



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

TUESDAY, JANUARY 18, 2011 - 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

**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**

1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>	<u>PAGE</u>
2.	<u>INVOCATION</u>	Reverend Tom Harris, First Presbyterian Church	
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Bob Solari, Chairman	
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>		
A.	Presentation by the Humane Society of Indian River County – Pet of the Week		
B.	Presentation of Proclamation Honoring Jeralyn Sue Smith on Her Retirement from the Tax Collector’s Office of Indian River County		1
C.	Presentation of Proclamation Designating January 18, 2011, as Indian River County Mentoring Day		2

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	D. Presentation by the Senior Resource Association and Metropolitan Planning Organization on Transit Service in Indian River County	
	E. Public Announcement for Vero Beach Electronics Recycling Event on January 22, 2011	3-5
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6.	<u>APPROVAL OF MINUTES</u>	
	A. Regular Meeting of November 9, 2010	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Replacement of Representative of Florida Department of Children and Families Appointee to the Transportation Disadvantaged Local Coordinating Board (memorandum dated January 6, 2011)	6-7
	B. Appointment of District 5 Representative to the Planning & Zoning Commission (memorandum dated January 11, 2011)	8-11
	C. Appointment of Workforce Solutions Representative to the Enterprise Zone Development Agency (memorandum dated January 11, 2011)	12
	D. Workforce Solutions Appointee to the Economic Development Council (memorandum dated January 11, 2011)	13
<hr style="border-top: 1px dashed black;"/>		
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants and Wires – December 29, 2010 to January 6, 2011 (memorandum dated January 6, 2011)	14-23
	B. Authorization to Attend Florida Research Coast Legislative Conference (memorandum dated January 7, 2011)	24-27
	C. Request for the Board of County Commissioners to Enter into a Public Transportation Supplemental Joint Participation Agreement (SJPA) with the Florida Department of Transportation (FDOT) (memorandum dated January 6, 2011)	28-37
	D. Work Order No. 10 – Release of Retainage, Bridge Design Associates, Inc. for 5 th St S.W. Bridge over 43 rd Avenue Canal, IRC Project No. 0206 (memorandum dated January 10, 2011)	38-39

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
E.	Miscellaneous Budget Amendment 005 (memorandum dated January 11, 2011)	40-47
F.	Miscellaneous Budget Amendment 006 (memorandum dated January 11, 2011)	48-50
G.	Declare Excess Equipment Surplus for Sale or Disposal – Additional list for SWDD Auction (memorandum dated January 10, 2011)	51-52
H.	Approval of Renewal for a Class “E1” Certificate of Public Convenience and Necessity for Consulate Health Care, to Provide Wheelchair Services (memorandum dated January 5, 2011)	53-71
I.	Letter of Interest to US Army Corps of Engineers – Sector 5 Beach Restoration Project (memorandum dated January 10, 2011)	72-74
J.	Approval of a One Year Extension of the Agreement with the Heveron Group, Inc., d/b/a/ Beachland Cleaning Services for Custodial Services (memorandum dated January 3, 2011)	75-76
K.	Pointe West East Village Phase 1 PD – Consideration of Developer’s Request to: 1) Modify the Covenant to Defer Maintenance Security for Pointe West East Village Phase 1 PD to Redefine Phase 1A and 2) Release Remainder of Property Under Covenant to Defer Sidewalk Security (memorandum dated January 12, 2011)	77-85
L.	GoLine/Indian River Transit, Public Transit Shelter Program – Bus Shelter Maintenance Agreement and Resolution Authorizing the Public Works Director’s Signature (memorandum dated January 6, 2011)	86-89
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
A.	<u>Leslie Swan, Indian River County Assistant Supervisor of Elections</u> Municipal General Elections Revenues into 2010/2011 Budget (letter dated January 4, 2011)	90
B.	<u>Deryl Loar, Indian River County Sheriff</u> Budget Amendment (letter dated January 7, 2011)	91

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
A. <u>PUBLIC HEARINGS</u>		
1.	<u>Public Hearing Continued from January 11, 2011:</u> Pointe West of Vero Beach, Ltd.'s Request to Modify the Approved Planned Development (PD) Conceptual Plan for the Pointe West School Site (Tract M) (memorandum dated December 13, 2010) Legislative	92-102
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 Joe Wiggins Regarding Sidewalk on 11 th Street, S.W.	103
2.	Request to Speak from Fred Mensing Regarding Resolution to Avoid Lawsuit	104-105
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.	Request to Amend the Neighborhood Stabilization Program Community Development Block Grant Housing Assistance Plan and Request to Amend the Procurement Policies and Procedures for the County's Community Development Block Grants (memorandum dated January 10, 2011)	106-147
B. <u>Emergency Services</u>		
None		

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	C. <u>General Services</u>	
	1. Discussion regarding requests for commemorative works to be displayed at County parks and facilities (memorandum dated January 12, 2011)	148-163
	D. <u>Human Resources</u>	
	None	
	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.	
	J. <u>Utilities Services</u>	
	1. Consulting Services with Post, Buckley, Schuh and Jernigan (PBS&J) for Environmental Testing at the West Regional Wastewater Treatment Plant (memorandum dated January 11, 2011)	164-171
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. <u>10:30 a.m. Attorney-Client Session:</u> City First Mortgage Corporation v. Indian River County, Florida Fourth District Court of Appeal, Case No. 4D 10-4799 (memorandums dated January 10, 2011 and December 28, 2010)	172-175
	B. Historical Practices Relating to Granting of Waste Hauling Franchises (memorandum dated January 12, 2011)	176-180

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
A.	<u>Commissioner Bob Solari, Chairman</u>	
	1. BCC Meetings in Sebastian (memorandum dated January 11, 2011)	181
B.	<u>Commissioner Gary C. Wheeler, Vice Chairman</u>	
	None	
C.	<u>Commissioner Wesley S. Davis</u>	
	None	
D.	<u>Commissioner Joseph E. Flescher</u>	
	None	
E.	<u>Commissioner Peter D. O'Bryan</u>	
	1. Sector 3 Beach Project Letter of Appreciation (memorandum dated January 10, 2011)	182-183
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u>	
	1. Request for authorization to prepare and advertise Request for Qualifications (RFQ) notices for Design/Build services (memorandum dated January 10, 2011)	184-185
B.	<u>Solid Waste Disposal District</u>	
	None	
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.***