



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

TUESDAY, DECEMBER 4, 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

**Joseph E. Flescher, Chairman
Wesley S. Davis, Vice Chairman
Peter D. O'Bryan
Bob Solari
Tim Zorc**

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

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

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- | | | <u>9:00 A.M.</u> | <u>PAGE</u> |
|----|---|---|--------------------|
| 1. | <u>CALL TO ORDER</u> | | |
| 2. | <u>INVOCATION</u> | Commissioner Wesley S. Davis, Vice Chairman | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Alan S. Polackwich, Sr., County Attorney | |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | | |
| | A. | Presentation on Jake Owen Foundation Benefit Concert by Michelle Cope, C & H Events, Inc. | |

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Regular Meeting of October 23, 2012	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
A.	City of Vero Beach 2012-2013 Committee Appointments (memorandum dated November 20, 2012)	1-4
B.	City of Sebastian 2012-2013 Committee Appointments (memorandum dated November 20, 2012)	5-7
8.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants – November 9, 2012 to November 15, 2012 (memorandum dated November 15, 2012)	8-15
B.	Dori Slosberg Driver Education Safety Act, Indian River County Traffic Education Program Trust Fund (memorandum dated November 16, 2012)	16-17
C.	FY 2011-2012 Records Disposition Compliance Statement and Records Management Liaison Officer Form – Board of County Commissioners (memorandum dated November 28, 2012)	18-22
D.	Resolution Canceling Taxes on Property Purchased from the Northern Trust Company by Indian River County for A-1-A/17 th Street Right-Of-Way (memorandum dated November 21, 2012)	23-29
E.	Range Road Mine, LLC, Hammond Sand Mine, Request for Authorization for Staff to Call Letter of Credit (memorandum dated November 27, 2012)	30-34
F.	Award of Bid No: 2013007, Indian River Boulevard Resurfacing (41 st Street to 53 rd Street) IRC Project No. 1131 (memorandum dated November 14, 2012)	35-44
G.	Miscellaneous Budget Amendment 003 (memorandum dated November 21, 2012)	45-47
H.	Approval of Change Order No. 3 to Technical Electric Systems, Inc. for Additional Costs for Installation of a New Generator, Muffler and Day Tank at the South RO Water Plant (memorandum dated November 16, 2012)	48-57

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	I. Supportive Housing Program Grant # FL0418B4H091100 (memorandum dated November 21, 2012)	58-88
	J. 24" Force Main Crossing of 27 th Avenue North of 5 th Street SW for the PC South Algal Turf Scrubber, Approval of Application for Final Payment No. 1 to Labor Contractor, Melvin Bush Construction, Inc., UCP #4086 (memorandum dated November 19, 2012)	89-93
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	A. <u>Deryl Loar, Indian River County Sheriff</u> State Criminal Alien Assistance Program (letter dated November 29, 2012)	94
	B. <u>Carole Jean Jordan, Indian River County Tax Collector</u> Year End Report and Tax Collector Activities	---
10.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. 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 13, 2012)	95-108
	Quasi-Judicial	
	2. 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 (memorandum dated November 15, 2012)	109-124
	Legislative	
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.	
	1. Request to Speak from Phyllis Frey Regarding Severing Agreements or Contracts with Seven50/South Florida Regional Planning	125
	2. Request to Speak from Nancy Cook Regarding Request to Stop Indian River County Participation in Seven50	126

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	3. Request to Speak from Stephanie Austin Regarding Seven50 Regional Planning, background information on regional planning, and the reasons for dissolving membership	127
	4. Request to Speak from Tobias Williams Regarding Code Enforcement Activity/Demolition of Structures	128
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing December 11, 2012:</u> 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 (memorandum dated November 15, 2012)	129
	Legislative	
	2. <u>Notice of Scheduled Public Hearing December 18, 2012:</u> County Initiated Request to amend the text of the Future Land Use, and Recreation and Open Space Elements and the Potable Water Sub-Element of the county's comprehensive plan (memorandum dated November 16, 2012)	130-131
	Legislative	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	A. Discussion Legislative Priorities (memorandum dated November 29, 2012)	132
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u> None	
	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. Consulting Engineering Services Work Order No. 2 with Schulke, Bittle & Stoddard, L.L.C. for Professional Services for Engineering Design and Permitting for Conflict Resolutions Between Water and Sewer Mains and Proposed Drainage on U.S.1 South of 11 th Street to the County Line – UCP 4096
(memorandum dated November 27, 2012) | 133-147 |
| | | |
| 13. | <u>COUNTY ATTORNEY MATTERS</u>
None | |
| 14. | <u>COMMISSIONERS ITEMS</u> | |
| A. | <u>Commissioner Joseph E. Flescher, Chairman</u>
None | |
| B. | <u>Commissioner Wesley S. Davis, Vice Chairman</u>
None | |

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
	C. <u>Commissioner Peter D. O’Bryan</u>	
	1. Consideration to Sell Old County Jail (memorandum dated November 27, 2012)	148
	2. Consideration to Award a One-Time Lump Sum Payment (memorandum dated November 27, 2012)	149
	D. <u>Commissioner Bob Solari</u>	
	1. Correspondence to Florida Department of Environmental Protection (FDEP) regarding Indian River Lagoon (memorandum dated November 27, 2012)	150-156
	E. <u>Commissioner Tim Zorc</u>	
	None	
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
	A. <u>Emergency Services District</u>	
	1. Approval of Minutes Meeting of October 2, 2012	
	2. FY 2011-2012 Records Disposition Compliance Statement and Records Management Liaison Officer Form – Emergency Services District (memorandum dated November 28, 2012)	157-165
	B. <u>Solid Waste Disposal District</u>	
	1. Approval of Minutes Meeting of October 23, 2012	
	2. FY 2011-2012 Records Disposition Compliance Statement and Records Management Liaison Officer Form – Solid Waste Disposal District (memorandum dated November 28, 2012)	166-168
	C. <u>Environmental Control Board</u>	
	None	
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.***