



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

TUESDAY, AUGUST 12, 2008 - 9:00 A.M.

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

COUNTY COMMISSIONERS

Sandra L. Bowden, Chairman	District 5	Joseph A. Baird, County Administrator
Wesley S. Davis, Vice Chairman	District 1	William G. Collins II, County Attorney
Joseph E. Flescher	District 2	Jeffrey K. Barton, Clerk to the Board
Peter D. O'Bryan	District 4	
Gary C. Wheeler	District 3	

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| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> |
| 2. | <u>INVOCATION</u> | Pastor Roger Ball, Immanuel Church |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Wesley S. Davis, Vice Chairman |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | |
| | A. | Diamond R. Litty, Public Defender, 19 th Circuit Public Defender's Office |
| | B. | Presentation of Proclamation Designating the Month of August, 2008 as
Cigarette Litter Prevention Month |
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6. APPROVAL OF MINUTES

- A. Regular Meeting of June 10, 2008
- B. Regular Meeting of June 17, 2008
- C. Special Call Joint Meeting, June 19, 2008
Interlocal Agreement/ISBA
- D. Regular Meeting of July 1, 2008
- E. Regular Meeting of July 8, 2008

7. INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION

- A. Member-at-Large Appointee Vacancy on Land Acquisition Advisory Committee
(memorandum dated July 22, 2008) 2
- B. Sebastian River Area Chamber of Commerce Appointment to the Economic Development Council
(memorandum dated July 24, 2008) 3-4
- C. 2008 Election of School Planning Citizens Oversight Committee Chairman and Vice Chairman
(memorandum dated July 31, 2008) 5
- D. 2008 Election of Affordable Housing Advisory Committee (AHAC) Chairman and Vice Chairman
(memorandum dated July 14, 2008) 6
- E. Resignation of Business in Enterprise Zone Appointee to Enterprise Zone Development Agency
(memorandum dated July 14, 2008) 7-8

8. CONSENT AGENDA

- A. Dori Slosberg Driver Education Safety Act, Indian River County Traffic Education Program Trust Fund
(memorandum dated July 16, 2008) 9-10

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	B. Increase Capitalization Threshold for Capital Assets (memorandum dated August 1, 2008)	11
	C. Indian River County Investment Advisory Committee, Quarterly Investment Report for the Quarter Ending 6/30/08 (memorandum dated August 1, 2008)	12-24
	D. Approval of Warrants – July 3, 2008 thru July 10, 2008 (memorandum dated July 10, 2008)	25-31
	E. Approval of Warrants – July 11, 2008 thru July 17, 2008 (memorandum dated July 17, 2008)	32-39
	F. Approval of Warrants – July 18, 2008 thru July 24, 2008 (memorandum dated July 24, 2008)	40-48
	G. Approval of Warrants – July 25, 2008 thru July 31, 2008 (memorandum dated July 31, 2008)	49-55
	H. Approval of Bid Award for IRC Bid # 2005051 IRC Animal Control Case Management Software (memorandum dated July 24, 2008)	56-67
	I. Approval of Renewal of the 800 MHz Communications System Infrastructure Maintenance Contract with Communications International, Inc. (memorandum dated July 29, 2008)	68-93
	J. Work Order No. 11 (Engineering/Survey) Full & Final Pay, CR510 & US Highway No. 1 Intersection Improvements Project Right-of-Way & Land Acquisition “Eldell: Parcel Boundary Survey, Carter Associates, Inc., IRC Project No. 0610, Continuing Professional Surveying & Mapping/GIS Services Contract 0725 (memorandum dated July 8, 2008)	94-95
	K. Eagle Trace Subdivision – Phase 2 – Project #0813, Dunkelberger Engineering & Testing, Inc., Work Order #4 – Release of Retainage & Final Pay (memorandum dated July 15, 2008)	96-98
	L. Miscellaneous Budget Amendment 017 (memorandum dated July 29, 2008)	99-109

8. <u>CONSENT AGENDA</u>	<u>PAGE</u>
M. Resolution Requesting Assistance from State of Florida Beach Erosion Control Program (memorandum dated July 16, 2008)	110-111
N. Local Option Gas Tax Distribution Percentages (memorandum dated July 10, 2008)	112-113
O. Approval of Bid Award for IRC Bid No. 2008058, Demolition of Five (5) Condemned Structures (memorandum dated July 22, 2008)	114-121
P. Approval of Renewal for a Class “A” Certificate of Public Convenience and Necessity for Indian River County Department of Emergency Services (memorandum dated July 14, 2008)	122-143
Q. Ratification of Documents Executed by the County Administrator or Designee, on Behalf of the Board of County Commissioners, under authority of Resolution No. 2008-096, between July 16, 2008, and August 11, 2008 (memorandum dated August 5, 2008)	144-149
R. Peter R. Tyson and Jeanne Myers Tyson’s Request for Release of an Easement at 2105 Island Drive (Lot 12, Replat of St. Christopher Harbor) (memorandum dated July 31, 2008)	150-155
S. Updated Investment Policy – two minor changes (memorandum dated August 1, 2008)	156-158
T. Civil Engineering and Land Surveying Agreement for CR 510 from 61 st Drive to Shore Lane – Amendment No. 4 (memorandum dated July 11, 2008)	159-172
U. CR 512 Phase IV, IRC Project No. 9611B, Bid Number 2008012, Change Order No. 1 (memorandum dated August 5, 2008)	173-177
V. Resolution Cancelling Taxes on Property Acquired by the City of Fellsmere for Alternate Access to Fellsmere Trailhead Preserve (memorandum dated July 21, 2008)	178-184
W. Scrivener’s Error in Resolution No. 90-160 (memorandum dated August 4, 2008)	185-192

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
X.	Dedication of Submerged Lands Located in Porpoise Bay, Unit 3, Moorings Subdivision (memorandum dated July 23, 2008)	193-200
Y.	Resolution for Appointment of “At Large” Members to Advisory Committees (memorandum dated July 18, 2008)	201-203
Z.	Release of Retainage and Final Payment to S.P.S. Contracting, Inc. CR510 Force Main Replacement UCP-2871 (memorandum dated July 25, 2008)	204-210
AA.	Work Order No. 4 for Professional Services with G. K. Environmental, Inc. for CR510 from 61 st Drive to Shore Lane (memorandum dated July 28, 2008)	211-216
BB.	Approval of Lease with Boys and Girls Club of Indian River County, Inc. for County Property on 17 th Avenue (memorandum dated August 4, 2008)	217-229
CC.	The Moorings Club Request for County 25% Cost Share to Construct Harbour Drive Sidewalk (memorandum dated July 31, 2008)	230-231
DD.	Approval of Renewal for a Class E1 Certificate of Public Convenience and Necessity for The Place at Vero Beach, Inc. to Provide Non-Emergency Wheelchair Services (memorandum dated August 4, 2008)	232-251
EE.	Addendum No. 1 to the Professional Engineering Agreement with Masteller & Moler, Inc. – Services for Design and Permitting of 17 th Lane S.W. from 27 th Avenue East Approximately 900 LF – IRC Project No. 0803 (memorandum dated August 5, 2008)	252-257
FF.	Fellsmere 392 Developer’s Agreement for Developer Contributions to Roadway Improvements on County Road 512 (memorandum dated August 7, 2008)	258-275

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
A. <u>PUBLIC HEARINGS</u>		
1.	PLC LLC’s Request to Rezone ± 2.61 Acres from CH to CG (memorandum dated July 15, 2008) Quasi-Judicial	276-311
B. <u>PUBLIC DISCUSSION ITEMS</u>		
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 Ardra Rigby Regarding Recycling Decision	312
2.	Request to Speak from William Rigby Regarding Decision made on Recycle and Waste on July 15, 2008	313
3.	Request to Speak from Brian Kofke Regarding Cameras at Traffic Lights	314
4.	Request to Speak from Sandra Blakley, Dog Kidz Country Daycare & Boarding, Regarding Application of Kennel Set Backs to Non-Kennel Portion of Property	315
5.	Request to Speak from Dr. Stephen J. Faherty, Sr. Regarding Support for County Resolution on Electric Utility Referendum	316
6.	Request to Speak from Bill Glynn, President, North Beach Civic Association, Regarding Condemnation and Removal of Unsafe Residential Structure located at 9856 Doubloon Drive, Summerplace	317
7.	Request to Speak from Charlie Wilson, Media Arts Group, Representing Imagine Schools Regarding Proposed Site Plan Condition Amendment 4 th Street Left Turn Lane	318
C. <u>PUBLIC NOTICE ITEMS</u>		
1.	<u>Notice of Scheduled Public Hearing – August 19, 2008</u> Pointe West of Vero Beach, Ltd.’s Request to Modify the Approved Planned Development (PD) Conceptual Plan for Pointe West (memorandum dated August 4, 2008) Legislative	319

11. **COUNTY ADMINISTRATOR MATTERS**

None

12. **DEPARTMENTAL MATTERS**

A. **Community Development**

1. Condemnation, Demolition and Removal of Unsafe Structures
(memorandum dated August 1, 2008) 320-332

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**

1. City of Vero Beach Utility Referendum – Requested Actions
(memorandum dated July 29, 2008) 333-339

H. **Recreation**

None

I. **Public Works**

1. Right-of-Way: Acquisition of Right-of-Way for County Road
Projects
(memorandum dated August 5, 2008) 340-347

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	J. <u>Utilities Services</u>	
	1. Consulting Services Work Order No. 7 with Schulke, Bittle & Stoddard, L.L.C. for Permitting, Design and Construction Services for a Water Main Extension on 77 th St. UCP-3086 (memorandum dated August 1, 2008)	348-354
	2. Approval of First Amendment to Developer’s Agreement and First One-Fifth Payment to Woodside Tuscany, LLC DBA Woodside Homes Southeast Florida per Developer’s Agreement for Offsite 24-Inch Master Planned Water Main (memorandum dated July 16, 2008)	355-359
	3. Work Order No. 10 with Camp Dresser and McKee, Inc. – Wellfield Maintenance and Management Services for North and South County RO Water Treatment Plants (memorandum dated August 1, 2008)	360-368
	4. West Wabasso Community Water Project – Phase II, Tim Rose Contracting, Inc., Final Payment (memorandum dated August 5, 2008)	369-374
	5. Royal Oak Mobile Home Park 4’ Compound Master Water Meter, UCP No. 3082 (memorandum dated July 30, 2008)	375-382
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Acquisition of Right-of-Way Along 66 th Ave. Encumbered by Murphy Reservations (memorandum dated July 28, 2008)	383-385
	B. Necessity of Take Resolution for a Parcel of Property Located on 16 th Street between 66 th and 74 th Avenue (memorandum dated August 1, 2008)	386-400
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Sandra L. Bowden, Chairman</u> None	
	B. <u>Commissioner Wesley S. Davis, Vice Chairman</u> None	

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
	C. <u>Commissioner Joseph E. Flescher</u>	
	None	
	D. <u>Commissioner Peter D. O'Bryan</u>	
	None	
	E. <u>Commissioner Gary C. Wheeler</u>	
	None	
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
	A. <u>Emergency Services District</u>	
	1. Construction Services Contract (Part 2 Agreement) with Barth Construction for the Replacement of Indian River County Fire Rescue Station No. 9 (memorandum dated July 17, 2008)	401-431
	B. <u>Solid Waste Disposal District</u>	
	1. Approval of Minutes – Regular Meeting of June 17, 2008	
	2. Disposal Protocol for Contaminated Soils and Permission to Advertise for Public Hearing on September 09, 2008 to Amend SWDD Rate Resolution (memorandum dated August 05, 2008)	432-437
	3. Fuel Tank Relocation from Former DOT Facility to Landfill – Work Order No. 15 to Geosyntec Consultants (memorandum dated August 5, 2008)	438-472
	4. Approval of Bid Award for IRC Bid No. 2008069 Transportation of Stabilizer to Indian River County Landfill (memorandum dated July 22, 2008)	473-479
	5. Amendment No. 1 to Work Order No. 16 to Geosyntec Consultants, Inc. (memorandum dated August 5, 2008)	480-505
	C. <u>Environmental Control Board</u>	
	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 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.