



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

TUESDAY, SEPTEMBER 6, 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>	Deputy Teddy Floyd, Indian River County Sheriff Department	
3.	<u>PLEDGE OF ALLEGIANCE</u>	Joseph A. Baird, County Administrator	
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>		
A.	Presentation of Proclamation Designating the Month of September as Sickle Cell Awareness Month		1
B.	Presentation by Vicki Wild, Executive Director, Keep Indian River Beautiful, promoting the International Coastal Cleanup Event and the Ocean Conservancy on September 17, 2011		---

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Budget Workshop of July 13, 2011	
B.	Meeting of July 19, 2011	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
A.	Juvenile Justice Council (memorandum dated August 29, 2011)	2
8.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants and Wires – July 15, 2011 to July 21, 2011 (memorandum dated July 21, 2011)	3-11
B.	Approval of Warrants and Wires – August 5, 2011 to August 11, 2011 (memorandum dated August 11, 2011)	12-18
C.	Approval of Warrants and Wires – August 12, 2011 to August 18, 2011 (memorandum dated August 18, 2011)	19-26
D.	Approval of Warrants and Wires – August 19, 2011 to August 25, 2011 (memorandum dated August 25, 2011)	27-34
E.	Carole Jean Jordan, Indian River County Tax Collector, Certification of Tax Roll (memorandum dated August 25, 2011)	35-36
F.	INEOS New Planet Bioenergy Cash Deposit and Escrow Agreement for Compliance Incidental Mining (memorandum dated August 19, 2011)	37-41
G.	Developer: North Shore Club, LLC Acceptance of Temporary Easement for Utilities Until Property is Platted Depicting a Perpetual Easement (memorandum dated August 26, 2011)	42-47
H.	Resolutions Cancelling Taxes on Properties Acquired by the Indian River County Housing Authority for Public Purposes (memorandum dated August 25, 2011)	48-70
I.	Approval of Attorney’s Fees and Expenses in CRF Panther Bankruptcy (memorandum dated August 23, 2011)	71-72

8. <u>CONSENT AGENDA</u>	<u>PAGE</u>
J. Approval of Renewal of a Class “E” Certificate of Public Convenience and Necessity for ARC of Indian River County to Provide Wheelchair Services (memorandum dated August 15, 2011)	73-99
K. Approval of Renewal for a Class “E” and Class “B” Certificate of Public Convenience and Necessity for All County Ambulance Inc. to Provide Wheelchair/Stretcher and Interfacility Ambulance Transportation Services (memorandum dated August 9, 2011)	100-110
L. Approval of Renewal for a Class “E” Certificate of Public Convenience and Necessity for Senior Resource Association to Provide Wheelchair Services (memorandum dated August 15, 2011)	111-123
M. Request for Use of Holman Stadium – “Third Annual Celebrity vs. Government Softball Game Fundraiser” (memorandum dated July 20, 2011)	124-136
N. Request for Use of Holman Stadium – “Sixth Annual Mardy’s Tennis and Jake’s Music Fest” (memorandum dated July 28, 2011)	137-151
O. Consideration of Indian River County’s 2011 SHIP Program Annual Reports (memorandum dated August 15, 2011)	152-185
P. Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) for: Upgrades to Traffic Signal System Equipment FM# 228613-3-54-01 (memorandum dated August 18, 2011)	186-206
Q. Maintenance of County Beach Parks and Beach Access Points (memorandum dated August 26, 2011)	207-210
R. F.D.O.T. Local Agency Program (LAP) Supplemental Agreement and Resolution Authorizing the Chairman’s Signature FPN No. 418136-1-58-01 Indian River Boulevard Sidewalk Improvements from 12 th St. to 17 th St. IRC Project No. 0745 (memorandum dated August 12, 2011)	211-219
S. Agreement for Professional Civil Engineering Services with Bridge Design Associates, Inc. for IRC Project No. 0517 Oslo Road Phase III from 58 th Avenue to 43 rd Avenue (memorandum dated August 9, 2011)	220-248
T. Miscellaneous Budget Amendment 022 (memorandum dated August 31, 2011)	249-253

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
U.	Approval of Bid Award for IRC Bid No. 2012003 Annual Bid to Furnish and Deliver Polymer (memorandum dated August 30, 2011)	254-259
V.	F.D.O.T. Construction Agreement and Resolution Authorizing the Chairman's Signature 66 th Avenue and SR 60 – IRC Project No. 0545 (memorandum dated August 18, 2011)	260-269
W.	Approval of Bid Award for IRC Bid No. 2011051 Demolition of Two (2) Condemned Structures (memorandum dated August 5, 2011)	270-275
X.	Approval of Bid Award for IRC Bid No. 2012004 Annual Bid for Aluminum Sign Blanks and Hardware (memorandum dated August 25, 2011)	276-283
Y.	Acceptance of Emergency Management Subgrant Agreement 12-BG-10-40-01-031 (memorandum dated August 25, 2011)	284-321
Z.	Acceptance of Emergency Management Federally-Funded Subgrant Agreement 12-FG-10-40-01-098 (memorandum dated August 25, 2011)	322-352

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

None

B. PUBLIC DISCUSSION ITEMS

Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.

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|----|---|---------|
| 1. | Request to Speak from Pete Sharman Regarding Pep Reef | 353-354 |
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10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing September 13, 2011</u> To Consider Adoption of an Ordinance Amending Chapter 103 of the Code With Respect to Committee Member Terms and to Address and Correct Certain Inconsistencies and Housekeeping Matters (memorandum dated August 19, 2011)	355
	Legislative	
	2. <u>Notice of Scheduled Public Hearing September 13, 2011</u> To Consider Adoption of an Ordinance Removing from the Code any Provisions Relating to Firearms and Ammunition (memorandum dated August 19, 2011)	356
	Legislative	
	3. <u>Notice of Scheduled Public Hearings September 13, 2011, September 20, 2011, and October 18, 2011</u> Relating to Redistricting of Indian River County Commissioner Districts (memorandum dated August 19, 2011)	357
	Administrative	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	1. Request from Waterway Village Developer to Extend Timeframes for Completing Internal Sidewalks and Second (Final) Lift of Asphalt (memorandum dated August 22, 2011)	358-370
	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>	
	None	
	J. <u>Utilities Services</u>	
	1. West Regional Odor Control Study – Final Pay Request (memorandum dated August 29, 2011)	371-373
	2. Utility Construction Standards September 2011 – UCP 3110 (memorandum dated August 19, 2011)	374-377
	3. Spoonbill Marsh Wetland Facility – Additional Oyster Beds (memorandum dated August 30, 2011)	378-381
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Initial Review and Discussion of Proposed Indian River County Secondary Metals Recyclers Ordinance (memorandum dated August 31, 2011)	382-391
	B. Quasi-Judicial Proceedings (memorandum dated August 23, 2011)	392-401
	C. Amended Resolution of Necessity for the Laurel Homes parcel of property located on 66 th Avenue south of 15 th Street (memorandum dated August 30, 2011)	402-417

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</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	
D.	<u>Commissioner Joseph E. Flescher</u> None	
E.	<u>Commissioner Peter D. O'Bryan</u> None	
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u> None	
B.	<u>Solid Waste Disposal District</u>	
	1. Approval of Minutes SWDD Budget Hearing July 13, 2011	
	2. Approval of Minutes Meeting of July 19, 2011	
	3. 2011 Petition Hearing – Solid Waste Disposal District Assessment Fees (memorandum dated August 19, 2011)	418

C.	<u>Environmental Control Board</u>	
	1. Approval of Minutes Meeting of May 24, 2011	
	2. Report of Activities for Third Quarter FY10/11 (April through June 2011) (memorandum dated July 5, 2011)	419-420

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 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.***