



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

**REGULAR MEETING MINUTES
TUESDAY, JULY 1, 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	District 4	Present	Joseph A. Baird, County Administrator	Present
Wesley S. Davis, Vice Chairman	District 1	Present	Dylan Reingold, County Attorney	Present
Joseph E. Flescher	District 2	Present		
Bob Solari	District 5	Present	Jeffrey R. Smith, Clerk of Circuit Court and Comptroller	
Tim Zorc	District 3	Present	Maureen Gelfo, Deputy Clerk	

- | | | | |
|----|------------------------------------|---|--------------------|
| 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> | Commissioner Wesley S. Davis, Vice Chairman | |

4.

ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Move Item 5. Proclamations and Presentations to be heard following Item 8. Consent Agenda.

Delete Item 5F. Presentation by Vicki Wild, Keep Indian River Beautiful, and Amy Boyson, Bob DelaCruz, and Dian Reider-Hicks, Waste Management, on I Want To Be Recycled, the Challenge of Zero Waste.

The Chairman noted that under Item 11. County Administrator Matters, there will be an Executive Session at 10 a.m., to discuss the International Association of Firefighters (IAFF) union negotiations.

ON MOTION by Vice Chairman Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the Agenda as amended.

5.

PROCLAMATIONS and PRESENTATIONS

(Clerk’s Note: This item was heard following Item 8 and is placed here for continuity)

- 9:10 a.m.** **A.** Presentation of Proclamation Honoring Michael K. Vernon Recipient of the Chief Operator of the Year Award 1
Presented by Commissioner Solari to Michael K. Vernon, who was accompanied by Director of Utilities Vincent Burke.
- 9:10 a.m.** **B.** Presentation of Proclamation and Retirement Award Honoring Toby Turner on His Retirement from Indian River County Board of County Commissioners Department of Emergency Services/Fire Rescue with Thirty-Six Years of Service 2-3
Presented by Chairman O’Bryan to Toby Turner, who was accompanied by Emergency Services Director John King.
- 9:10 a.m.** **C.** Presentation of Proclamation Designating the Month of July 2014, as River Kidz Month 4
Presented by Commissioner Zorc to Nyla Pipes, and three other members of River Kidz.
- 9:23 a.m.** **D.** Presentation of Proclamation Designating July 2014, as Marine Debris Removal Month in Indian River County 5
Presented by Vice Chairman Davis to Captain Diana Voss.
- 9:28 a.m.** **E.** Presentation on May, 2014, Air Show by Todd Howder, President, Vero Beach Air Show

Todd Howder was accompanied by Air Show Secretary Laurie Collings and Vice President Anthony Samons; and Vero Beach Municipal Airport Director, Eric Menger. A video was presented, after which Mr. Howder presented the Commissioners with a signed lithograph from the Blue Angels.

DELETED F. Presentation by Vickie Wild, Keep Indian River Beautiful, and Amy Boyson, Bob DelaCruz, and Dian Reider-Hicks, Waste Management, on I Want To Be Recycled, the Challenge of Zero Waste
Deleted

9:42 a.m. G. Presentation by Doug Carlson, Indian River Mosquito Control District
Doug Carlson gave a presentation in support of Mosquito Control Awareness Week from June 22 to June 28. He thereafter recognized the following audience members associated with mosquito control/disease prevention: County Health Department Administrator Miranda Hawker and Environmental Health Manager Cheryl Dunn; Florida Medical Entomology Lab Director Dr. Walter Tabachnick; and Dr. Barbara Progulske.

6. **APPROVAL OF MINUTES**

- 9:56 a.m. A. Regular Meeting of June 3, 2014
B. Special Call Public Hearing of June 3, 2014
C. Regular Meeting of June 10, 2014
ON MOTION by Commissioner Flescher, **SECONDED** by Vice Chairman Davis, the Board unanimously approved the minutes of the Regular Meeting of June 3, 2014; the Special Call Public Hearing of June 3, 2014; and the Regular Meeting of June 10, 2014.

7. **INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**

- 9:56 a.m. A. Transportation Disadvantaged Local Coordinating Board Appointment (memorandum dated June 20, 2014)
Noted for the record was the appointment of Joe Azevedo as the representative of the Regional Workforce Development Board.

6-7

- B.** Update on Status of Grant Award Agreement with the State Division of Historical Resources for Design and Permitting of Restoration of the Archie Smith Fish House
(memorandum dated June 17, 2014) 8-18

8.

CONSENT AGENDA

(Clerk's Note: This item was heard following Item 4 and is placed here for continuity)

9:03
a.m.

MOTION WAS MADE by Commissioner Flescher, SECONDED by Vice Chairman Davis, to approve the Consent Agenda, pulling Items 8.C. and 8.I. for discussion.

The Chairman asked for requests from the public; there were none.

The Chairman CALLED THE QUESTION and the Motion carried unanimously.

- A.** Approval of Warrants – June 7, 2014 to June 12, 2014
(memorandum dated June 12, 2014) 19-25
Approved the list of warrants (checks) and wires as supplied by the Comptroller's Office.

- B.** Approval of Warrants – June 13, 2014 to June 19, 2014
(memorandum dated June 19, 2014) 26-34
Approved the list of warrants (checks) and wires as supplied by the Comptroller's Office.

9:03
a.m.

- C.** 2014-2015 Final Budget Hearing Change in Date
(memorandum dated June 24, 2014) 35
Chairman O'Bryan announced that the Final Budget Hearing has been rescheduled for Tuesday, September 16, 2014 at 5:01 p.m.

ON MOTION by Vice Chairman Davis, SECONDED by Commissioner Flescher, the Board unanimously approved the change in date for the final 2014-2015 Budget Hearing from Wednesday, September 17, 2014 to Tuesday, September 16, 2014 at 5:01 p.m.

- D.** Adoption of a Red Flag Policy for Identity Theft Prevention
(memorandum dated June 17, 2014) 36-44
Approved and adopted the Red Flag Policy for the Department of Utility Services.

- E.** Work Order No. 12 with CDM Smith – Design, Permitting and Bidding Services for Construction of Well No. 7 and at the South County RO Plant
(memorandum dated June 17, 2014) 45-53
Approved and authorized the Chairman to execute Work Order No. 12

with CDM Smith; and approved design fees in the lump sum amount of \$39,910.00.

- F.** Renewal of Concessionaire License Agreement with Treasure Coast Concessions
(memorandum dated June 16, 2014) 54-70
Approved the Concessionaire Agreement with Treasure Coast Consulting Inc. d/b/a/ Treasure Coast Concessions, with authorization for the Chairman to execute and waiver of other required formalities, if any, with respect to advertising for additional proposals for the duration of the Agreement.
- G.** Resolution Formally Designating a Portion of County Owned Property Along 8th Street and 27th Avenue as Right-of-Way
(memorandum dated May 22, 2014) 71-75
Approved Resolution 2014-057, formally designating certain county owned property for 8th Street and 27th Avenue right-of-way, and directing the property appraiser to cut out the property designated as right-of-way from the parcel of property identified as tax parcel No. 33-39-11-00006-0130-00003.0 in Indian River County, Florida.
- H.** 66th Avenue and CR 510 Intersection Improvements – Amendment No. 6 IRC Project No. 0546
(memorandum dated June 24, 2014) 76-83
Approved Amendment No. 6 to the Professional Engineering/Land Surveying Services Agreement with Kimley-Horn and Associates, Inc.
- 9:04 a.m.** **I.** Historic Dodgertown (fka Vero Beach Sports Village) Room Renovation – Change Order No. 4 IRC Project No. 1341
(memorandum dated June 24, 2014) 84-92
Commissioner Solari declared his opposition to this item.

ON MOTION by Vice Chairman Davis, SECONDED by Commissioner Flescher, by a 4-1 vote (Commissioner Solari opposed), the Board: (1) approved Change Order No. 4 to the contract with OAC Action Construction, Corp., in the amount of \$21,491.31 for a total contract price of \$657,736.53; with this Change Order, the total expenditures will be \$690,245.22 including direct purchase items by the Purchasing Division; and (2) authorized the necessary budget amendment to provide additional funding in the amount of \$21,492.00 from Optional Sales Tax.
- J.** S. Allan Luihn’s Request for Partial Release of an Easement at 1565 Wyn Cove Drive (Lot 14, Wyn Cove Subdivision)
(memorandum dated June 23, 2014) 93-107
Approved Resolution 2014-058, releasing a portion of an easement on Lot 14, Wyn Cove Subdivision.

- K.** Crime Scene Unit – Final Payment of Retainage – Donadio and Associates (memorandum dated July 8, 2014) 108-109
Approved the final pay request from Donadio and Associates, in the amount of \$5,269.41, for professional services related to the Sheriff's Crime Scene Unit and other divisions.

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10. PUBLIC ITEMS

**12:03
p.m.**

A. PUBLIC HEARINGS

- 1.** Proposed Ordinance Amending Section 300.02 (Prohibited hours of sale, service and consumption) (memorandum dated June 20, 2014) 110-114
(Legislative)

Proof of Publication Of Advertisement for Hearing is on File in the Office of the Clerk to the Board

County Attorney Dylan Reingold recalled the Board's discussion at its June 3, 2014 County Commission meeting, about legislation adopted by the City of Vero Beach on May 20, 2014, to extend the hours that alcohol can be served from 1:00 a.m. to 2:00 a.m., with a sunset provision of June 15, 2015. He stated that pursuant to the Board's direction at said meeting, he was returning with a draft ordinance mirroring that of the City, with the same sunset provision.

**12:05
p.m.**

The Chairman opened the Public Hearing.

Wanda Scott, 4306 26th Avenue, asked for clarification on what areas of the County would be governed by the proposed Ordinance.

Chairman O'Bryan provided clarification, and directed Attorney Reingold to provide both Ms. Scott and the Sheriff with a copy of the final Ordinance.

There were no additional speakers, and the Chairman closed the Public Hearing.

**12:08
p.m.**

ON MOTION by Commissioner Solari, SECONDED by Commissioner Flescher, by a 4-1 vote (Commissioner Zorc opposed), the Board adopted Ordinance 2014-013, amending Section 300.02 (prohibited hours of sale, service and consumption) of Chapter 300 (Alcoholic Beverages) of the Code of Indian River

County to allow the sale, service, and consumption of alcoholic beverages until 2:00 a.m.; providing for sunset at 1:00 a.m. on June 15, 2015; and providing for severability, codification, and an effective date.

10. **PUBLIC ITEMS** **PAGE**

B. PUBLIC DISCUSSION ITEMS

(As a general rule public discussion items should be limited to matters on which the commission may take action.)

- | | | | |
|---------------|----|---|-----|
| 12:09
p.m. | 1. | Request to Speak from Frank Caretura Regarding Building Expansion in Fellsmere
Speaker was absent | 115 |
| 12:13
p.m. | 2. | Request to Speak from Corry Westbrook Regarding Oslo Boat Ramp

Corry Westbrook, 1135 3rd Avenue, read a prepared statement opposing the proposed expansion of the Oslo Boat Ramp. | 116 |
| | 3. | Request to Speak from Wanda Scott Regarding Community Affairs

Wanda Scott, 4306 26th Avenue, local business owner, read a statement outlining her concerns about conditions in the Gifford area, and certain portions of Wabasso and Fellsmere. She asked the Board to evaluate the priorities in the Gifford Neighborhood Plan, and designate specific allocations in the County budget for the improvements needed in those regions. | 117 |

C. PUBLIC NOTICE ITEMS

- | | | | |
|--------------|----|--|-----|
| 9:56
a.m. | 1. | <u>Notice of Scheduled Public Hearings July 15, 2014</u>
(memorandum dated June 19, 2014) | 118 |
| | a. | Consideration of Approval of the Gifford Neighborhood Plan 2014 (Administrative) | |
| | b. | Roseland United Methodist Church's Request for Special Exception Use Approval to Construct a Stabilized Parking Lot to Serve the Church, located at 8205 129 th Court, Roseland, FL (Quasi-Judicial)

County Attorney Dylan Reingold read the notices into the record. | |

11. **COUNTY ADMINISTRATOR MATTERS**

- | | | | |
|--------------|----|---|-----|
| 9:57
a.m. | A. | Request for Executive Session at a Time Certain of 10:00 a.m. July 1, 2014 (memorandum dated June 25, 2014) | 119 |
|--------------|----|---|-----|

The Chairman read into the record the opening remarks of the Executive Session to discuss the International Association of Firefighters (IAFF) union negotiations requested for 10:00 a.m. Those in attendance were Commissioners Wesley S. Davis, Joseph E. Flescher, Peter D. O'Bryan, Bob Solari, and Tim Zorc. Also present were the members of the bargaining committee: Colleen Peterson, Human Resources Manager; Michael Zito, Assistant County Administrator; Jason Brown, Director of Management and Budget; John King, Emergency Services Director; Jeffrey Mandel, Attorney with Fisher & Phillips, LLP; and County Administrator Joseph A. Baird.

The Board reconvened in the Chambers at 12:02 p.m. and the Chairman closed the Executive Session. The County Commission meeting resumed with Item 10.A.

12. **DEPARTMENTAL MATTERS**

A. **Community Development**
None

B. **Emergency Services**
None

C. **General Services**
None

1. **Human Services**
None

2. **Sandridge Golf Club**
None

3. **Recreation**
None

D. **Human Resources**
None

E. **Office of Management and Budget**

12:47
p.m.

1. Approval of Sealed Bid Sale of 2605 47th Avenue
(memorandum dated June 23, 2014)

120-
125

Management and Budget Director Jason Brown recalled the Board's authorization on August 20, 2013 for staff to acquire right-of-way at 2605 47th Avenue, to be used for 26th Street roadway improvements. At that meeting, staff was also directed to sell, at sealed bid, any remaining property that was not used for the right-of-way. Director Brown thereafter gave staff's recommendation for the Board to ratify the high bid of \$56,051.00 for the remainder property (which includes a single-family residence), and authorize the County Attorney's office to prepare and execute the necessary documents.

Vice Chairman Davis declared a conflict of interest.

(Clerk's Note: Form 8B Memorandum of Voting Conflict is attached to these minutes as Addendum A).

Commissioner Zorc sought and received further information on the road improvements and the remainder parcel.

12:52
p.m.

ON MOTION by Commissioner Solari, **SECONDED** by Commissioner Zorc, by a 4-0 vote (Vice Chairman Davis abstained), the Board ratified and accepted the high bid of \$56,051.00 submitted by F.W. Baker (on behalf of Bamaric of V.B. LLC), for the former Langdon property located at 2605 47th Avenue in the Davilla Park Subdivision, and authorized the County Attorney's office to prepare and execute the necessary documents to complete the sale.

12:53
p.m.

2. State Road 60 Interest Share Fee – Update on Collections and Discussion of a Termination Date for the Fee (memorandum dated June 23, 2014)
Director Brown provided background and analysis on the State Road 60 (SR 60) Interest Share Fee, which was enacted via Ordinance 2007-011, to recoup costs associated with advancing payment to the Florida Department of Transportation in Fiscal Year 2007-2008 for SR 60 widening improvements. He thereafter provided staff's rationale and recommendation for the Board to continue collecting the fee until October 1, 2015.

126-
130

1:01
p.m.

ON MOTION by Vice Chairman Davis, **SECONDED** by Commissioner Solari, the Board unanimously: (1) approved for the Board of County Commissioners to continue charging the State Road (SR) 60 interest share fee on new construction in the affected SR 60 area, until the Florida Department of Transportation (FDOT) has completed repayment of the advance payments; repayment is scheduled to be completed October 1, 2015, and as such, the interest share fee should be terminated at that time; and (2) authorized staff to prepare the necessary Resolution and Ordinance changes and submit them to the Board for final approval.

1:02
p.m.

F. Public Works

1. 66th Avenue (South of 61st Street to Sebastian City Limit) Corridor Study / S.C.A.L.E. Report (memorandum dated June 24, 2014)

Director of Public Works Chris Mora provided a brief history and update on the 66th Avenue road-widening project. He explained that the Board will need to approve the 66th Avenue Corridor Study/S.C.A.L.E report before the project can move forward with right-of-way acquisition and construction of 66th Avenue north of 57th Street and the widening of the County Road 510 (CR 510) / 66th Avenue intersection.

Brian Goode, P.E., Kimley-Horn and Associates, explained that the 66th Avenue Corridor Study/S.C.A.L.E. Report evaluates five factors: (1) Public Safety; (2) Cost; (3) Alternative Alignments; (4) Long-Range Planning; and (5) Environmental Resources, to determine the most feasible roadway alignment to proceed with the next project design phase. He reviewed four alternative alignments for the Board's consideration - West Alignment, East Alignment, Canal Enclosure, and a No Build Alternative, and relayed staff's recommendation for the West Alignment.

During discussion, the Board asked staff to be as fair as possible to property owners who might be impacted by the County's right-of-way acquisitions as the project progresses.

1:18
p.m.

ON MOTION by Vice Chairman Davis, **SECONDED** by Commissioner Flescher, the Board unanimously approved the 66th Avenue Corridor Study / S.C.A.L.E. Report for 66th Avenue from south of 61st Street to the Sebastian City limit, along with the West Alignment alternative.

G. Utilities Services
None

131-
186

13. **COUNTY ATTORNEY MATTERS**

1:19 p.m. A. Economic Development Council Vacancy (memorandum dated June 17, 2014) 187
County Attorney Dylan Reingold announced the vacancy of the Local Manufacturing Industry representative on the Economic Development Council. He thereafter presented for Board consideration, the name of the single qualified applicant for the position, James Funk.

1:19 p.m. **ON MOTION by Vice Chairman Davis, SECONDED by Commissioner Zorc, and after reviewing the applicant’s resume, the Board unanimously approved the appointment of James Funk to fill the unexpired term for the “Local Manufacturing Industry” representative to the Economic Development Council.**

14. **COMMISSIONERS MATTERS** **PAGE**

1:20 p.m. A. **Commissioner Peter D. O’Bryan, Chairman**
1. Intergovernmental Relations and Grants Coordinator Position (memorandum dated June 17, 2014) 188-191

Chairman O’Bryan provided background and analysis on his request for the Board to consider incorporating into the upcoming budget year, a new job position for an “Intergovernmental Relations and Grants Coordinator” to represent in Tallahassee, the various County interests. He envisioned someone who would work year round on grants for various projects that will be going forward.

Commissioner Solari explained why he would not support the creation of a new position for a coordinator.

Discussion ensued among the Board, after which it was decided to task the County Attorney’s office with formulating a plan to address the County’s future lobbying efforts.

1:36 p.m. **MOTION WAS MADE by Vice Chairman Davis, SECONDED by Commissioner Zorc, to direct the Legal Department to research the alternatives, develop a plan for future lobbying efforts with respect to obtaining funding and positive legislative results at the State level, and report back to the Board with recommendations prior to the July 16, 2014 Budget Workshop.**

Further discussion ensued, during which the Board spoke to the importance of having the staff person/coordinator be involved with Tallahassee for more than just the two months of legislative session.

The Chairman CALLED THE QUESTION and the Motion carried unanimously.

1:40
p.m.

2. Be Floridian Program
(memorandum dated June 18, 2014)

192-
195

Chairman O'Bryan provided background on the National Estuary "Be Floridian" program. He disclosed that the Indian River Lagoon Counties Collaborative recommends that each County contribute \$5,000 towards the program, and asked fellow Commissioners to authorize the cost-share.

Vice Chairman Davis noted that at a prior Board meeting, the "Be Floridian" program had been presented as a free program.

Discussion ensued during which Chairman O'Bryan was asked to return with further information on: (1) whether the fee is for implementation of the program; (2) Section F. "Partnership and Cost Sharing" of the project proposal; and (3) whether the program would overlap with current County initiatives to educate the citizens about the Fertilizer Ordinance. A breakdown of the task line items was also requested.

Chairman O'Bryan agreed to report back to the Board with the additional information.

B. Commissioner Wesley S. Davis, Vice Chairman
None

C. Commissioner Joseph E. Flescher
None

D. Commissioner Bob Solari

1:44
p.m.

1. All Aboard Florida (AAF)
(memorandum dated June 25, 2014)

196

Commissioner Solari provided commentary on the proposed All Aboard Florida (AAF) proposed high speed passenger rail service. He disclosed that: (1) AAF has filed with the court to block public release of its financial and ridership projections; (2) the Treasure Coast Regional Planning Council (TCRPC) supports rail service; and (3) AAF will be the recipient of government subsidies.

E. Commissioner Tim Zorc

1:50
p.m.

1. Update on the June 19, 2014 Florida Municipal Power Agency Meeting
(memorandum dated June 25, 2014)

197

Commissioner Zorc stated that at the June 19, 2014 Florida Municipal Power Agency (FMPA) meeting, he had learned that the Auditor General's audit of FMPA has begun. He also mentioned that although their board meeting agendas do not reference the issue of the proposed City of Vero Beach electric utility sale to Florida Power & Light, some aspect of that sale is continually discussed at FMPA meetings. Commissioner Zorc asked fellow Commissioners if they would support his request for the County Attorney to draft a letter requesting that FMPA include the items they will be discussing on their board meeting agendas.

A brief discussion ensued, with input from Attorney Reingold, about FMPA's agendas and minutes.

1:54
p.m.

MOTION WAS MADE by Commissioner Zorc, SECONDED by Commissioner Solari, to direct the County Attorney to draft a letter to the Florida Municipal Power Agency asking them to properly notice on their meeting agendas the items they wish to discuss.

Commissioner Zorc disclosed that FMPA's next board meeting on July 18, 2014 will be an important one that he wants to attend; however, it is the same date as the Community Leaders Summit on Economic Development Positioning.

Administrator Baird stated that he would explore the possibility of having the summit rescheduled.

Attorney Reingold affirmed that he would bring the draft letter back to the County Commission meeting of July 15, 2014.

Commissioner Zorc remarked briefly on some of FMPA's financial obligations.

15. SPECIAL DISTRICTS AND BOARDS

- A. Emergency Services District
None
- B. Solid Waste Disposal District
None
- C. Environmental Control Board
None

16. ADJOURNMENT

There being no further business, the Chairman adjourned the meeting at 1:59 p.m.

ATTEST:

Jeffrey R. Smith, CPA, CGFO, CGMA
Clerk of Circuit Court and Comptroller

Peter D. O'Bryan, Chairman

By: _____
Deputy Clerk

Approved: August 19, 2014

BCC/mg/minutes

Addendum A – Item 12.E.1.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Davis Wesley S.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Board of County Commissioners	
MAILING ADDRESS 1801 27th Street, Building A		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Vero Beach		<input checked="" type="checkbox"/> COUNTY	<input type="checkbox"/> OTHER LOCAL AGENCY
COUNTY Indian River		NAME OF POLITICAL SUBDIVISION	
DATE ON WHICH VOTE OCCURRED		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the

DISCLOSURE OF LOCAL OFFICER'S INTEREST

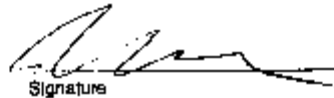
I, Wesley S. Davis hereby disclose that on July 1, 2014.

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, Indian River Auctions & Appraisals;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Date Filed: July 1, 2014


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.