



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

TUESDAY, AUGUST 21, 2012 - 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

**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 R. Smith, Clerk to the Board Ad Interim**

		<u>PAGE</u>
1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>
2.	<u>INVOCATION</u>	Jeffrey R. Smith, Clerk of the Court and Comptroller Ad Interim
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Gary C. Wheeler, Chairman
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>	
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	
A.	Presentation of Proclamation Designating September as National Recovery Month in Indian River County	1
B.	Presentation of Proclamation Designating September 7, 2012 as Literacy Day	2

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	C. Presentation of Proclamation Honoring Glenn R. Schuessler on His Retirement From Indian River County Health Department	3
	D. Presentation on First Annual Treasure Coast Birding Festival by Debbie Avery, Events & Fundraising Volunteer for the Cultural Council of Indian River County	
6.	<u>APPROVAL OF MINUTES</u>	
	A. Regular Meeting of June 19, 2012	
	B. Regular Meeting of July 3, 2012	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Proof of Publication of Unclaimed Monies for Cash Bonds Deposited with the Clerk of the Circuit Court Prior to January 1, 2011, is On File in the Office of the Clerk to the Board	
	B. Properties Recently Auctioned at Tax Deed Sale Where No Bids Were Received (memorandum dated August 13, 2012)	4-5
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants and Wires – July 6, 2012 to July 12, 2012 (memorandum dated July 12, 2012)	6-14
	B. Approval of Warrants and Wires – July 13, 2012 to July 19, 2012 (memorandum dated July 19, 2012)	15-23
	C. Approval of Warrants and Wires – July 20, 2012 to July 26, 2012 (memorandum dated July 26, 2012)	24-32
	D. Approval of Warrants and Wires – July 27, 2012 to August 2, 2012 (memorandum dated August 2, 2012)	33-40
	E. Approval of Warrants and Wires – August 3, 2012 to August 9, 2012 (memorandum dated August 9, 2012)	41-48

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	F. Indian River County Investment Advisory Committee Quarterly Investment Report for the Quarter Ending 06/30/2012 (memorandum dated July 27, 2012)	49-61
	G. Quarterly Summary Report for Assessment of Additional Court Costs in Accordance with 318.18 (13) Florida Statutes (memorandum dated July 27, 2012)	62-63
	H. Dori Slosberg Driver Education Safety Act Indian River County Traffic Education Program Trust Fund (memorandum dated July 27, 2012)	64-65
	I. OPEB Trust Report for the Period 10/01/11 through 06/30/12 (memorandum dated July 27, 2012)	66-68
	J. Application for Board of County Commissioner Appointee to the Metropolitan Planning Organization Bicycle & Pedestrian Citizens Advisory (MPO BAC) (memorandum dated August 2, 2012)	69-74
	K. Out of County Travel to Attend the National Conference on Beach Preservation Technology at the Omni Jacksonville Downtown (memorandum dated August 3, 2012)	75-76
	L. Vero Beach Sports Village Utility Easements and Bill of Sale for Utilities related to the cloverleaf site (memorandum dated July 27, 2012)	77-90
	M. Proclamation and Retirement Award Honoring William P. Staples on His Retirement From Indian River County Board of County Commissioners Department of General Services Parks Division for Ten Years Service	91-92
	N. Proclamation and Retirement Award Honoring Crestial E. Stansel on His Retirement From Indian River County Board of County Commissioners Department of General Services Parks Division for Thirteen Years Service	93-94
	O. Proclamation and Retirement Award Honoring Harry F. Hicks on His Retirement From Indian River County Board of County Commissioners Department of General Services Parks Division for Seventeen Years Service	95-96
	P. M.A.C.E. (Multi-Agency Criminal Enforcement Unit) Project Generated Income (PGI) Miscellaneous Budget Amendment 015 (memorandum dated August 13, 2012)	97-104

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	Q. Resolution Requesting Funding Assistance from State of Florida Beach Erosion Control Program – FY 2013/14 (memorandum dated August 7, 2012)	105-106
	R. Work Order No. 1 Final Pay and Release of Retainage, Carter Associates, Inc. Old Dixie Highway Right-of-Way Mapping Oslo Road North to East Bound SR 60, IRC Project No. 1101 (memorandum dated July 24, 2012)	107-109
	S. Release of Retainage – Design Services, Agreement for Professional Civil Engineering Services with Bridge Design Associates, Inc. for IRC Project No. 0517, Oslo Road Phase III from 43 rd Avenue to 58 th Avenue (memorandum dated July 23, 2012)	110-111
	T. Release of Retainage, Work Order No. 1 with Bridge Design Associates, Inc., 13 th Street S.W. Bridge over the Sub-Lateral B-8 Canal, IRC Project No. 0530 (memorandum dated July 11, 2012)	112-113
	U. Release of Retainage, Work Order No. 1 with Bridge Design Associates, Inc., for 66 th Avenue Bridge over the IRFWCD Main Relief Canal, IRC Project No. 98110-B (memorandum dated July 26, 2012)	114-115
	V. Amendment No. 17 to the Professional Services Agreement with Carter Associates, Inc., IRC Project No. 9810B, 66 th Avenue Paving Improvements (4 th Street to SR 60)(Additional Utility Improvements) (memorandum dated July 27, 2012)	116-121
	W. Change Order No. 1 – Final Payment and Release of Retainage, Road Widening of 20 th Avenue SW from 25 th Street SW to 21 st Street SW, IRC Project No. 0541 (memorandum dated August 3, 2012)	122-145
	X. Purchase Order Ratification, Brackett Library (memorandum dated August 7, 2012)	146-156
	Y. Final Payment and Full Release of Retainage, Applied Technology & Management – Work Order #18, Sectors 1 & 2 Post Construction Monitoring 2011 (memorandum dated August 7, 2012)	157-162
	Z. State Aid Application/Agreement (memorandum dated August 7, 2012)	163-169

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
AA.	Approval of Renewal for a Class E1 Certificate of Public Convenience and Necessity for The Place at Vero Beach, Inc. to Provide Non-Emergency Wheelchair Services (memorandum dated July 19, 2012)	170-181
BB.	Approval of 2012/2013 State Funded Subgrant Agreement to Update Indian River County's Hazards Analysis (memorandum dated July 30, 2012)	182-210
CC.	Miscellaneous Budget Amendment 016 (memorandum dated August 15, 2012)	211-215
DD.	Approval of Remainder of Release of Retainage for Task 2 of Work Order No. L-1 and Change Order No. 3 to Work Order No. 1-1 with G.K. Environmental, Inc. for Egret Marsh Stormwater Park (memorandum dated July 24, 2012)	216-222
EE.	J.T. Wakeland & Jordan Lynn Wakeland's Request for Partial Release of an Easement at 1300 River Ridge Drive (River Ridge Estates Subdivision) (memorandum dated August 13, 2012)	223-230
FF.	Highlands Manhole Repair on 21 st Street SW at 4 th Avenue SW, Approval of Application for Final Payment No. 1 to Labor Contractor, Melvin Bush Construction, Inc., UCP #4091 (memorandum dated August 15, 2012)	231-245
GG.	16 th Street 8" Water Main Replacement from 58 th Avenue to Rosewood Court, Approval of Application for Final Payment No. 1 to Labor Contractor, Melvin Bush Construction, Inc., UCP #4074 (memorandum dated August 15, 2012)	246-265
HH.	Thompson Elementary School Fire Hydrant Addition, Approval of Application for Final Payment No. 1 to Labor Contractor, Melvin Bush Construction, Inc., UCP #4089 (memorandum dated August 15, 2012)	266-274
II.	Release of Retainage under a Contract Agreement with Timothy Rose Contracting, Inc. for Construction of Public Access Improvements on the Flinn Tract of the Lagoon Greenway (memorandum dated August 13, 2012)	275-281
JJ.	Pointe West East Village Phase 1 PD – Termination of Covenant Deferring Maintenance Security for Development (memorandum dated August 9, 2012)	282-286

9. **CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES** **PAGE**

A. **Indian River County Sheriff Deryl Loar:**

1. Request that \$63,000 from Law Enforcement Trust Fund be applied to Purchase of a RadPro Securpass Whole Body Security Scanning System
(letter dated August 13, 2012) 287
2. Request that \$69,974.00 from Criminal and Sex Offender Registrant Fee Account be applied to Purchase of a RadPro Securpass Whole Body Security Scanning System
(letter dated August 13, 2012) 288
3. Request that Proceeds from Public Auction of Surplus Property and Equipment be applied to Purchase of a RadPro Securpass Whole Body Security Scanning System
(letter dated August 13, 2012) 289

10. **PUBLIC ITEMS**

A. **PUBLIC HEARINGS**

1. Steve Shieder's Request to Abandon a Portion of 1st Court SW Lying South of 22nd Street SE Between Lot 5 Block 6 and Lots 1 & 2, Block 2 of the Plat of Florida Ridge No. 2
(memorandum dated August 7, 2012) 290-297
Legislative
2. Public Hearing to Amend Indian River County Ordinance No. 98-27 Pertaining to Surety Bond Requirements for Certain Constitutional Officers
(memorandum dated August 2, 2012) 298-301
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 by Impact Fee Consultants Regarding Impact Fee denial 8770 65th Street Vero Beach 302
2. Request to Speak by Open Permit Search Regarding Open Permit Solution 303
3. Request to Speak by Steven Philipson Regarding Impact Fee Per Parking Space for R.V. Campground 304-306

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	4. Request to Speak by Brian Carman, Marine Resources Council Regarding Fertilizer Ordinance	307
	C. <u>PUBLIC NOTICE ITEMS</u>	
	None	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	1. Consideration of a Request For a Local Jobs Grant by a Target Industry Company (Bridgevine, Inc.) (memorandum dated August 8, 2012)	308-340
	2. Consideration of a Request for a Local Jobs Grant by a Target Industry (memorandum dated August 8, 2012)	341-360
	B. <u>Emergency Services</u>	
	None	
	C. <u>General Services</u>	
	None	
	D. <u>Human Resources</u>	
	None	
	E. <u>Human Services</u>	
	None	
	F. <u>Leisure Services</u>	
	None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	G. <u>Office of Management and Budget</u>	
	1. HB 5301 – Medicaid Backlog Update and Recommendation (memorandum dated August 14, 2012)	361-368
	H. <u>Recreation</u>	
	None	
	I. <u>Public Works</u>	
	None	
	J. <u>Utilities Services</u>	
	1. Request to Purchase 13 Acres of Land, Parcel ID # 33-39-23- 00001-0090-00001.0, Adjacent to the South Water Plant, Beale Enterprise, Owner (memorandum dated August 13, 2012)	369-376
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Request for Closed Attorney-Client Session Relating to <i>Indian River County vs. Turner Construction Company, et al</i> (Roof Case) (memorandum dated august 14, 2012)	377-378
	B. Request for Attorney-Client Session Concerning Eminent Domain Litigation for the Mary Charlene Brown Case (memorandum dated August 15, 2012)	379
	C. Request from PNC Financial Services re Substitution of Security on Defaulted Development Projects (memorandum dated August 14, 2012)	380-381
	D. Notice of Intent to Sell Surplus State Land – Indian River Correctional Institution (memorandum not dated)	382-386
	E. Agreement for Withdrawal from Participation in the Neighborhood Stabilization Program (NSP) (memorandum dated August 15, 2012)	387-389
	F. Permission to Advertise for Amendments to Indian River County Code Chapter 302 – Animal Control (memorandum dated August 15, 2012)	390-396

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
A.	<u>Commissioner Gary C. Wheeler, Chairman</u> None	
B.	<u>Commissioner Peter D. O’Bryan, Vice Chairman</u> None	
C.	<u>Commissioner Wesley S. Davis</u> None	
D.	<u>Commissioner Joseph E. Flescher</u> None	
E.	<u>Commissioner Bob Solari</u>	
	1. Residential Best Management Practices (memorandum dated August 13, 2012)	397
<hr style="border-top: 1px dashed black;"/>		
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 Meeting of July 3, 2012	
	2. Amendment No. 2 to Work Order No. 2 to Geosyntec to Utilize Kessler Consulting for Technical Assistance with Recycling Agreement (memorandum dated August 10, 2012)	398-402
	3. Approval for Bid Award to Mancil’s Tractor Service, Inc. for Customer Convenience Center Pavement Improvements (Bid No. 2012047) (memorandum dated August 14, 2012)	403-408
	4. Recyclables Transfer, Processing, and Marketing Services Agreement (memorandum dated August 9, 2012)	409-442
<hr style="border-top: 1px dashed black;"/>		
C.	<u>Environmental Control Board</u> 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.*