



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

**TUESDAY, DECEMBER 7, 2010 - 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](http://www.ircgov.com)**

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**COUNTY COMMISSIONERS**

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

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

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

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- |    |   | <b><u>PAGE</u></b>   |
|----|---|--|
| 1. | <b><u>CALL TO ORDER</u></b>                                       | <b><u>9:00 A.M.</u></b>  |
| 2. | <b><u>INVOCATION</u></b>  | Stan Boling, Planning Director                                 |
| 3. | <b><u>PLEDGE OF ALLEGIANCE</u></b>                                | Commissioner Gary C. Wheeler, Vice Chairman                    |
| 4. | <b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b> |  |
| 5. | <b><u>PROCLAMATIONS and PRESENTATIONS</u></b>                     |  |
|    | A   | Presentation on Winterfest 2010 by Chuck Mechling, Pointe West |

<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	<b><u>PAGE</u></b>
A.	2010/2011 Final Budget Hearing of September 15, 2010	
B.	Regular Meeting of September 21, 2010	
C.	Regular Meeting of October 5, 2010	
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
A.	Resignation of District 5 Appointee to the Planning & Zoning Commission (memorandum dated November 18, 2010)	1-2
B.	Manufacturing Appointee Vacancy on the Economic Development Council (memorandum dated November 17, 2010)	3
C.	City of Vero Beach Appointments to County Committees and Regional Boards for 2010-2011 (memorandum dated November 29, 2010)	4-7
D.	City of Sebastian Appointments to County Committees and Regional Boards for 2010-2011 (memorandum dated November 19, 2010)	8-14
E.	School Board Appointments to County Committees for 2010-2011 (memorandum dated December 1, 2010)	15-21
F.	2011 Committee Appointments/Reappointments to be made to County Committees by the Board of County Commissioners (memorandum dated December 1, 2010)	22
G.	Indian River Shores/City of Vero Beach Water/Sewer Request to City of Vero Beach for Waiver (memorandum dated June 28, 2010)	23-25
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
A.	Approval of Warrants and Wires November 5, 2010 to November 11, 2010 (memorandum dated November 10, 2010)	26-32
B.	Approval of Warrants and Wires November 12, 2010 to November 18, 2010 (memorandum dated November 18, 2010)	33-40

<b>8.     <u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
<b>C.</b> Approval of Warrants and Wires November 19, 2010 to November 30, 2010 (memorandum dated November 30, 2010)	41-44
<b>D.</b> FY 2009-2010 Records Disposition Compliance Statement and Records Management Liaison Officer Form, Board of County Commissioners (memorandum dated December 1, 2010)	45-51
<b>E.</b> Authorization to Attend Government Finance Officers Association Annual Conference (memorandum dated November 16, 2010)	52-54
<b>F.</b> Authorization to Attend Governor’s Hurricane Conference (memorandum dated November 16, 2010)	55-57
<b>G.</b> Retention of Expert Witnesses (memorandum dated November 15, 2010)	58-82
<b>H.</b> Miscellaneous Budget Amendment 001 (memorandum dated November 18, 2010)	83-86
<b>I.</b> M.A.C.E. (Multi-Agency Criminal Enforcement Unit) Project Generated Income Miscellaneous Budget Amendment 002 (memorandum dated November 29, 2010)	87-90
<b>J.</b> M.A.C.E. (Multi-Agency Criminal Enforcement Unit) Grant Project Generated Income (PGI) Miscellaneous Budget Amendment 003 Miscellaneous Budget Amendment 003 (memorandum dated November 29, 2010)	91-102
<b>K.</b> Consideration of the Disposition of County Owned Surplus Properties for Affordable Housing (memorandum dated November 29, 2010)	103-112
<b>L.</b> Release of Retainage for Coastal Tech Work Order #10, Sector 3 Beach Restoration – Phase 2, Pre-Construction Phase Services (memorandum dated November 23, 2010)	113-117
<b>M.</b> Approval of Agreement from Hydromentia, Inc. to Defend, Hold Harmless, and Indemnify Indian River County for Activities at Egret Marsh Regional Stormwater Park (memorandum dated November 18, 2010)	118-121

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
N.	Award of Bid # 2011012 The Quail Creek Subdivision, IRC Project No. 2004020196-45291 (memorandum dated November 30, 2010)	122-134
O.	Approval of Bid Award for IRC Bid No. 2011015 Demolition of Two (2) County Owned Structures (memorandum dated November 30, 2010)	135-140
P.	Demonstration of 4-log Virus Treatment of Ground Water Rule North & South RO Facilities Work Order No. 19 – Professional Services to Kimley-Horn & Associates, Inc. Final Pay to Consultant (memorandum dated November 19, 2010)	141-143
Q.	Camp Dresser & McKee Inc. Final Pay Request Work Authorization No. 15 (memorandum dated October 11, 2010)	144-146
R.	Declare Additional Excess Equipment Surplus for Sale or Proper Disposal (memorandum dated November 29, 2010)	147-148
S.	Approval of Memorandum of Understanding with the Florida Division of Emergency Management for Interoperable Communications Equipment (memorandum dated October 21, 2010)	149-153
T.	Approval of Renewal for a Class E1 Certificate of Public Convenience and Necessity for The Place at Vero Beach, Inc. to Provide Non-Emergency Wheelchair Services (memorandum dated November 19, 2010)	154-164
U.	Florida Department of Transportation (FDOT) Letter of Understanding (LOU) and Authorizing Resolution for Landscape Maintenance along SR-5 (US-1) from North of Highland Drive MP 0.448 to South of Oslo Road MP 1.829, FM# 228583-4-52-01 (memorandum dated November 29, 2010)	165-168
V.	Florida Department of Transportation (FDOT) Letter of Understanding (LOU) and Authorizing Resolution for Landscape Maintenance along SR-5 (US-1) from St. Lucie County Line MP 0.00 to MP 0.449 (North of Highland Drive), FM# 422955-1-52-01 (memorandum dated November 29, 2010)	169-172
W.	Approval of 2010/2011 Award Letter for State Homeland Security Grant Program (memorandum dated November 30, 2010)	173-180

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	X. Oslo Road Improvements Phase II, between 43 <sup>rd</sup> Avenue and 27 <sup>th</sup> Avenue, IRC Project No. 0533, Amendment No. 1 to Work Order No. 27 – Geosyntec Consultants, Inc., Cumberland Farms – Fuel Tank Clean up and Closure (memorandum dated November 22, 2010)	181-200
<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>	
	None	
	<b>B. <u>PUBLIC DISCUSSION ITEMS</u></b>	
	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 Billy Hitchcox Regarding Gifford Gardens	201
	2. Request to Speak from Fred Mensing Regarding Malfeasance of Certain County Officials	202
	<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. Request to Amend the Neighborhood Stabilization Program Community Development Block Grant Housing Assistance Plan (memorandum dated December 1, 2010)	203-224
	<b>B. <u>Emergency Services</u></b>	
	None	

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<b>C. <u>General Services</u></b>	
	None	
	<b>D. <u>Human Resources</u></b>	
	None	
	<b>E. <u>Human Services</u></b>	
	None	
	<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>	
	None	
	<b>J. <u>Utilities Services</u></b>	
	1. Letters of Utility Interest to the City of Vero Beach and the Town of Indian River Shores (memorandum dated November 30, 2010)	225-230
<hr style="border-top: 1px dashed black;"/>		
<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	None	
<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b>A. <u>Commissioner Bob Solari, Chairman</u></b>	
	1. Mayors Workshop in Sebastian (memorandum dated December 1, 2010)	231
	2. Correspondence dated October 29, 2010, from Jim DiMarzo, Premier Estate Properties	232

<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	<b><u>PAGE</u></b>
<b>B.</b>	<b><u>Commissioner Gary C. Wheeler, Vice Chairman</u></b> None	
<b>C.</b>	<b><u>Commissioner Wesley S. Davis</u></b> None	
<b>D.</b>	<b><u>Commissioner Joseph E. Flescher</u></b> None	
<b>E.</b>	<b><u>Commissioner Peter D. O'Bryan</u></b> None	
<b>15.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
<b>A.</b>	<b><u>Emergency Services District</u></b>	
1.	Approval of Minutes Regular Meeting of August 17, 2010	
2.	Approval of Minutes Regular Meeting of September 21, 2010	
3.	Approval of Minutes Regular Meeting of October 5, 2010	
4.	FY 2009-2010 Records Disposition Compliance Statement and Records Management Liaison Officer Form – Emergency Services District (memorandum dated December 1, 2010)	233-239
5.	Approval of Fire Prevention Grant from FM Global (memorandum dated November 30, 2010)	240-243
<b>B.</b>	<b><u>Solid Waste Disposal District</u></b>	
1.	Approval of Minutes Regular Meeting of October 5, 2010	
2.	FY 2009-2010 Records Disposition Compliance Statement and Records Management Liaison Officer Form – Solid Waste Disposal District (memorandum dated December 1, 2010)	244-246
<b>C.</b>	<b><u>Environmental Control Board</u></b> 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](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.***