



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

TUESDAY, NOVEMBER 4, 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 DISTRICT

**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 of the Circuit
Court and Comptroller**

1. <u>CALL TO ORDER</u>	<u>9:00 A.M.</u>	<u>PAGE</u>
2. <u>INVOCATION</u>	Commissioner Wesley S. Davis, Vice Chairman	
3. <u>PLEDGE OF ALLEGIANCE</u>	Commissioner Bob Solari	
4. <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5. <u>PROCLAMATIONS and PRESENTATIONS</u>		
A.	Presentation of Proclamation and Retirement Award Honoring Gregory Budde on His Retirement from Indian River County Board of County Commissioners Department of Emergency Services/Fire Rescue with Thirty-Two Years of Service	1-2

B.	Presentation of Proclamation Designating the Month of November, 2014, as National Runaway Prevention Month	3

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	C. Presentation of Proclamation Designating the Month of November, 2014, as National Adoption Awareness Month	4
	D. Presentation of Proclamation Designating November 11, 2014, as Veterans Day	5
	E. Presentation on behalf of the Mental Health Collaborative regarding Mental Health Court by Indian River County Sheriff Deryl Loar and Nineteenth Judicial District Circuit Court Judge Cynthia L. Cox	6-18
6.	<u>APPROVAL OF MINUTES</u>	
	None	
7.	<u>INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Chairman O’Bryan submits for information Resolution #203-14-14297, a resolution of the Mayor and City Commission of the City of South Miami, Florida advocating the legal separation of Florida into two separate states, creating the 51 st state in the Union and naming it “South Florida.”	19-20
	B. Proclamation Supporting the Healthiest Weight Florida Initiative	21
	C. Temporary Closure of North County Aquatic Center and Corresponding Expansion of Hours at the Gifford Aquatic Center (memorandum dated October 23, 2014)	22-23
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants – October 10, 2014 to October 16, 2014 (memorandum dated October 16, 2014)	24-31
	B. Approval of Warrants – October 17, 2014 to October 23, 2013 (memorandum dated October 23, 2014)	32-38
	C. Quarterly OPEB Trust Report for Quarter Ending 09/30/2014 (memorandum dated October 24, 2014)	39-41
	D. Quarterly Investment Report for Quarter Ending 09/30/2014 (memorandum dated October 24, 2014)	42-54
	E. Authorization for Assistant County Attorney to Attend FAC Legislative Conference (memorandum dated October 22, 2014)	55-58

8. <u>CONSENT AGENDA</u>	<u>PAGE</u>
F. Release of Reversionary Interests with regard to Former Fire Rescue Station #9 Property Located at 1640 U.S. Highway 1, Sebastian (memorandum dated October 21, 2014)	59-61
G. Resolution Canceling Taxes on Property Purchased for Oslo Road/66 th Avenue Right-of-Way and Corner Clip and 66 th Avenue Right-of-Way from Three Dogs & A Horse, LLC and Audrey Graves Sexton, Individually and as Trustee of the Audrey Graves Sexton Trust U/A/D May 31, 2005 (memorandum dated October 27, 2014)	62-67
H. Request for Board Approval of Closeout Agreement for The County's Neighborhood Stabilization Program 1 (NSP1) Community Development Block Grant (CDBG) (memorandum dated October 27, 2014)	68-72
I. Modification to Terms for Annual Bid for Polymer – 2015003 (memorandum dated October 27, 2014)	73-77
J. 26 th Street-Advance Acquisition of Right-of-Way Javier and Baylee Franco, Owners, 2605 53 rd Avenue (memorandum dated October 16, 2014)	78-86
K. Angelo Zaffuto's Request for Release of an Easement at 1811 East Pebble Path (Summerplace Subdivision Unit 2) (memorandum dated October 28, 2014)	87-93
L. Transfer of License from Sandridge Golf Club to Indian River County Fairgrounds (memorandum dated October 28, 2014)	94-105
M. Declaration of Excess Equipment as Surplus for Sale or Disposal (memorandum dated October 29, 2014)	106-107
N. Miscellaneous Budget Amendment 027 (memorandum dated October 29, 2014)	108-110
O. FDEP Grant Agreement No. 14IR3, Wabasso Beach Restoration Project (Sector 3) (memorandum dated October 27, 2014)	111-137
9. <u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
None	

10.	<u>PUBLIC ITEMS</u>	<u>PAGE</u>
	A. <u>PUBLIC HEARINGS</u>	
	1. Consideration of Amendments to Land Development Regulations (LDRs) Chapters 901 (Definitions), 911 (Zoning), and 971 (Specific Land Use Criteria) to Establish Regulations for Medical Marijuana Treatment Centers (memorandum dated October 24, 2014) (Legislative)	138-165
	B. <u>PUBLIC DISCUSSION ITEMS</u>	
	(As a general rule public discussion items should be limited to matters on which the commission may take action.)	
	1. Request to Speak from Patricia Hunt Regarding Public Records Requests, Fla. 119.01, 119.07 Video Surveillance in Public Buildings	166
	2. Request to Speak from Joe and Phylcia Wiggins Regarding South County Park and Sidewalk on Oslo Road	167
	C. <u>PUBLIC NOTICE ITEMS</u>	
	None	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	A. Meetings of the Indian River County Board of County Commissioners – Proposed 2015 Meeting Dates (memorandum dated October 20, 2014)	168-169
	B. Renewal of Lobbyist Agreement for 2015 Legislative Session (memorandum dated October 29, 2014)	170-172
12.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u>	
	None	
	B. <u>Emergency Services</u>	
	None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	C. <u>General Services</u>	
	None	
	1. <u>Human Services</u>	
	None	
	2. <u>Sandridge Golf Club</u>	
	None	
	3. <u>Recreation</u>	
	None	
	D. <u>Human Resources</u>	
	None	
	E. <u>Office of Management and Budget</u>	
	1. Interfund Loan – Sandridge Golf Course Irrigation (memorandum dated October 28, 2014)	173-175
	2. Quarterly Budget Report (memorandum dated October 27, 2014)	176-194
	F. <u>Public Works</u>	
	1. Sector 3 Dune Repair Project, Change Order No. 1 – Consideration of Changes to Sand Stockpiling Requirement Guettler Brothers Construction, LLC (memorandum dated October 29, 2014)	195-207
	G. <u>Utilities Services</u>	
	1. Extension & Amendment of – Indian River County Continuing Contract Agreement for Professional Services (memorandum dated October 13, 2014)	208-262
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	None	

14.	<u>COMMISSIONERS MATTERS</u>	<u>PAGE</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> None	
E.	<u>Commissioner Tim Zorc</u> None	
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 Final Budget Hearing of September 16, 2014 – Resubmitted Reflecting a Correction to the Date of the Hearing	
2.	Request for a Public Hearing for a SWDD Ordinance Update (memorandum dated October 27, 2014)	263-267
3.	Amendment No. 5 to Republic Services for the Closing of Winter Beach Customer Convenience Center (memorandum dated October 27, 2014)	268-276
C.	<u>Environmental Control Board</u> None	
16.	<u>ADJOURNMENT</u>	

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.

Anyone who needs special accommodation with a hearing aid for this meeting may contact the Board of County Commission Office at 772-226-1490 at least 20 hours in advance of the 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.***