



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

**COMMISSION AGENDA**

**TUESDAY, SEPTEMBER 12, 2006 - 9:00 A.M.**

**County Commission Chamber  
County Administration Building  
1840 25<sup>th</sup> Street. Vero Beach, Florida, 32960-3365  
WWW.IRCGOV.COM**

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**COUNTY COMMISSIONERS**

**Arthur R. Neuberger, Chairman  
Gary C. Wheeler, Vice Chairman  
Sandra L. Bowden  
Wesley S. Davis  
Thomas S. Lowther**

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

**Joseph A. Baird, County Administrator  
William G. Collins II, County Attorney  
Kimberly Massung, Executive Aide to BCC  
Jeffrey K. Barton, Clerk to the Board**

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|-----------|-------------------------------------------------------------------|-----------------------------------------------------------|
| <b>1.</b> | <b><u>CALL TO ORDER</u></b>                                       | <b><u>9:00 A.M.</u></b>                                   |
| <b>2.</b> | <b><u>INVOCATION</u></b>                                          | Reverend Ray Huddle<br>Church of Redeemer Lutheran Church |
| <b>3.</b> | <b><u>PLEDGE OF ALLEGIANCE</u></b>                                | Commissioner Arthur R. Neuberger, Chairman                |
| <b>4.</b> | <b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b> |                                                           |
| <b>5.</b> | <b><u>PROCLAMATIONS and PRESENTATIONS</u></b><br>None             |                                                           |
| <b>6.</b> | <b><u>APPROVAL OF MINUTES</u></b><br>None                         |                                                           |

<b>7.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
<b>A.</b>	Approval of Warrants – August 25-31, 2006 (memorandum dated August 31, 2006)	1-6
<b>B.</b>	Resignation and Appointment to the Planning and Zoning Commission (memorandum dated September 5, 2006)	7-11
<b>C.</b>	Appointment to the Agriculture Advisory Committee (memorandum dated September 6, 2006)	12-18
<b>D.</b>	Out of County Travel to Attend the Florida Association of Counties 2006- 2007 Legislative Policy Committee Meetings – September 27-29, 2006 (memorandum dated September 1, 2006)	19-21
<b>E.</b>	Enterprise Geographic Information System (GIS) Purchase of Software – Supplemental Work Order #2 (memorandum dated August 25, 2006)	22-28
<b>F.</b>	Sam Messina 23 L.L.C.’s Request for Final Plat Approval for a Subdivision to be Known as The Enclave (memorandum dated September 5, 2006)	29-47
<b>G.</b>	Robert & Denise Webster’s Request for Partial Release of an Easement at 5240 95 <sup>th</sup> Street (Lot 5, The River Boat Club Subdivision) (memorandum dated September 6, 2006)	48-53
<b>H.</b>	GH Vero Development LLC Request for Partial Release of an Easement at 2218 Falls Circle (Lot 21, The Falls at Grand Harbor Plat 29) (memorandum dated September 6, 2006)	54-59
<b>I.</b>	IRC Jail Expansion Project Change Order #4 – Video Visitation System (memorandum dated September 5, 2006)	60-74
<b>J.</b>	Acceptance of Change Order No. 16 for the New County Administration Buildings (memorandum dated September 6, 2006)	75-78
<b>K.</b>	Miscellaneous Budget Amendment 023 (memorandum dated September 5, 2006)	79-88
<b>L.</b>	Oslo Road/Lateral “J” Canal Bridge Replacement Change Order No 4 – 60” RCP Realignment and Final Roadway (memorandum dated August 22, 2006)	89-92

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>M.</b> Approval of Bid Award for IRC Bid # 2007003 (Annual Bid for Corrugated Steel and Aluminum Pipe) Public Works Department/Road & Bridge Division (memorandum dated September 5, 2006)	93-101
	<b>N.</b> Progress Report – New County Administration Buildings and New Emergency Operations Center (memorandum dated September 6, 2006)	102-105
	<b>O.</b> Approval of Resolution Re-authorizing Imposition of 911 Fee (memorandum dated August 30, 2006)	106-110
	<b>P.</b> Approval of State and Federally Funded Subgrant Agreement Contract Number 07BG-04-10-40-01 (memorandum dated August 31, 2006)	111-151
	<b>Q.</b> Board Consideration to Approve a Cost-Share Grant Agreement with the State Division of Historic Resources to Update a 1992 Indian River Countywide Archaeological Survey (memorandum dated September 5, 2006)	152-166
<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
	None	
<b>9.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A. <u>PUBLIC HEARINGS</u></b>	
	<b>1.</b> Thomas Wilmoth's Request for Abandonment of the Portion of 14 <sup>th</sup> Street SW East of 32 <sup>nd</sup> Avenue SW (memorandum dated September 5, 2006)	167-175
	<b>Legislative</b>	
	<b>2.</b> Continued Public Hearing from Meeting of August 22, 2006: Value Concepts, Inc.'s Request for Special Exception Use Approval to Construct a Wireless Communications Tower (memorandum dated September 6, 2006)	176-200
	<b>Quasi-Judicial</b>	

<b>9.</b>	<b><u>PUBLIC ITEMS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>A. <u>PUBLIC HEARINGS (CONT'D.)</u></b>	
	<ul style="list-style-type: none"> <li>3. Heon Young Kim's Request for Small Scale Comprehensive Plan Future Land Use Map Amendment Approval to Redesignate ± .52 Acres From L-2 to C/I; and to Rezone those ± .52 Acres from RS-6 to CG (memorandum dated August 15, 2006)</li> </ul>	201-236
	<b>Legislative</b>	
	<b>B. <u>PUBLIC DISCUSSION ITEMS</u></b>	
	Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.	
	<ul style="list-style-type: none"> <li>1. Request to Speak from Brian M. Seymour, GunsterYaokley, Regarding Sebastian River 160 Park, LLC, Mt Vero Holdings LLC and Bent Pine LLC – Settlement (fax dated September 5, 2006)</li> </ul>	237
	<ul style="list-style-type: none"> <li>2. Traffic Impact Consultant – Final Report (memorandum dated September 5, 2006)</li> </ul>	238-244
	<b>C. <u>PUBLIC NOTICE ITEMS</u></b>	
	<ul style="list-style-type: none"> <li>1. Notice of September 19, 2006 Public Hearing Ordinance Amending the Definition of Allowable Water Activities in a Park or Recreational Area (memorandum dated September 5, 2006)</li> </ul>	245
	<b>Legislative</b>	
	<ul style="list-style-type: none"> <li>2. Public Notice of September 19, 2006 Public Hearing to Repeal Section 305.09 of The Code to Eliminate the Fine under the Dori Slosberg Driver Education Safety Act (memorandum dated September 6, 2006)</li> </ul>	246
	<b>Legislative</b>	

**10. COUNTY ADMINISTRATOR'S MATTERS**

None

11. **DEPARTMENTAL MATTERS**

A. **Community Development**

None

B. **Emergency Services**

None

C. **General Services**

None

D. **Human Resources**

None

E. **Human Services**

None

F. **Leisure Services**

None

G. **Office of Management and Budget**

None

H. **Recreation**

None

I. **Public Works**

1. Approval of Professional Service Agreements for Annual Civil Engineering Services Contract, On An On-Going Basis  
(memorandum dated August 28, 2006) ..... 247-257
  
2. Work Order No. 1 to the Professional Civil Engineering Services Agreement with Arcadis G&M Inc. for Widening 43<sup>rd</sup> Avenue from Oslo Road to 8<sup>th</sup> Street  
(memorandum dated August 28, 2006) ..... 258-275

<b>11.</b>	<b><u>DEPARTMENTAL MATTERS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b><u>I. Public Works (cont'd.)</u></b>	
	3. Property Acquisition, 6478 85 <sup>th</sup> Street (CR510) – CR 510 Widening and Improvements, County Project No. 0610, Julie A. Khan, Owner (memorandum dated August 29, 2006)	276-285
	4. Amendment No. 8 to the Professional Engineering/Land Surveying Services Agreement with Kimley-Horn and Associates, Inc. for Oslo Road Widening Phase I from West of Old Dixie Highway to 27 <sup>th</sup> Avenue (memorandum dated August 28, 2006)	286-292
	<b><u>J. Utilities Services</u></b>	
	1. Indian River Drive – North Petition Water Indian River County Project No. UCP-2632, Preliminary Assessment Resolutions I and II (memorandum dated September 1, 2006)	293-320
	2. Orange Heights Water Service Indian River County Project No. UCP-2563, Resolution IV – Final Assessment (memorandum dated September 5, 2006)	321-345
	3. North County Reverse Osmosis Plant – Camp Dresser McKee (CDM) Amendment No. 3 to Work Order No. 1 for Additional Professional Services in Permitting, Contract Documents & Bidding Assistance (memorandum dated August 14, 2006)	346-357
	4. Amendment No. 2 to Work Order No. 1 with Ecotech Consultants, Inc. for Permitting Services for the Spoonbill Marsh Site (memorandum dated September 1, 2006)	358-365
<b>12.</b>	<b><u>COUNTY ATTORNEY</u></b>	
	None	
<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b><u>A. Commissioner Arthur R. Neuberger, Chairman</u></b>	
	None	

<b>13.</b>	<b><u>COMMISSIONERS ITEMS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>B. <u>Commissioner Gary C. Wheeler, Vice Chairman</u></b>	
	None	
	<b>C. <u>Commissioner Sandra L. Bowden</u></b>	
	None	
	<b>D. <u>Commissioner Wesley S. Davis</u></b>	
	None	
	<b>E. <u>Commissioner Thomas S. Lowther</u></b>	
	None	
<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
	<b>A. <u>Emergency Services District</u></b>	
	1. Emergency Services Station 3, Deductive Change Order No. 2 (memorandum dated September 01, 2006)	366-369
	2. Emergency Services Station 5, Deductive Change Order No. 2 (memorandum dated September 01, 2006)	370-373
	<b>B. <u>Solid Waste Disposal District</u></b>	
	1. Approval of Minutes July 12, 2006 – Budget	
	2. Approval of Minutes September 6, 2006	
	3. Indian River Correctional Institution’s Request for Solid Waste Assessment Adjustment (memorandum dated August 28, 2006)	374
	4. Approval of Bid Award for IRC Bid # 2006098, Grapple Truck with Knuckleboom Trash Loader, Utilities Department / Solid Waste Disposal District (memorandum dated September 5, 2006)	375-382
	<b>C. <u>Environmental Control Board</u></b>	
	None	

15. **ADJOURNMENT**

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](http://www.ircgov.com) The full agenda is also available for review in the Board of County Commission Office, the Indian River County Main Library, the IRC Courthouse Law Library, and the North County Library.

*Commission Meeting may be broadcast live by Comcast Cable Channel 27  
Rebroadcasts continuously with the following proposed schedule:  
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.*