



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

TUESDAY, MARCH 16, 2010 - 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

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

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

**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 Steve Ponce, Central Assembly of God |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Joseph E. Flescher |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | |
| A. | Presentation of Corrections Deputy of the Year Award to Sergeant Jay Cirino by Sheriff Deryl Loar | |
| B. | Presentation of Law Enforcement Deputy of the Year Award to Deputy Brian Reimsnyder by Sheriff Deryl Loar | |
| C. | Presentation of Volunteer of the Year Award to Dave Werner by Sheriff Deryl Loar | |

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	D. Presentation of Civilian of the Year Award to Kelly Walsh by Sheriff Deryl Loar	
	E. Presentation of Proclamation Honoring the Ocean Rescue Division as the Proud Recipients of the 2009 Beach Patrol of the Year by the Florida Beach Patrol Chiefs Association	1
	F. Presentation of Proclamation in Support of the Census 2010	2
	G. Presentation of Proclamation and Retirement Award to William G. Collins, II on His Retirement from Indian River County Board of County Commissioners County Attorney's Office with 22 Years Service	3-4
6.	<u>APPROVAL OF MINUTES</u>	
	None	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Environmental Services: Purchase Orders processed November 3 rd , 2009 through February 5 th , 2010 (Memo No. 1) (memorandum dated February 23, 2010)	5-6
	B. Foreclosure Sale of the Park of Commerce (memorandum dated March 9, 2010)	7
	C. Stipulated Order of Take for Right-of-Way Parcels for 66 th Avenue Improvement Project (memorandum dated March 8, 2010)	8
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants and Wires February 26, 2010 to March 4, 2010 (memorandum dated March 4, 2010)	9-15
	B. Deletion of Capital Assets Less Than \$1,000 (memorandum dated March 8, 2010)	16-44
	C. Approval of Annual Financial Report by County Commissioners and Notice of CAFR (Comprehensive Annual Financial Report) Completion (memorandum dated March 12, 2010)	45-54

8. <u>CONSENT AGENDA</u>	<u>PAGE</u>
D. Resolution Directing Notification to Interested Members of the Unincorporated Gifford Community on Matters of Interest to the Gifford Community (memorandum dated March 9, 2010)	55-58
E. Request for Approval of Modification #1 to the Hurricane Wilma Community Development Block Grant Disaster Recovery Initiative Grant Agreement (memorandum dated March 8, 2010)	59-70
F. Final Payment – FPLES Phase I Energy Savings Project (memorandum dated March 9, 2010)	71-75
G. Amendment No. 2 to Civil Engineering and Land Surveying Agreement with Arcadis U.S., Inc. for Widening of 20 th Avenue from 25 th Street SW to 21 st Street SW, IRC Project No. 0541 (memorandum dated March 8, 2010)	76-83
H. Transfer of Lease and Concession Agreement with Betty Nobles (Rosemary’s Café) (memorandum dated March 10, 2010)	84-105
I. Miscellaneous Budget Amendment 009 (memorandum dated March 8, 2010)	106-110
J. Approval to Issue a Request for Proposals for Auctioneer Services for Sales of Surplus County Real Property (memorandum dated March 9, 2010)	111
K. Retention of Expert Witnesses for Acquisition of the Laurel Homes Parcel Located on 66 th Avenue at 16 th Street (memorandum dated March 10, 2010)	112-127

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
A. <u>PUBLIC HEARINGS</u>		
1.	Consideration of Ordinance to Temporarily Suspend Imposition of Impact Fees for Fire/Emergency Services Facilities, Correctional Facilities, Public Buildings, Law Enforcement, and Solid Waste Facilities (memorandum dated March 10, 2010) Legislative	128-137
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 Donald Perrin, Veteran, Regarding Ban on Air Blower Hand Drier, Require Health Cards for Food Handlers, Enforce English as Language of U.S. Citizens, and Enforce Immigration Laws	138-141
2.	Request to Speak from Ed Nelson Regarding Countryside Water and Sewer Service	142
3.	Request to Speak from Steven Sanders, Sand Bar Trucking LLC, Regarding 82 nd Avenue	143
4.	Request to Speak from City of Vero Beach Councilmember Brian Heady Regarding Update on Latest Developments Regarding City of Vero Beach Electric Utility	---
C. <u>PUBLIC NOTICE ITEMS</u>		
None		
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
None		
12.	<u>DEPARTMENTAL MATTERS</u>	
A. <u>Community Development</u>		
1.	Condemnation, Demolition and Removal of Unsafe Structures (memorandum dated March 2, 2010)	144-153
B. <u>Emergency Services</u>		
None		

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	C. <u>General Services</u>	
	None	
	D. <u>Human Resources</u>	
	1. Request for Qualifications for Health Insurance/Excess Loss Reinsurance Brokerage and Actuarial Services – Committee Recommendation (memorandum dated March 10, 2010)	154-172
	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>	
	1. Staff Update – Sector 3 Beach Renourishment Project (no back-up)	---
	J. <u>Utilities Services</u>	
	1. Approval of Bid Award for IRC Bid No. 2010024 North Water Treatment Plant Raw Water Transmission System (memorandum dated March 9, 2010)	173-194
	2. Presentation – Future of Sewer and Water Services in Indian River County (no back-up)	---
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Consideration of Proposed Settlement between the City of Fellsmere, Department of Community Affairs, Fellsmere Joint Venture, and Indian River County (memorandum dated March 10, 2010)	195

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
A.	<u>Commissioner Peter D. O’Bryan, Chairman</u>	
	1. Appointment to the County Canvassing Board (memorandum dated March 9, 2010)	196-197
B.	<u>Commissioner Bob Solari, Vice Chairman</u>	
	None	
C.	<u>Commissioner Wesley S. Davis</u>	
	None	
D.	<u>Commissioner Joseph E. Flescher</u>	
	None	
E.	<u>Commissioner Gary C. Wheeler</u>	
	1. Discussion Item – Status of 2010 Census (memorandum dated March 10, 2010)	198
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u>	
	None	
B.	<u>Solid Waste Disposal District</u>	
	1. Request to Partner with Sustainable Indian River, Inc. for a Compost Demonstration Project & EPA Grant Submittal (memorandum dated March 9, 2010)	199-205
C.	<u>Environmental Control Board</u>	
	None	
16.	<u>ADJOURNMENT</u>	

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.