



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

**TUESDAY, SEPTEMBER 22, 2009 - 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**

**COUNTY COMMISSIONERS**

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

		<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>	Pastor Roger Ball, Immanuel Church
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Commissioner Joseph E. Flescher, 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 Honoring Leon R. Walton for his Service on the Construction Board of Adjustments and Appeals	1
<b>B.</b>	Presentation of Proclamation in Observance of the Special Olympics Event from October 3 <sup>rd</sup> , 2009 to October 4 <sup>th</sup> , 2009	2

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	<b>C.</b> Presentation of Proclamation and Retirement Award Honoring James W. Davis, P.E. on His Retirement from Indian River County Board of County Commissioners Public Works Department with Twenty-eight years of Service	3-4
	<b>D.</b> Presentation by Gregory Vaday, Treasure Coast Regional Planning Council, on Brownfield Grant Opportunities for Indian River County (memorandum dated September 16, 2009)	5
	<b>E.</b> Presentation by Himanshu Mehta, Solid Waste Disposal District of Annual Sustainability Report, and Presentation of “Green Flag” by Cindy Hall, Florida Green Building Coalition (memorandum dated September 16, 2009)	6
	<b>F.</b> Presentation by Dr. Richard Baker, President, Pelican Island Audubon Society on Audubon House Project	7
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	None	
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
	<b>A.</b> City of Fellsmere Ordinance 09-16, Contraction of Municipal Boundaries for Tract 2125 of Township 31 South, a Fellsmere Farms Subdivision, and Redefining the City Limits, on file in the Office of the Clerk to the Board	
	<b>B.</b> Appointment of District 3 Appointee to the Board of Zoning Adjustments (memorandum dated September 11, 2009)	8-11
	<b>C.</b> 2009, District 5 Appointment to the Board of Zoning Adjustments (memorandum dated September 16, 2009)	12-21
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
	<b>A.</b> Approval of Warrants and Wires September 4, 2009 thru September 10, 2009 (memorandum dated September 10, 2009)	22-27
	<b>B.</b> Certification of the 2009 Tax Roll (memorandum dated September 8, 2009)	28-29
	<b>C.</b> Appointment of Electrical Contractor Appointee to the Construction Board of Adjustments & Appeals (memorandum dated September 11, 2009)	30-34

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	<b>D.</b> Conservation Easement for Fire Station No. 9 in Roseland (memorandum dated September 10, 2009)	35-42
	<b>E.</b> VeroLago Phase 1, Sidewalk Extension and Reduction Request, Successor Developer: Corona Vero Lago LLC, a Delaware limited liability company (memorandum dated September 15, 2009)	43-62
	<b>F.</b> 2009/2010 State of Florida Department of Health Contract (memorandum dated September 15, 2009)	63-88
	<b>G.</b> Paving and Drainage Improvements to 17 <sup>th</sup> Lane S.W. (27 <sup>th</sup> Avenue to 20 <sup>th</sup> Avenue) and 20 <sup>th</sup> Avenue (21 <sup>st</sup> Street S.W. to 17 <sup>th</sup> Lane S.W.), Project #0803, 0837, and 0838 Bid Number 2008073, Change Order No. 2 (memorandum dated September 9, 2009)	89-93
	<b>H.</b> Amendment No. 2 to Work Order No. 1, Professional Civil Engineering Services Agreement with Arcadis G&M Inc. for Widening 43 <sup>rd</sup> Avenue from Oslo Road to 8 <sup>th</sup> Street (memorandum dated September 10, 2009)	94-100
	<b>I.</b> Work Order No. 12, Masteller, Moler, Reed and Taylor, Inc., 66 <sup>th</sup> Avenue Roadway Improvements, Right-of-way Acquisitions, 53 <sup>rd</sup> Street, Boundary Survey Lewis Parcel No. 168 (memorandum dated September 9, 2009)	101-109
	<b>J.</b> Work Order No. 8, CR510 Sidewalk Improvements West of A1A, Design Survey – Topographic Survey, IRC Parcel – Sidewalk Design Project (memorandum dated September 10, 2009)	110-119
	<b>K.</b> Miscellaneous Budget Amendment 024 (memorandum dated September 16, 2009)	120-125
	<b>L.</b> Approval of Bid Award for IRC Bid No. 2010006 Annual Bid for Hydroflousilicic Acid Utilities Department (memorandum dated September 10, 2009)	126-130
	<b>M.</b> Children’s Services Advisory Committee’s Recommendation agency funding for 2009-10 and sample agency contract to be used (memorandum dated September 22, 2009)	131-138
	<b>N.</b> Amendment 1 and 2 to work Order Number 9 to Professional Bridge Design Services Agreement with Bridge Design Associates, Inc., Old Dixie Highway Bridge over south Relief Canal, Indian River County Project No. 0205 (memorandum dated September 8, 2009)	139-148

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	<b>O.</b> Approval of Bid Award for IRC Bid No. 2010004 Annual Bid for Catch Basins and Storm Water Inlets Public Works Department Road and Bridge Division (memorandum dated September 16, 2009)	149-154
	<b>P.</b> Approval of Bid Award for IRC Bid No. 2010002 Annual Bid for Asphalt Paving and Resurfacing Public Works Department Road and Bridge Division (memorandum dated September 16, 2009)	155-161
	<b>Q.</b> Approval of Bid Award for IRC Bid No. 2010003 Annual Bid for Corrugated Steel and Aluminum Pipe Public Works Department Road and Bridge Division (memorandum dated September 15, 2009)	162-169
	<b>R.</b> Approval of Bid Award for IRC Bid No. 2010009 Annual Bid for Cleaning Services Utilities Operations Center Department of Utility Services (memorandum dated September 16, 2009)	170-175
	<b>S.</b> Proclamation and Retirement Award Honoring Elizabeth G. Martin on her Retirement from Indian River County Board of County Commissioners Risk Management Division with Twenty Years Service	176-177
<b>9.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
	None	
<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A. <u>PUBLIC HEARINGS</u></b>	
	<b>1.</b> Mark Montgomery et al's Request for Abandonment of a Portion of 12 <sup>th</sup> Place SW between US Highway 1 and 1 <sup>st</sup> Avenue SW (memorandum dated September 8, 2009)	178-185
	<b>Legislative</b>	
	<b>2.</b> Consideration of Ordinance to Amend Title X, Impact Fees, of the County Code to Review Appendix A, Impact Fee Rate Schedule, and to Extend Temporary Suspension of Impact Fees (memorandum dated September 11, 2009)	186-228
	<b>Legislative</b>	

<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	<b><u>PAGE</u></b>
	<b>B. <u>PUBLIC DISCUSSION ITEMS</u></b>	
	None	
	<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. SpectorSoft Corporation’s Request for a Local Jobs Grant (memorandum dated September 15, 2009)	229-249
	2. Request for Authorization to Abate a Public Nuisance on an Unmaintained Golf Course within Vista Gardens Multifamily Development (Landowner: Vista Golf LLC; Code Enforcement Case No. 2009060086) (memorandum dated September 10, 2009)	250-266
	3. Consideration of Review Schedule and Preliminary Statement of Issues for the Proposed FPL Energy Secure Pipeline Siting Application No. NG09-02 (memorandum dated September 11, 2009)	267-294
	<b>B. <u>Emergency Services</u></b>	
	None	
	<b>C. <u>General Services</u></b>	
	None	
	<b>D. <u>Human Resources</u></b>	
	1. Discussion – County Attorney Recruitment Process (memorandum dated September 16, 2009)	295-301
	<b>E. <u>Human Services</u></b>	
	None	

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<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>	
	1. Roadway Improvements for 20 <sup>th</sup> Avenue (from 25 <sup>th</sup> Street S.W. to 21 <sup>st</sup> Street S.W.) IRC Project No. 0541 (memorandum dated September 11, 2009)	302-303
	2. Work Order #7, Coastal Technology Corporation Inc., Additional Upland Sand Permitting Services (memorandum dated September 14, 2009)	304-308
	3. Bid Protest – Sector 3 Beach and Dune Restoration Project (memorandum dated September 15, 2009)	309-364
	<b>J. <u>Utilities Services</u></b>	
	1. Spoonbill Marsh Wetland Facility – UCP 2785 Change Order No. 3 for Tim Rose Contracting, Inc. (memorandum dated September 8, 2009)	365-369
	2. 16” Brine Force Main, Bent Pine to Spoonbill Marsh and 12” Reuse Water Main Lateral “G” to U.S. Highway 1 B&B Underground Contractors, Inc., Final Payment and Release of Retainage – UCP 2785 (memorandum dated September 8, 2009)	370-373
	3. Wabasso Beach Park Lift Station Wet Well Drop, Approval of Work Authorization Directive No. 2009-004 by Sheltra & Sons Construction Co., Inc. UCP No. 3053 (memorandum dated September 11, 2009)	374-377
<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	None	

<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	<b><u>PAGE</u></b>
A.	<b><u>Commissioner Wesley S. Davis, Chairman</u></b> None	
B.	<b><u>Commissioner Joseph E. Flescher, Vice Chairman</u></b> None	
C.	<b><u>Commissioner Gary C. Wheeler</u></b> None	
D.	<b><u>Commissioner Peter D. O'Bryan</u></b> 1. Resolution of Support (memorandum dated September 16, 2009)	378
E.	<b><u>Commissioner Bob Solari</u></b> None	
<b>15.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
A.	<b><u>Emergency Services District</u></b> 1. Approval of Minutes Meeting of July 21, 2009  2. Future Use for Former Fire-Rescue Station 9 (Sebastian) (memorandum dated September 15, 2009)	379-380
B.	<b><u>Solid Waste Disposal District</u></b> 1. Request to Include the Former South Gifford Road Landfill site into the Brownfield Grant Application by the Treasure Coast Regional Planning Council (memorandum dated September 16, 2009)	381
C.	<b><u>Environmental Control Board</u></b> None	
<b>16.</b>	<b><u>ADJOURNMENT</u></b>	

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:  
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.***