



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

TUESDAY, NOVEMBER 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

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

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

**Joseph A. Baird, County Administrator
Alan S. Polackwich, Sr., County Attorney
Jeffrey K. Barton, Clerk to the Board**

- | 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|------------------------------------|--|--------------------|
| 2. | <u>INVOCATION</u> | Jeffrey R. Smith,
Chief Deputy Clerk of Circuit Court | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Peter D. O'Bryan | |

OATH OF OFFICE BOARD OF COUNTY COMMISSION

Honorable Judge David C. Morgan, Indian River County

ELECTION OF BOARD OF COUNTY COMMISSION CHAIRMAN

ELECTION OF BOARD OF COUNTY COMMISSION VICE CHAIRMAN

- 4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS**

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
A.	Presentation of Proclamation Designating November 21 through November 27, 2010 as Christian Heritage Week in Indian River County	1
B.	Presentation of Proclamation Designating November 12 th through November 18 th , 2010 as National Community Foundation Week	2
6.	<u>APPROVAL OF MINUTES</u>	
A.	Preliminary Budget Hearing September 8, 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 October 29, 2010 to November 4, 2010 (memorandum dated November 4, 2010)	3-10
B.	Dori Slosberg Driver Education Safety Act Indian River County Traffic Education Program Trust Fund (memorandum dated November 9, 2010)	11-12
C.	Quarterly Summary Report for Assessment of Additional Court Costs In accordance with 318.18 (13) Florida Statutes (memorandum dated November 9, 2010)	13-14
D.	OPEB Trust Report for the Period 10/1/09 through 09/30/10 (memorandum dated November 9, 2010)	15-17
E.	Indian River County Investment Advisory Committee Quarterly Investment Report for the Quarter Ending 09/30/2010 (memorandum dated November 9, 2010)	18-29
F.	Florida Department of Agriculture and Consumer Services, Florida Division of Forestry, Annual Fire Control Report (letter dated November 1, 2010)	30-35
G.	SR 60 From 66 th Avenue to 84 th Avenue Conflict Resolution with FDOT Drainage, Pavement and Traffic Signal Improvements, Final Pay to Ranger Construction Industries to Raise Valves, and ARV Manhole Tops, UCP # 3026 (memorandum dated November 1, 2010)	36-38

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	H. Declare Excess Equipment Surplus for Sale or Disposal (memorandum dated November 8, 2010)	39-49
	I. Florida Department of Transportation (FDOT) Maintenance Memorandum of Agreement (MOA) and Authorizing Resolution for Landscape Maintenance, SR60 between 66 th Avenue and 58 th Avenue, FDOT project FM # 424638-1-52-01 (memorandum dated November 8, 2010)	50-96
	J. Professional Civil Engineering Services with MBV Engineering, Inc. Quail Creek Subdivision – Amendment No. 1 (memorandum dated November 4, 2010)	97-100
	K. Work Order No. 19 to the Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for CR512 Bridge over the South Prong of the Sebastian River, Release of Retainage IRC Project #9611 (memorandum dated November 5, 2010)	101-102
	L. Work Order No. 20 to the Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for 20 th Avenue Bridge over the I.R.F.W.C.D. Main Relief Canal Release of Retainage (memorandum dated November 5, 2010)	103-104
	M. Work Order No. 21 to the Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for CR512 Bridge over Fellsmere Water Control District (F.W.C.D.) Park Lateral Canal Release of Retainage (memorandum dated November 5, 2010)	105-106
	N. Work Order No. 22 to the Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for CR512 Bridge over Fellsmere Water Control District (F.W.C.D.) Lateral “U” Canal Release of Retainage (memorandum dated November 5, 2010)	107-108
	O. Sector 3 Beach Restoration Project, Change Order #3, Pre-Purchase for remaining Project Sand Requirements, Ranger Construction Industries, Inc. (memorandum dated November 5, 2010)	109-120
	P. Approval of Work Order No. L-1 with G. K. Environmental, Inc. and Permission to Issue Purchase Orders for Egret Marsh Regional Stormwater Park Punch List Items (memorandum dated November 8, 2010)	121-161
	Q. Request to Approve a One-Year Contract Extension with The Conservation Fund for Professional Services Relating to the County Environmental Lands Program (memorandum dated November 8, 2010)	162-177

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	R. Graves Brothers Drainage Agreement – CR 510 and Old Dixie Highway (memorandum dated November 8, 2010)	178-188
	S. Right-of-Way Acquisition, 66 th Avenue Project (4 th to 16 th Street), 850 66 th Avenue, Parcel I.D. # 33-39-08-00001-0130-00001.1, Project Parcel #20 and Temporary Construction Easement Parcel #27, Owner: David L. and Barbara A. Hefflebower (memorandum dated November 8, 2010)	189-205
	T. Annual Resolution re Signatories and Delegation of Authority Concerning Declarations of State of Local Emergencies and to Act in a State Declared Emergency Affecting Indian River County (memorandum dated November 8, 2010)	206-212
	U. Resolutions Cancelling Taxes on Properties Acquired by the Indian River County Housing Authority for Public Purposes (memorandum dated November 9, 2010)	213-303
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	A. <u>Deryl Loar, Indian River County Sheriff</u> Approval to Amend Fiscal Year 2010-2011 Operating Budget (letter dated November 9, 2010)	304
10.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Palema Trotting, Inc.’s Request for Special Exception Use Approval for a Residential Migrant Housing Facility (Seasonal Worker Housing) (memorandum dated November 1, 2010)	305-320
	Quasi-Judicial	
	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 Robert T. Wood Regarding Landlords and Renters	321
	2. Request to Speak from City of Vero Beach Councilmember Brian Heady Regarding Update on Latest Developments Regarding City of Vero Beach Electric Utility	322

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	3. Request to Speak from Todd Westover, Division Manager, Treasure Coast Refuse / Republic Services	323
	C. <u>PUBLIC NOTICE ITEMS</u>	
	None	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	A. Meetings of the Board of County Commission, Proposed – 2011 Meeting Dates (memorandum dated November 8, 2010)	324-325
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	1. Condemnation, Demolition, and Removal of Unsafe Structures (memorandum dated November 4, 2010)	326-347
	2. Request To Amend the Neighborhood Stabilization Program Community Development Block Grant Housing Assistance Plan (memorandum dated November 5, 2010)	348-369
	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	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	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>	
	None	
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	None	
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Peter D. O’Bryan</u>	
	1. Comprehensive Economic Development Strategy Committee (CEDS) (memorandum dated November 8, 2010)	370-371
	B. <u>Commissioner Bob Solari</u>	
	1. Letter to Governor (memorandum dated November 10, 2010)	372
	2. HB 697 Follow-up (memorandum dated November 10, 2010)	373-377
	C. <u>Commissioner Wesley S. Davis</u>	
	None	
	D. <u>Commissioner Joseph E. Flescher</u>	
	None	
	E. <u>Commissioner Gary C. Wheeler</u>	
	None	

15. **SPECIAL DISTRICTS AND BOARDS**

PAGE

A. **Emergency Services District**

None

B. **Solid Waste Disposal District**

1. Bid Award for Solid Waste Operations and Maintenance
(RFB2011003)

(memorandum dated November 9, 2010)

378-467

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.***