BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

C O M M I S S I O N A G E N D A

TUESDAY, AUGUST 16, 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	**District 5**	**Joseph A. Baird, County Administrator**
Gary C. Wheeler, Vice Chairman	**District 3**	**Alan S. Polackwich, Sr., County Attorney**
Wesley S. Davis	**District 1**	**Jeffrey K. Barton, Clerk to the Board**
Joseph E. Flescher	**District 2**	
Peter D. O'Bryan	**District 4**	

PAGE

1. CALL TO ORDER **9:00 A.M.**

2. INVOCATION Stan Boling, County Planning Director

3. PLEDGE OF ALLEGIANCE Alan S. Polackwich, Sr., County Attorney

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

5. PROCLAMATIONS and PRESENTATIONS

A. Presentation of Florida Commission for the Transportation Disadvantaged 2011 Community Transportation Coordinator of the Year Award to Indian River County Senior Resource Association and its CEO, Karen Deigl

B. Presentation of Florida Commission for the Transportation Disadvantaged 2011 Volunteer of the Year Award to Indian River County Local Coordinating Board Vice-Chairman William "Lundy" Parden

5. PROCLAMATIONS and PRESENTATIONS **PAGE**

C. Presentation by Linda Carlson, Cross Life International, on 2nd Annual Family Jamboree of Indian River County 1

6. APPROVAL OF MINUTES

A. Meeting of June 21, 2011

B. Meeting of July 5, 2011

C. Meeting of July 12, 2011

7. INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION

A. Early Learning Coalition of Indian River County (memorandum dated July 27, 2011) 2-3

B. Outside Attorney Billings (memorandum dated August 1, 2011) 4

C. Proof of Publication of Unclaimed Monies for Cash Bonds Deposited with the Clerk of the Circuit Court prior to January 1, 2010 is on file in the Office of the Clerk to the Board ---

8. CONSENT AGENDA

A. Approval of Warrants and Wires – July 8, 2011 to July 14, 2011 (memorandum dated July 14, 2011) 5-13

B. Approval of Warrants and Wires – July 22, 2011 to July 28, 2011 (memorandum dated July 28, 2011) 14-21

C. Approval of Warrants and Wires – July 29, 2011 to August 4, 2011 (memorandum dated August 4, 2011) 22-29

D. Indian River County Investment Advisory Committee Quarterly Investment Report for the Quarter Ending 06/30/2011 (memorandum dated July 22, 2011) 30-42

E. OPEB Trust Report for the Period 10/01/10 through 06/30/11 (memorandum dated July 22, 2011) 43-45

8. CONSENT AGENDA **PAGE**

F. Quarterly Summary Report for Assessment of Additional Court Costs In Accordance with 318.18(13) Florida Statutes
(memorandum dated July 22, 2011) 46-47

G. Dori Slosberg Driver Education Safety Act – Indian River County Traffic Education Program Trust Fund
(memorandum dated July 18, 2011) 48-49

H. Recommendation of Award for Continuing Environmental and Biological Support Services for Civil and Environmental Engineering Projects
(memorandum dated July 13, 2011) 50-67

I. Release of Retainage – Work Order No. 9, Sector 3 Nearshore Sea Turtle Monitoring Coastal Technology Corporation
(memorandum dated July 25, 2011) 68-72

J. Release of Retainage for Donadio and Associates – Spatial Needs Assessment for Sheriff's Administration Facility
(memorandum dated July 19, 2011) 73-74

K. Work Order No. 13 with Bridge Design Associates, Inc., IRC Project No. 0545 57th Street Bridge over Lateral "A" Canal Construction Phase – Release of Retainage
(memorandum dated July 18, 2011) 75-76

L. 2011 Oblique Aerial Imagery Acquisition Project
(memorandum dated August 1, 2011) 77-99

M. V. B. Development, Inc.'s Request for Final Plat Approval for a Subdivision to be Known as Segovia Lakes PD
(memorandum dated July 25, 2011) 100-105

N. Traffic Control Device Ledger
(memorandum dated July 20, 2011) 106-125

O. Request for Authorization to Obtain Bids for a Tenant Lease of the Principal Residence on the Jones's Pier Property at 7770 Jungle Trail
(memorandum dated August 9, 2011) 126-132

P. Miscellaneous Budget Amendment 019
(memorandum dated August 5, 2011) 133-140

Q. Approval of Public Safety Interoperable Communications (PSIC) Interlocal Agreement
(memorandum dated June 1, 2011) 141-158

8. CONSENT AGENDA **PAGE**

R. Proclamation and Retirement Award Honoring Ralph Buron on His Retirement from Indian River County Board of County Commissioners Office of Management & Budget Purchasing Division 159-160

S. Proclamation and Retirement Award Honoring Esrom Dorsett on His Retirement from Indian River County Board of County Commissioners Department of Public Works Road & Bridge Division with Thirty-four Years of Service 161-162

T. Proclamation and Retirement Award Honoring Tessa L. Kothman on Her Retirement from Indian River County Board of County Commissioners Department of Utility Services with Nine Years of Service 163-164

U. Proclamation and Retirement Award Honoring Peter H. McLeod on His Retirement from Indian River County Board of County Commissioners Building Division with Twenty-four Years of Service 165-166

V. Proclamation and Retirement Award Honoring Arthur Zyskowski on His Retirement from Indian River County Board of County Commissioners Department of Emergency Services/Fire Rescue with Twenty-six Years of Service 167-168

W. Proclamation and Retirement Award Honoring Samuel Brooke on His Retirement from Indian River County Board of County Commissioners Department of Emergency Services/Fire Rescue with Twenty-two Years of Service 169-170

X. Proclamation and Retirement Award Honoring James Michael Owens on His Retirement from Indian River County Board of County Commissioners Department of Public Works Vehicle Maintenance Division with Thirty-six Years of Service 171-172

Y. Approval of Bid Award for IRC Bid No. 2011050 Sludge Tank Cleaning (memorandum dated August 8, 2011) 173-180

Z. Approval of Bid Award for IRC Bid No. 2011053 Central Wastewater Odor Control Media Replacement (memorandum dated August 9, 2011) 181-188

AA. Approval of FLO-380C4H091000 – New 2010 H.U.D. Family Shelter Plus Care Contract (memorandum dated August 8, 2011) 189-210

BB. Final Payment to Masci Corporation for Conversion of a 16" Brine Line on 77th Street to a Water Main, Bid Number 2009064, UCP-3086 (memorandum dated July 11, 2011) 211-216

8. CONSENT AGENDA **PAGE**

CC. Request to Convey Affordable Housing Property Back to Indian River County from Every Dream Has A Price, Inc.
(memorandum dated July 27, 2011) 217-226

DD. Resolution Canceling Taxes on Property Acquired by the City of Fellsmere for Use in Conjunction with Adjacent Water Treatment Plant
(memorandum dated July 29, 2011) 227-233

EE. Mooney Dock License Agreement Country Club Pointe Subdivision
(memorandum dated August 9, 2011) 234-246

FF. Dedication of Rights-of-Way and Drainage and Utility Easements for 24th Court and 25th Avenue by Every Dream Has a Price, Inc.
(memorandum dated July 26, 2011) 247-265

GG. Miscellaneous Budget Amendment 021
(memorandum dated August 9, 2011) 266-268

HH. Gifford Youth Activity Center, Inc., Lease Agreement – Renewal and Replacement Fund, Maintenance and Repairs, Miscellaneous Budget Amendment 020
(memorandum dated August 8, 2011) 269-276

II. Request for Approval of a Joint Participation Agreement Between Indian River County and the Indian River County Housing Authority
(memorandum dated July 29, 2011) 277-281

JJ. Work Order No. 1 – Creech Engineers, Inc., Indian River County Vertical Control Network (Benchmark) Densification, IRC Project No. 1050
(memorandum dated August 3, 2011) 282-294

KK. The Quail Creek Subdivision – Bid # 2011012 Change Order No. 1 Final Pay and Release of Retainage, Timothy Rose Contracting, Inc.
(memorandum dated August 3, 2011) 295-317

LL. Library System Long Range Plan Update
(memorandum dated July 20, 2011) 318-350

MM. 2011-2012 State Aid Application/Agreement
(memorandum dated July 20, 2011) 351-359

NN. Right-of-Way Acquisition, SR A1A & 17th Street Intersection Improvements, Parcel ID #33-40-05-00010-0000-00000.1 Owner: Northern Trust, N.A. Formerly known as Northern Trust of Florida, N.A.
(memorandum dated August 8, 2011) 360-369

8. CONSENT AGENDA **PAGE**

OO. Approval of Bid Award for IRC Bid No. 2012002 – Annual Bid for Instrument Control Tech for Water and Wastewater Utilities (memorandum dated August 8, 2011) 370-376

PP. Award of RFP No. 2011043 – Full Service Automated Teller Machine (ATM) Installation and Maintenance (memorandum dated August 1, 2011) 377-381

QQ. 2011/2012 Final Budget Hearing Schedule Change (memorandum dated August 10, 2011) 382

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

1. Grace Clark-LaPorta's Request for Abandonment of a Portion of 129th Place between 81st Court and Roseland Road (memorandum dated July 18, 2011) 383-391
Legislative

B. PUBLIC DISCUSSION ITEMS

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 Susan Krol Regarding Elimination of Fine of $1500.00 392-393

C. PUBLIC NOTICE ITEMS

1. Notice of Scheduled Public Workshop August 23, 2011:
A Public Workshop regarding the Indian River County Decennial Redistricting has been scheduled for Tuesday, August 23, 2011, at 6:30 p.m. The Public Workshop will be held at Sebastian City Hall, City Council Chambers, 1225 Main Street, Sebastian, Florida (memorandum dated August 9, 2011) 394

11. COUNTY ADMINISTRATOR MATTERS

A. Legislative Priorities (memorandum dated August 8, 2011) 395-396

12. DEPARTMENTAL MATTERS

A. Community Development

1. Condemnation, Demolition and Removal of Unsafe Structures (memorandum dated July 19, 2011) 397-408

2. Consideration of INEOS New Planet BioEnergy LLC's Proposed Amendment to Its Approved Local Jobs Grant (memorandum dated August 5, 2011) 409-434

3. Consideration of Agreement Between Indian River Habitat for Humanity and Indian River County for Neighborhood Stabilization Program 3 (NSP3) Community Development Block Grant (CDBG) Programmatic Services and NSP3 Single-Family Purchase, Redevelopment and Sales Program Manual (memorandum dated August 9, 2011) 435-441

4. Request for Approval of a Resolution Urging the Florida Inland Navigation District to Address Concerns Raised by County Citizens about Dredged Material Management Area IR-2 (memorandum dated August 8, 2011) 442-454

5. Request to Approve a Purchase of 350 Acres from Pressley Ranch, Inc. for Conservation Purposes, using Grant Funds awarded under the North American Wetlands Conservation Act (memorandum dated August 8, 2011) 455-480

6. Consideration of Impact Fee Issues (memorandum dated August 5, 2011) 481-489

B. Emergency Services

None

C. General Services

None

D. Human Resources

None

E. Human Services

None

12. DEPARTMENTAL MATTERS **PAGE**

F. Leisure Services

None

G. Office of Management and Budget

None

H. Recreation

None

I. Public Works

None

J. Utilities Services

1. Approval of Bid Award for IRC Bid No. 2011034 South Reverse Osmosis Plant Chemical System Upgrade
(memorandum dated August 2, 2011) 490-495

2. Change Order No. 1 to IRC Bid No. 2011032 to Data Flow System Inc. for Upgrade and Automation of the Reuse Distribution System UCP 4065
(memorandum dated August 1, 2011) 496-501

3. Amendment #1 to Work Order No. 26 with Geosyntec Consultants, Inc. for Ground Water Assessment and Monitoring Proposal North County Water Plant
(memorandum dated July 18, 2011) 502-510

4. 82nd Avenue Bridge at 4th Street Force Main and Reuse Force Main Conflict, Resolution and Interchange for Lift Station No. 19 Force Main Pressure Reduction, Approval of Work Authorization No. 2010-002-UCP 4070, WIP No. 471-23536-044699-11503
(memorandum dated July 29, 2011) 511-515

13. COUNTY ATTORNEY MATTERS

A. Proposed Ordinance Eliminating all References to Firearms from the Code of Indian River County
(memorandum dated August 1, 2011) 516-526

13. COUNTY ATTORNEY MATTERS **PAGE**

B. Purchase of Right-of-Way located at 5265 66th Avenue, Parcel 105, Owned by the Estate of Erma Lee Lewis
(memorandum dated August 2, 2011) 527-541

C. Cost Sharing Agreement Between Marsh Island and the County for Demolition of uncompleted home, Lot 15 Marsh Island Subdivision, 9250 East Marsh Island Drive
(memorandum dated August 3, 2011) 542-547

D. Cost Sharing Agreement between Indian River County and Russell J. Kelly
(memorandum dated August 9, 2011) 548-555

E. Initial Board Review of Committee Terms Issues
(memorandum dated August 1, 2011) 556-585

F. Quasi-Judicial Proceedings
(memorandum dated August 1, 2011) 586-593

14. COMMISSIONERS ITEMS

A. Commissioner Bob Solari, Chairman

1. Public Records
(memorandum dated August 4, 2011) 594-600

2. Florida Trend Article
(memorandum dated August 8, 2011) 601-602

3. Lemonade Freedom Day
(memorandum dated August 8, 2011) 603-609

4. Sand Mine Buffers
(memorandum dated August 9, 2011) 610-615

B. Commissioner Gary C, Wheeler, Vice Chairman

None

C. Commissioner Wesley S. Davis

1. Secondary Metals Recyclers
(memorandum dated August 3, 2011) 616-627

D. Commissioner Joseph E. Flescher

None

14. COMMISSIONERS ITEMS **PAGE**

E. Commissioner Peter D. O'Bryan

1. Artificial Reef Study Workshop
(memorandum dated August 8, 2011) 628

15. SPECIAL DISTRICTS AND BOARDS

A. Emergency Services District

1. Design/Build Contract with Barth Construction for the Renovation and Construction of Emergency Services Fire Rescue Stations (RFQ #2011036)
(memorandum dated August 8, 2011) 629-646

B. Solid Waste Disposal District

1. Approval of Minutes Meeting of June 21, 2011

2. Approval of Minutes Meeting of July 12, 2011

3. Approval of Bid Award for IRC Bid No. 2011055, Fencing Improvements at Indian River County Landfill Recycling Center
(memorandum dated August 8, 2011) 647-653

4. Request to Renew Lease by MWI Corporation
(memorandum dated July 31, 2011) 654-659

5. Agreement for Processing and Recycling of Yard Waste with Consolidated Resources Recovery
(memorandum dated July 31, 2011) 660-663

6. Waste Oil Service Agreement with FCC Environmental
(memorandum dated July 31, 2011) 664-670

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 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.