



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

**COMMISSION AGENDA**

**TUESDAY, MAY 20, 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>  | Detective Teddy Floyd, Indian River County Sheriff's Office – Crime Prevention Unit |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>  | Commissioner Wesley S. Davis, Vice 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 May 31 <sup>st</sup> as Hurricane Preparedness Day and the Month of June as Hurricane Awareness Month in Indian River County | 1   |
| <b>B.</b> | Children's Services Advisory Committee Presentation by Erin Grall and Lou April   |   |

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	C. Keep Indian River Beautiful and Indian River County Solid Waste Disposal District Presentation – Clean Sweeps Challenge	
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	A. Regular Meeting Minutes of April 8, 2008	
	B. Regular Meeting Minutes of April 15, 2008	
	C. Regular Meeting Minutes of April 22, 2008	
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
	A. Reports on File in the Office of the Clerk to the Board: Report of Convictions – Month of April 2008	
	B. Resignation of Environmentalist Appointee to Professional Services Advisory Committee (memorandum dated May 13, 2008)	2-3
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
	A. Approval of Warrants – May 2, 2008 thru May 8, 2008 (memorandum dated May 8, 2008)	4-10
	B. Work Order No. 3 for Professional Services with G. K. Environmental, Inc. for 39 <sup>th</sup> Avenue between 69 <sup>th</sup> Street & 71 <sup>st</sup> Street. IRC Project No. 0422 (memorandum dated May 12, 2008)	11-16
	C. Eagle Trace Subdivision – Phase 2 – Project # 0813, Geotechnical Services Work Order #4, Dunkelberger Engineering & Testing, Inc. (memorandum dated May 8, 2008)	17-23
	D. Work Order No. 8 (Engineering/Surveying), Carter Associates, Inc. – Full and Final Pay Additional Survey Services – Proposed Oslo Road and Boat Ramp, Indian River County Project No. 0381 (memorandum dated May 12, 2008)	24-25

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
<b>E.</b>	Final Release of Retainage for the Professional Engineering/Land Surveying Services for the Old Dixie Highway Bridge over the South Relief Canal, Indian River County Project No. 0205 (memorandum dated May 8, 2008)	26-27
<b>F.</b>	G. K. Environmental, Inc., Work Order No. 2 Final Pay & Release of Retainage, 39 <sup>th</sup> Avenue between 69 <sup>th</sup> Street and 71 <sup>st</sup> Street, Indian River County Project No. 0422 (memorandum dated May 7, 2008)	28-29
<b>G.</b>	Oslo Road Bridge Replacements and Roadway Widening, Engineering Services – Final Release of Retainage, Kimley-Horn & Associates, Inc. Amendment No. 7 (memorandum dated May 12, 2008)	30-31
<b>H.</b>	Work Order #12, Applied Technology and Management Inc., Sector 7 Beach Restoration, Summer 2008 Post Construction Monitoring (memorandum dated May 12, 2008)	32-44
<b>I.</b>	Work Order #13, Applied Technology and Management Inc., Year 3 Mitigation Reef Monitoring (memorandum dated May 12, 2008)	45-56
<b>J.</b>	Right-of-Way Acquisition, Lazy J, LLC, a Florida Limited Liability Company, 2075 – 2085 43 <sup>rd</sup> Avenue, Vero Beach, Fl (memorandum dated May 13, 2008)	57-64
<b>K.</b>	North American Properties I (NAP I) Developer Agreement for Developer Widening of 53 <sup>rd</sup> Street Between US1 and NAP I East Property Line (memorandum dated May 3, 2008)	65-82
<b>L.</b>	North American Properties II (NAP II) Developer Agreement for Developer Widening of 53 <sup>rd</sup> Street Between Old Dixie Highway and US1 (memorandum dated May 4, 2008)	83-99
<b>M.</b>	Right-of-Way Acquisition Vero Investment 53 LLC, a Florida Company, 5298 Old Dixie Highway, south of 53 <sup>rd</sup> Street, Vero Beach, Florida (memorandum dated May 14, 2008)	100-110

**9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

None

<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	<b><u>PAGE</u></b>
<b>A. <u>PUBLIC HEARINGS</u></b>		
1.	Public Hearing to Consider Revenue Distribution Formula for 6¢ Local Option Gas Tax (memorandum dated May 2, 2008) <b>Administrative</b>	111-115
 <b>B. <u>PUBLIC DISCUSSION ITEMS</u></b>		
Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.		
1.	Request to Speak from Dian George Regarding Szechuan Palace Restaurant	116
2.	Request to Speak from Dian George Regarding Voter approved Veterans exemption passing on 2007 ballot	117
3.	Request to Speak from Joseph Guffanti Regarding My Tax Dollars	118
4.	Request to Speak from Fred Mensing and Douglas Vitunac Regarding Repeal of Resolution 2008-043	119
5.	Request to Speak from Timothy J. Scannell Regarding Road Maintenance for 87 <sup>th</sup> Street West of CR 512	120
 <b>C. <u>PUBLIC NOTICE ITEMS</u></b>		
None		
 <b>11.</b>	 <b><u>COUNTY ADMINISTRATOR MATTERS</u></b>	
None		
 <b>12.</b>	 <b><u>DEPARTMENTAL MATTERS</u></b>	
<b>A. <u>Community Development</u></b>		
1.	Consideration to Approve an Intergovernmental Management Agreement with the St. Johns River Water Management District for the North Sebastian Conservation Area Addition (a.k.a. Roseland Satellite Field Tract LAAC Site) (memorandum dated May 12, 2008)	121-139

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<b>B.     <u>Emergency Services</u></b>	
	None	
	<b>C.     <u>General Services</u></b>	
	None	
	<b>D.     <u>Human Resources</u></b>	
	None	
	<b>E.     <u>Human Services</u></b>	
	None	
	<b>F.     <u>Leisure Services</u></b>	
	None	
	<b>G.     <u>Office of Management and Budget</u></b>	
	None	
	<b>H.     <u>Recreation</u></b>	
	None	
	<b>I.     <u>Public Works</u></b>	
	None	
	<b>J.     <u>Utilities Services</u></b>	
	1.     27 <sup>th</sup> Drive Petition Water Service, Indian River County Project No. UCP-2906, Resolution IV – Final Assessment (memorandum dated May 8, 2008)	140-154
<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	None	
<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b>A.     <u>Commissioner Sandra L. Bowden, Chairman</u></b>	
	None	

14. **COMMISSIONERS ITEMS** **PAGE**
- B. **Commissioner Wesley S. Davis, Vice Chairman**  
None
- C. **Commissioner Joseph E. Flescher**  
None
- D. **Commissioner Peter D. O'Bryan**  
1. Request for approval by the Board of County Commissioners to send a letter in support of the proposed Sector 3 Restoration Project (memorandum dated May 13, 2008) ..... 155-157
- E. **Commissioner Gary C. Wheeler**  
None
15. **SPECIAL DISTRICTS AND BOARDS**
- A. **Emergency Services District**  
None
- B. **Solid Waste Disposal District**  
None
- C. **Environmental Control Board**  
None
16. **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.***