

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



REGULAR MEETING MINUTES

TUESDAY, JULY 8, 2014

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	Absent	Dylan Reingold, County Attorney	Present
Joseph E. Flescher	District 2	Present	Jeffrey R. Smith, Clerk of the Circuit	
Bob Solari	District 5	Present	Court and Comptroller	
Tim Zorc	District 3	Present	Leona Adair Allen, Deputy Clerk	

- | | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|--|--|--------------------|
| 2. | <u>INVOCATION</u> | Philip Katrovitz, Humanist of the Treasure Coast | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Peter D. O’Bryan, Chairman | |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | | |
| 9:03 a.m. | Move Item 8.G. “Award of Bid No. 2014037 Sector 3 Dune Repair IRC Project No. 0928 – A” to Item 12.F. Public Works. | | |
| | <u>ON MOTION</u> by Commissioner Flescher, SECONDED by Commissioner Zorc, the Board, by a 4-0 vote (Vice Chairman Davis absent), approved the Agenda as amended. | | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | | |
| 9:04 a.m. | A. | Presentation of Proclamation Designating the Month of July 2014, as Recreation and Parks Month | |

Presented by Chairman O’Bryan to Michael Zito, David Fleetwood, Mike Redstone, Lorenzo Jefferson, Freddie Green, and Brad Dusen.

- 9:12 a.m.** **B.** Presentation by Susan K. Buza, Executive Director, Palm Beach/Treasure Coast 211 on the Help Me Grow Initiative

2-4

Susan Buza, Executive Director of 211, described the “Help Me Grow” (HMG) national initiative designed to identify children at risk for developmental or behavioral disabilities and connect them with appropriate community services; and asked the Board to support the 211 proposal by executing a letter of support.

ON MOTION by Commissioner Zorc, SECONDED by Chairman O’Bryan, the Board by a 4-0 vote (Vice Chairman Davis absent), authorized the Chairman to execute the letter of support.

6. APPROVAL OF MINUTES

None

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

None

8. CONSENT AGENDA

MOTION WAS MADE by Commissioner Flescher, SECONDED by Commissioner Zorc, to approve the Consent Agenda as amended.

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

The Chairman CALLED THE QUESTION, and by a 4-0 vote (Vice Chairman Davis absent), the Motion carried.

- 9:15 a.m.** **A.** Approval of Warrants – June 20, 2014 to June 26, 2014
(memorandum dated June 26, 2014)

5-13

Approved the list of warrants (checks) and wires as supplied by the Comptroller’s Office.

- B.** Resolutions Delegating the Authority to the County Administrator or his Designee to Call Letters of Credit and to Act on Behalf of Indian River County during the time frames of July 16, 2014, through and including August 18, 2014, and August 20, 2014, through and including September 8, 2014
(memorandum dated June 30, 2014)

14-18

Approved:

Resolution 2014-059, delegating authority to the County Administrator or his designee, to execute Resolutions calling Letters of Credit as necessary during the period commencing July 16, 2014, through and including August 18, 2014, and further delegating to the County Administrator or his designee, the authority to execute all documents necessary to the proper functioning of the County during the period commencing July 16, 2014, through and including August 18, 2014.

Resolution 2014-060, delegating authority to the County Administrator or his designee, to execute Resolutions calling Letters of Credit as necessary during the period commencing August 20, 2014, through and including September 8, 2014, and further delegating to the County Administrator or his designee, the authority to execute all documents necessary to the proper functioning of the County during the period commencing August 20, 2014, through and including September 8, 2014.

- C.** 2015 Holiday Schedule
(memorandum dated June 30, 2014) 19

Approved the 2015 Holiday Schedule.
- D.** Resolution Requesting Funding Assistance from State of Florida Beach Erosion Control Program – FY 2015- 2016
(memorandum dated June 25, 2014) 20-21

Approved Resolution 2014-061, requesting assistance from the State of Florida Beach Erosion Control Program – FY 2015-2016.
- E.** Change Order No.3 for the Water Plants Lime Slurry Injection Project – UCP 2715 Bid No: 2013028
(memorandum dated June 30, 2014) 22-26

Authorized the Chairman to execute Change Order No. 3, for a lump sum amount of \$8,661.00, to R.J. Sullivan Corporation, increasing the total contract amount to \$2,797,343.96.
- F.** Approval of Extension of FX Software Agreement
(memorandum dated June 24, 2014) 27-30

Approved a one (1) year extension, with Harris Corporation (formerly M/A-Com, Inc.), to the FX Software Agreement, for the 800 MHz Public Safety Radio System.
- G.** Award of Bid No. 2014037 Sector 3 Dune Repair IRC Project No. 0928 – A
(memorandum dated June 27, 2014) 31-48

Moved to Item 12.F.

-
- H. Children’s Service Advisory Committee (CSAC) Funding Allocations for Fiscal Year 2014-2015
(memorandum dated June 13, 2014) 49-50

Approved the Children Services Advisory Committee’s (CSAC) funding recommendations for Fiscal Year 2014-2015, and authorized the Chairman to execute agreements.

9. **CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

None

10. **PUBLIC ITEMS**

A. **PUBLIC HEARINGS**

None

B. **PUBLIC DISCUSSION ITEMS**

None

C. **PUBLIC NOTICE ITEMS**

9:16
a.m.

1. **Notice of Scheduled Public Hearing July 22, 2014 – 5:30 p.m.:**
Public Meeting to Discuss Beach Management Strategies Contained Within the Forthcoming Update to the County’s Beach Preservation Plan

(memorandum dated June 25, 2014)

51

County Attorney Dylan Reingold read the notice into the record.

11. **COUNTY ADMINISTRATOR MATTERS**

9:17
a.m.

- A. Economic Development Positioning Analysis and Action Plan
(memorandum dated July 2, 2014)

52

County Administrator Joseph Baird announced that the Economic Development Positioning Analysis and Action Plan meeting is scheduled for Friday, July 18, 2014, at 8:30 a.m., at the Richardson Center. The purpose of the meeting is to conduct a community leader summit to explain the positioning process, outline the plan of action, and gather input from the public.

Chairman O’Bryan noted that the meeting would be open to the general public, and requested that the information be added to the County website.

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**

None

Public Works

F. **Moved from Item 8.G. - Award of Bid No. 2014037 Sector 3 Dune Repair IRC Project No. 0928 – A**

9:20
a.m.

Public Works Director Chris Mora provided background on the Sector 3 dunes that were damaged by Hurricane Sandy, explained the needed repairs to protect the upland properties, and reviewed the bid details. He recommended the Board approve the bid award to Guettler Brothers Construction, LLC, for a contract price of \$3,076,920.

Discussion ensued regarding contract proposals, stockpiling material, monitoring requirements, cost-sharing with the State, and staff trying to accommodate all aspects of the project through the Agreement.

Chairman O’Bryan confirmed with staff that the permit from the Department of Environmental Protection (DEP) had been received, and that 154,700 cubic yards of beach compatible sand would be adequate to repair the storm damaged dunes.

ON MOTION by Commissioner Solari, SECONDED by Commissioner Flescher, the Board by a 4-0 vote (Vice Chairman Davis absent): (1) approved the bid award to Guettler Brothers Construction, LLC in the amount of \$3,076,920; (2) approved the sample Agreement; and (3) authorized the Chairman to execute said Agreement after receipt and approval by the County Attorney of the required Public Construction Bond and Certificate of Insurance by Risk Management, and after the County Attorney has approved the agreement as to form and legal sufficiency.

G. Utilities Services

None

13. COUNTY ATTORNEY MATTERS

**9:35
a.m.**

- A.** Resolution denouncing interest in SeaTurtle Lane in Settlement of the Lawsuit of Mitchell vs. Brady and Indian River County (memorandum dated July 1, 2014)

53-59

Deputy County Attorney William DeBraal provided background on the lawsuit in the Surf Colony Subdivision, which involved a 10-foot boundary dispute and a series of agreements to adjust the beach access point. He asked that the Board approve the Resolution to denounce County interest in the roadway and beach access walkway.

ON MOTION by Commissioner Flescher, SECONDED by Commissioner Solari, the Board by a 4-0 vote (Vice Chairman Davis absent) approved Resolution 2014-062, formally denouncing any interest it presumes to have in (1) a certain roadway platted in 1953 as Tamrich Road, now known as Sea Turtle Lane, and (2) a certain 4-foot walkway, both within the Plat of Surf Colony as recorded in Plat Book 3, Page 37 of the public records of Indian River County Florida.

14. COMMISSIONERS MATTERS

- A. Commissioner Peter D. O’Bryan, Chairman**

None

B. Commissioner Wesley S. Davis, Vice Chairman

None

C. Commissioner Joseph E. Flescher

None

D. Commissioner Bob Solari

None

E. Commissioner Tim Zorc

None

15. SPECIAL DISTRICTS AND BOARDS

A. Emergency Services District

None

B. Solid Waste Disposal District

The Board reconvened as the Board of Commissioners of the Solid Waste Disposal District. Those Minutes are available separately.

1. Approval of Minutes Regular Meeting of May 13, 2014
2. Approval of Minutes Regular Meeting of June 3, 2014
3. Amendment No. 4 to Republic Services for MRF Improvement Project
(memorandum dated June 27, 2014)

60-71

C. Environmental Control Board

None

16. **ADJOURNMENT**

There being no further business, the Chairman declared the meeting adjourned at **9:46 a.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/LA/2014Minutes