



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

TUESDAY, SEPTEMBER 15, 2009 - 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

**Wesley S. Davis, Chairman
Joseph E. Flescher, Vice Chairman
Gary C. Wheeler
Peter D. O'Bryan
Bob Solari**

**District 1
District 2
District 3
District 4
District 5**

**Joseph A. Baird, County Administrator
William G. Collins II, County Attorney
Jeffrey K. Barton, Clerk to the Board**

		<u>PAGE</u>
1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>
2.	<u>INVOCATION</u>	Pastor Greg Sempsrott, Senior Pastor, First Church of God
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Peter D. O'Bryan
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>	
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	
A.	Presentation of Proclamation Designating September 14 – 18, 2009, as Industry Appreciation Week in Indian River County, Florida	1
B.	Presentation of Proclamation Designating the Month of September as Sickle Cell Awareness Month	2
C.	Presentation of Proclamation Designating the Month of September 2009 as Workforce Development Month in Indian River County, Florida	3

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
	None	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	None	
8.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants and Wires, August 28, 2009 thru September 3, 2009 (memorandum dated September 3, 2009)	4-12
B.	Banking and Lockbox Services Contracts to Be Awarded (memorandum dated September 4, 2009)	13-22
C.	Census 2010 – Complete Count Committee (CCC) (memorandum dated August 31, 2009)	23-66
D.	Property Acquisition – Tax Roll Removal & Tax Cancellation, Properties Acquired by Indian River County and Indian River County Solid Waste Disposal District between July 10, 2009 and September 3, 2009 (memorandum dated September 4, 2009)	67-102
E.	Approval of State and Federally Funded Subgrant Agreement – Contract Number 10-BG-25-10-40-01 (memorandum dated September 4, 2009)	103-151
F.	Miscellaneous Budget Amendment 023 (memorandum dated September 9, 2009)	152-157
G.	Pump Station No. 2058 Upgrades, UCP No. 2784, Final Payment to Contractor and Release of Retainage, W.I.P. No 472-169000-09503, Bid Number 2008063 (memorandum dated September 1, 2009)	158-162
H.	16” Force Main Relocation on US1 at South Relief Canal, UCP No. 2952, Final Payment to Sheltra and Sons Construction Co., Inc. and Release of Retainage, W.I.P. No. 471-23536-044699-07522 (memorandum dated September 1, 2009)	163-167
I.	Agreement with Ken and Laura McKeller to Purchase a Portion of 31 st Avenue (memorandum dated August 26, 2009)	168-179

9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	<u>PAGE</u>
	None	
10.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Emergency Ordinance Granting Temporary Use Permit, CDS Manufacturing for a Temporary Industrial Site	180-187
	----- Legislative	
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	None	
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing September 22, 2009:</u> County Initiated Request: An Ordinance of the Board of County Commissioners of Indian River County, Florida, Amending Title X, Impact Fees, of the Code of Indian River County to Revise Appendix A, Impact Fee Rate Schedule; And Amending Code Section 1000.06 "Imposition" to Provide an Extension Temporarily Suspending for Six Months the Imposition of Impact Fees for Emergency Services Facilities, Correctional Facilities, Public Buildings Development, Law Enforcement, and Solid Waste Facilities; and, Providing for Codification; Severability; and Effective Date	188
	----- Legislative	
	2. <u>Notice of Scheduled Public Hearing September 22, 2009:</u> Mark Montgomery et al's Request to Abandon a Segment of 12 th Place SW between US 1 and 1 st Avenue SW Lying East of US1 (ROW-09-09-02/2009060031-64172)	189
	----- Legislative	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	1. OcuCue LLC's Request For a Local Jobs Grant (memorandum dated September 4, 2009)	190-213

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	B. <u>Emergency Services</u>	
	None	
	C. <u>General Services</u>	
	None	
	D. <u>Human Resources</u>	
	None	
	E. <u>Human Services</u>	
	None	
	F. <u>Leisure Services</u>	
	None	
	G. <u>Office of Management and Budget</u>	
	None	
	H. <u>Recreation</u>	
	None	
	I. <u>Public Works</u>	
	None	
	J. <u>Utilities Services</u>	
	1. Indian River County Utility Advisory Committee (UAC)	
	Recommendation for Indian River County Commission and City	
	Water and Sewer Service	
	(memorandum dated September 8, 2009)	214-216

13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Search for New County Attorney	
	(memorandum dated September 8, 2009)	217-222

	B. Stipulation concerning extended possession for 65th Avenue property	
	owners William Bethel, Charlene Brown, Ruth and William Stanbridge	
	(memorandum dated September 10, 2009)	223-246

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
A.	<u>Commissioner Wesley S. Davis, Chairman</u> None	
B.	<u>Commissioner Joseph E. Flescher, Vice Chairman</u> None	
C.	<u>Commissioner Gary C. Wheeler</u> 1. Discussion on County-Wide Policy for Dealing With Employees Charged with a DUI (no back-up)	
D.	<u>Commissioner Peter D. O'Bryan</u> None	
E.	<u>Commissioner Bob Solari</u> 1. Driving Under the Influence (memorandum dated September 9, 2009)	247-250
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15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u> 1. Invitation from John's Island Golf Club for Staff to Participate in a "Public Safety Day" Golf Outing (memorandum dated September 9, 2009)	251-253
	2. Emergency Services Station 9 Deductive Change Order No. 2 (memorandum dated September 4, 2009)	254-257
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B.	<u>Solid Waste Disposal District</u> 1. Approval of Minutes SWDD Budget – Public Hearing of July 23, 2009	
	2. Authorization to Florida Power & Light to Convert Overhead Lines to Underground Lines at the entrance to the Yard Waste Facility on the Landfill Property (memorandum dated September 8, 2009)	258-262
	3. Word Order No. 12 – Final Pay to Geosyntec Consultants, Inc. for Remedial Action Plan Modification Implementation for the Former South Gifford Road Landfill (memorandum dated September 8, 2009)	263-268
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15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	<u>PAGE</u>
	B. <u>Solid Waste Disposal District</u>	
	4. Change Order No. 1 to Barth Construction, Inc. Related to the Expansion of the Fellsmere Customer Convenience Center (memorandum dated September 4, 2009)	269-289
	5. Amendment No. 2 to Work Order No. 1 to Brown and Caldwell for Engineering Services Related to the Expansion of the Fellsmere Customer Convenience Center (memorandum dated September 4, 2009)	290-298
	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:
 Tuesday at 6:00 p.m. until Wednesday at 6:00 a.m.,
 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.***