



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

TUESDAY, APRIL 8, 2014 - 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

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

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

**Joseph A. Baird, County Administrator
Dylan Reingold, 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 Circuit Court and Comptroller	
3.	<u>PLEDGE OF ALLEGIANCE</u>	Dylan Reingold, County Attorney	
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>		
A.	Presentation of Proclamation Designating the Month of April, 2014, as Child Abuse and Neglect Awareness and Prevention Month		1
B.	Presentation of Enterprise Zone Annual Report by Helene Caseltine, Economic Development Director, Indian River County Chamber of Commerce, and Chris Russell, Oculina Bank, Chairman of the Enterprise Zone Development Agency		----

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Regular Meeting of March 4, 2014	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	None	
8.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants – March 21, 2014 to March 27, 2014 (memorandum dated March 27, 2014)	2-9
B.	Authorization to Execute Public Surplus Seller Agreement and Agreement for Payment Processing and Declaration of Excess Equipment Surplus for Sale or Disposal (memorandum dated March 31, 2014)	10-26
C.	43 rd Avenue Advance Acquisition of Right-of-Way (memorandum dated March 25, 2014)	27-40
D.	Work Order No. 5 with Masteller & Moler, Inc., for repair/replacement, Design-Engineering Services at the Blue Cypress Wastewater Treatment Plant (memorandum dated March 31, 2014)	41-47
E.	Miscellaneous Budget Amendment 012 – All Aboard Florida Consultant (memorandum dated April 2, 2014)	48-50
F.	Approval of Bid Award for IRC Bid No. 2014029 Lagoon Greenway Phase 2B Construction (memorandum dated March 31, 2014)	51-59
G.	Partial Release of Retainage for Ecological Associates, Inc., Work Order No. 1, Sector 3 Beach Restoration – 2013 Post Construction Monitoring Services (memorandum dated March 31, 2014)	60-64
H.	Change Order No. 4 and Release of Retainage Old Dixie Highway Sidewalk from 8 th Street to SR60 – IRC Project No. 1102 Bid No. 2012052 (memorandum dated March 20, 2014)	65-83
I.	Extension of Agreement between Indian River County (IRC) and AT&T (memorandum dated March 26, 2014)	84-102

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	J. Florida Fish and Wildlife Conservation Commission (FWC) Grant Agreement No. 13127, Indian River County Artificial Reef Construction FY 2013/2014 (memorandum dated March 27, 2014)	103-159
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9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
10.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	None	
	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 Charlie Wilson, Impact Fee Consultants, Regarding Asking the Commission to Request School Board to Show Cause Why they Should be Allowed to Continue to Collect Impact Fees, Request an Opinion from the Florida Attorney General, Review Affidavit to be signed by Chief Financial Officer	160
	2. Request to Speak from Randy Heimler Regarding County Cohesiveness	161
	C. <u>PUBLIC NOTICE ITEMS</u>	
	1. <u>Notice of Scheduled Public Hearings April 22, 2014:</u> (memorandum dated March 31, 2014)	162-163
	a. Consideration of an Ordinance for Adopting the Proposed New Non-Residential Impact Fee Schedules for the Unincorporated Indian River County and Municipalities (Legislative)	
	b. Consideration of Amendment of Land Development Regulations (LDRs) Section 973.04, Section 973.06, and County Code Section 403.08 for Nuisance Abatement Special Assessment (Legislative)	

11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	<u>PAGE</u>
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
A.	<u>Community Development</u>	
	1. Request for Authorization to Advertise for a Request for Proposals (RFP) for an Economic Development Positioning Analysis and Action Plan (memorandum dated March 31, 2014)	164-211
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. Resolutions for Paving (Millings) Improvements and to set a Public Hearing for 4 th Place Petition Millings Project from 66 th Avenue to one block east of 63 rd Avenue in the Pine Tree Park Subdivision, Units 2 and 3 – IRC Project No. 1327 (memorandum dated March 18, 2014)	212-226

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	J. <u>Utilities Services</u>	
	None	
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Sale of Easement to Cumberland Farms (memorandum dated April 2, 2014)	227-245
	B. Block Property Conveyance to the Indian River Land Trust (memorandum dated March 28, 2014)	246-302
	C. Code Enforcement Board Appointment (memorandum dated April 1, 2014)	303
	D. Resolution Concerning All Aboard Florida (memorandum dated April 2, 2014)	304-307
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Peter D. O’Bryan, Chairman</u>	
	None	
	B. <u>Commissioner Wesley S. Davis, Vice Chairman</u>	
	None	
	C. <u>Commissioner Joseph E. Flescher</u>	
	None	
	D. <u>Commissioner Bob Solari</u>	
	1. Hearing Assistance at BCC Meetings (memorandum dated April 2, 2014)	308-309
	E. <u>Commissioner Tim Zorc</u>	
	None	
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
	A. <u>Emergency Services District</u>	
	None	

15. **SPECIAL DISTRICTS AND BOARDS**

PAGE

B. Solid Waste Disposal District

1. Approval of Minutes – Meeting of February 11, 2014
2. Approval of Minutes – Meeting of February 18, 2014
3. Work Order No. 1 to Kessler Consulting, Inc., for Solid Waste Procurement Services
(memorandum dated March 29, 2014)

310-318

C. Environmental Control Board

None

16. **ADJOURNMENT**

Except for those matters specifically exempted under the State Statute and Local Ordinance, the Board shall provide an opportunity for public comment prior to the undertaking by the Board of any action on the agenda, including those matters on the Consent Agenda. Public comment shall also be heard on any proposition which the Board is to take action which was either not on the Board agenda or distributed to the public prior to the commencement of the meeting.

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.***