



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

**COMMISSION AGENDA**

**TUESDAY, NOVEMBER 6, 2007 - 9:00 A.M.**

**County Commission Chamber  
Indian River County Administration Complex  
1801 27<sup>th</sup> Street, Building A  
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  
Jeffrey K. Barton, Clerk to the Board**

---

- |           |   | <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>  | Teddy Floyd, Indian River County Sheriff<br>Office, Crime Prevention Bureau |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | Commissioner Wesley S. Davis  |
| <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 – Thursday, November 8 <sup>th</sup> , 2007, as Coach<br>Wayne Griffith Night  | <u>1</u>  |
| <b>B.</b> | Presentation of Proclamation Honoring Connie Poppell for Outstanding<br>Service on the Indian River County Affordable Housing Loan Review<br>Committee and Indian River County Affordable Housing Partnership Group | <u>2</u>  |

<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	<b><u>PAGE</u></b>
A.	Regular Meeting of October 9, 2007	
B.	Regular Meeting of October 16, 2007	
C.	Special Call / Joint Meeting of October 2, 2007 – Piper Proposal	

<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	
A.	Approval of Warrants – October 11 to 18, 2007 (memorandum dated October 18, 2007)	3-10
B.	Approval of Warrants – October 19 to 25, 2007 (memorandum dated October 25, 2007)	11-18
C.	Investment Committee Report for the Quarter Ending 3/31/07 (memorandum dated October 26, 2007)	19-31
D.	Enterprise Zone Development Agency (memorandum dated October 24, 2007)	32-35
E.	Property Acquisition – Tax Roll Removal & Tax Cancellation (memorandum dated October 29, 2007)	36-93
F.	Shelby Homes Inc.’s Request for Final Plat Approval for a Subdivision to be Known as Millstone Landing P.D. – Phase 3 (memorandum dated October 29, 2007)	94-101
G.	BVI of Vero Beach LLC., Request for Final Plat Approval for a Plat-Over- Site-Plan Subdivision to be known as Bella Vista Isles (memorandum dated October 29, 2007)	102-106
H.	The Lakes at Brookhaven L.L.C.’s Request for Final Plat Approval for a Subdivision to be Known as the Lakes at Brookhaven (memorandum dated October 17, 2007)	107-121
I.	Gifford Health Center – Grading, Paving, Drainage & Bus Shelter Improvements Change Order No. 3 (memorandum dated October 17, 2007)	122-123
J.	FIND Project Agreement IR-07-40ER Derelict Vessel Removal (memorandum dated October 25, 2007)	124-157

<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	<b>K.</b> First Amendment to Privity Agreement – Cross Environmental Services (memorandum dated October 25, 2007)	158-161
	<b>L.</b> Work Order No. AMET-1 Full and Final Payment; Wabasso Beach Park Restoration Professional Geotechnical Services (memorandum dated October 22, 2007)	162-163
	<b>M.</b> Change Order No. 1 to the Memorandum of Understanding Between Indian River County and St. Johns River Water Management District (memorandum dated October 22, 2007)	164-167
	<b>N.</b> Appointment of a Financial Institution Representative to the County’s Affordable Housing Loan Review Committee (memorandum dated October 25, 2007)	168-170
	<b>O.</b> Tarmac America – Reimbursement by County to Developer per Developer’s Agreement for Construction of Off-site Master Planned 12-inch Water Main on 53 <sup>rd</sup> Street (memorandum dated October 17, 2007)	171-178
	<b>P.</b> Consultant Selection and Scope of Work – Indian River County Fairgrounds Master Plan Update (memorandum dated October 31, 2007)	179-192
	<b>Q.</b> Approval of the Professional Service Agreements for Annual Land Surveying and Mapping/GIS Services Contract, IRC Project No. 0725 (memorandum dated October 23, 2007)	193-263
	<b>R.</b> Approval of Bid Award for IRC Bid # 2008008 Annual Bid for Aluminum Sulfate, Utilities Department / Wastewater Treatment Division (memorandum dated October 29, 2007)	264-269
	<b>S.</b> Approval of Bid Award for IRC Bid # 2008009 Annual Bid for Hydroflousilicic Acid/Utilities Department (memorandum dated October 29, 2007)	270-277
	<b>T.</b> Approval of Bid Award for IRC Bid # 2008010 Annual Bid for Caustic Soda/Utilities Department (memorandum dated October 29, 2007)	278-285
	<b>U.</b> Approval of Bid Award for IRC Bid # 2007089 Demolition of Structure(s) Public Works Department / Engineering Division (memorandum dated October 30, 2007)	286-295

7.	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
V.	Work Order No. 7 to the Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for 43 <sup>rd</sup> Avenue from 25 <sup>th</sup> Street S.W. to Oslo Road (9 <sup>th</sup> Street S.W.) Indian River County Project No. 0702 (memorandum dated October 24, 2007)	296-301
W.	Final Pay Request and Release of Retainage for Work Order No. 1 with Malcolm Pirnie for the Main Relief Canal (memorandum dated October 29, 2007)	302-304
X.	Beach Restoration Use Agreement with Sebastian Inlet State Park (memorandum dated October 29, 2007)	305-316
Y.	Civil Engineering and Land Surveying Agreement for Intersection Improvements at 66 <sup>th</sup> Avenue and CR 510 – Retainage Release (memorandum dated October 16, 2007)	317-319
Z.	Right-of-Way Acquisition, Waterland Operating Company, LLC, Florida Limited Liability Company 5290 US Hwy. # 1, Vero Beach, FL (memorandum dated October 29, 2007)	320-330
8.	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
A.	<b><u>Jeffrey K. Barton, Indian River County Clerk of Circuit Court:</u></b>  Constitutional Officer Financial Report for Fiscal Year 2006-2007 (letter dated October 19, 2007)	331-332
B.	<b><u>Kay Clem, Indian River County Supervisor of Elections:</u></b>  Constitutional Officer Financial Report for Fiscal Year 2006-2007 (letter dated October 31, 2007)	333-343
C.	<b><u>David C. Nolte, ASA, Indian River County Property Appraiser:</u></b>  Constitutional Officer Financial Report for Fiscal Year 2006-2007 (letter dated October 30, 2007)	344-347
D.	<b><u>Roy Raymond, Indian River County Sheriff:</u></b>  1. Constitutional Officer Financial Report for Fiscal Year 2006-2007 (letter dated October 25, 2007)	348-356

<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	<b><u>PAGE</u></b>
	<b>D. <u>Roy Raymond, Indian River County Sheriff:</u></b>	
	2. Budget Amendment for Year Ending September 30, 2007 (letter dated October 23, 2007)	357-358
	<hr style="border-top: 1px dashed black;"/>	
	<b>E. <u>Charles W. Sembler, Indian River County Tax Collector:</u></b>	
	Constitutional Officer Financial Report for Fiscal Year 2006-2007 (memorandum dated October 31, 2007)	359-368
	<hr style="border-top: 1px dashed black;"/>	
<b>9.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A. <u>PUBLIC HEARINGS</u></b>	
	1. Twin Oaks' Request to Rezone ± 5.4 acres North of 16 <sup>th</sup> Street and East of 74 <sup>th</sup> Avenue from A-1 to RS-6 (memorandum dated October 25, 2007)	369-398
	<hr style="border-top: 1px dashed black;"/>	
	<b>Quasi-Judicial</b>	
	2. Consideration of an Application for a Certificate of Public Convenience and Necessity for a Class "E" Certificate from All County Ambulance Inc. d/b/a Medical Transportation Specialists (MTS) (memorandum dated September 14, 2007)	399-412
	<hr style="border-top: 1px dashed black;"/>	
	<b>Administrative</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 Victor Knight Regarding Suggestions for LDR Amendments Pertaining to the Ag-1 Zoning	413
	<hr style="border-top: 1px dashed black;"/>	
	2. Request to Speak from the West Wabasso Civic Progressive League Regarding Consideration of Meals on Wheels for West Wabasso and Fellsmere	414-439
	<hr style="border-top: 1px dashed black;"/>	
	<b>C. <u>PUBLIC NOTICE ITEMS</u></b>	
	None	
<b>10.</b>	<b><u>COUNTY ADMINISTRATOR MATTERS</u></b>	
	None	

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
<b>A. <u>Community Development</u></b>		
1.	Consideration of a Planning & Zoning Commission Recommendation that the Board of County Commissioners Recommend that the State Revise its Procedure for Disposing of Conservation Lands (memorandum dated October 22, 2007)	440-448
2.	Consideration of Roadway Connectivity Requirements (memorandum dated October 22, 2007)	449-461
<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>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>11.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<b>J. <u>Utilities Services</u></b>	
	1. Winter Grove Subdivision Petition Water Service – 28 <sup>th</sup> & 29 <sup>th</sup> Courts & 70 <sup>th</sup> Place, North of North Winter Beach Road – 69 <sup>th</sup> Street, Indian River County Project No. UCP – 3013 (memorandum dated October 22, 2007)	462-468
	2. Approval of Work Authorization No. 2007-012 for Utilities Labor Contractor Underground Utilities, Inc. for Construction of a Water Main and Fire Hydrant at the Pelican Island Elementary School – UCP 3008 (memorandum dated October 24, 2007)	469-474
	3. Amendment No. 1 to Work Order No. 2 with Camp Dresser and McKee, Inc. for Engineering Services to Relocate the Biosolids Dewatering Facility to the County Landfill Site (memorandum dated October 29, 2007)	475-483
<b>12.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	A. Demolition Liens (memorandum dated October 18, 2007)	484-517
<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	A. <b><u>Commissioner Gary C. Wheeler, Chairman</u></b> None	
	B. <b><u>Commissioner Sandra L. Bowden, Vice Chairman</u></b> None	
	C. <b><u>Commissioner Wesley S. Davis</u></b> None	
	D. <b><u>Commissioner Joseph E. Flescher</u></b> None	
	E. <b><u>Commissioner Peter D. O’Bryan</u></b> None	

**14. SPECIAL DISTRICTS AND BOARDS**

**PAGE**

**A. Emergency Services District**

1. Approval of Minutes – Meeting of October 23, 2007
  
2. Authorization for Final Payment and Release of Retainage to Barth Construction, Inc. for the Reconstruction of Fire Rescue Station #4 (memorandum dated October 15, 2007) ..... 518-532
  
3. Authorization for Final Payment and Release of Retainage to Barth Construction, Inc. for the Reconstruction of Fire Rescue Station #5 (memorandum dated October 15, 2007) ..... 533-549
  
4. Design Services Contracts (Part I Agreements) with Barth Construction, Inc. for the Construction of Fire Rescue Station 9 (memorandum dated October 23, 2007) ..... 550-564

**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](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.*