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OF BOARD OF COUNTY COMMISSIONERS
NOVEMBER 6, 2007

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November 6, 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, November 6, 2007. Present were Vice Chair Sandra L. Bowden, Commissioners Wesley S. Davis, Joseph E. Flescher, and Peter D. O’ Bryan. Chairman Gary C. Wheeler was absent. Also present were County Administrator Joseph A. Baird, County Attorney William G. Collins II, and Deputy Clerk Leona Adair Allen.

1. CALL TO ORDER

Vice Chair Bowden called the meeting to order at 9:00 a.m.

2. INVOCATION

Teddy Floyd, Indian River County Sheriff Office, Crime Prevention Bureau, delivered the Invocation.

3. PLEDGE OF ALLEGIANCE

Commissioner Wesley S. Davis led the Pledge of Allegiance to the Flag.

4. ADDITIONS/DELETIONS TO THE AGENDA/EMERGENCY ITEMS

Commissioner O’ Bryan requested removal of Item 5.A. “Presentation of Proclamation – Thursday, November 8th, 2007, as Coach Wayne Griffith Night.” The Proclamation would be presented to Coach Griffith at the game on Thursday, November 8th, 2007.

ON MOTION by Commissioner O’Bryan, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler was absent) made the above change to the Agenda.

5. PROCLAMATIONS AND PRESENTATIONS

5.A. PRESENTATION OF PROCLAMATION – THURSDAY, NOVEMBER 8TH, 2007, AS COACH WAYNE GRIFFITH NIGHT

This item was removed from the Agenda at the request of Commissioner O’Bryan.

5.B. PRESENTATION OF PROCLAMATION HONORING CONNIE POPPELL FOR OUTSTANDING SERVICE ON THE INDIAN RIVER COUNTY AFFORDABLE HOUSING LOAN REVIEW COMMITTEE AND INDIAN RIVER COUNTY AFFORDABLE HOUSING PARTNERSHIP GROUP

Commissioner Flescher read and presented the Proclamation to Connie Poppell. She expressed that it was a privilege to accept the Proclamation on behalf of the Indian River County Lenders Group and the Advisory Loan Committee. She felt it was an honor and a pleasure working with the Indian River County Affordable Housing Loan Review Committee and the Indian River County Affordable Housing Partnership Group, and assured the Board that she would continue to work with the Coalition on Attainable Homes.

6. APPROVAL OF MINUTES

6.A. REGULAR MEETING OF OCTOBER 9, 2007

Vice Chair Bowden asked if there were any additions, deletions or corrections to the Minutes of the Regular Meeting of October 9, 2007. There were none.

ON MOTION by Commissioner O’Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Minutes of the Regular Meeting of October 9, 2007, as written and distributed.

6.B. REGULAR MEETING OF OCTOBER 16, 2007

Vice Chair Bowden asked if there were any additions, deletions or corrections to the Minutes of the Regular Meeting of October 16, 2007. There were none.

ON MOTION by Commissioner O’Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Minutes of the Regular Meeting of October 16, 2007, as written and distributed.

6.C. SPECIAL CALL / JOINT MEETING OF OCTOBER 2, 2007 – PIPER PROPOSAL

Vice Chair Bowden asked if there were any additions, deletions or corrections to the Minutes of the Special Call / Joint Meeting of October 2, 2007 – Piper Proposal. There were none.

ON MOTION by Commissioner Davis, SECONDED by Commissioner O’Bryan, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Minutes of the

Special Call / Joint Meeting of October 2, 2007 – Piper Proposal, as written and distributed.

7. CONSENT AGENDA

Commissioner O’Bryan requested Items 7.F., 7.G., and 7.H. be pulled for discussion.

7.A. APPROVAL OF WARRANTS – OCTOBER 11 TO 18, 2007

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the list of Warrants as issued by the Clerk to the Board for the time period of October 11, 2007 – October 18, 2007, as recommended in the memorandum of October 18, 2007.

7.B. APPROVAL OF WARRANTS – OCTOBER 19 TO 25, 2007

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote

(Chairman Wheeler absent) approved the list of Warrants as issued by the Clerk to the Board for the time period of October 19, 2007 – October 25, 2007, as recommended in the memorandum of October 25, 2007.

7.C. INVESTMENT COMMITTEE REPORT FOR THE QUARTER ENDING
3/31/07

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) accepted the Investment Advisory Committee Quarterly Report, as submitted and as recommended in the memorandum of October 26, 2007.

7.D. ENTERPRISE ZONE DEVELOPMENT AGENCY

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board noted that the Enterprise Zone Development Agency would meet every other month on the first Thursday of the month, starting December 13, 2007, as informed by the memorandum of October 24, 2007.

7.E. PROPERTY ACQUISITION – TAX ROLL REMOVAL & TAX CANCELLATION

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-139**, canceling

taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W East Coast Holding LLC).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-140**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Scopinich Trust – two parcels).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-141**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Robert & Jane Ford).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-142**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Richard & Renee Grant).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-143**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W William Osment).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-144**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Robert Neal Jackson).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-145**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Robert Jackson, et al).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-146**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Robert Jackson, et al).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-147**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Verna Wright)

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-148**, canceling

taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Ruben & Sandra Koch).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-149**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Ruben & Sandra Koch).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-150**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Ruben & Sandra Koch).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-151**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Ruben & Sandra Koch).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-152**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W Paul Freeman Trust).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-153**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (R/W John Flaig).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-154**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (Tylan Dean & Jeannette Parker).

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved **Resolution 2007-155**, canceling taxes upon publicly owned lands, pursuant to Section 196.28, Florida Statutes (Robert & Jeanette Denton Trustees).

7.F. SHELBY HOMES INC.'S REQUEST FOR FINAL PLAT APPROVAL FOR A SUBDIVISION TO BE KNOWN AS MILLSTONE LANDING P.D. – PHASE 3

Commissioner O'Bryan wanted reassurance that the project would move forward and that the Homeowner's Association documentation would be in compliance with State Statutes.

Robert Shelby, 3735 Northeast 214 Street, Aventura, announced that his company had been building in Indian River County for a while and he assured the Board that his projects and

site work were 100 percent completed. He explained that Millstone Landing was made up of six phases and this was number three, with the first two already being platted and approved. He said they were commencing with the clubhouse and that none of the Homeowner Associations were being assessed monies for anything that is incomplete. He assured the Board that his company would fund, pay for, and subsidize the deficiencies on the budgets.

Commissioner O'Bryan wanted confirmation that most of the sales would be to owners and not investors or speculators.

Robert Shelby stated that he had not seen too many investors in Indian River County.

Commissioner O'Bryan emphasized that the Florida Statute requires a lot owner who is being assessed a fee, to supply an annual financial report 60-days after the end of the fiscal year. He asked Mr. Shelby if he would supply the Board with the required annual report, and Mr. Shelby said his management company would gladly furnish the County with the closing documents at the end of each year.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) granted final plat approval for Millstone Landing P.D. – Phase 3, as recommended in the memorandum of October 29, 2007.

7.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

Commissioner O'Bryan voiced concern that there would be nothing to prevent Bella Vista Isles (BVI), which has two out-of-town principal owners, from walking away from the project before its completion. He was pleased to know, after having met with one of the representatives last week, that they had a marketing plan.

Commissioner Davis shared the same concerns and pointed out that a lis pendens had been filed against the property.

Joseph Paladin, President of Black Swan Consulting, representing Bella Vista Isles (BVI), reminded the Board that this item was being brought back from a previous meeting. He confirmed that they do have a marketing plan and exit strategy. Mr. Paladin informed the Board that the lis pendens on the property was a negotiation between BVI and one of the subcontractors, which he said had been worked out. He acknowledged that the out-of-town investors have no influence over the project, and was simply a funding issue.

Gary Brown, 22187 Waterside Drive, Boca Raton, related that he and his wife are both listed as agents and that they had completed six projects in other counties. He said that currently, they were working two projects, one in Indian River, the other in Boca Raton. Mr. Brown assured the Board that he and his wife are fully committed to moving forward with the Bella Vista Isles project. He reported that they may bring in an investor but they would still guarantee the loans.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) granted final plat approval for Bella Vista Isles Subdivision, as recommended in the memorandum of October 29, 2007.

**7.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**

Commissioner O'Bryan voiced similar concerns over this subdivision and disclosed that they had put in the roads, a front entrance gate, and landscaping, with the principal owners listed on over two hundred different LLC's and corporations. He felt they might get the final plat, sell lots, then walk away from the project. He wanted to hear their future plans for the subdivision.

Domenick Lioce, 5 Tarrington Circle, Palm Beach Gardens, said his subdivision is significantly different than Shelby Homes and Bella Vista Isles because they were only subdividing the land and selling the lots. He reported that all the lots had been sold and that they would soon be closing in escrow with the Homeowner's Association. He explained how they were funding \$500.00 per lot into the Association at closing, so they would have an initial reserve in case they find anything wrong. Mr. Lioce noted that they had finished most of the improvements and bonded the remainder.

There was a brief question and answer period between Mr. Lioce and the Board.

Community Planning Director Stan Boling explained that they would be subject to maintenance bond requirements when they get their certificate of completion.

Mr. Lioce acknowledged that a professional management company would be managing the association.

Commissioner O'Bryan asked Mr. Lioce to notify the Board of the date and location of the turn-over, and he agreed to do so.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) granted final plat approval for The Lakes at Brookhaven Subdivision, as recommended in the memorandum of October 17, 2007.

7.I. GIFFORD HEALTH CENTER – GRADING, PAVING, DRAINAGE & BUS SHELTER IMPROVEMENTS CHANGE ORDER No. 3

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Change Order No. 3, in the amount of \$1,000.00, as recommended in the memorandum of October 17, 2007.

7.J. FIND - PROJECT AGREEMENT IR-07-40ER DERELICT VESSEL REMOVAL

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Project Agreement IR-07-40ER and authorized the Chairman to execute both copies of the

agreement, as recommended in the memorandum of October 25, 2007.

Matching County funds will be provided by the Florida Boating Improvement Fund Account.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

7.K. FIRST AMENDMENT TO PRIVITY AGREEMENT – CROSS ENVIRONMENTAL SERVICES

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Amendment One to the Privity Agreement and authorized the Chairman to execute said document. Funding is available in the Administration Complex Project, as recommended in the memorandum of October 25, 2007.

7.L. WORK ORDER NO. AMET-1 FULL AND FINAL PAYMENT; WABASSO BEACH PARK RESTORATION PROFESSIONAL GEOTECHNICAL SERVICES

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved payment of invoice No. 4286 in the amount of \$3,572.00 for the full and final payment of

Work Order No. AMET-1, as recommended in the memorandum of October 22, 2007.

7.M. CHANGE ORDER NO. 1 TO THE MEMORANDUM OF UNDERSTANDING BETWEEN INDIAN RIVER COUNTY AND ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Change Order No. 1 to the Memorandum of Understanding between St. Johns River Water Management District (SJRWMD) and Indian River County, and authorized the Chairman to execute it on behalf of the County; as recommended in the memorandum of October 22, 2007.

CHANGE ORDER AND AGREEMENT ARE ON FILE IN THE OFFICE
OF THE CLERK TO THE BOARD

7.N. APPOINTMENT OF A FINANCIAL INSTITUTION REPRESENTATIVE TO THE COUNTY'S AFFORDABLE HOUSING LOAN REVIEW COMMITTEE

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the appointment of Tina

Nicholson as the Financial Institution Representative to the Loan Review Committee (LRC), and approved the appointment of Mary C. Cone as her alternate, as recommended in the memorandum of October 25, 2007.

7.O. TARMAC AMERICA – REIMBURSEMENT BY COUNTY TO DEVELOPER PER DEVELOPER’S AGREEMENT FOR CONSTRUCTION OF OFF-SITE MASTER PLANNED 12-INCH WATER MAIN ON 53RD STREET

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the invoice from Tarmac for \$30,533.00, per the requirements of the Developer’s Agreement and as recommended in the memorandum of October 17, 2007.

7.P. CONSULTANT SELECTION AND SCOPE OF WORK – INDIAN RIVER COUNTY FAIRGROUNDS MASTER PLAN UPDATE

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the prioritized short list and authorized staff to negotiate fee and final scope with the number one ranked firm, Land Design South of Florida,

Inc. of Port St. Lucie, Florida, to be funded as specified and as recommended in the memorandum of October 31, 2007.

7.Q. APPROVAL OF THE PROFESSIONAL SERVICE AGREEMENTS FOR ANNUAL LAND SURVEYING AND MAPPING/GIS SERVICES CONTRACT, IRC PROJECT No. 0725

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the fee schedule(s) and agreement(s) between the County and the six (6) firms selected, Carter Associates, Inc., Vero Beach; Creech Engineering, Inc., Melbourne/Jenson Beach; Kimley-Horn & Associates, Inc., Vero Beach; Masteller, Moler, Reed & Taylor, Inc., Vero Beach; Morgan Eklund, Inc., Wabasso; and Woolpert Inc., Orlando; as recommended in the memorandum of October 23, 2007. The requested approval shall establish a contractual agreement with the selected firms,.

AGREEMENTS ARE ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

7.R. APPROVAL OF BID AWARD FOR IRC BID # 2008008 ANNUAL BID FOR ALUMINUM SULFATE, UTILITIES DEPARTMENT / WASTEWATER TREATMENT DIVISION

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved: (1) Bid award to Fort Bend Services, Inc. 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 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, Bidder 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 29, 2007.

7.S. APPROVAL OF BID AWARD FOR IRC BID # 2008009 ANNUAL BID FOR HYDROFLOUSILICIC ACID/UTILITIES DEPARTMENT

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved: (1) Bid award to Harcross Chemicals, Inc. 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 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 29, 2007.

7.T. APPROVAL OF BID AWARD FOR IRC BID # 2008010 ANNUAL BID FOR CAUSTIC SODA/UTILITIES DEPARTMENT

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved: (1) Bid award to Allied Universal Corp. 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 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 29, 2007.

**7.U. APPROVAL OF BID AWARD FOR IRC BID # 2007089 DEMOLITION OF
STRUCTURE(S) PUBLIC WORKS DEPARTMENT / ENGINEERING
DIVISION**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved: (1) Bid award to Treasure Coast Construction Management, LLC as the lowest most responsive and responsible bidder meeting the specifications as set forth in the Invitation to Bid, as recommended in the memorandum of October 30, 2007.

Jeff's Tractor Service, the lowest bidder on the bid did not have the proper license to perform a house demolition project and the second lowest bidder, The Clearing Company, LLC bid did not include a fee for asbestos abatement.

AMENDMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

**7.V. WORK ORDER No. 7 TO THE PROFESSIONAL BRIDGE DESIGN SERVICES
AGREEMENT WITH BRIDGE DESIGN ASSOCIATES, INC. FOR 43RD
AVENUE FROM 25TH STREET S.W. TO OSLO ROAD (9TH STREET S.W.)
INDIAN RIVER COUNTY PROJECT No. 0702**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Work Order No. 7 for the Lump Sum fee of \$10,912.00; and authorized the Chairman to execute Work Order No. 7, as recommended in the memorandum of October 24, 2007.

WORK ORDER ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

**7.W. FINAL PAY REQUEST AND RELEASE OF RETAINAGE FOR WORK ORDER
NO. 1 WITH MALCOLM PIRNIE FOR THE MAIN RELIEF CANAL**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) authorized payment of Malcolm Pirnie's final invoice (including release of retainage) in the amount of \$1,615.50, as recommended in the memorandum of October 29, 2007.

**7.X. BEACH RESTORATION USE AGREEMENT WITH SEBASTIAN INLET
STATE PARK**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Beach Re-Nourishment Use Agreement between the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and Indian

River County, Florida; and authorized the Chairman to execute the agreement, as recommended in the memorandum of October 29, 2007.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

7.Y. CIVIL ENGINEERING AND LAND SURVEYING AGREEMENT FOR INTERSECTION IMPROVEMENTS AT 66TH AVENUE AND CR 510 – RETAINAGE RELEASE

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the release of retainer for the intersection improvements at 66th Avenue and CR 510 - Retainage Release Project, as recommended in the memorandum of October 16, 2007.

7.Z. RIGHT-OF-WAY ACQUISITION, WATERLAND OPERATING COMPANY, LLC, FLORIDA LIMITED LIABILITY COMPANY, 5290 US HWY. # 1, VERO BEACH, FL

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Alternative No. 1, the \$400,000.00 purchase; and authorized the Chairman to execute the Agreement to purchase and sell real estate with

Waterland Operating Company, LLC, as recommended in the memorandum of October 29, 2007.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

8. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL AGENCIES

8.A. JEFFREY K. BARTON, INDIAN RIVER COUNTY CLERK OF CIRCUIT COURT CONSTITUTIONAL OFFICER FINANCIAL REPORT FOR FISCAL YEAR 2006-2007

Clerk of the Circuit Court Jeffrey K. Barton provided the details of the annual Financial Report, the activities, and the excess fees in the amount of \$411,191.89, which had been returned to the County for the fiscal year ending September 30, 2007. He also divulged the details of how the State operates and how the budget is controlled every year.

County Administrator Joseph Baird informed the Board that he had been notified that the State had taken over the Guardian Ad Litem program. He felt it was a savings for the State but an extra expense for the County because additional office space is now required for their five new employees.

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board by a vote of 4-0 (Chairman Wheeler absent) accepted the Financial Report of the Clerk of the Circuit Court for the fiscal year 2006-2007, returning excess fees in the amount of

\$411,191.89, as submitted under cover letter dated October 19, 2007.

**8.B. KAY CLEM, INDIAN RIVER COUNTY SUPERVISOR OF ELECTIONS:
CONSTITUTIONAL OFFICER FINANCIAL REPORT FOR FISCAL YEAR
2006-2007**

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board by a 4-0 vote (Chairman Wheeler absent) accepted the Financial Report of the Supervisor of Elections for the fiscal year 2006-2007, returning fees in the amount of \$13,616.12, as presented under cover letter dated October 31, 2007.

**8.C. DAVID C. NOLTE, ASA, INDIAN RIVER COUNTY PROPERTY APPRAISER:
CONSTITUTIONAL OFFICER FINANCIAL REPORT FOR FISCAL YEAR
2006-2007**

ON MOTION by Commissioner Flescher, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) accepted the Financial Report of the Property Appraiser for the fiscal year 2006-2007, as presented under cover letter dated October 30, 2007.

**8.D.1. ROY RAYMOND, INDIAN RIVER COUNTY SHERIFF: CONSTITUTIONAL
OFFICER FINANCIAL REPORT FOR FISCAL YEAR 2006-2007**

Harry Hall, Comptroller of the Sheriff's Office, informed the Board that the Sheriff's Department was returning approximately \$301,530.00 of excess funds after the earmarked \$435,729.00 was deducted for the payment of 21 vehicles.

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board by a vote of 4-0 (Chairman Wheeler absent) accepted the Financial Report of the Indian River County Sheriff's Department for the fiscal year 2006-2007, returning fees in the amount of \$737,258.96, as submitted under cover letter dated September 25, 2007.

(Clerk's Note: Item No. 8.E. was heard prior to Item No. 8.D.2. and is placed in chronological order below)

**8.D.2. ROY RAYMOND, INDIAN RIVER COUNTY SHERIFF: BUDGET
AMENDMENT FOR YEAR ENDING SEPTEMBER 30, 2007**

Harry Hall, Comptroller of the Sheriff Office, requested the Operating Budget be amended to permit the movement of funds between categories, with no increase to the budget.

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Budget Amendment for the year ending September 30, 2007, as submitted under cover letter dated October 23, 2007.

**8.E. CHARLES W. SEMBLER, INDIAN RIVER COUNTY TAX COLLECTOR:
CONSTITUTIONAL OFFICER FINANCIAL REPORT FOR FISCAL YEAR
2006-2007**

Jeff Smith, Assistant Tax Collector, explained the Financial Report and noted that \$2,970,932.00 in excess fees, had been returned to the County.

ON MOTION by Commissioner Flescher, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) accepted the Financial Report of the Indian River County Tax Collector's Office for the fiscal year 2006-2007, returning excess fees in the amount of \$2,970,932.00, as submitted under cover letter dated October 30, 2007.

9. PUBLIC ITEMS

9.A. PUBLIC HEARINGS

**9.A.1. TWIN OAKS' REQUEST TO REZONE ± 5.4 ACRES NORTH OF 16TH STREET
AND EAST OF 74TH AVENUE FROM A-1 TO RS-6 (QUASI-JUDICIAL)**

PROOF OF PUBLICATION OF ADVERTISEMENT FOR HEARING IS ON FILE IN THE
OFFICE OF THE CLERK TO THE BOARD

Community Development Director Robert Keating provided a brief PowerPoint presentation showing the location of the property and explained that the purpose of the rezoning is to secure the necessary zoning to develop the subject property with residential uses at a density consistent with the allowed density of its designation. He showed the existing land uses around the property and said that staff found there was sufficient capacity in all concurrency related to facilities, and that the proposed rezoning is consistent with the Comprehensive Plan. He acknowledged that the property consists of pine flatwoods, which would require 15% native conservation to be set aside for when the property is developed. He also explained other environmental concerns such as possible wetlands and the potential of endangered species on the property.

There was a brief question and answer period between staff and the Board regarding the build-out density.

Commissioner Davis wanted to know when 16th Street would be paved and Director Keating informed him that it would be during the 2007/2008 fiscal year.

Vice Chair Bowden opened the public hearing.

Bob Johnson, Coral Wind Subdivision, wanted to know if the new subdivision would be required to pay concurrency to help with the expense of widening SR60. Director Keating explained that when the lot owners come in for building permits, they would pay the SR60 fee in addition to the impact fees; therefore, contributing to paying-off the debt to the State.

There were no additional speakers and the Vice Chair closed the public hearing.

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board by 3-1 vote (Commissioner Flescher opposed and Chairman Wheeler absent) adopted **Ordinance 2007-037**, amending the Zoning Ordinance and the accompanying zoning map for ± 5.4 acres from A-1, Agricultural-1 District (up to 1 Unit/5 acres), to RS-6, single family residential district (up to 6 Units/acre); and providing codification, severability, and effective date.

9.A.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) (ADMINISTRATIVE)

PROOF OF PUBLICATION OF ADVERTISEMENT FOR HEARING IS ON FILE IN THE
OFFICE OF THE CLERK TO THE BOARD

Brian Burkeen, Assistant Fire Chief, clarified that the application, from *All County Ambulance, Inc.*, doing business as *Medical Transportation Specialists (MTS)*, for a Class E Certificate of Public Convenience and Necessity is for non-emergency, non-medical, wheelchair, and stretcher transportation, for patients coming and going from doctor's offices or the hospital. He disclosed that they applied for this Class E Certificate of Public Convenience and Necessity to make it legal and to comply with the Ordinance.

Commissioner O'Bryan wanted to know where All County Ambulance, Inc. would be based.

Chief Burkeen said they would be based at Indian River Medical Center.

Vice Chair Bowden opened the public hearing. There were no speakers and the Vice Chair closed the public hearing.

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the Certificate of Public Convenience and Necessity (COPCN) request for All County Ambulance, Inc. d/b/a Medical Transportation Specialist, to be effective from November 6, 2007, and expire November 6, 2009, as recommended in the memorandum of September 14, 2007.

9.B. PUBLIC DISCUSSION ITEMS

**9.B.1. REQUEST TO SPEAK FROM VICTOR KNIGHT REGARDING SUGGESTIONS
FOR LDR AMENDMENTS PERTAINING TO THE AG-1 ZONING (MINING
OPERATION)**

Victor Knight, 3295 Branch Road, provided the Board with a handout (copy on file) regarding Land Development Regulations as they pertain to the Agricultural One District. He wanted the Board to use a more targeted approach to resolving the challenges of the growing residential uses in the Agriculture-1 District, and the conflicts that would continue to arise at an increasing rate from incompatible uses, such as mining. Mr. Knight asked the Board to amend their previous vote to target the moratorium to the AG-1 district and allow the AG-2 and AG-3 to continue under the current guidelines.

Commissioner Davis suggested the Board address Mr. Knight's concerns through the Agricultural Advisory Committee before making any decisions.

Victor Knight encouraged the Board to limit the moratorium to the affected area, and offered to speak or consult with the Agricultural Advisory Committee.

Joseph Paladin, President of Black Swan Consultants, provided the Board with a handout (copy on file) of his proposed recommendations to the Wild Turkey Mining Project. He detailed each of the ten items and wanted the Board to support his proposals rather than the moratorium.

There was a lengthy discussion pertaining to the mining project, the safety factors involved, and how the proposal could be incorporated into the permitting process.

Vice Chair Bowden suggested sending this back to staff for review then forwarding it to the Agricultural Advisory Committee.

Administrator Baird suggested coming back with a proposal that would make the process safer.

Victor Knight pointed out that the administrative approval process for mining provides for little public input, and explained that when a mining permit is issued there is no discrimination between sand mining and rock mining. He warned the Board to be very careful because once the Wild Turkey project gets permitted, they would not operate the mine, they would sell it to a mining activity, then it would become a twenty-year operation.

Vice Chair Bowden reminded Mr. Knight that this topic was still under discussion, and asked Attorney Collins to provide legal opinion.

County Attorney William Collins disclosed that the moratorium process that was initiated would not be a “quick one.” He said it is required to go through several public hearings before the Planning Commission, and before the Board of County Commissioners. He said he would prefer to allow the hearing process to work and not narrow down the area east of I-95 to AG-1.

There was a brief question and answer period where Commissioner Davis wanted to know if the County could stop someone from having a dairy farm if they met the requirements. Attorney Collins said one could not stop an existing use because the Right to Farm Act pertains to uses that are currently in existence and declared not to be nuisances.

Commissioner O’Bryan concurred with Attorney Collins’ advice to proceed with public hearings and receive input so the County could start drafting new LDRs.

Joseph Paladin said he was trying to be part of the solution. He wanted to add the items to the permitting process to make it a permanent policy, setting a higher standard.

Discussion ensued between Mr. Knight and the Board regarding notice provisions and affected properties. Mr. Knight requested the Board to restrict the amendments to LDR's towards the lands east of I-95, and not do a re-write.

Community Planning Director Stan Boling recapped the discussion to ensure the proper direction from the Board and Attorney's office. He acknowledged that if Wild Turkey were to move forward, they would provide a courtesy notice to those affected.

Discussion continued regarding the LDR Amendments and the Moratorium following parallel tracks and the possibility of trading property with Mr. Sexton.

Victor Knight wanted the Board to impose safeguards now to avoid angry residents.

Commissioner Davis confirmed that he would contact Mr. Knight to ensure he gets his place on the Agricultural Advisory Committee meeting.

Vice Chair Bowden disclosed that the Board would review the exceptions and add that to the process.

NO ACTION REQUIRED OR TAKEN.

Vice Chair Bowden called for a recess at 10:42 a.m. and reconvened the meeting at 10:59 a.m. with all members present.

**9.B.2. REQUEST TO SPEAK FROM THE WEST WABASSO CIVIC PROGRESSIVE
LEAGUE REGARDING CONSIDERATION OF MEALS ON WHEELS FOR
WEST WABASSO AND FELLSMERE**

Eugene Douglas, President of the West Wabasso Civic Progressive League, thanked the Board for its support and requested consideration for their proposal of hot meals through the Meals on Wheels program.

Reverend S. McIntosh, Vice President of the West Wabasso Civic Progressive League, informed the Board that this proposal is to expand the Nutrition for Life program and provide a truck for the delivery of hot meals.

Victor Hart, Sr. 4635 34th Avenue, Gifford, said he was there to provide moral support to the areas of West Wabasso and Fellsmere. He emphasized how this is a one-time requirement that would satisfy their need for a truck, so seniors can receive hot meals.

William (Billy) Mennis, Jr. 8466 63rd Avenue, Wabasso, Secretary of the West Wabasso Civic Progressive League, wanted the Board's support in obtaining the truck so hot meals could be delivered to senior citizens.

Julianne Price, Florida Department of Health, expressed how Meals on Wheels is a vital program for this County. She said the requested vehicle, which has heated facilities inside, will serve primarily the elderly, shut-ins, and the vulnerable population within the County. She informed the Board that the Florida Department of Health regulates the temperatures at 140 degrees so people would not get sick. If the food cannot be maintained at that temperature, then it must be disposed of and they would have to cease the Meals on Wheels operation.

Discussion ensued among the Board members as to where the money would come from.

Commissioner Davis said there was no doubt that the County has this need, and thought it would be cheaper than creating another site. He supported everything in the package except the site coordinators.

Karen Deigl, CEO of the Senior Resource Association, thanked the Board for considering this request. She explained that the site coordinators and the driver would enable them to initially get the program up and running, and to have someone to efficiently and effectively run it. She informed the Board that they have over 300 volunteers, 60 of whom deliver meals daily within the County. She emphasized that the funding for Administration also needs to be included in the package because of the difficulties involved with a program run strictly by volunteers. Ms. Deigl expressed that, unfortunately, there are not many Grants available to request funds for capital and staffing, which is why they were requesting the entire package.

MOTION was made by Commissioner Davis,
SECONDED by Commissioner Flescher, to fund the entire
package in the amount of \$63,143.00.

Vice Chair Bowden opened the public hearing.

Bob Johnson, Coral Wind Subdivision asked why taxpayers had to pay for a vehicle that would be given to the Counsel on Aging. He felt this would set a precedence over all the other worthwhile programs. He also thought the County should be the last resort for requesting funding assistance.

Karen Deigl said they get funding from the Federal and State Governments for the Council on Aging; and as for the Meals on Wheels Program, they get funding from the United Way and the Johns Island Service League, but they are for direct services only, not capital, as they are requesting here.

Commissioner Davis explained that the big hurdle is the \$40,000.00 cost of the truck with heat retaining ovens and refrigeration. He summarized by saying that right now they were delivering food with no way to keep it hot, therefore, when it starts to cool they are having to throw it away. Commissioner Davis was concerned that if someone ate something and got sick, it would allow for a tremendous liability.

Joseph Paladin felt this would be a great investment for the County.

Commissioner Flescher supported the program and thought this would be a small price to pay. Commissioner O'Bryan supported the program and thought it was a good example of government and private partnership.

Vice Chair Bowden CALLED THE QUESTION and the Motion carried by a 4-0 vote (Chairman Wheeler absent). The Board approved the Nutrition for Life Program Expansion to Fellsmere and Wabasso Revised Proposed Budget of \$63,143.00, which includes site coordinators, one driver, fuel, and a truck with heat retention ovens and refrigeration (including insurance).

9.C. PUBLIC NOTICE ITEMS

10. COUNTY ADMINISTRATOR'S MATTERS - NONE

11. DEPARTMENTAL MATTERS

11.A. COMMUNITY DEVELOPMENT

11.A.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**

Director Boling reminded the Board that at the September 27, 2007 meeting, the P&Z discussed the Sand Lakes Tract, owned by St. Johns River Water Management District (SJRWMD). At that discussion, P&Z member Dr. Richard Baker used the Sand Lakes situation as an example of conservation lands owned by the State and its districts and agencies. The idea was brought up that if the State was going to dispose of conservation lands they should give the local government (in whose jurisdiction those lands reside) a right of first refusal to acquire the property. He said P&Z was recommending that the Board ask the State Legislative Delegation to initiate legislation to put such a policy in place.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) instructed the County Attorney's office to draft a Resolution supporting staff's recommendation to give local governments a right-of-first refusal to purchase conservation lands that are being considered for disposal.

11.A.2. CONSIDERATION OF ROADWAY CONNECTIVITY REQUIREMENTS

Director Boling said this item was not an urgent matter and suggested postponing it until Chairman Wheeler returns.

ON MOTION by Commissioner O’Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) approved to postpone this item.

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 - NONE

11.J. UTILITIES SERVICES

11.J.1. WINTER GROVE SUBDIVISION PETITION WATER SERVICE – 28TH & 29TH COURTS & 70TH PLACE, NORTH OF NORTH WINTER BEACH ROAD – 69TH STREET, INDIAN RIVER COUNTY PROJECT NO. UCP – 3013

Commissioner O’Bryan wanted to know the status of the petition.

James Chastain, Manager of Assessment Projects, Department of Utility Services, informed Commissioner O’Bryan that of the 28 lots, 21 owners had signed the petition supporting the project.

There was a brief question and answer period where Commissioner O’Bryan wanted to know the specifics of the lot prices and when the petitions were signed.

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote, (Chairman Wheeler absent) approved the project and authorized the Department of Utility Services to proceed with the engineering design work and negotiate a contract for survey services, with one of the approved survey consultants, in preparation for the Special Assessment project, as recommended in the memorandum of October 22, 2007.

11.J.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

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Davis, the Board by a 4-0 vote (Chairman Wheeler absent) approved the total project amount estimated to be \$22,418.33, and authorized the Chairman to execute Work Authorization No. 2007-012 with Underground Utilities, Inc. for \$13,859.56, as recommended in the memorandum of October 24, 2007.

WORK AUTHORIZATION ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

11.J.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

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved Addendum No. 1 to Work Order No. 1 with CDM in the amount of \$120,304.00 to provide engineering design, permitting and construction services for relocation of the Biosolids Dewatering Facility to the County Landfill Site, and authorized the Chairman to execute the same, as recommended in the memorandum of October 29, 2007.

AMENDMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

12. COUNTY ATTORNEY MATTERS

12.A. DEMOLITION LIENS

Deputy County Attorney William DeBaal informed the Board that this dealt with the County having demolished dilapidated and unsafe structures on eight properties throughout the County. He said the Board approved this in 2006, with Resolutions in October and July. After having demolished the unsafe structures, the Contractor submitted their costs to the County. Attorney DeBaal requested the Board approve the costs as a lien to be assessed against the properties where the structures once stood.

Glenn Legwen, 5900 5th Street, S.W., told the Board that the County not only destroyed certain structures, but they also “carted away” a number of items that should not have been taken. He did not feel that a lien should be placed on his property since items were taken that would have allowed him to continue his nursery business.

County Attorney William Collins explained to Mr. Legwen that the lien represents the cost to remove the unsafe structures, and that he had been given ample opportunity to remove any personal property from the demolition site.

Attorney DeBaal agreed with Attorney Collins and added that he had gone out to the property during the inspection with Mr. Legwen pursuant to the warrant, and he also went out when the demolition contractor arrived on site. He clarified that the items Mr. Legwen referred to were items that were mixed in with the rubble, parts of the building that had fallen down or been discarded, and had been laying there for years. Attorney DeBaal further explained that the demolition contractor followed the instructions that had been provided, and he was supposed to

clear the site after the demolition so there would not be any debris left behind that could become airborne.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Chairman Wheeler absent) approved the lien amounts and authorized the Chairman to sign the liens for recordation in the public records, as recommended in the memorandum of October 18, 2007.

DEMOLITION LIENS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

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 - NONE

13.D. COMMISSIONER JOSEPH E. FLESCHER - NONE

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

14. SPECIAL DISTRICTS AND BOARDS

The Chairman announced that immediately upon adjournment of the Board of County Commissioners meeting, the Board would reconvene as the Board of Commissioners of

the Emergency Services District. Those Minutes are being prepared separately and appended to this document.

14.A. EMERGENCY SERVICES DISTRICT

14.A.1. APPROVAL OF MINUTES – MEETING OF OCTOBER 23, 2007

**14.A.2. AUTHORIZATION FOR FINAL PAYMENT AND RELEASE OF RETAINAGE
TO BARTH CONSTRUCTION, INC. FOR THE RECONSTRUCTION OF FIRE
RESCUE STATION #4**

**14.A.3. AUTHORIZATION FOR FINAL PAYMENT AND RELEASE OF RETAINAGE
TO BARTH CONSTRUCTION, INC. FOR THE RECONSTRUCTION OF FIRE
RESCUE STATION #5**

**14.A.4. DESIGN SERVICES CONTRACTS (PART I AGREEMENTS) WITH BARTH
CONSTRUCTION, INC. FOR THE CONSTRUCTION OF FIRE RESCUE
STATION 9**

14.B. SOLID WASTE DISPOSAL DISTRICT - NONE

14.C. ENVIRONMENTAL CONTROL BOARD - NONE

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 11:30 a.m.

ATTEST:

Jeffrey K. Barton, Clerk

Sandra L. Bowden, Vice Chair

Minutes Approved: _____

BCC/LAA/2007Minutes