



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

TUESDAY, JUNE 15, 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
Alan S. Polackwich, Sr., County Attorney
Jeffrey K. Barton, Clerk to the Board**

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| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | |
| 2. | <u>INVOCATION</u> | Jeffrey R. Smith, Chief Deputy Clerk of Circuit Court | |
| 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. | Update from Assistant County Administrator, Michael Zito, Regarding Parks and Recreation Facilities Marketing Plan | | |
| B. | Update from Director of Emergency Services, John King, Regarding the Deepwater Horizon Oil Spill | | |

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Joint Workshop with Planning and Zoning Commission of April 19, 2010 EAR Based Amendments to Comprehensive Plan	
B.	Regular Meeting of May 4, 2010	
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, May 28, 2010 to June 3, 2010 (memorandum dated June 3, 2010)	1-8
B.	Retention of Experts for Eminent Domain Cases William Bethel, Business Claims Expert (memorandum dated June 8, 2010)	9-12
C.	Proclamation Honoring James T. (Dutch) Perry on His Retirement From Indian River County Board of County Commissioners Department of Emergency Services/Fire Rescue	13-14
D.	Final Payment to Camp, Dresser & McKee for Biosolids Dewatering Facility – UCP-2697 (memorandum dated June 1, 2010)	15-22
E.	Approval of Bid Award for IRC Bid No. 2010045, Gifford Community Center Building Repairs (memorandum dated June 3, 2010)	23-30
F.	Senior Resource Associates (SRA) Transit Facility (memorandum dated June 9, 2010)	31-33
G.	Kenneth and Shirley Berry’s Request for Partial Release of an Easement at 760 12 th Place SW (Vero Beach Highlands Unit 3) (memorandum dated June 2, 2010)	34-40
H.	Final Pay to Schulke, Bittle & Stoddard for Continuing Consulting Services for Work Order No. 12 for Engineering Design, Surveying and Construction Administration Services for Shell Lane East Gravity Sewer Assessment, WIP No. 473-169000-10501, Bid Number 2010023 – UCP #4039 (memorandum dated June 2, 2010)	41-43

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
I.	Blue Cross Blue Shield of Florida – Administrative Services Agreement – July 1, 2010 – September 30, 2013 (memorandum dated June 9, 2010)	44-56
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9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
10.	<u>PUBLIC ITEMS</u>	
A.	<u>PUBLIC HEARINGS</u>	
	None	
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 Walter Geiger, Taxpayers’ Association of Indian River County, Regarding Fire/Rescue Overtime Pay	57-59
2.	Request to Speak from Frank L. Zorc, Regarding Future Beach Sand Renourishment Using Tax Dollars – Request for County-Wide Referendum	60
3.	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>	
1.	<u>Notice of Scheduled Public Hearing June 22, 2010:</u> Consider Adoption of an Ordinance Establishing an Economic Development Ad Valorem Tax Exemption (memorandum dated June 7, 2010)	61
	Legislative	
2.	<u>Notice of Scheduled Public Hearing June 22, 2010:</u> Wauregan Boat Club’s Request for Abandonment of a Portion of 133 rd Place Between 83 rd Avenue and the St. Sebastian River (memorandum dated June 8, 2010)	62
	Legislative	

11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	<u>PAGE</u>
A.	Appeal of Decision of County Administrator (memorandum dated June 3, 2010) Quasi-Judicial	63-145
12.	<u>DEPARTMENTAL MATTERS</u>	
A.	<u>Community Development</u>	
1.	Request from Grove Isle at Vero Beach Condominium Association to Delete the Site Plan Approval Condition Requiring Maintenance of the Navigability of the Canal Lying Between Grove Isle and River Shores and to Release and Terminate Grove Isle’s Covenant with the County to Maintain Canal Navigability (memorandum dated May 26, 2010)	146-167
2.	Board Consideration of Peter Tyson’s Request for Conceptual Approval of Proposed Channel Restoration at Head Cove/Head Island (a.k.a. the Green Salt Marsh LAAC Site) West of St. Christopher Harbor Subdivision (memorandum dated June 4, 2010)	168-179
3.	Request to Enter Into a County Incentive Grant Program Agreement with the Florida Department of Transportation and a Revised Interlocal Agreement with the City of Vero Beach for Improvements to Aviation Boulevard (memorandum dated June 3, 2010)	180-217
B.	<u>Emergency Services</u> None	
C.	<u>General Services</u> None	
D.	<u>Human Resources</u> None	
E.	<u>Human Services</u> None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	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. Cross Connection Control Data Management: County RFP Bid No. 2010031, Bid Review & Staff Recommendation (memorandum dated May 26, 2010)	218-219
	2. Postpone Reclaimed Water Rate Increase Until January 1, 2010 (memorandum dated June 3, 2010)	220-222
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Shark Baiting, Chumming and Fishing (memorandum dated June 8, 2010)	223-227
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Peter D. O'Bryan, Chairman</u>	
	None	
	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	

14. **COMMISSIONERS ITEMS**

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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 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.***