



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

**TUESDAY, APRIL 10, 2012 - 9:00 A.M.**

**County Commission Chamber  
Indian River County Administration Complex  
1801 27<sup>th</sup> Street, Building A  
Vero Beach, Florida, 32960-3388  
www.ircgov.com**

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**COUNTY COMMISSIONERS**

**Gary C. Wheeler, Chairman  
Peter D. O’Bryan, Vice Chairman  
Wesley S. Davis  
Joseph E. Flescher  
Bob Solari**

**District 3  
District 4  
District 1  
District 2  
District 5**

**Joseph A. Baird, County Administrator  
Alan S. Polackwich, Sr., County Attorney  
Jeffrey K. Barton, Clerk to the Board**

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		<b><u>PAGE</u></b>
<b>1.</b>	<b><u>CALL TO ORDER</u></b>	<b><u>9:00 A.M.</u></b>
<b>2.</b>	<b><u>INVOCATION</u></b>	Reverend Dr. Charles Lever, First United Methodist Church
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Commissioner Peter D. O’Bryan, Vice Chairman
<b>4.</b>	<b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b>	
<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	
<b>A.</b>	Presentation of Proclamation Honoring Dr. Mathew S. Zoffer for Outstanding Service on the Indian River County Environmental Control Hearing Board	<u>1</u>
<b>B.</b>	Presentation of Proclamation Designating the Month of April, 2012, as Child Abuse Prevention Month	<u>2</u>

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	C. Presentation of Proclamation Fourth Annual Indian River County Day of Service	3
	D. Presentation of Proclamation Recognizing April 8 – 14, 2012 as National Telecommunicators Week	4
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	A. Regular Meeting of February 14, 2012	
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
	None	
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
	A. Approval of Warrants and Wires – March 23, 2012 to March 29, 2012 (memorandum dated March 29, 2012)	5-13
	B. Request for Authorization to Advertise for a Public Hearing to Consider an Ordinance Establishing an Alternative Method of Selling Real Property Through the Neighborhood Stabilization Program (NSP) (memorandum dated April 2, 2012)	14-19
	C. Approval of an Amendment to the Sexton Ranch West Conservation Easement to Relocate and Reconfigure Residential Parcel Number 1 (memorandum dated April 2, 2012)	20-54
	D. Change Order No. 1 – Release of Retainage Indian River Boulevard Sidewalk Improvements from 12 <sup>th</sup> Street to 17 <sup>th</sup> Street Bid No. 2011012 – IRC Project No. 0745 (memorandum dated March 28, 2012)	55-70
	E. Declaration of Sole Source for Purchase of Clay Target Throwers for the Indian River County Public Shooting Range Expansion Project (memorandum dated April 2, 2012)	71-79
	F. Lease Extension, Little Mermaid Car Wash, 1935 43 <sup>rd</sup> Avenue, Timothy E. and Joshana Tynes, 43 <sup>rd</sup> Avenue/SR60 Intersection Widening and Improvements (memorandum dated March 19, 2012)	80-86

<b>9.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	<b><u>PAGE</u></b>
<b>A.</b>	<b><u>Indian River County Sheriff Deryl Loar</u></b> Fiscal Year 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Solicitation (letter dated April 2, 2012)	87-89

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**10. PUBLIC ITEMS**

**A. PUBLIC HEARINGS**

<b>1.</b>	Enclave at Vero Beach, LLC's Request for Re-Approval of the Bloomfield at Vero Beach Planned Development (PD) Conceptual Plan (memorandum dated March 26, 2012)	90-104
	<b>Legislative</b>	
<b>2.</b>	DiVosta Homes, L.P.'s Notice of Proposed Change (NOPC) Request to Modify the Waterway Village DRI Development Order Emergency Shelter Space Condition (memorandum dated March 27, 2012)	105-141
	<b>Quasi-Judicial</b>	

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**B. PUBLIC DISCUSSION ITEMS**

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

<b>1.</b>	Request to Speak from Joel Molinari Regarding Building Permit Fees and Contractor Licensing/Unlicensed Contracting	142
<b>2.</b>	Request to Speak from Joe Wiggins Regarding Sidewalk on 11 <sup>th</sup> Street, S.W., and Stop Sign on 11 <sup>th</sup> Street S.W.	143

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10. **PUBLIC ITEMS**

**PAGE**

C. **PUBLIC NOTICE ITEMS**

1. **Notice of Scheduled Public Hearings for May 15, 2012:**  
(memorandum dated March 29, 2012)

144-145

- a. Orchid Quay, LLC; TC Property Venture, LLC; and William Hunter Request: to Amend the Comprehensive Plan's Future Land Use Map to Redesignate ± 28.56 Acres, Located Approximately ±900 feet South of C.R. 510 and East of 46<sup>th</sup> Avenue and U.S. #1, From M-1, Medium-Density Residential-1 (up to 8 units/acre), to C/I, Commercial/Industrial; and Simultaneously Change the Land Use Designation of ±9.21 Acres, Located South of C.R. 510, and East of 46<sup>th</sup> Avenue, From C/I, Commercial/Industrial, to M-1, Medium Density Residential – 1 (up to 8 units/acre); and Change the Land Use Designation of ±20.11 Acres, Located Approximately ±1300 Feet South of 65<sup>th</sup> Street and West of the FEC Railroad, From C/I, Commercial and Industrial, to L-2, Low Density Residential-2 (up to 6 units/acre); and to rezone several associated properties  
**Legislative**

- b. County Initiated Request: to Amend Text of Several Elements and Sub-Elements of the County's Comprehensive Plan  
**Legislative**

11. **COUNTY ADMINISTRATOR MATTERS**

None

12. **DEPARTMENTAL MATTERS**

A. **Community Development**  
None

B. **Emergency Services**  
None

C. **General Services**  
None

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<b>D.     <u>Human Resources</u></b>	
	None	
	<b>E.     <u>Human Services</u></b>	
	None	
	<b>F.     <u>Leisure Services</u></b>	
	None	
	<b>G.     <u>Office of Management and Budget</u></b>	
	1.     Approval of Resolution to Redeem Land Acquisition G.O. Bonds, Series 2001 Budget Amendment 010 (memorandum dated April 2, 2012)	146-153
	2.     Humane Society – Animal Shelter Services Funding within Municipalities (memorandum dated April 3, 2012)	154-155
	<b>H.     <u>Recreation</u></b>	
	None	
	<b>I.     <u>Public Works</u></b>	
	None	
	<b>J.     <u>Utilities Services</u></b>	
	None	
<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	<b>A.</b> Initial Consideration of Proposed Ordinance Amending Chapter 204 of the IRC Code (Solid Waste Disposal) (memorandum dated April 3, 2012)	156-175
	<b>B.</b> Proposed Smart Meter Resolution (memorandum dated April 3, 2012)	176-178

14. **COMMISSIONERS ITEMS** **PAGE**
- A. **Commissioner Gary C. Wheeler, Chairman**  
None
  - B. **Commissioner Peter D. O’Bryan, Vice Chairman**  
None
  - C. **Commissioner Wesley S. Davis**  
None
  - D. **Commissioner Joseph E. Flescher**  
None
  - E. **Commissioner Bob Solari**  
None
15. **SPECIAL DISTRICTS AND BOARDS**
- A. **Emergency Services District**  
None
  - B. **Solid Waste Disposal District**
    - 1. Recommendation to Award Phase 2 Cell 1 Segment 3 Landfill Expansion Project to Comanco Environmental Corporation (Bid No. 2012025)  
(memorandum dated March 28, 2012) ..... 179-196
    - 2. Work Order No. 4 to Geosyntec to Provide Construction Services for Phase 2 Cell 1 Segment 3 Landfill Expansion Project  
(memorandum dated March 28, 2012) ..... 197-218
  - 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](http://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.***