of-Way Along 81 <sup>st</sup> Street (memorandum dated May 29, 2007)	34-40

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D)</u></b>	<b><u>PAGE</u></b>
	<b>J.</b> Resolution Canceling Taxes on Property Dedicated to Indian River County for Right-Of-Way Along 6 <sup>th</sup> Avenue and Indian River Boulevard (memorandum dated May 29, 2007)	41-48
	<b>K.</b> Tourist Development Council 2007/2008 Budget Recommendations (memorandum dated May 25, 2007)	49-51
	<b>L.</b> Fourth of July Fireworks Funding Miscellaneous Budget Amendment 019 (memorandum dated May 29, 2007)	52-56
	<b>M.</b> Miscellaneous Budget Amendment 020 (memorandum dated May 30, 2007)	57-59
	<b>N.</b> Payment Work Order No. 2 (Engineering) with Ardaman & Associates, Inc. Providing Professional Geotechnical Services in Accordance with the Annual Geotechnical Services Contract No. 0534, 56 <sup>th</sup> Place Bridge North of 53 <sup>rd</sup> Street (Project No. 0703) (memorandum dated May 18, 2007)	60-62
	<b>O.</b> Work Order No. 11 (Engineering), Additional Services - Masteller, Moler, Reed & Taylor, Inc., Proposed Vero Lakes 101 <sup>st</sup> Avenue/CR 512 Extension, Full and Final Payment, IRC Project No. 0614, Contract 0390 / 2006-2007 (memorandum dated May 25, 2007)	63-64
	<b>P.</b> Acceptance of Change Order No. 11, New County Emergency Operations Center (memorandum dated May 30, 2007)	65-70
	<b>Q.</b> Acceptance Change Order No. 29, for the New County Administration Buildings (memorandum dated May 30, 2007)	71-88
	<b>R.</b> Supplemental No. 1 to Work Order No. 1 to the 2006-2007 Professional Civil Engineering Services Agreement with Carter Associates, Inc., for: IRC Project No. 0701, Indian River County Parks Maintenance Complex (memorandum dated May 17, 2007)	89-94
	<b>S.</b> Oslo Road Boat Ramp – GK Environmental, Inc. Services, IRC Project No. 0381 (memorandum dated May 29, 2007)	95-97

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D)</u></b>	<b><u>PAGE</u></b>
T.	Approval of Bid Award for IRC Bid # 2007065 Old Humane Society Demolition / Facilities Management (memorandum dated May 29, 2007)	98-106
U.	Indian River Industrial Center Inc.'s Request for Final Plat Approval for a Subdivision to be Known as Indian River Industrial Center Subdivision (memorandum dated May 24, 2007)	107-113
V.	Water Oaks L.L.C.'s Request for Final Plat Approval for a Plat-Over-Site-Plan Subdivision to be known as Indian River Club Plat 8 – Water Oaks (memorandum dated March 27, 2007)	114-118
W.	Privity Agreement with EFM Group, Inc. for Spatial Refinement of Utilities GIS Data to Florida State Plane Coordinate System (memorandum dated May 25, 2007)	119-149
X.	Emergency Operations Center Water Main Extension for Fire Training, Work Authorization Directive No 2007-001, UCP No. 2938, Approval of Final Payment to Contractor and Release of Retainage (memorandum dated May 23, 2007)	150-154
Y.	Artificial Reef Construction Grant Agreement, Florida Fish and Wildlife Conservation Commission, FWCC-06111 (memorandum dated May 24, 2007)	155-183
Z.	Nearshore Reef Monitoring Grant Agreement, Florida Fish and Wildlife Conservation Commission, FWCC-06720 (memorandum dated May 24, 2007)	184-205
AA.	Interlocal Agreement for Purchase of Oslo Road Stormwater Retention Area, and 20 <sup>th</sup> Avenue Right-of-Way; Temporary Construction Easement for Oslo Road Stormwater Retention Area (memorandum dated May 29, 2007)	206-222
<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
A.	<b><u>Indian River County Sheriff – Roy Raymond</u></b> Forfeiture Trust Fund (letter dated May 16, 2007)	223-224

9. **PUBLIC ITEMS** **PAGE**

**A. PUBLIC HEARINGS**

1. Meadowlark Woods Subdivision Petition Water Service – 61<sup>st</sup> Avenue North of 41<sup>st</sup> Street, Indian River County Project No. UCP-2324, Preliminary Assessment Resolution III (memorandum dated May 18, 2007) 225-235  
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**Administrative**
  
2. Indian River County’s Request for Abandonment of a Portion of Mooringline Drive Lying Adjacent to Lot 138 (memorandum dated May 29, 2007) 236-246  
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**Legislative**
  
3. Amendments to Chapter 972 of the Code of Indian River County to limit temporary Vehicle Sales locations (memorandum dated May 23, 2007) 247-264  
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**Legislative**
  
4. Public Hearing to Consider Amending Section 913.10.2 of the Code of Indian River County to Lower the Rating on Bonds Securing Warranty of Subdivision Improvements (memorandum dated May 15, 2007) 265-269  
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**Legislative**
  
5. Florida Power & Light Franchise Agreement (memorandum dated May 29, 2007) 270-278  
-----  
**Administrative**

**B. PUBLIC DISCUSSION ITEMS**

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 Louis Aprile Regarding Developers’ Turnovers to Homeowner’s Associations 279  
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**C. PUBLIC NOTICE ITEMS**

1. Notice of Scheduled Public Hearings for Upcoming Board Meetings: (memorandum dated May 17, 2007) 280-281  
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  - A. **June 12, 2007 Meeting**  
Consideration of the disposition of county owned surplus properties for affordable housing

<b>9.</b>	<b><u>PUBLIC ITEMS (CONT'D)</u></b>	<b><u>PAGE</u></b>
	<b>C. <u>PUBLIC NOTICE ITEMS (CONT'D)</u></b>	
	1. Notice of Scheduled Public Hearings for Upcoming Board Meetings (cont'd): (memorandum dated May 17, 2007)	280-281
	<b>B. <u>June 19, 2007 Meeting</u></b> County Initiated: Request for Approval of Small Scale Comprehensive Plan Future Land Use Map Amendments to Redesignate 1.32 Acres From C-1 to L-1 and to rezone those 1.32 acres From CON-1 to RS-3; Redesignate 7.6 acres from REC to L-1; Redesignate 6.76 acres from L-1 to REC; and to Redesignate 2.42 Acres From L-1 to C-1 and rezone those 2.42 acres from RS-3 to CON-1. ( <b>Legislative</b> )	
	2. <b><u>Notice of Scheduled Public Hearing June 19, 2007</u></b> Amendment to Indian River County Code Section 101 – County Officers (memorandum dated May 23, 2007)	282
	<b>Legislative</b>	
<b>10.</b>	<b><u>COUNTY ADMINISTRATOR MATTERS</u></b>	
	A. Special Session Delegation (memorandum dated May 30, 2007)	283
<b>11.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	
	<b>A. <u>Community Development</u></b>	
	1. Consideration of Meeting Dates for Two Board Hearings to Consider Proposed Amendments to the LDR Chapter 911 Table of Uses for the Industrial Districts (memorandum dated May 30, 2007)	284-285
	<b>B. <u>Emergency Services</u></b> None	
	<b>C. <u>General Services</u></b> None	
	<b>D. <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. Amendment No. 1 to Work Order No. 1 with Masteller and Moler, Inc. for Engineering Services to Design the Brine Line Water Main Extension to the Spoonbill Marsh Site Located at the Isles of Grand Harbor Site (memorandum dated May 21, 2007)	286-294

**12. COUNTY ATTORNEY MATTERS**  
None

**13. COMMISSIONERS ITEMS**

- A. Commissioner Gary C. Wheeler, Chairman**
  - 1. Discussion Regarding Budget for Commission Office (no back-up)
- B. Commissioner Sandra L. Bowden, Vice Chairman**  
None

<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	<b><u>PAGE</u></b>
	<b>C. <u>Commissioner Wesley S. Davis</u></b>	
	1. Request for Consideration of Hiring Freeze within the Commission Office (memorandum dated May 30, 2007)	295
	<b>D. <u>Commissioner Joseph E. Flescher</u></b>	
	None	
	<b>E. <u>Commissioner Peter D. O’Bryan</u></b>	
	1. Follow-up of Sebastian Harbor purchase (Back-up: letter dated May 24, 2007 from Sebastian City Manager Al Minner)	296
<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
	<b>A. <u>Emergency Services District</u></b>	
	1. Health Science Student(s) Experience Agreement Between Indian River Community College and Indian River County Department of Emergency Services (memorandum dated May 29, 2007)	297-301
	2. Memorandum of Agreement with the Florida Department of Corrections (memorandum dated May 25, 2007)	302-305
	<b>B. <u>Solid Waste Disposal District</u></b>	
	None	
	<b>C. <u>Environmental Control Board</u></b>	
	None	
<b>15.</b>	<b><u>ADJOURNMENT</u></b>	

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](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.***