



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

TUESDAY, JULY 2, 2013 - 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**

- | 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|--|---|--------------------|
| 2. | <u>INVOCATION</u> | Jeffrey R. Smith, Clerk of the Circuit Court and
Comptroller | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Peter D. O'Bryan | |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | | |
| A. | Presentation of Proclamation and Retirement Award Honoring Gerald Davis
on His Retirement from Indian River County Board of County
Commissioners Office of Management & Budget Purchasing Division With
Twenty-One Years of Service | | 1-2 |

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	B. Presentation Honoring Brian Andrew Beckett; Steven Randall Hawkins; Walter Edwin Hughes, Jr.; Philip Lee Lavandera; Zachary Edward Maes; Robert T. Miller; William Taylor Norman; and Brian Jason Smith for Earning the Eagle Scout Award	3-10
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6.	<u>APPROVAL OF MINUTES</u>	
	A. Regular Meeting of June 4, 2013	
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7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Member at Large Vacancy on the Children’s Services Advisory Committee (memorandum dated June 24, 2013)	11
	B. 2013 Election of Planning and Zoning Commission (P&Z) Vice Chairman (memorandum dated June 17, 2013)	12
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8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants – June 7, 2013 to June 13, 2013 (memorandum dated June 13, 2013)	13-23
	B. Approval of Warrants – June 14, 2013 to June 20, 2013 (memorandum dated June 20, 2013)	24-30
	C. Resolution Canceling Taxes on Property Dedicated by North County Charter School, Inc. for Right-Of-Way (memorandum dated June 13, 2013)	31-37
	D. Resolution Canceling Taxes on Property Purchased from Patrick Shawn Free for Right-Of-Way (memorandum dated June 13, 2013)	38-45
	E. Resolution Canceling Taxes on Property Acquired by the City of Sebastian to Become Part of the City’s Municipal Cemetery (memorandum dated June 24, 2013)	46-51
	F. Proclamation and Retirement Award Honoring Mike Hotchkiss on His Retirement from Indian River County Board of County Commissioners Department of Utility Services for Seventeen Years of Service	52-53

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	G. Children’s Services Advisory Committee (CSAC) Funding Allocations for Fiscal Year 2013-2014 (memorandum dated June 13, 2013)	54-55
	H. Close-Out and Final Payment of Work Order No. PCM-1 for Sediment Removal at PC Main Screening Facility (memorandum dated June 21, 2013)	56-58
	I. Approval of License Agreement with Van Ert, Nemoto and Associates, LLC to Perform Research and Assist the County in Various Stormwater Treatment Related Efforts at Egret Marsh Stormwater Park (memorandum dated June 20, 2013)	59-68
	J. 2014 Oblique Aerial Imagery Acquisition Project (memorandum dated June 17, 2013)	69-88
	K. Amendment No. 19 to the Professional Services Agreement with Carter Associates, Inc. IRC Project No. 98108, 66 th Avenue Paving Improvements, Phase 2 (4 th Street to 16 th Street)(Additional Utility Improvements) (memorandum dated June 20, 2013)	89-94

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

1.	KTLC TD1, LLC’s Request for Abandonment of a 20’ Alleyway Running from 42 nd Place South to 42 nd Street and Lying Behind Lots 1-10 of the J. T. Gray’s Town of Gifford Subdivision (memorandum dated June 4, 2013)	95-104
	Legislative	
2.	Consideration of Amendments to Land Development Regulations (LDRs) Chapter 915, Planned Development, to Change Mixed Use Development Regulations to Be Consistent with the Revised Comprehensive Plan Mixed Use Policy 5.6, and to Delete an Out-of-Date Table (Appendix) in Chapter 952, Traffic (memorandum dated June 18, 2013)	105-128
	Legislative	

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	A. <u>PUBLIC HEARINGS</u>	
	3. Vero Estates, LLC's Request to Amend the Text of the Future Land Use Element of the County's Comprehensive Plan (memorandum dated June 19, 2013)	129-159
	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 Charles (Chuck) Fannin Regarding Concerns over Municode Chapter 974	160
	2. Request to Speak from Denise Kelly Regarding Review of Noise and Vibration Code 974.03(1.04)	161
	3. Request to Speak from Ardra and Bill Rigby Regarding Equality and Affirmative Opportunity	162
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearing July 16, 2013:</u> IMG Citrus's Request for a Small Scale Comprehensive Plan Future Land Use Map Amendment to Redesignate ± 2.16 Acres From C/I to M-2, and to Rezone those ± 2.16 Acres from IL to RM-10; and to Simultaneously Redesignate ± 2.16 Acres From M-2 to C/I, and to Rezone those ± 2.16 Acres from RM-10 to IL (memorandum dated June 19, 2013)	163
	Legislative	

11. COUNTY ADMINISTRATOR MATTERS

None

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
A.	<u>Community Development</u>	
1.	Request to Approve an Amended and Re-Styled Agreement Between Indian River Habitat for Humanity and Indian River County for Neighborhood Stabilization Program 3 (NSP3) Community Development Block Grant (CDBG) Programmatic Services and Modification #1 to NSP3 Single-Family Purchase, Redevelopment, and Sales Program Manual (memorandum dated June 17, 2013)	164-201
2.	Request for the Board of County Commissioners to Approve the Impact Fee Update Consultant Services Contract with Tindale-Oliver and Associates and to Authorize the Board Chairman to Sign the Contract (memorandum dated June 21, 2013)	202-223
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>	
1.	Secondary Hurricane Debris Removal Contract Change of Vendor (memorandum dated May 24, 2013)	224-260

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	<u>I. Public Works</u>	
	2. Cafeteria Facility – Building A / Daily Dose Café – Lease Renewal (memorandum dated June 24, 2013)	261-263
	3. As-Built Resolution and Final Assessment Roll for Asphalt Milling Improvements to 7 th Place from 63 rd Avenue to 60 th Avenue in the Pine Tree Park Subdivision IRC Project No. 1212 (memorandum dated June 18, 2013)	264-273
	<u>J. Utilities Services</u>	
	1. Work Order No. 5 – Professional Services to Kimley-Horn & Associates, Inc. for the Acid Tank Replacement South RO Water Treatment Plant (Amendment #1) (memorandum dated June 17, 2013)	274-282
	2. Approval of Amendment No. 2 to Work Order No. 1 with Atkins, Inc. for Engineering Services to Design Improvements for Miscellaneous Deteriorated Clarifier Structures at the West Regional Wastewater Treatment Facility (memorandum dated June 20, 2013)	283-296
	3. Work Order No. GKE-3 with G.K. Environmental, Inc. to Assist the County with Maintaining Developed Wetlands at the Lost Tree Islands (memorandum dated June 20, 2013)	297-303
	4. Approval for Retaining the Utilities Department Labor Contractor to Construct Water Main Loop Extensions South of Oslo Rd. and Approval of Work Authorization No. 2012-003 to Melvin Bush Construction, Inc., UCP 4101, WIP No. 471-169000-13525 (memorandum dated June 18, 2013)	304-307
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Request for Attorney-Client Session in <i>Indian River County v. Turner Construction Company, et al</i> , Circuit Court, Indian River County Case # 312011CA002999 (memorandum dated June 21, 2013)	308
	B. Revision of Holman Stadium Use Guidelines (memorandum dated June 19, 2013)	309-315
	C. Fertilizer Ordinance (memorandum dated June 19, 2013)	316-329

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
A.	<u>Commissioner Joseph E. Flescher, Chairman</u> None	
B.	<u>Commissioner Wesley S. Davis, Vice Chairman</u> 1. St. Johns River Alliance Application for Blueway Designation Request for Letter of Support (memorandum dated July 2, 2013)	330-335
C.	<u>Commissioner Peter D. O'Bryan</u> None	
D.	<u>Commissioner Bob Solari</u> 1. Road and Bridge Workers (memorandum dated June 24, 2013)	336-337
E.	<u>Commissioner Tim Zorc</u> 1. Special Funding for Economic Development Promotion (memorandum dated June 26, 2013)	338
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u> None	
B.	<u>Solid Waste Disposal District</u> None	
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, 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.***