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OF BOARD OF COUNTY COMMISSIONERS
OF OCTOBER 16, 2007

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October 16, 2007

REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS

The Board of County Commissioners of Indian River County, Florida, met in Regular Session at the County Commission Chambers, 1801 27th Street, Vero Beach, Florida, on Tuesday, October 16, 2007. Present were Chairman Gary C. Wheeler, Vice Chair Sandra L. Bowden, and Commissioners Wesley S. Davis, Joseph E. Flescher, and Peter D. O'Bryan. Also present were County Administrator Joseph A. Baird, County Attorney William G. Collins II, and Deputy Clerk Maureen Gelfo.

1. CALL TO ORDER

Chairman Wheeler called the meeting to order at 9:00 a.m.

2. INVOCATION

Planning Director Stan Boling delivered the Invocation.

3. PLEDGE OF ALLEGIANCE

County Attorney William G. Collins II led the Pledge of Allegiance to the Flag.

4. ADDITIONS/DELETIONS TO THE AGENDA/EMERGENCY ITEMS

Chairman Wheeler requested the following changes to today's Agenda:

Deletion: Item 9.A.1. Public Hearings

Deletion: Item 7.R.

Correction: Item 14.C.2 should read the Regular Minutes of July 24, 2007, instead of July 27, 2007.

ON MOTION by Vice Chair Bowden, SECONDED by Commissioner Davis, the Board unanimously made the above changes to the Agenda.

5. PROCLAMATIONS AND PRESENTATIONS

5.A. PRESENTATION OF PROCLAMATION DESIGNATING OCTOBER 27, 2007 AS THE EXCHANGE CLUB'S NATIONAL DAY OF SERVICE

Vice Chair Bowden read and presented the Proclamation to the following representatives of the Exchange Club: Past Presidents Nancy Gollnick and Narda Riese; Board members Barbara Parent and Jenny Frederick, Board member and Secretary Jan Binney, and President Elect Scott Wallace. President Jeff Smith thanked the Board and introduced Airport Director Eric Menger, who discussed the work of the Exchange Club.

5.B. PRESENTATION OF PROCLAMATION DESIGNATING OCTOBER 21 – 27, 2007, AS CHARACTER COUNTS! WEEK

Chairman Wheeler read the Proclamation into the record.

5.C. PRESENTATION ON COUNTY COOPERATIVE PROGRAM “SCREEN ON THE GREEN” AT POINTE WEST BY CHUCK MECHLING

Chuck Mechling briefed the Board on the five-year ongoing cooperative program that Pointe West has with the County’s Recreation Department. He acknowledged the people from the Recreation Department in attendance at today’s meeting. Mr. Mechling spoke about the new Heritage Park entertainment pavilion in Pointe West. He informed the Board that on October 19, 2007, Safe Space would hold a Fall Fest. Other scheduled activities are a Winter Fest, and Habitat for Humanity will be hosting a hoedown. Mr. Mechling invited the Board and community to enjoy the season at Pointe West.

5.D. PRESENTATION ON STATUS REPORT FROM IMPACT FEE TASK FORCE BY PENNY CHANDLER AND BETH MITCHELL

Penny Chandler, Indian River County Chamber of Commerce, and Beth Mitchell, Sebastian River Area Chamber of Commerce, presented this item. Ms. Chandler reminded the Board of its decision to have the two Chambers initiate an Impact Fee Task Force to review and report back to the Board on the Impact Fee Study that had been done by Duncan Associates. Ms. Chandler talked about the creation and progress of the Task Force to date, and Ms. Mitchell presented a handout to the Board, listing all of the Committee members (copy on file). Ms. Chandler acknowledged the individuals who have agreed to serve on the task force, and stated that

the group had been broken into subcommittees to facilitate reviewing each section of the Report. Ms. Chandler was looking forward to returning to the Board with the Task Force's recommendations in the latter part of November 2007.

6. APPROVAL OF MINUTES

6.A. FINAL BUDGET HEARING – SEPTEMBER 12, 2007

The Chairman asked if there were any corrections or additions to the Minutes of the Final Budget Hearing of September 12, 2007. There were none.

ON MOTION by Vice Chair Bowden, SECONDED by Commissioner Flescher, the Board unanimously approved the Minutes of the Final Budget Hearing of September 12, 2007, as written and distributed.

7. CONSENT AGENDA

7.A. APPROVAL OF WARRANTS – SEPTEMBER 28, 2007 – OCTOBER 4, 2007

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved the list of Warrants as issued by the Clerk to the Board for the time period of September 28, 2007 to October 4, 2007, as requested.

**7.B. APPOINTMENT OF DR. STEPHEN J. FAHERTY, JR., SR. TO THE UTILITY
ADVISORY COMMITTEE**

County Administrator Baird asked for a correction to the name of Dr. Stephen J. Faherty, Jr. It was noted that the correct name was Dr. Stephen J. Faherty, Sr.

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the amendment to Item 7.B.

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved the appointment of Dr. Stephen J. Faherty, Sr., to the Utility Advisory Committee, as recommended in the memorandum of October 5, 2007.

**7.C. RESOLUTION CANCELING TAXES ON MARINA PROPERTY ACQUIRED BY
THE CITY OF VERO BEACH FROM LOST TREE VILLAGE CORPORATION**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved **Resolution 2007-138**, canceling certain taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes.

**7.D. OUT OF COUNTY TRAVEL TO ATTEND THE 2008 NATIONAL HURRICANE
CONFERENCE**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved out-of-County travel for one or more Commissioners and Staff to attend the National Hurricane Conference at the Rosen Centre Hotel in Orlando, Florida, to be held from March 31, 2008 until April 4, 2008, as requested in the memorandum of October 10, 2007.

**7.E. WORK ORDER NO. 9 – FULL AND FINAL PAYMENT CARTER
ASSOCIATES, INC. SURVEYING SERVICES INDIAN RIVER COUNTY
PROJECT NO. 0425 39TH AVENUE – WABASSO SCRUB JAY HABITAT I**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved payment of Carter Associates, Inc., Invoice No. 07410-01 in the amount of \$1,000.00, as recommended in the memorandum of October 1, 2007.

7.F. APPROVAL WORK ORDER NO. 7 (ENGINEERING) WITH ARDAMAN & ASSOCIATES, INC. PROVIDING GEOTECHNICAL SERVICES FOR 10TH COURT SW PETITION PAVING PROJECT. IRC PROJECT #0436

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved Work Order No. 7 (Engineering), authorizing the professional services outlined in the Scope of Services, and authorized the Chairman to execute same, for a fee not-to-exceed \$7,601.00, as recommended in the memorandum of October 2, 2007.

7.G. CIVIL ENGINEERING AND LAND SURVEYING AGREEMENT FOR CR 510 FROM 61ST DRIVE TO SHORE LANE – AMENDMENT NO. 3

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved Amendment No. 3 to the Professional Civil Engineering Geotechnical Engineering & Land Surveying Services Agreement with McMahon Associates, Inc., as recommended in the memorandum of September 24, 2007.

**7.H. CHANGE ORDER NO. 2 FOR INDIAN RIVER DRIVE SIDEWALK SOUTH
BETWEEN THE SOUTH CITY LIMITS OF SEBASTIAN AND US 1 IRC
PROJECT # 0201 AND IRC BID # 2007027**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved Change Order No. 2, increasing the contract amount by \$21,020.00, as recommended in the memorandum of October 2, 2007.

**7.I. CR 512, I-95 TO ROSELAND ROAD – IRC PROJECT NO. 9611
ADDENDUM #8, TASK D, REQUEST FOR FINAL RELEASE OF
RETAINAGE**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved releasing the retainage for Addendum No. 8 – Task D in the amount of \$8,600.00, as recommended in the memorandum of October 5, 2007.

**7.J. SPOONBILL MARSH – SPECIFIC PURPOSE SURVEY OF THE SUBMERGED
LAND LEASE AREA, MASTELLER, MOLER, REED & TAYLOR, INC.
FINAL PAY**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved final payment for Work Order No. 17 to Masteller, Moler, Reed & Taylor, Inc., for the total amount of \$2,245.00, as recommended in the memorandum of October 4, 2007.

**7.K. DiVOSTA HOMES L.P.'S REQUEST FOR FINAL PLAT APPROVAL FOR A
SUBDIVISION TO BE KNOWN AS WATERWAY VILLAGE P.D. – PLAT 1C**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously granted final plat approval for Waterway Village P.D. – Plat 1C, as recommended in the memorandum of October 8, 2007.

**7.L. BID AWARD: BID # 2008003 ANNUAL BID FOR SULFURIC ACID,
UTILITIES DEPARTMENT / WATER PRODUCTION DIVISION**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously: (1) awarded the annual contract to Shrieve Chemical Co., as the lowest

most responsive and responsible bidder meeting the specifications as set forth in the Invitation to Bid; (2) authorized the Purchasing Division to issue blanket purchase orders or individual job purchase orders, as needed, for the period of October 1, 2007 through September 30, 2008 with the recommended bidder; and (3) authorized the Purchasing Manager to renew this bid for two (2) additional one (1) year periods subject to satisfactory performance, zero cost increase, vendor acceptance and the determination that renewal of this annual bid is in the best interest of Indian River County, all as recommended in the memorandum of October 9, 2007. Shrieve Chemical Co. is the current supplier but could not renew the previous year bid due to significant raw material cost increases. The new bid is a 37% increase over the current year cost. Estimated annual usage is 200,000 gallons per year.

**7.M. ACCEPTANCE CHANGE ORDER NO. 33, FOR THE NEW COUNTY
ADMINISTRATION BUILDINGS**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved Change Order #33, with Turner Construction Company, and authorized the Chairman to execute same, as recommended in the memorandum of October 10, 2007.

**7.N. APPROVAL OF BID AWARD FOR IRC BID # 2008002 ANNUAL BID FOR
ZINC ORTHOPHOSPHATE. UTILITIES DEPARTMENT**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously: (1) approved the bid award to **F2 Industries LLC** as the lowest and most responsive bidder meeting the specifications as set forth in the Invitation to Bid; (2) authorized the Purchasing Division to issue blanket purchase orders for the period of October 1, 2007 through September 30, 2008 with the recommended vendor; and (3) authorized the Purchasing Manager to renew this Bid for two (2) additional one (1) year periods subject to satisfactory performance, zero cost increase, vendor acceptance and the determination that renewal of this annual contract is in the best interest of Indian River County, all as recommended in the memorandum of October 4, 2007 .

7.O. IRC JAIL EXPANSION – REDUCTION OF RETAINAGE

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved the reduction in retainage to 5%, and that the payment amount of \$757,098.36 be issued to Peter R. Brown Construction, as recommended in the memorandum of October 9, 2007.

7.P. APPROVAL WORK ORDER NO. 8 (ENGINEERING) WITH ARDAMAN & ASSOCIATES, INC. PROVIDING GEOTECHNICAL SERVICES FOR 8TH COURT SW PAVING PROJECT. IRC PROJECT #0403

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved Work Order No. 8 (Engineering) authorizing the professional services as outlined in the Scope of Services, and authorized the Chairman to execute same, for a fee not-to-exceed \$3,065.00, as recommended in the memorandum of October 2, 2007.

7.Q. CONSTRUCTION CONTINGENCY FOR THE MAIN RELIEF CANAL POLLUTION CONTROL SYSTEM – PROJECT 0113

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved an additional \$58,000.00 to be added to the originally approved project's \$140,000.00 construction contingency, as recommended in the memorandum of October 9, 2007. This increase will result in a new construction contingency of \$198,000.00, which is less than four (4) percent of the total project. Barring unforeseeable circumstances, staff anticipates this amount to be sufficient for the remainder of the construction contract.

**7.R. APPROVAL OF STATE AND FEDERALLY FUNDED SUBGRANT
AGREEMENT – CONTRACT NUMBER 08-BG-24-10-40-01-085**

This item was deleted from the Agenda.

**7.S. ACCEPTANCE OF EMERGENCY MANAGEMENT FEDERALLY FUNDED
HOMELAND SECURITY SUBGRANT AGREEMENT 08-DS-60-10-40-01**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved the Federally Funded Subgrant Agreement (08-DS-60-10-40-01) with the Florida Department of Community Affairs/Division of Emergency Management, and authorized the Chairman to execute same, as recommended in the memorandum of September 27, 2007.

**7.T. FINAL PAYMENT AND RETAINAGE RELEASE FOR INDIAN RIVER DRIVE
SIDEWALK SOUTH BETWEEN THE SOUTH CITY LIMITS OF SEBASTIAN
AND US1, IRC PROJECT # 0201 AND IRC BID # 2007027**

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously approved payment of Contractor's Application for Payment No. 4 in the amount of \$21,020.00, and Payment No. 5 requesting release of final retainage in the amount of \$43,424.93, with

funding as specified, and as recommended in the memorandum of October 9, 2007.

8. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL AGENCIES - NONE

9. PUBLIC ITEMS

9.A. PUBLIC HEARING

9.A.1. CONSIDERATION OF AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR A CLASS "E" CERTIFICATE FROM MEDICAL TRANSPORTATION SPECIALISTS (MTS) (ADMINISTRATIVE)

This item was deleted from the agenda.

9.B. PUBLIC DISCUSSION ITEMS-NONE

9.C. PUBLIC NOTICE ITEMS

9.C.1. NOTICE OF SCHEDULED PUBLIC HEARING FOR OCTOBER 23, 2007:
AMENDMENT TO INDIAN RIVER COUNTY CODE SECTION 913.07, PROCEDURE AND REQUIREMENTS FOR SUBMITTING AND PROCESSING SUBDIVISION APPLICATIONS, AND 926.05, GENERAL REQUIREMENTS OF LANDSCAPE AND BUFFERING REGULATIONS, TO PROHIBIT THE

**PLANTING OF CITRUS GREENING AND CARIBBEAN FRUIT FLY HOST
PLANTS (LEGISLATIVE)**

The Chairman read the notice into the record.

10. COUNTY ADMINISTRATOR MATTERS

10.A.1. 2008 FELLSMERE FROG LEG FESTIVAL

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board unanimously approved waiving the standard rental fees for the use of County equipment for the 2008 Fellsmere Frog Leg Festival, as requested in the memorandum of October 9, 2007.

11. DEPARTMENTAL MATTERS

11.A. COMMUNITY DEVELOPMENT-NONE

11.B. EMERGENCY SERVICES-NONE

11.C. GENERAL SERVICES-NONE

11.D. HUMAN RESOURCES-NONE

11.E. HUMAN SERVICES-NONE

11.F. LEISURE SERVICES-NONE

11.G. OFFICE OF MANAGEMENT AND BUDGET-NONE

11.H. RECREATION-NONE

11.I. PUBLIC WORKS

**11.I.1. LENNY'S LOUNGE PROPERTY ACQUISITION 1959 43RD AVENUE, VERO
BEACH**

Public Works Director Jim Davis, through a PowerPoint presentation, recapped his memorandum of October 10, 2007, and explained that the Utilities Department wanted to purchase additional right-of-way along the 43rd Avenue Corridor for the four-lane widening and intersection improvements along SR60. Director Davis related that the County had offered the property owner \$850,000.00, the average value of the two appraisals obtained (\$735,000.00) plus 15% and estimated attorneys' fees. The property owner has counter-offered one million one hundred thousand dollars (\$1,100,000.00), with no settlement having been reached. (*Clerk's Note: Page 263 of the backup reflects an erroneous selling price of \$1,050,00.00*).

Director Davis presented staff's recommendation to make the owner an unconditional offer of \$850,000.00. He stated that if the owner does not accept the offer, the item could be brought back for future Board consideration of eminent domain.

Commissioner Davis asked for legal opinion on eminent domain and learned from Attorney Collins that the process usually results in expenses greater than the property's fair market value. Attorney Collins felt that the Board should proceed with staff's recommendation of offering at least the \$850,000.00.

Commissioner O'Bryan wanted to use the higher appraisal value, the \$770,000.00, plus the 15%, in order to ensure they were making the best fairest offer.

ON MOTION by Commissioner O'Bryan, SECONDED by Vice Chair Bowden, the Board unanimously approved making an unconditional offer of the highest appraised value, \$770,000.00, plus 15%, for the purchase of the Lenny's Lounge property, with the figures to be finalized by staff.

11.J. UTILITIES SERVICES

11.J.1. APPROVAL OF BID AWARD AND SAMPLE AGREEMENT FOR IRC BID

#2007082 WEST WABASSO WATER MAIN PHASE II/UTILITIES

DEPARTMENT

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the bid award to **Timothy Rose Contracting, Inc.** as the lowest most responsive and responsible bidder meeting the specifications as set forth in the Invitation to Bid. The Board also approved the Sample Agreement and authorized the Chairman to execute same, when required performance and payment bonds have been submitted along with appropriate Certificate of Insurance and the County Attorney has approved the agreement as to form and legal sufficiency, as recommended in the memorandum of October 1, 2007. The low bidder, L. H. Tanner

Construction, of Melbourne, Fl. has never performed utility water construction and could not provide references.

12. COUNTY ATTORNEY MATTERS

12.A. REQUEST TO VOID LETTER OF CREDIT SUPPORTING DEVELOPER'S AGREEMENT BETWEEN INDIAN RIVER COUNTY AND OSLO 27, LLC FOR 27TH AVENUE BETWEEN 13TH STREET SW AND 17TH STREET SW

County Attorney Will Collins stated that about one year ago, the County had entered into a proportionate share agreement with Oslo 27, LLC for the four-laning of 27th Avenue, between 13th St. SW and 17th St. SW. Since the project was not on the County's Capital Improvement Plan, Oslo 27, LLC was required to fund the improvements, and secured their obligation with a \$5 million Letter of Credit. Reviewing his memorandum of October 10, 2007, Attorney Collins detailed the circumstances, including a change to the Concurrency Ordinance in January 2007, which affected the developer's original plan and resulted in their request for termination and release of the Agreement and the Letter of Credit, respectively. Attorney Collins noted that Oslo 27, LLC had started and would finish the design involved in the right-of-way acquisition for the four-lane section.

Attorney Collins informed the Board that under the Proportionate Share Statutes, the County had been required to add the project to its Capital Improvement Element (CIE) of the Comprehensive Plan. As the project was to have been 100% developer funded (with no County funding), staff wanted to delete the project and return with proposed amendments to the CIE of the Comprehensive Plan.

Detailed discussion ensued between Commissioner O'Bryan and Director Keating regarding the proposed development project, concurrency, and roadway improvements to 27th

Avenue. Director Keating divulged that the County had \$3 million currently in the Capital Improvements Program that would be used to effect roadway improvements north and south of Oslo Road for one half-mile each way.

Chairman Wheeler declared that the Letter of Credit was approved when the circumstances were different, and felt that it was the Board's responsibility to authorize the return of the Agreement.

Attorney Collins established that the project had been added to the Capital Improvement Plan at a Public Hearing and he wanted to have it removed at a Public Hearing. He clarified that staff was seeking Board approval to bring forward an amendment to the Comprehensive Plan through the Public Hearing process, substantially terminate the Developer's Agreement, and then return the developer's Letter of Credit.

ON MOTION by Vice Chair Bowden, SECONDED by Commissioner Flescher, the Board unanimously approved holding a Public Hearing to amend the CIE (Capital Improvement Element) of the Comprehensive Plan to be scheduled sometime in November or December 2007. If the deletion from the CIE is approved, the County Attorney's office would prepare a modification to the Developer's Agreement which substantially terminates the December 12, 2006 Agreement, and authorizes the return of the \$5,000,000.00 Letter of Credit, all as recommended in the memorandum of October 10, 2007.

Jerry Swanson, Managing Partner of Oslo 27, LLC, invited questions from the Board and expressed regret that he would not be building this road.

Bob Johnson, Coral Winds Subdivision, wanted the Board to examine the ramifications of this situation carefully at the Public Hearing. He pointed out that 27th Avenue is a major thoroughfare leading to Piper Aircraft, and he believed the area would eventually be expanded.

12.B. PROPOSED “SETTLEMENT AGREEMENT AND RELEASE” BETWEEN INDIAN RIVER COUNTY AND MHC COUNTRYSIDE AT VERO BEACH, L.L.C., CASE NO. 2006-0114-CA-09

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the “Settlement Agreement and Release” with MHC Countryside at Vero Beach, LLC., as recommended in the memorandum of October 10, 2007.

13. COMMISSIONER ITEMS

13.A. COMMISSIONER GARY C. WHEELER, CHAIRMAN-NONE

13.B. COMMISSIONER SANDRA L. BOWDEN, VICE CHAIR-NONE

13.C. COMMISSIONER WESLEY S. DAVIS

**13.C.1. REQUEST FOR A RESOLUTION TO BE DRAFTED IN SUPPORT OF
PROTECTING THE DEPARTMENT OF CITRUS' ADVERTISING TRUST
FUND AND SUPPORT IN WRITING A LETTER TO STATE LEGISLATIVE
DELEGATION REQUESTING FUNDING FOR THE INDIAN RIVER COUNTY
RURAL AND FAMILY LANDS PROTECTION PROGRAM**

Commissioner Davis reported that his recommendations were from the Agricultural Advisory Committee (AAC), and he dispelled rumors that he had appointed the AAC Committee members. He explained that the Advertising Trust Fund for the Department of Citrus is a “box tax” that the growers affix and pay themselves, in order to advertise the commodities of grapefruit, orange juice, and citrus. There has been some discussion about the State appropriating these monies to balance their general revenue budget. He declared that the AAC is adamantly opposed to this proposal, and he wanted to draft a resolution of support to keep the citrus growers’ money out of the State’s budget.

Vice Chair Bowden was also adamantly opposed to “raiding the box tax fund”.

Chairman Wheeler commented that it would be a plus for staff and Commissioner Davis to present this matter to the State Legislative Delegation.

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously directed the County Attorney to draft a Resolution of Support protecting the Department of Citrus’ Advertising Trust Fund from being cut or from going into the State’s General Revenue Fund.

Commissioner Davis informed the Board that the AAC had unanimously recommended that the Commissioners request funding for the Rural and Family Lands Protection Program (RFLPP), which Indian River County already has in place. He divulged that the County could go after matching funds through some of the bond dollars if the program is funded.

ON MOTION by Commissioner Davis, SECONDED by Vice Chair Bowden, the Board unanimously directed the County Attorney or his staff to draft a letter to the State Legislative Delegation requesting funding for the Indian River County Rural and Family Lands Protection Program, as requested in the memorandum of October 10, 2007.

13.D. COMMISSIONER JOSEPH E. FLESCHER-NONE

13.E. COMMISSIONER PETER D. O'BRYAN-NONE

14. SPECIAL DISTRICTS AND BOARDS

14.A. EMERGENCY SERVICES DISTRICT-NONE

14.B. SOLID WASTE DISPOSAL DISTRICT-NONE

14.C. ENVIRONMENTAL CONTROL BOARD

The Chairman announced that immediately upon adjournment of the Regular Meeting, the Board would reconvene as the Board of Commissioners of the Environmental Control Board. Those Minutes are being prepared separately and appended to this document.

14.C.1. APPROVAL OF MINUTES-REGULAR MEETING OF JULY 10, 2007

14.C.2. APPROVAL OF MINUTES-REGULAR MEETING OF JULY 27 24, 2007

**14.C.3. REPORT OF ACTIVITIES DURING THIRD QUARTER (JULY THROUGH
SEPTEMBER, 2007)**

15. ADJOURNMENT

ALL BACKUP DOCUMENTATION, RESOLUTIONS, AND ORDINANCES ARE ON FILE IN THE OFFICE OF
THE CLERK TO THE BOARD AND ARE HEREBY MADE A PART OF THESE MINUTES

There being no further business, on Motion duly made, seconded and carried, the
Board adjourned at 9:42 a.m.

ATTEST:

Jeffrey K. Barton, Clerk

Gary C. Wheeler, Chairman

Minutes Approved: _____

BCC/MG/2007Minutes