



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

TUESDAY, NOVEMBER 13, 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**

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- | | | <u>PAGE</u> |
|-----------|---|---|
| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> |
| 2. | <u>INVOCATION</u> | Stan Boling, Planning Director |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Peter D. O'Bryan,
Vice Chairman |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | |
| A. | Presentation of Proclamation and Retirement Award to W. Erik Olson on his Retirement from Indian River County Board of County Commission Department of Utilities Services with 11 Years Service | 1-6 |
| B. | Presentation of Proclamation Designating the Month of November, 2012 as National Adoption Awareness Month | 7 |

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	C. Presentation of Proclamation – The Tobacco Free Partnership and Indian River County Promotes the Great American Smoke Out November 15, 2012	8
	D. Presentation of Proclamation Designating the Month of November, 2012, as National Runaway Prevention Month	9
	E. Presentation of Proclamation Designating November 18 Through November 24, 2012, as Christian Heritage Week in Indian River County	10
	F. Presentation by Taxpayers Association of Indian River County by Mr. Paul Teresi, Past President	---
	G. Presentation of Proclamation – Time Certain: 10:00 a.m. (followed by brief Recess/Reception) Presentation of Proclamation and Retirement Award Honoring Commissioner Gary C. Wheeler for his 22 Years of Public Service to Indian River County	11-12
6.	<u>APPROVAL OF MINUTES</u>	
	A. Regular Meeting of October 16, 2012	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	None	
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants – October 26, 2012 to November 1, 2012 (memorandum dated November 1, 2012)	13-21
	B. Request to Approve a Project Agreement with the Florida Inland Navigation District for Phase B-2 Public Access Improvements on the Flinn Tract of the Lagoon Greenway (memorandum dated November 6, 2012)	22-61
	C. Consideration of Memorandum of Understanding Between Enterprise Florida, Inc. and Indian River County Chamber of Commerce (memorandum dated November 6, 2012)	62-66
	D. Authorization to Attend Government Finance Officers Association Annual Conference (memorandum dated November 7, 2012)	67

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
E.	Award of Bid Old Dixie Highway Sidewalk from 8 th Street to SR 60 IRC Project No. 1102, Bid No. 2012052 (memorandum dated October 26, 2012)	68-79
F.	Approval of Bid Award for IRC Bid No. 2013010 – Rehabilitation of the Ryall House at the South Prong Preserve Conservation Area (memorandum dated November 6, 2012)	80-89
G.	Amendment to Agreement between Indian River County and The Board of Trustees of the Indian River County Law Library (memorandum dated November 7, 2012)	90-94
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
A.	<u>Jeffrey R. Smith, Indian River County Clerk of Circuit Court</u> Constitutional Officer Financial Report for Fiscal Year 2011-2012 (Letter dated October 26, 2012)	95-97
B.	<u>Leslie R. Swan, Indian River County Supervisor of Elections</u> Constitutional Officer Financial Report for Fiscal Year 2011-2012 (Letter dated October 23, 2012)	98-102
C.	<u>Deryl Loar, Indian River County Sheriff</u> Constitutional Officer Financial Report for Fiscal Year 2011-2012 (Letter dated October 23, 2012)	103-110
D.	<u>David C. Nolte, Indian River County Property Appraiser</u> Constitutional Officer Financial Report for Fiscal Year 2011-2012	111-116
E.	<u>Carole Jean Jordan, Indian River County Tax Collector</u> Constitutional Officer Financial Report for Fiscal Year 2011-2012 (Letter dated October 31, 2012)	117-125
10.	<u>PUBLIC ITEMS</u>	
A.	<u>PUBLIC HEARINGS</u>	
1.	County Initiated Request to Amend the 5 Year Capital Improvements Program and Supporting Data and Analysis of the Capital Improvements Element of the Comprehensive Plan (memorandum dated November 1, 2012) Legislative	126-156
B.	<u>PUBLIC DISCUSSION ITEMS</u> None	

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing November 20, 2012:</u> County initiated request to consider amending Chapter 205 of the code of Indian River County relating to the sale and consumption of alcoholic beverages at the Indian River County Fairgrounds, the Planned South County Intergenerational recreation Center, and the facility formerly known as Dodgertown; making findings and providing for severability, codification and an effective date (memorandum dated November 5, 2012)	157
	Legislative	
	2. <u>Notice of Scheduled Public Hearing December 4, 2012:</u> Indian River County’s Request for Major Site Plan and Special Exception Use Approval for the South County Algal Turf Scrubber Stormwater Treatment Facility (memorandum dated November 7, 2012)	158
	Quasi-Judicial	
	3. <u>Notice of Scheduled Public Hearing December 4, 2012:</u> (memorandum dated October 19, 2012)	159
	a. McDonalds Corp.’s Request to Amend Land Development Regulations (LDRs) Chapters 911 and 956 to Modify the Non-conforming Free-Standing Sign Regulations in the Roseland and Other Corridors Legislative	
	b. Consideration of Amendments to Land Development Regulations (LDRs) Chapters 904 and 917 to Allow use of an Accessory Structure Serving a Principal Structure Damaged or Destroyed by a Disaster Legislative	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	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	
	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. Final Pay for SWS Environmental Services for IRC Bid No. 2011050, Cleaning of Three Sludge Holding Tanks (memorandum dated November 6, 2012)	160-162

13. COUNTY ATTORNEY MATTERS
None

14. COMMISSIONERS ITEMS

- A. Commissioner Gary C. Wheeler, Chairman**
None

14. **COMMISSIONERS ITEMS** **PAGE**

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. Third Amendment to SWDD Feedstock Supply Agreement with INPB
(memorandum dated November 2, 2012) 163-165

2. Final Pay to CDM Smith for Work Order No. 1 – Annual Financial Reports for IRC Landfill
(memorandum dated November 2, 2012) 166-171

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.***