



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

**COMMISSION AGENDA**

**TUESDAY, FEBRUARY 5, 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><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>  | Father Tri Tang Pham<br>St. Helen Catholic Church |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | Commissioner Sandra L. Bowden, Chairman           |
| <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 Designating February 23, 2008, as Mental Health Association in Indian River County Day | 1   |
| <b>B.</b> | Presentation of Proclamation Honoring 2-1-1 Awareness Week, February 11 – 17, 2008                                  | 2   |

| <b>5.</b>                                   | <b><u>PROCLAMATIONS and PRESENTATIONS</u></b>  | <b><u>PAGE</u></b> |
|---|--|--------------------|
| C.  | Presentation of Proclamation Honoring Quail Valley Charities, Inc.   | 3                  |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| D.  | Presentation by Donna Barone, President, Sebastian River High School Rowing Sharks Booster Club  |                    |
| E.  | Presentation by Julianne R. Price and the West Wabasso Civic Progressive League  | 4-22               |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| <b>6.</b>                                   | <b><u>APPROVAL OF MINUTES</u></b>  |                    |
| A.  | Regular Meeting of January 8, 2008   |                    |
| B.  | Regular Meeting of January 15, 2008  |                    |
| <br>  |  |                    |
| <b>7.</b>                                   | <b><u>CONSENT AGENDA</u></b>   |                    |
| A.  | Approval of Warrants – January 11 – 17, 2008<br>(memorandum dated January 17, 2008)  | 23-29              |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| B.  | Approval of Warrants – January 18 – 24, 2008<br>(memorandum dated January 24, 2008)  | 30-37              |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| C.  | Investment Committee Report for the Quarter Ending 12/31/07<br>(memorandum dated January 29, 2008)   | 38-51              |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| D.  | Federal Election Activities Funds County Match<br>(letter dated January 16, 2008)  | 52-72              |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| E.  | Resignation of Attorney Appointee to Historic Resources Advisory Committee<br>(memorandum dated January 22, 2008)                            | 73-74              |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| F.  | Resignation of District 1 Appointee to Emergency Services District Advisory Committee<br>(memorandum dated January 23, 2008)                 | 75                 |
| <hr style="border-top: 1px dashed black;"/> |  |                    |
| G.  | 2008 Election of Indian River County Conservation Lands Advisory Committee Chairman and Vice Chairman<br>(memorandum dated January 22, 2008) | 76                 |
| <hr style="border-top: 1px dashed black;"/> |  |                    |

| <b>7.</b> | <b><u>CONSENT AGENDA</u></b>  | <b><u>PAGE</u></b> |
|-----------|---|--------------------|
|           | <b>H.</b> 2008 Election of Beach and Shores Preservation Committee Chairman and Vice Chairman<br>(memorandum dated January 22, 2008)  | 77                 |
|           | <b>I.</b> 2008 Election of Indian River County Historic Resources Advisory Committee Chairman and Vice Chairman<br>(memorandum dated January 23, 2008)  | 78                 |
|           | <b>J.</b> 2008 Election of Indian River County Agriculture Advisory Committee Chairman and Vice Chairman<br>(memorandum dated January 23, 2008)   | 79                 |
|           | <b>K.</b> Recognition of Appointee to the Transportation Disadvantaged Local Coordinating Board (Florida Department of Children and Families Appointment)<br>(memorandum dated December 29, 2008) | 80-81              |
|           | <b>L.</b> Recognition of Appointee to the Transportation Disadvantaged Local Coordinating Board (Florida Department of Transportation Appointment)<br>(memorandum dated December 29, 2008)        | 82-83              |
|           | <b>M.</b> 2008 Election of Emergency Services District Advisory Committee Chairman and Vice Chairman<br>(memorandum dated January 22, 2008)   | 84                 |
|           | <b>N.</b> 2008 Election of Environmental Control Hearing Board Chairman and Vice Chairman<br>(memorandum dated January 22, 2008)  | 85                 |
|           | <b>O.</b> 2008 Election of Indian River County Construction Board of Adjustments and Appeals Chairman and Vice Chairman<br>(memorandum dated January 29, 2008)                                    | 86                 |
|           | <b>P.</b> 2008 Election of Indian River County Code Enforcement Board Chairman and Vice Chairman<br>(memorandum dated January 29, 2008)   | 87                 |
|           | <b>Q.</b> Right-of-First Refusal for Conservation Lands Resolution<br>(memorandum dated January 30, 2008)   | 88-90              |

| <b>7.</b> | <b><u>CONSENT AGENDA</u></b>   | <b><u>PAGE</u></b> |
|-----------|--|--------------------|
|           | <b>R.</b> Permission to Advertise for Public Hearing for Amendment to Ordinance No. 2003-03 Codifying and Publishing the Ordinances to Readopt the Code up to and Including Supplement 65<br>(memorandum dated January 22, 2008) | 91-94              |
|           | <b>S.</b> Proclamation Honoring William B. Robinson II on His Retirement From Department of Emergency Services Division of Fire Rescue   | 95-96              |
|           | <b>T.</b> Address Point Layer Creation, Approval of Final Payment to Contractor, Geographic Technologies Group, Inc., Professional Services Master Agreement Project 5032, Work Order #3<br>(memorandum dated January 17, 2008)  | 97-98              |
|           | <b>U.</b> IRC Judicial Complex – Security Upgrade – Release of Retainage<br>(memorandum dated January 23, 2008)  | 99-103             |
|           | <b>V.</b> Bridge Design Associates, Inc. – Release of Retainage, IRC Project No. 9920-B 16 <sup>th</sup> Street Bridge at 74 <sup>th</sup> Avenue over Rangeline Canal<br>(memorandum dated January 22, 2008)                    | 104-105            |
|           | <b>W.</b> Work Order No. 1 – Final Payment and Release of Retainage, Morgan & Eklund, Inc., Rockridge Subdivision – IRC Project No. 0737, Topographic Drainage Survey (Northern Section)<br>(memorandum dated January 23, 2008)  | 106-107            |
|           | <b>X.</b> Bridge Design Associates, Inc. – Release of Retainage, IRC Project No. 0107-B 53 <sup>rd</sup> Street Bridge over Lateral “H” Canal<br>(memorandum dated January 22, 2008)   | 108-109            |
|           | <b>Y.</b> Property Exchange for Right-of-Way Acquisition, 680 16 <sup>th</sup> Street, East of U.S. Highway 1, Thomas R. and Diane W. Nason, husband and wife<br>(memorandum dated January 21, 2008)                             | 110-117            |
|           | <b>Z.</b> Work Order No. 3 (Engineering/Surveying) Full & Final Payment, Carter Associates, Inc., Proposed 26 <sup>th</sup> Street Right-of-Way Acquisitions, Sketch and Descriptions<br>(memorandum dated January 24, 2008)     | 118-119            |
|           | <b>AA.</b> Oslo Ventures LLC, Stormwater Retention Pond, Oslo Road Improvements Phase II<br>(memorandum dated January 22, 2008)  | 120-127            |

| <b>7.</b>  | <b><u>CONSENT AGENDA</u></b>   | <b><u>PAGE</u></b> |
|------------|--|--------------------|
| <b>BB.</b> | 43 <sup>rd</sup> Avenue Stormwater Retention Area, Right-of-Way, Vero Beach Lodge # 1822, Loyal Order of The Moose, 226 43 <sup>rd</sup> Avenue, Vero Beach, Florida<br>(memorandum dated January 21, 2008)                | 128-139            |
| <b>CC.</b> | Property Acquisition, 9255 93 <sup>rd</sup> St – South Side of SR 510, 405 ft. West of SR A1A<br>(memorandum dated January 11, 2008)   | 140-198            |
| <b>DD.</b> | CR 512, Phase IV – Project #9611, Geotechnical Services Work Order #2, Dunkelberger Engineering & Testing, Inc.<br>(memorandum dated January 24, 2008)   | 199-214            |
| <b>EE.</b> | Holiday Builders Inc.’s Request for Final Plat Approval for a Subdivision to be Known as The Gardens at River Grove ( <b>Quasi-Judicial</b> )<br>(memorandum dated January 23, 2008)                                       | 215-249            |
| <b>FF.</b> | Approval to Allow the Exhibition of a Photo Display on Behalf of the Children’s Home Society in the New County Administration Building<br>(memorandum dated January 29, 2008)  | 250-256            |
| <b>GG.</b> | Approval of Bid Award for IRC Bid # 2008026, Uniform Shirts for Fire Rescue, Department of Emergency Services Department<br>(memorandum dated January 14, 2008)  | 257-264            |
| <b>HH.</b> | 2008/2009 Budget Workshop / Hearing Schedule<br>(memorandum dated January 28, 2008)  | 265                |
| <b>II.</b> | Sheriff Request to Remove Utility Costs from 2008/2009 Budget, Miscellaneous Budget Amendment 005<br>(memorandum dated January 29, 2008)   | 266-269            |
| <b>JJ.</b> | Phase 2 Force Main for West Wastewater Transmission System, UCP No. 2628, Approval of Final Payment to Contractor, SPS Contracting, Inc. of Vero Beach, Fl and Release of Retainage<br>(memorandum dated January 23, 2008) | 270-274            |
| <b>KK.</b> | Phase 1 Force Main for West Wastewater Transmission System, UCP No. 2628, Approval of Final Payment to Contractor, SPS Contracting, Inc. of Vero Beach, Fl and Release of Retainage<br>(memorandum dated January 23, 2008) | 275-280            |

| <b>7.</b>  | <b><u>CONSENT AGENDA</u></b>   | <b><u>PAGE</u></b> |
|------------|--|--------------------|
| <b>LL.</b> | Civil Engineering and Land Surveying Agreement for CR 510 from CR 512 to 75 <sup>th</sup> Court – Amendment No. 3 to Finalize the Preliminary Engineering Report<br>(memorandum dated January 18, 2008)  | 281-285            |
| <b>MM.</b> | Award of Bid # 2008022, 53 <sup>rd</sup> Street Bridge over Lateral H Canal, IRC No. 0107B, 56 <sup>th</sup> Place bridge over North Relief Canal, IRC No. 9920B, 16 <sup>th</sup> Street Bridge at 74 <sup>th</sup> Avenue over Rangeline Canal, IRC No. 0611B<br>(memorandum dated January 29, 2008) | 286-303            |
| <b>NN.</b> | Acquisition of Right-of-Way Along 66 <sup>th</sup> Ave<br>(memorandum dated January 30, 2008)  | 304-317            |
| <b>OO.</b> | Authorization to Attend FGFOA 2008 Annual Conference<br>(memorandum dated January 30, 2008)  | 318                |
| <b>8.</b>  | <b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>  |                    |
|            | None   |                    |
| <b>9.</b>  | <b><u>PUBLIC ITEMS</u></b>   |                    |
| <b>A.</b>  | <b><u>PUBLIC HEARINGS</u></b>  |                    |
| <b>1.</b>  | Continued Hearing from December 4, 2007: Request by Billy L. Hitchcox for a Variance from the Requirements of the Subdivision Ordinance (Chapter 913) for a Mobile Home Development at 48 <sup>th</sup> Avenue and 43 <sup>rd</sup> Street<br>(memorandum dated January 28, 2008)                      | 319-341            |
|            | <b>Quasi-Judicial</b>  |                    |
| <b>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 Kris Meade Regarding Water Department Procedures Related to Accounts, Payments, Deposits, Collection of Delinquencies  | 342                |

9. **PUBLIC ITEMS**

**PAGE**

C. **PUBLIC NOTICE ITEMS**

1. Notice of Scheduled Public Hearings for February 12, 2008:  
(memorandum dated January 22, 2008)

343

A. Amend Section 201.08.H of the code to remove the requirement of interest payment on water and sewer deposits

B. Amend the Rate Resolution to remove the 2.5% per annum interest rate payable on water and sewer deposits

**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

| <b>11.</b> | <b><u>DEPARTMENTAL MATTERS</u></b>  | <b><u>PAGE</u></b> |
|------------|---|--------------------|
|            | <b>H. <u>Recreation</u></b>   |                    |
|            | None  |                    |
|            | <b>I. <u>Public Works</u></b>   |                    |
|            | None  |                    |
|            | <b>J. <u>Utilities Services</u></b>   |                    |
|            | 1. 17 <sup>th</sup> Street East of 5 <sup>th</sup> Avenue Water Main Replacement Project to Serve the Rockridge Neighborhood, UCP No. 3043<br>(memorandum dated January 23, 2008)   | 344-347            |
|            | 2. South County Reverse Osmosis Water Treatment Plant, Professional Services by Kimley-Horn & Associates, Inc. for Upgrades and Modifications at South County RO Facility – Work Order No. 14 Amendment No. 2<br>(memorandum dated January 17, 2008)  | 348-356            |
|            | 3. 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, Preliminary Assessment Resolutions I and II<br>(memorandum dated January 23, 2008) | 357-371            |
| <b>12.</b> | <b><u>COUNTY ATTORNEY MATTERS</u></b>   |                    |
|            | A. Vero Lake Estates “Green Park”<br>(memorandum dated January 30, 2008)  | 372-375            |
| <b>13.</b> | <b><u>COMMISSIONERS ITEMS</u></b>   |                    |
|            | <b>A. <u>Commissioner Sandra L. Bowden, Chairman</u></b>  |                    |
|            | None  |                    |
|            | <b>B. <u>Commissioner Wesley S. Davis, Vice Chairman</u></b>  |                    |
|            | 1. Request from the Friends of Historic Roseland for Written Support to the Sebastian City Council for the Creation of a Sebastian Airport Advisory Committee<br>(memorandum dated January 23, 2008)  | 376-379            |



| <b>13.</b> | <b><u>COMMISSIONERS ITEMS</u></b>  | <b><u>PAGE</u></b> |
|------------|--|--------------------|
|            | <b>C. <u>Commissioner Joseph E. Flescher</u></b>   |                    |
|            | None   |                    |
|            | <b>D. <u>Commissioner Peter D. O'Bryan</u></b>   |                    |
|            | None   |                    |
|            | <b>E. <u>Commissioner Gary C. Wheeler</u></b>  |                    |
|            | None   |                    |
| <br>       |  |                    |
| <b>14.</b> | <b><u>SPECIAL DISTRICTS AND BOARDS</u></b>   |                    |
|            | <b>A. <u>Emergency Services District</u></b>   |                    |
|            | None   |                    |
|            | <b>B. <u>Solid Waste Disposal District</u></b>   |                    |
|            | 1. Approval of Minutes Meeting of January 15, 2008   |                    |
|            | 2. Waste Hauling Franchise<br>(memorandum dated January 28, 2008) .....  | 380-381            |
|            | 3. Amendment No. 1 to Work Order No. 8 – Camp Dresser & McKee,<br>Inc. for Additional Engineering Services Related to the 2007<br>Annual Financial Assurance Report<br>(memorandum dated January 14, 2008) ..... | 382-388            |
|            | 4. Work Order No. 10 to Camp Dresser & McKee, Inc. for<br>Engineering Services with the 2008 Annual Financial Reports &<br>General Technical Assistance<br>(memorandum dated January 14, 2008) .....             | 389-397            |
|            | <b>C. <u>Environmental Control Board</u></b>   |                    |
|            | 1. Approval of Minutes Meeting of October 16, 2007   |                    |
|            | 2. Release of Lien Filed in Environmental Control Hearing Board,<br>Case No. 356-02<br>(memorandum dated January 11, 2008) .....   | 398-403            |

**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.***