



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

**COMMISSION AGENDA**

**TUESDAY, JANUARY 8, 2008 - 9:00 A.M.**

**County Commission Chamber  
Indian River County Administration Complex  
1801 27<sup>th</sup> Street, Building A  
Vero Beach, Florida, 32960-3388  
www.ircgov.com**

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**COUNTY COMMISSIONERS**

<b>Sandra L. Bowden, Chairman</b>	<b>District 5</b>	<b>Joseph A. Baird, County Administrator</b>
<b>Wesley S. Davis, Vice Chairman</b>	<b>District 1</b>	<b>William G. Collins II, County Attorney</b>
<b>Joseph E. Flescher</b>	<b>District 2</b>	<b>Jeffrey K. Barton, Clerk to the Board</b>
<b>Peter D. O'Bryan</b>	<b>District 4</b>	
<b>Gary C. Wheeler</b>	<b>District 3</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>  | Jim Davis, Public Works Director      |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | Joseph A. Baird, County Administrator |
| <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 on Winter Fest, Joint Program by Indian River County Recreation Department and Pointe West, by Chuck Mechling. |                                       |

<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	<b><u>PAGE</u></b>
A.	Regular Meeting of December 4, 2007	
B.	Regular Meeting of December 11, 2007	
<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	
A.	Approval of Warrants – December 7 to December 13, 2007 (memorandum dated December 13, 2007)	1-8
B.	Approval of Warrants – December 14 to December 20, 2007 (memorandum dated December 20, 2007)	9-15
C.	Approval of Warrants – December 21 to December 27, 2007 (memorandum dated December 27, 2007)	16-22
D.	2008 BCC Committee Re-Assignments (memorandum dated January 3, 2008)	23-28
E.	2008 Committee Appointments and Re-Appointments (memorandum dated January 3, 2008)	29-62
F.	Resignation of District 3 Appointee to Board of Zoning Adjustments (memorandum dated December 19, 2007)	63-64
G.	Appointment of Town of Indian River Shores Representative Appointee to the Metropolitan Planning Organization Citizens Advisory Committee (memorandum dated December 19, 2007)	65-67
H.	Blanket Authorization for Commissioners to Attend Assigned Committee Meetings Out of County (memorandum dated December 19, 2007)	68
I.	2007 Election of School Planning Citizens Oversight Committee Chairman and Vice Chairman (memorandum dated December 19, 2007)	69
J.	2008 Committee Appointments for the Indian River County School District (memorandum dated January 2, 2008)	70-77
K.	Acquisition of Right-of-Way Along 66 <sup>th</sup> Avenue (memorandum dated December 28, 2007)	78-110

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D)</u></b>	<b><u>PAGE</u></b>
	<b>L.</b> 37 <sup>th</sup> Street Project – Kovaleski (memorandum dated December 31, 2007)	111-115
	<b>M.</b> Aggregate Mining Resolution (memorandum dated December 31, 2007)	116-118
	<b>N.</b> Request Permission to Advertise to Hold Public Hearing to Adopt an Ordinance to Designate an Official County Seal (memorandum dated December 26, 2007)	119-120
	<b>O.</b> Right-of-Way Acquisition, Cathy Sue Woolsey, Powerline Road (70 <sup>th</sup> Avenue) (memorandum dated December 20, 2007)	121-129
	<b>P.</b> Wabasso Beach Park Restoration; Contract Bidding Documents; Times of Completion, Liquidated Damages, & Bonus Payments (memorandum dated December 27, 2007)	130-131
	<b>Q.</b> Approval of Bid Award for IRC Bid # 2008016 Demolition of Structures, Building Division (memorandum dated December 18, 2007)	132-138
	<b>R.</b> Appointment of Indian River County Representatives to the Alliance of Okeechobee & The Treasure Coast (memorandum dated December 27, 2007)	139
	<b>S.</b> Declare Excess Equipment Surplus for Sale or Disposal General Services/Purchasing Division (memorandum dated December 31, 2007)	140-154
	<b>T.</b> FDEP Beach Restoration Project Agreement 07IR3 (memorandum dated December 21, 2007)	155-177
	<b>U.</b> Work Order No. 4, (Engineering/Surveying) – Full & Final Payment, Carter Associates, Inc., Fender Parcel Boundary Survey, CR510 and US Highway No. 1 (memorandum dated December 27, 2007)	178-179
	<b>V.</b> Miscellaneous Budget Amendment 003 (memorandum dated January 2, 2008)	180-187

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D)</u></b>	<b><u>PAGE</u></b>
	<b>W.</b> Right-of-Way Acquisition, Harry and Pauline Jones, Powerline Road (70 <sup>th</sup> Avenue) (memorandum dated December 27, 2007)	188-198
	<b>X.</b> Right-of-Way Acquisition 66 <sup>th</sup> Avenue South of 8 <sup>th</sup> Street, William C. and Eva Z. Graves (memorandum dated December 19, 2007)	199-208
	<b>Y.</b> Work Order No. 5 (Engineering/Surveying), Carter Associates, Inc., Old Dixie Highway Study from CR512 to US Highway No. 1 (memorandum dated December 26, 2007)	209-215
	<b>Z.</b> 1 <sup>st</sup> Road from 35 <sup>th</sup> Avenue to 32 <sup>nd</sup> Avenue Water System Conflict Resolutions, UCP No. 2984 WIP No. 47123536-044699-07526, Approval of Final Payment to Contractor, Underground Utilities, Inc., and Release of Retainage (memorandum dated December 14, 2007)	216-220
	<b>AA.</b> Bent Pine Lift Stations No. 68 and 69 Upgrade and Generator Additions, Approval of Final Payment to Schulke, Bittle & Stoddard, L.L.C. for Engineering Services, W.I.P. Nos. 472-169000-07513 and 471-23536-044699-07513, UCP No. 2806 (memorandum dated December 31, 2007)	221-223
	<b>BB.</b> 6-Inch Force Main on 65 <sup>th</sup> Street from Old Dixie Highway to Lateral G Canal, Approval of Final Payment to SPS Contracting, Inc. for Construction Services, W.I.P. No. 472-169000-06545, UCP No. 2709 (memorandum dated December 18, 2007)	224-230
	<b>CC.</b> Final Payment to Brown and Caldwell for the Development of a Reclaimed Water Implementation Plan WO#3-UCP-2747 (memorandum dated December 21, 2007)	231-235
	<b>DD.</b> Property Acquisition, 8525 U.S. Highway 1 (northwest corner of the intersection of CR510 and US1) (memorandum dated December 28, 2007)	236-242
	<b>EE.</b> Release of Retainage, Applied Technology and Management, Inc., Work Order #4 (memorandum dated December 31, 2007)	243-245

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D)</u></b>	<b><u>PAGE</u></b>
	<b>FF.</b> Approval of Bid Award and Sample Agreement for IRC Bid # 2008025, South Oslo Riverfront Conservation Area Reforestation Project, Community Development Department (memorandum dated December 21, 2007)	246-255
	<b>GG.</b> IRC Jail Expansion – Reduction of Retainage (memorandum dated January 3, 2008)	256-260
<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
	None	
<b>9.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A. <u>PUBLIC HEARINGS</u></b>	
	<b>1.</b> Consideration of Proposed Amendments to Chapter 973 Public Nuisance for Weed Maintenance Regulations and the Nuisance Abatement Process (memorandum dated December 14, 2007)	261-295
	<b>Legislative</b>	
	<b>2.</b> Pointe West of Vero Beach, Ltd.’s Request to Modify the Approved Planned Development (PD) Conceptual Plan for Pointe West (memorandum dated December 28, 2007)	296-306
	<b>Legislative</b>	
	<b>3.</b> Consideration of Proposed LDR Amendments to Chapter 910, Concurrency Regulations, and Allowances for “Vesting” Concurrency (Continued from Meeting of December 11, 2007) (memorandum dated December 27, 2007)	307-318
	<b>Legislative</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.	
	<b>1.</b> Request to Speak from Dr. Stephen J. Faherty, Sr. Regarding Petition from Board to City of Vero Beach for Change in Electric Service Provider	319-322

9. **PUBLIC ITEMS**

**PAGE**

C. **PUBLIC NOTICE ITEMS**

1. **Notice of Scheduled Public Hearing for January 15, 2008:**

Kennedy Groves, Inc./510, LLC Request to Abandon a Segment of  
86<sup>th</sup> Street between 47<sup>th</sup> Avenue and CR510, and a Segment of 46<sup>th</sup>  
Avenue between 86<sup>th</sup> Place and CR510 in Wabasso  
(memorandum dated December 27, 2007)

323

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Legislative

10. **COUNTY ADMINISTRATOR MATTERS**

None

11. **DEPARTMENTAL MATTERS**

A. **Community Development**

None

B. **Emergency Services**

None

C. **General Services**

None

D. **Human Resources**

None

E. **Human Services**

None

F. **Leisure Services**

None

G. **Office of Management and Budget**

None

H. **Recreation**

None

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b><u>I. Public Works</u></b>	
	1. Award of Bid # 2008012, CR512, Phase IV (memorandum dated December 19, 2007)	324-350
	<b><u>J. Utilities Services</u></b>	
	1. Rockridge Storm Water Protection (memorandum dated January 3, 2007)	351-352
	2. SR60 from 66 <sup>th</sup> Avenue to 84 <sup>th</sup> Avenue Conflict Resolution with FDOT Drainage, Pavement and Traffic Signal Improvements, Approval of Work Orders for Engineering Design Services to Retain Schulke, Bittle & Stoddard and Masteller, Moler, Reed & Taylor and Approval of Project for Public Bid, UCP #3026 (memorandum dated December 18, 2007)	353-383
<b>12.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	None	
<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b><u>A. Commissioner Sandra L. Bowden, Chairman</u></b>	
	None	
	<b><u>B. Commissioner Wesley S. Davis, Vice Chairman</u></b>	
	None	
	<b><u>C. Commissioner Joseph E. Flescher</u></b>	
	None	
	<b><u>D. Commissioner Peter D. O'Bryan</u></b>	
	None	
	<b><u>E. Commissioner Gary C. Wheeler</u></b>	
	None	

14. **SPECIAL DISTRICTS AND BOARDS**

**PAGE**

A. **Emergency Services District**

1. Approval of Minutes Regular Meeting of December 11, 2007
  
2. Contract with Barth Construction, Inc. to Pour the Foundation and Drive Areas for the New Fire Training Facility (memorandum dated December 31, 2007)

384-398

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.*