



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

TUESDAY, MARCH 22, 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> | Jeffrey R. Smith, Chief Deputy Clerk of Circuit Court | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Wesley S. Davis | |

CONSTITUTIONAL OFFICER – OATH OF OFFICE

SUPERVISOR OF ELECTIONS – LESLIE SWAN

Honorable Judge David C. Morgan, Indian River County

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

5. PROCLAMATIONS and PRESENTATIONS

- A. Presentation of Proclamation Indian River County Celebrating Children's Week

| | | |
|-----------|---|--------------------|
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | <u>PAGE</u> |
| | B. Presentation of Proclamation Honoring the City of Fellsmere’s 100 Year Anniversary | 2 |
| | C. Presentation of Proclamation Designating March 21 – 27, 2011, as Sharps Disposal Awareness Week | 3 |
| 6. | <u>APPROVAL OF MINUTES</u> | |
| | None | |
| 7. | <u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u> | |
| | A. Town of Indian River Shores 2011 Committee Appointments (memorandum dated March 16, 2011) | 4-5 |
| 8. | <u>CONSENT AGENDA</u> | |
| | A. Approval of Warrants and Wires – March 4, 2011 to March 10, 2011 (memorandum dated March 10, 2011) | 6-14 |
| | B. Approval of Annual Financial Report by County Commissioners and Notice of CAFR (Comprehensive Annual Financial Report) Completion (memorandum dated March 16, 2011) | 15-24 |
| | C. Senate Bill 1296 (memorandum dated March 16, 2011) | 25-28 |
| | D. Wild Turkey Mine – Phase 1, Approval of Cash Deposit and Escrow Agreements for Compliance and Restoration (memorandum dated March 11, 2011) | 29-37 |
| | E. Authorization to Attend Florida Government Finance Officers Association Annual Conference 2011 (memorandum dated March 10, 2011) | 38-41 |
| | F. Final Approval for Recording Old Dixie Highway Right-of-Way Map, from 69 th Street through CR510 to US No. 1 (memorandum dated March 9, 2011) | 42-65 |
| | G. Children’s Services Advisory Committee’s Recommendation RFP #2011037 new Focus Areas for 2011-12 and Sample Agency Contract to be used (memorandum dated March 22, 2011) | 66-119 |

| 8. | <u>CONSENT AGENDA</u> | <u>PAGE</u> |
|------------|---|--------------------|
| | H. Request for Authorization for the Board Chairman to Sign a U.S. Department of Housing and Urban Development Neighborhood Stabilization Program 3 (NSP3) Community Development Block Grant (CDBG) Agreement (memorandum dated March 14, 2011) | 120-128 |
| | I. Approval of State Sovereignty Submerged Lands Lease for the Jones's Pier Dock Facility (memorandum dated March 15, 2011) | 129-150 |
| | J. Approval of Change Order No. 1 to Work Order No. PCS-1 with Hydromentia, Inc. for a Pilot Algal Turf Scrubber® (ATS™) System for Nitrogen and Phosphorus Removal from Stormwater and the Treatment and Reuse of Reverse Osmosis Reject Water (memorandum dated March 11, 2011) | 151-160 |
| | K. Consideration of a Request for a Local Jobs Grant (memorandum dated March 15, 2011) | 161-186 |
| | L. Hurricanes Frances, Jeanne, and Wilma Closeouts and Hurricane Wilma Project Worksheet (PW) #5691 Closeout (memorandum dated March 15, 2011) | 187-199 |
| | M. Miscellaneous Budget Amendment 012 (memorandum dated March 16, 2011) | 200-202 |
| | N. Sector 3 Beach Restoration Project, Change Order #4 – Fuel Cost Adjustment, Ranger Construction Industries, Inc. (memorandum dated March 17, 2011) | 203-205 |
| 9. | <u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u> | |
| | None | |
| 10. | <u>PUBLIC ITEMS</u> | |
| | A. <u>PUBLIC HEARINGS</u> | |
| | 1. Concealed Weapons in County Parks and Recreational Facilities (memorandum dated March 11, 2011) | 206-210 |
| | Legislative | |

| 10. | <u>PUBLIC ITEMS</u> | <u>PAGE</u> |
|------------|--|--------------------|
| | A. <u>PUBLIC HEARINGS</u> | |
| | <ul style="list-style-type: none"> 2. County Initiated Request to Amend Comprehensive Plan Future Land Use Element Policy 1.16 to Allow up to 25% Recreational Vehicle Use in Mobile Home Rental Park land use category for parks less than 20 Acres in Size (CPTA 2011010004) (memorandum dated March 9, 2011) | 211-224 |
| | Legislative | |
| | <ul style="list-style-type: none"> 3. Luisa Garcia’s Request for Special Exception Use Approval for a Demolition Debris Facility to be Known as A-1 Walee Recycling Center (memorandum dated March 8, 2011) | 225-245 |
| | Quasi-Judicial | |
| | B. <u>PUBLIC DISCUSSION ITEMS</u> | |
| | None | |
| | C. <u>PUBLIC NOTICE ITEMS</u> | |
| | None | |
| 11. | <u>COUNTY ADMINISTRATOR MATTERS</u> | |
| | None | |
| 12. | <u>DEPARTMENTAL MATTERS</u> | |
| | A. <u>Community Development</u> | |
| | <ul style="list-style-type: none"> 1. Dr. Leslie Tar’s Request that the Board of County Commissioners Rescind a \$15,000 Fine Imposed by the Code Enforcement Board for a Dune Vegetation Removal Violation at 2252 Magan’s Ocean Walk (Lot 18, Atlantis Subdivision) (memorandum dated March 14, 2011) | 246-292 |
| | B. <u>Emergency Services</u> | |
| | None | |
| | C. <u>General Services</u> | |
| | None | |

- | 12. | <u>DEPARTMENTAL MATTERS</u> | <u>PAGE</u> |
|------------|--|--------------------|
| | 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. Staff Update – Sector 3 Beach Renourishment Project | |
| | (no back-up) | ---- |
| | J. <u>Utilities Services</u> | |
| | None | |
| 13. | <u>COUNTY ATTORNEY MATTERS</u> | |
| | None | |
| 14. | <u>COMMISSIONERS ITEMS</u> | |
| | A. <u>Commissioner Bob Solari, Chairman</u> | |
| | None | |
| | B. <u>Commissioner Gary C. Wheeler, Vice Chairman</u> | |
| | None | |
| | C. <u>Commissioner Wesley S. Davis</u> | |
| | None | |

14. **COMMISSIONERS ITEMS** **PAGE**

D. **Commissioner Joseph E. Flescher**
None

E. **Commissioner Peter D. O'Bryan**
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.***