



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

COMMISSION AGENDA

TUESDAY, NOVEMBER 21, 2006 - 9:00 A.M.

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

COUNTY COMMISSIONERS

| | | |
|---------------------------------------|-------------------|--|
| Gary C. Wheeler, Vice Chairman | District 3 | Joseph A. Baird, County Administrator |
| Sandra L. Bowden | District 5 | William G. Collins II, County Attorney |
| Wesley S. Davis | District 1 | Kimberly Massung, Executive Aide to BCC |
| Joseph E. Flescher | District 2 | Jeffrey K. Barton, Clerk to the Board |
| Peter D. O'Bryan | District 4 | |

| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|------------------------------------|---|--------------------|
| 2. | <u>INVOCATION</u> | Pastor Jack Diehl, Our Savior Lutheran Church | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Wesley S. Davis | |

SWEARING IN OF NEW COMMISSIONERS

Judge David Morgan

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

5. PROCLAMATIONS and PRESENTATIONS

- A. Presentation of Proclamation Designating November 19 – 25, 2006 as
Christian Heritage Week in Indian River County 1

| 6. | <u>APPROVAL OF MINUTES</u> | <u>PAGE</u> |
|-----------|---|--------------------|
| | None | |
| | | |
| 7. | <u>CONSENT AGENDA</u> | |
| A. | Approval of Warrants – November 3 – November 9, 2006 (memorandum dated November 9, 2006) | 2-11 |
| B. | Authorization to Attend Traditional Planning Principles Workshop (memorandum dated November 14, 2006) | 12-17 |
| C. | Resignation from the Beach and Shore Preservation Advisory Committee (memorandum dated November 13, 2006) | 18-19 |
| D. | Appointment to the Beach and Shore Preservation Advisory Committee (memorandum dated November 15, 2006) | 20-23 |
| E. | Resignation and Appointment to the Planning and Zoning Commission (memorandum dated November 15, 2006) | 24-29 |
| F. | Proclamation Honoring Leland Louis Hanks for Attaining the Rank of Eagle Scout | 30 |
| G. | Consideration of Approval of a Grant Contract with the Florida Communities Trust for After-Purchase Cost Share Reimbursement for the ORCA Diamond Tract Environmental Land Acquisition (memorandum dated November 8, 2006) | 31-54 |
| H. | Award of Bid # 2006049, 4 th Street/35 th Avenue Canal (aka Cooch Ditch) Bridge Replacement, IRC Project #0209 & 11 th Street SW Paving Project, IRC Project # 9321 (memorandum dated November 7, 2006) | 55-66 |
| I. | Final Release of Retainage, Applied Technology and Management, Inc., Contract Amendment #3 (memorandum dated November 13, 2006) | 67-88 |
| J. | Approval of Bid Award for IRC Bid # 2007016 (Annual Bid for Cartridge Filters), Utilities Department (memorandum dated November 6, 2006) | 89-97 |
| K. | Approval of Bid Award for IRC Bid # 2007018 Lift Station 166 Improvements, Utilities Department (memorandum dated November 1, 2006) | 98-111 |

| 7. | <u>CONSENT AGENDA (CONT'D.)</u> | <u>PAGE</u> |
|-----------|--|--------------------|
| | L. Acceptance of Emergency Management Federally-Funded Subgrant Agreement 07DS-5N-10-40-01 (memorandum dated November 14, 2006) | 112-155 |
| | M. Approval of Renewal for a Class "B" Certificate of Public Convenience and Necessity for Indian River Memorial Hospital (memorandum dated November 14, 2006) | 156-171 |
| | N. Approval of Bid Award and Sample Agreement for IRC Bid # 2007014, Judicial Complex Security System Upgrade, Facilities Management Division (memorandum dated November 14, 2006) | 172-181 |
| | O. Indian River County Bid # 2006103 Construction of Upgrades & Generators for IRCDUS Lift Station No.'s 68 & 69, Utilities Department (memorandum dated November 8, 2006) | 182-186 |
| | P. Final Payment Request for MGT of America, Inc. (memorandum dated November 14, 2006) | 187-189 |

8. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES
None

9. PUBLIC ITEMS

A. PUBLIC HEARINGS

| | |
|---|---------|
| 1. Ordinance Amending Section 101.02.1 of The Indian River County Code (memorandum dated November 14, 2006) | 190-194 |
| Legislative | |

B. PUBLIC DISCUSSION ITEMS

None

| 9. | <u>PUBLIC ITEMS (CONT'D.)</u> | <u>PAGE</u> |
|------------|--|--------------------|
| | C. <u>PUBLIC NOTICE ITEMS</u> | |
| | 1. <u>Notice of Scheduled Public Hearing – December 5, 2006</u> Marbros LLC and First Atlantic Citrus, Inc.: Request to change the zoning for ±2.89 acres located east of Old Dixie Highway and approximately 390 feet south of 45 th Street from CG, General Commercial, and CH, Heavy Commercial Districts, to IG, General Industrial District. Marbros LLC and First Atlantic Citrus, Inc., Owners. William B. Marine, Agent. (memorandum dated November 14, 2006) | 195 |
| | Quasi-Judicial | |
| | 2. <u>Notice of Scheduled Public Hearing – December 5, 2006</u> Public Hearing to Amend Chapter 207, Licensing and License Taxes of The Indian River County Code (memorandum dated November 13, 2006) | 196-204 |
| | Legislative | |
| 10. | <u>COUNTY ADMINISTRATOR'S MATTERS</u> | |
| | A. Los Angeles Dodgers Spring Training (memorandum dated November 15, 2006) | 205-206 |
| | B. Meetings of the Board of County Commission, Proposed – 2007 Meeting Dates (memorandum dated November 15, 2006) | 207-208 |
| 11. | <u>DEPARTMENTAL MATTERS</u> | |
| | A. <u>Community Development</u> | |
| | 1. Consideration of Conceptual Approval of Proposed SR60 Advanced Construction Interest Recovery Mechanism (memorandum dated November 14, 2006) | 209-234 |
| | B. <u>Emergency Services</u> | |
| | None | |
| | C. <u>General Services</u> | |
| | None | |

| 11. | <u>DEPARTMENTAL MATTERS (CONT'D.)</u> | <u>PAGE</u> |
|------------|--|--------------------|
| | 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. Final Design and Plans Preparation for CR 510 from CR 512 to 75 th Court – Amendment No. 1, 89 th St. Drainage/Soils Design and Utility Locates/Design (memorandum dated November 8, 2006) | 235-240 |
| | J. <u>Utilities Services</u> | |
| | None | |
| 12. | <u>COUNTY ATTORNEY</u> | |
| | A. Election of Chairman and Vice Chairman (memorandum dated November 13, 2006) | 241 |
| | B. Annual Signatories Resolution (memorandum dated November 9, 2006) | 242-247 |

| 13. | <u>COMMISSIONERS ITEMS</u> | <u>PAGE</u> |
|------------|---|--------------------|
| | A. <u>Commissioner Gary C. Wheeler, Vice Chairman</u> | |
| | 1. Reconsideration of Resolution of Support for Urban Service Boundary Legislation (memorandum dated November 15, 2006) | 248-250 |
| | 2. Villages / New Town Concept (memorandum dated November 14, 2006) | 251 |
| | B. <u>Commissioner Sandra L. Bowden</u> | |
| | None | |
| | C. <u>Commissioner Wesley S. Davis</u> | |
| | None | |
| | D. <u>Commissioner Joseph E. Flescher</u> | |
| | None | |
| | E. <u>Commissioner Peter D. O'Bryan</u> | |
| | 1. Workshop for Consideration of Home Rule Charter for Indian River County (memorandum dated November 14, 2006) | 252 |
| 14. | <u>SPECIAL DISTRICTS AND BOARDS</u> | |
| | A. <u>Emergency Services District</u> | |
| | 1. Emergency Services Station 5, Deductive Change Order No. 3 (memorandum dated November 7, 2006) | 253-256 |
| | B. <u>Solid Waste Disposal District</u> | |
| | None | |
| | C. <u>Environmental Control Board</u> | |
| | None | |
| 15. | <u>ADJOURNMENT</u> | |

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, 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.