

JEFFREY K. BARTON
Clerk to the Board



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OF BOARD OF COUNTY COMMISSIONERS

JULY 5, 2011

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JEFFREY K. BARTON
Clerk to the Board



July 5, 2011

REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS

The Board of County Commissioners of Indian River County, Florida, met in Regular Session at the County Commission Chambers, 1801 27th Street, Vero Beach, Florida, on Tuesday, July 5, 2011. Present were Chairman Bob Solari, Vice Chairman Gary C. Wheeler, Commissioners Wesley S. Davis, Joseph E. Flescher, and Peter D. O'Bryan. Also present were County Administrator Joseph A. Baird, County Attorney Alan S. Polackwich, Sr., and Deputy Clerk Leona Adair Allen.

1. CALL TO ORDER

Chairman Solari called the meeting to order at 9:00 a.m.

2. INVOCATION

Commissioner Davis delivered the Invocation.

3. PLEDGE OF ALLEGIANCE

Chairman Solari led the Pledge of Allegiance to the Flag.

4. ADDITIONS/DELETIONS TO THE AGENDA/EMERGENCY ITEMS

- NONE

ON MOTION by Commissioner Flescher, SECONDED by Commissioner Davis, the Board unanimously approved the Agenda as presented.

5. PROCLAMATIONS AND PRESENTATIONS - NONE

6. APPROVAL OF MINUTES

6.A. REGULAR MEETING OF JUNE 7, 2011

The Chairman asked if there were any corrections or additions to the Minutes of the Regular Meeting of June 7, 2011. There were none.

ON MOTION by Vice Chairman Wheeler, SECONDED by Commissioner O'Bryan, the Board unanimously approved the Minutes of the Regular Meeting of June 7, 2011, as written.

7. INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS

NOT REQUIRING BOARD ACTION

7.A. ENGINEER APPOINTEE TO THE ENVIRONMENTAL CONTROL HEARING

BOARD

Noted for the record was the appointment of Patrick Walther to the position of Engineer Appointee to the Environmental Control Hearing Board, previously held by Steve Snoberger who submitted his resignation effective May 17, 2011.

7.B. SURVEY SERVICES: PURCHASE ORDERS PROCESSED JANUARY 15, 2011 THROUGH JUNE 16, 2011 (MEMO NO. 6)

Noted for the record was the processing of one Purchase Order for \$15,000.00 or less, during the time period of January 15, 2011 through June 16, 2011: Purchase Order No. 63326 to Culpepper and Terpening, Inc., for bridge replacement on 26th Street over Rangeline Canal.

8. CONSENT AGENDA

Commissioner O'Bryan requested to pull Item 8.L. for discussion.

8.A. APPROVAL OF WARRANTS AND WIRES – JUNE 10, 2011 TO JUNE 16, 2011

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the list of Warrants and Wires as issued by the Clerk to the Board for the time period of June 10, 2011 to June 16, 2011, as requested in the memorandum of June 16, 2011.

8.B. APPROVAL OF WARRANTS AND WIRES – JUNE 17, 2011 TO JUNE 23, 2011

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the list of Warrants and Wires as issued by the Clerk to the Board for the time period of June 17, 2011 to June 23, 2011, as requested in the memorandum of June 23, 2011.

8.C. LEASE BACK OF RIGHT-OF-WAY ALONG 66TH AVENUE BETWEEN 41ST STREET AND 45TH STREET, VERO BEACH

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved and authorized the Chairman to execute the Lease Agreement with Gamma Delta Corporation for lease back of right-of way along 66th Avenue between 41st Street and 45th Street, as recommended in the memorandum of June 23, 2011.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

8.D. RESOLUTIONS TO CALL LETTERS OF CREDIT AND TO ACT ON BEHALF OF INDIAN RIVER COUNTY DURING THE TIME FRAMES OF JULY 20, 2011, THROUGH AND INCLUDING AUGUST 15, 2011, AND AUGUST 17, 2011, THROUGH AND INCLUDING SEPTEMBER 5, 2011

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved:
(1) **Resolution 2011-046** delegating authority to the County Administrator or the Assistant County Administrator to execute Resolutions calling Letters of Credit as necessary during the period commencing July 20, 2011, through and including August 15, 2011, and further delegating to the County Administrator, the Assistant County Administrator, and the Emergency Services Director the authority to execute all documents necessary to the proper functioning of the County during

the period commencing July 20, 2011 through and including August 15, 2011; and

(2) **Resolution 2011-047** delegating authority to the County Administrator or the Assistant County Administrator to execute Resolutions calling Letters of Credit as necessary during the period commencing August 17, 2011, through and including September 5, 2011, and further delegating to the County Administrator, the Assistant County Administrator, and the Emergency Services Director the authority to execute all documents necessary to the proper functioning of the County during the period commencing August 17, 2011, through and including September 5, 2011.

**8.E. RELEASE OF RETAINAGE APPLIED TECHNOLOGY & MANAGEMENT FOR
WO No. 16 SECTORS 1 & 2 POST CONSTRUCTION MONITORING 2010**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved payment of Applied Technology and Management Inc.'s (ATM)'s Invoice No. 30523, dated June 16, 2011, in the amount of \$26,198.92, for release of retainage for Work Order No. 16, as recommended in the memorandum of June 27, 2011.

8.F. APPROVAL OF CHANGE ORDER NO. 2 TO WORK ORDER NO. PCS-1 WITH HYDROMENTIA, INC. FOR FDEP PERMIT PROCUREMENT SERVICES FOR REVERSE OSMOSIS REJECT WATER DISCHARGE FROM THE SOUTH COUNTY REVERSE OSMOSIS WATER TREATMENT PLANT

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved Change Order No. 2 with Hydromentia, Inc., in the amount of \$19,080, and the contingency fee in the amount of \$1,000, as recommended in the memorandum of June 24, 2011.

CHANGE ORDER ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

8.G. APPROVAL OF BID AWARD FOR IRC BID NO. 2011039 ANNUAL BID FOR BATTERY POWERED FLOW METERS TWO INCH AND LARGER

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously:

- (1) approved the bid award to Ferguson Waterworks, Inc. as the lowest and most responsive bidder meeting the specifications as set forth in the Invitation to Bid;
- (2) authorized the Purchasing Division to issue blanket purchase orders for the period of July 2011 through September 30, 2012 with the recommended bidder; and
- (3) authorized the Purchasing Manager to renew this bid for three (3) additional one (1) year periods subject to satisfactory performance, vendor acceptance, and the determination that renewal of this annual bid is in the best

interest of Indian River County, all as recommended in the memorandum of June 27, 2011.

8.H. SUSSEX OF VERO, LLC'S REQUEST FOR FINAL PLAT APPROVAL FOR A SUBDIVISION TO BE KNOWN AS WATERSIDE SUBDIVISION

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously granted final plat approval for Waterside Subdivision, as recommended in the memorandum of June 14, 2011.

8.I. 2012 HOLIDAY SCHEDULE

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the 2012 proposed schedule of holidays for Indian River County employees, as recommended in the memorandum of June 27, 2011.

8.J. FPL RELOCATION AGREEMENTS – IRC TRANSIT FACILITY

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the Agreement with Florida Power and Light (FPL), and authorized the Chairman to execute and approve the payment of invoices for a total amount of \$11,925.99, as recommended in the memorandum of June 23, 2011.

AGREEMENTS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

8.K. RFO 2011020 DESIGN SERVICES FOR JAIL FIRE ALARM – ADDITIONAL SERVICES

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the Proposal as an amendment to the original contract with Hughes Associates, Inc. of Orlando, for additional design services in an amount not to exceed \$9,600.00, as recommended in the memorandum of June 23, 2011.

DOCUMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

8.L. SECTOR 3 BEACH AND DUNE RESTORATION PROJECT CHANGE ORDER No. 5 – CONTRACT EXTENSION RANGER CONSTRUCTION INDUSTRIES, INC.

Commissioner O’Bryan supported moving this forward in order to complete the project, but questioned whether there would be a Phase 4, whether it would be extended again, and wondered about the deadlines and penalties that would ensure this project is completed without further extensions. He wanted Ranger Construction Industries, Inc. (Ranger) to know that if they do not have the project completed within the time allocated, they need to have sand stockpiled and ready for delivery.

Public Works Director Chris Mora explained the incentives that were built into the contract to keep the project on track. He believed there would be plenty of time to finish hauling the remaining 108,000 cubic yards of sand to the beach as long it is stockpiled now, for delivery starting in November.

County Coastal Engineer James Gray reported that the County has not received the Notice to Proceed from the Florida Department of Environmental Protection (FDEP) on Phase 2-

remainder, and after having conversations with FDEP, staff did not foresee anything that would disqualify the completion of the remaining project. He clarified that FDEP wanted to ensure there would be no project performance issues from previous phases, and that the determination would be made after the turtle nesting season. He said that staff has been submitting monthly sea turtle nesting data reports to the Fish and Wildlife Service, and did not feel there would be a problem receiving the Special Use Permit from the Archie Carr National Wildlife Refuge.

Vice Chairman Wheeler voiced concerns over the contract, the extension, and payment to the truckers and dredge operators. He wanted to know if the County has the authority to make a contract correction, or if there is anything that can be done in the future to avoid nonpayment to subcontractors.

Director Mora pointed out that it would be difficult to change the existing contract because Ranger subcontracts the work out, not the County. He conveyed that prior to ending the project and making the final payment, staff will be requiring all subcontractors to sign off on a Release of Lien, which will provide assurance that they have been paid up to a certain date.

County Administrator Joseph Baird explained the confusion of the truckers and the dredge operators, who thought the fuel cost adjustment would apply to Phase 1 and Phase 1-remainder sand, as it did for Phase 2 sand. He revealed that the County Attorney's office had advised staff to not get involved in the situation at this time. Administrator Baird felt it would be best to wait for the Release of Lien.

Commissioner Flescher wanted the project completed as quickly as possible. He reiterated concerns over the prepayment for stockpiled sand, another Change Order, and fuel cost adjustment disbursements. He questioned the payment process for subcontractors, and wanted to know if they had received disbursement from Ranger.

Patrick Flynn, Ranger Construction Industries, Inc., confirmed that Ranger disbursed the majority of funds to their subcontractors, but expressed that his company had not been paid for the last fuel price adjustment, or the last sand material.

Director Mora informed the Board that all the invoices that staff felt needed to be paid had been submitted for payment, and that all pending invoices currently being processed will be paid as soon as possible. He reiterated the confusion with the truckers thinking the fuel cost adjustment also applied to Phase 1 and Phase 1-remainder sand, and stated that the issue has since been resolved.

Administrator Baird verified that Ranger has paid the truckers and mine operators for the fuel adjustment, but the mine operators have not yet paid the dredge operators.

Steve Smith, Ranch Road Lake Mine (subcontractor), assured the Board that he had been pre-paid for the fuel adjustment according to what the County disbursed to Ranger. He conveyed that the money was paid to their satisfaction; however, he could not address certain issues due to attorney involvement.

Commissioner O'Bryan wanted to know if the Change Order is approved today, if Mr. Smith would have a dredge on site so the sand could be stockpiled immediately.

Mr. Smith said he signed a contract last week for a dredge and it is on the way to him.

Chuck Kramer, Fischer and Sons, felt the Board was moving in the right direction regarding the disbursement of funds, but thought they should examine the phases as separate entities. He encouraged staff to ensure that everyone is paid for the fuel cost adjustment because the participants in the first two phases might not take an interest in the third phase.

Chairman Solari suggested the County Attorney's office review this situation because he did not want the Board to interfere with the existing contract, and he also wanted to ensure the taxpayer's interests are being protected.

In response to Commissioner O'Bryan, **Mr. Kramer** said his company did not receive a fuel cost adjustment.

Mr. Kramer believed it would be better to resolve past issues before moving forward, since it will directly affect the future final phase. He was worried that as a contractor, if his company does not participate in the final phase, they would no longer have the means to recover payment from prior phases.

Commissioner O'Bryan felt the situation should be resolved since Change Order No. 5 with Ranger would be extending the expired construction contract project.

Commissioner Davis urged the Board to be careful. He did not feel the Board could remedy anything that may go to litigation.

ON MOTION by Commissioner Davis, SECONDED by Chairman Solari, the Board unanimously approved Change Order No. 5 with Ranger Construction Industries, Inc., as recommended in the memorandum of June 27, 2011.

CHANGE ORDER ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

**8.M. PROCLAMATION AND RETIREMENT AWARD TO KATHLEEN STRICKLAND
FOR TWENTY-NINE YEARS OF SERVICE TO INDIAN RIVER COUNTY
DEPARTMENT OF GENERAL SERVICES**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the Proclamation and Retirement Award honoring Kathleen Strickland on her retirement from the Department of General Services.

**8.N. RELEASE OF RETAINAGE – WORK ORDER NO. 18 (ENGINEERING) WITH
BRIDGE DESIGN ASSOCIATES, INC. FOR OLD DIXIE HIGHWAY SIDEWALK
FROM 38TH LANE TO 65TH STREET IRC PROJECT NO. 0845**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved payment of Bridge Design Associates, Invoice No. 10-539A/R, dated June 6, 2011, in the amount of \$1,049.50, for release of retainage, as recommended in the memorandum of June 23, 2011.

**8.O. REQUEST FOR DIRECT PURCHASE OF SHOWER/RESTROOM FACILITY AT
INDIAN RIVER COUNTY FAIRGROUNDS IN LIEU OF RFQ**

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously authorized staff, in lieu of a Request for Qualification (RFQ), to proceed with the direct purchase and installation of a shower/restroom facility from CXT, Inc., in the

amount of \$222,141, to be installed at the Indian River County Fairgrounds, as recommended in the memorandum of June 8, 2011.

8.P. MISCELLANEOUS BUDGET AMENDMENT 018

ON MOTION by Commissioner Davis, SECONDED by Commissioner Flescher, the Board unanimously approved **Resolution 2011-048**, amending the Fiscal Year 2010-2011 Budget, as recommended in the memorandum of May 31, 2011.

9. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL AGENCIES - NONE

10. PUBLIC ITEMS

10.A. PUBLIC HEARING(S)

10.A.1. PROPOSED FAIR HOUSING WORKSHOP AND FIRST PUBLIC HEARING TO CONSIDER APPLYING FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (LEGISLATIVE)

PROOF OF PUBLICATION OF ADVERTISEMENT FOR HEARING IS ON FILE IN THE
OFFICE OF THE CLERK TO THE BOARD

Director of Utility Services Erik Olson provided a brief introduction and background on the two-phase West Wabasso Sewer Expansion Community Development Block Grant (CDBG) project. He explained the grant application process, requested the Board hold the Fair Housing Workshop (the first of two Public Hearings), and authorize staff to submit a CDBG application in the amount of \$750,000.00.

The Chairman opened the Public Hearing. There being no speakers, the Chairman closed the Public Hearing.

Corbett Alday, Guardian Community Resource Management Group, briefly conducted the Fair Housing Workshop. He reviewed the citizen's participation plan requirements that will assist staff in applying for the CDBG. He provided the background and focus of the CDBG program, the application process, and the four grant categories that the County would be eligible to apply for (housing rehabilitation, commercial revitalization, neighborhood revitalization, and economic development).

Vice Chairman Wheeler clarified that the primary use of the grant funds would be for sewer projects. Director Olson acknowledged the funds would be used for sewer projects, but hoped some could be used for stormwater cleanup and drainage improvements.

Commissioner O'Bryan supported the submittal of the grant application but felt the likelihood of receiving the funding would be slim because during a Statewide Regional Planning Council meeting, a Trade Association Attorney based out of Washington, D.C., revealed that the current mood in Washington, D.C., with the budget cuts, is that local CDBG project funding would be almost nil.

ON MOTION by Commissioner Flescher, SECONDED by Commissioner Davis, the Board unanimously: (1) held the Fair Housing Workshop; (2) opened the first public hearing to obtain public input regarding the County's community development needs; and (3) directed staff to pursue the new Community Development Block Grant (CDBG) funding, as recommended in the memorandum of June 24, 2011.

10.B. PUBLIC DISCUSSION ITEMS - NONE

10.C. PUBLIC NOTICE ITEMS

10.C.1. NOTICE OF SCHEDULED PUBLIC HEARING FOR JULY 12, 2011:

**DISCUSS AND SOLICIT PUBLIC INPUT RELATING TO THE DIVISION OF
INDIAN RIVER COUNTY INTO COUNTY COMMISSIONER DISTRICTS
(LEGISLATIVE)**

10.C.2. NOTICE OF SCHEDULED PUBLIC HEARING FOR JULY 12, 2011:

**CONSIDER ADOPTION OF AN ORDINANCE AMENDING CHAPTER 315 OF
THE CODE OF INDIAN RIVER COUNTY ENTITLED "THE INDIAN RIVER
COUNTY PAIN MANAGEMENT CLINIC AND CONTROLLED SUBSTANCES
ORDINANCE" (LEGISLATIVE)**

Deputy County Attorney William DeBral read the notices into the record.

11. COUNTY ADMINISTRATOR MATTERS - NONE

12. DEPARTMENTAL MATTERS

12.A. COMMUNITY DEVELOPMENT

**12.A.1. CONSIDERATION OF A REQUEST FROM SMI TELECOMS LLC FOR A
LOCAL JOBS GRANT**

Community Development Director Robert Keating informed the Board that SMI Telecoms, LLC (SMI Telecoms) is a global telecommunications software developer, one of the County's target industries, and as such, qualifies for a local jobs grant. Currently, SMI Telecoms employs 43 employees worldwide and plans to locate alongside NetBoss, a company who received a local jobs grant in May of this year. He informed the Board that SMI Telecoms plans

to hire about 25 employees, which qualifies them for a local jobs grant of up to \$169,000.00. The money will be paid out in three (3) phases over a five (5) year period, starting one year after the jobs in that phase are created.

Helene Caseltine, Economic Development Director for the Indian River County Chamber of Commerce, expressed delight that SMI Telecom, LLC is considering moving to Indian River County, and attributes that to NetBoss CEO Jim Odom for promoting his company's recent move to this County. She thereafter introduced Phil Brooks, CEO of SMI Telecoms.

Phil Brooks, CEO, SMI Telecoms, LLC, using a PowerPoint presentation (on file) provided an overview of his company, his product portfolio, growth plans within the United States, and why Indian River County was considered.

Commissioner O'Bryan welcomed and thanked Mr. Brooks for the decision to locate his national headquarters in Sebastian. He said economic development involves a lot of hard work with a lot of baby steps, and it is starting to come into fruition with local businesses recommending and recruiting other businesses.

ON MOTION by Commissioner O'Bryan, SECONDED by Vice Chairman Wheeler, the Board unanimously approved a local jobs grant of up to \$169,000 for SMI Telecoms, LLC, and authorized the Chairman to execute the Jobs Grant Agreement after approval of the Agreement by appropriate County staff and the County Attorney's office, as recommended in the memorandum of June 22, 2011.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

**12.A.2. REQUEST TO AMEND THE NEIGHBORHOOD STABILIZATION PROGRAM
COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING ASSISTANCE PLAN**

Director Keating reviewed the memorandum dated June 23, 2011, providing description, conditions, and analysis pertaining to the proposed modification to the Neighborhood Stabilization Program (NSP) Community Development Block Grant (CDBG) Housing Assistance Plan (HAP). He explained how the proposed amendment would affect only the resale portion of the program, not the rental. He reported that together with the Housing Authority, the County had purchased 19 houses so far, and sold four; and that most of the others have been rehabilitated and are currently on the market for sale. He said this proposed amendment would change the required down payment for buyers of NSP houses from 1.75% of the sale price to \$500.00, which will allow more NSP buyers to be eligible to purchase homes, and most likely increase the sale of NSP homes. He thereafter explained the sale process of NSP homes and the benefits of the program.

Commissioners Wheeler and Davis voiced their disapproval and reasons for not supporting the proposed modification.

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Flescher, the Board by a 3-2 vote (Commissioners Davis and Wheeler opposed) approved the proposed change to the Neighborhood Stabilization Program (NSP) Community Development Block Grant (CDBG) Housing Assistance Plan, and authorized the Chairman to execute the revised Housing Assistance Plan, as recommended in the memorandum of June 23, 2011.

DOCUMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

12.B. EMERGENCY SERVICES - NONE

12.C. GENERAL SERVICES - NONE

12.D. HUMAN RESOURCES - NONE

12.E. HUMAN SERVICES - NONE

12.F. LEISURE SERVICES - NONE

12.G. OFFICE OF MANAGEMENT AND BUDGET - NONE

12.H. RECREATION - NONE

12.I. PUBLIC WORKS - NONE

12.J. UTILITIES SERVICES

**12.J.1. SR 60 FROM 58TH AVENUE TO 66TH AVENUE RESOLUTION OF
CONFLICTS WITH PROPOSED FDOT DRAINAGE IMPROVEMENTS
THROUGH LABOR CONTRACTOR AND APPROVAL OF FDOT AGREEMENT
TO RAISE VALVE BOXES, UCPNo. 4076**

Director Olson recapped the memorandum dated June 27, 2011, providing descriptions, conditions, and analysis regarding the segment of SR 60 from 58th Avenue to 66th Avenue, designated as Phase 4 by the Utilities Department, that will consist of drainage, pavement improvement, widening, and traffic signal construction. He requested the Board: (1) approve utilizing the Utilities Department Labor Contractor, Melvin Bush, Incorporated of Fort Pierce, to resolve the conflict between proposed drainage improvements and the existing 12" water main

on the south side of SR 60; (2) add a contingency of 10% for the Florida Department of Transportation (FDOT) to adjust valve box elevations on SR 60; and (3) authorize execution of all required documents.

A brief discussion ensued regarding the funding for the project.

ON MOTION by Commissioner O’Bryan, SECONDED by Commissioner Flescher, the Board unanimously: (1) approved the construction of the offset to resolve the water main conflict for labor and materials in the amount of \$9,458.65; (2) authorized execution by the Chairman of Work Authorization No. 2010-003 for the Labor Contractor for \$5,795.90; (3) approved payment to the Florida Department of Transportation (FDOT) of \$6,316.20 in the form of a certified check to adjust the value boxes; and (4) authorized the Chairman to execute five (5) copies of the “Utility Work by Highway Contractor Agreement”, all as recommended in the memorandum of June 27, 2011.

AGREEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

**12.J.2. FINAL PAYMENT SPOONBILL MARSH WETLAND FLOATING
VEGETATIVE MATS**

Director Olson informed the Board that the floating marine vegetative mats project at the Spoonbill Marsh was completed, and requested approval for the final payment to Beemats, Inc.

Discussion ensued regarding the project being an asset to the community, and public access to the facility.

ON MOTION by Commissioner Flescher, SECONDED by Chairman Solari, the Board unanimously approved the final payment of \$40,680.00 to Beemats, Inc., as recommended in the memorandum of June 15, 2011.

12.J.3. SOUTH WWTF 2012 FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) OPERATIONAL PERMIT RENEWAL

Director Olson conveyed that every five years the Wastewater Treatment Facilities (WWTF) is required to undergo a rather complex process to obtain a permit renewal from the Florida Department of Environmental Protection (FDEP). This year staff recommends the Board authorize MBV Engineers, Inc. to complete the necessary administrative duties to obtain the operational permit from FDEP.

MOTION WAS MADE by Commissioner O'Bryan, SECONDED by Commissioner Flescher, to approve and authorize the Chairman to execute the Professional Service Work Authorization to MBV Engineering, Inc. for wastewater management, in the amount of \$20,750.00, as recommended in the memorandum of June 24, 2011.

Chairman Solari suggested when staff goes through the process of obtaining the required permit from FDEP, they develop recommendations to remove some of the bureaucracy.

The Chairman CALLED THE QUESTION and the Motion carried unanimously

CONTRACT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

13. COUNTY ATTORNEY MATTERS - NONE

14. COMMISSIONER ITEMS

14.A. COMMISSIONER BOB SOLARI, CHAIRMAN

14.A.1. INDEPENDENCE DAY

Chairman Solari gave a brief presentation regarding the history of America and the meaning of Independence Day.

14.B. COMMISSIONER GARY C. WHEELER, VICE CHAIRMAN - NONE

14.C. COMMISSIONER WESLEY S. DAVIS - NONE

14.D. COMMISSIONER JOSEPH E. FLESCHER – NONE

14.E. COMMISSIONER PETER D. O'BRYAN - NONE

15. SPECIAL DISTRICTS AND BOARDS

15.A. EMERGENCY SERVICES DISTRICT - NONE

15.B. SOLID WASTE DISPOSAL DISTRICT - NONE

15.C. ENVIRONMENTAL CONTROL BOARD - NONE

ALL BACKUP DOCUMENTATION, RESOLUTIONS, AND ORDINANCES ARE ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD AND ARE HEREBY MADE A PART OF THESE MINUTES

16. ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 10:24 a.m.

ATTEST:

Jeffrey K. Barton, Clerk

Bob Solari, Chairman

Minutes Approved: _____

BCC/LA/2011 Minutes