



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

COMMISSION AGENDA

TUESDAY, MARCH 6, 2007 - 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, Chairman	District 3	Joseph A. Baird, County Administrator
Sandra L. Bowden, Vice Chairman	District 5	William G. Collins II, County Attorney
Wesley S. Davis	District 1	Jeffrey K. Barton, Clerk to the Board
Joseph E. Flescher	District 2	
Peter D. O'Bryan	District 4	

- | | | <u>PAGE</u> |
|-----------|--|---------------------------------------|
| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> |
| 2. | <u>INVOCATION</u> | Pastor Roger Ball, Immanuel Church |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Joseph A. Baird, County Administrator |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u> | |
| A. | Presentation of Proclamation Honoring Jean L. Kline, R.N., M.P.H. for Outstanding Service as the Indian River County Health Department Administrator | 1 |

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Regular Meeting of January 16, 2007	
B.	Special Call Meeting of January 16, 2007 – BCC Office	
C.	Public Workshop February 1, 2007 – Affordable Housing	
7.	<u>CONSENT AGENDA</u>	
A.	Report on File in the Office of Clerk to the Board: Fellsmere Water Control District Map, Financial Audit and Financial Report for the year ended September 30, 2006	
B.	Approval of Warrants – February 09 – February 15, 2007 (memorandum dated February 15, 2007)	2-10
C.	Approval of Warrants – February 16 – February 22, 2007 (memorandum dated February 22, 2007)	11-17
D.	Appointment to the Metropolitan Planning Organization Technical Advisory Committee (MPOTAC) (memorandum dated February 21, 2007)	18-19
E.	Resignation and Temporary Appointment of Chairman to the Children’s Services Advisory Committee (memorandum dated February 21, 2007)	20-22
F.	2007 Election of Metropolitan Planning Organization (MPO) Chairman and Vice Chairman (memorandum dated February 14, 2007)	23
G.	Appointment of John “Jack” Berrigan to the Tourist Development Council as Member Interested in Tourism (memorandum dated February 19, 2007)	24-25
H.	2007 Election of Chairman and Vice Chairman of the MPOTAC (memorandum dated February 19, 2007)	26
I.	Resignation of Member-at-Large Appointee, Land Acquisition Advisory Committee (memorandum dated February 19, 2007)	27-28

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
J.	Appointment of Bonnie Veron to the Land Acquisition Advisory Committee as a Member-at-Large Appointee (memorandum dated February 20, 2007)	29-32
K.	Resignation of Citizen at Large Appointee to the Historic Resources Advisory Committee (memorandum dated February 27, 2007)	33-34
L.	Acquisition of Right-of-way along 66 th Avenue (memorandum dated February 26, 2007)	35-36
M.	Request Permission to Advertise for Public Hearing on March 20, 2007 to adopt Amendments to the County's Existing Industrial Pretreatment Ordinance (memorandum dated February 27, 2007)	37
N.	Environmental Learning Center – Mitigation Request due to Expansion of Elevated Boardwalk Trail System (memorandum dated February 14, 2007)	38-43
O.	Approval of Bid Award and Sample Agreement for IRC Bid # 2007036 Hobart Industrial Park 16" Master Plan Water Main – Utilities Department (memorandum dated February 20, 2007)	44-61
P.	Designation of Communications International, Inc., as the Sole Source Provider for Radio Communications Equipment Enhancements and Installations (memorandum dated February 26, 2007)	62-64
Q.	74 th Avenue Force Main Loop Connection South of SR 60, UCP No. 2598, Approval of Final Payment to Contractor and Release of Retainage, W.I.P. No. 472-169000-06512, Bid Number 2006-056 (memorandum dated February 21, 2007)	65-69
R.	Civil Engineering and Land Surveying Agreement for Intersection Improvements at CR 510 and US Highway 1, Amendment No. 1 – Retainage Release (memorandum dated February 13, 2007)	70-72
S.	Request for Floodplain Cut and Fill Balance Waiver for Lot 4, Block 19, Vero Lake Estates, Unit 4 (memorandum dated February 21, 2007)	73-76

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	T. Request for Floodplain Cut and Fill Balance Waiver for Parcel # 31-39-08-00000-0020-00007.0 located at 11196 Indian River Drive (memorandum dated February 23, 2007)	77-81
	U. Acceptance Change Order No. 23, for the New County Administration Buildings (memorandum dated February 26, 2007)	82-105
	V. Professional Civil Engineering, Geotechnical Engineering, and Land Surveying Services Agreement for Intersection Improvements at 1 st St SW and 27 th Ave; 5 th St SW and 27 th Ave; 1 st St SW and 43 rd Ave; 12 th St and 27 th Ave, Retainage Release (memorandum dated February 13, 2007)	106-109
	W. Approval of Bid Award for IRC Bid # 2007032 Demolition of 5 Condemned Structures, Community Development Department/Building Division (memorandum dated February 20, 2007)	110-118
	X. Crystal Sands Subdivision Water Assessment Project – Final Payment to Contractor (memorandum dated February 26, 2007)	119-122
	Y. Removal of Exotic Vegetation within County Easements (memorandum dated February 13, 2007)	123
	Z. Request for Floodplain Cut and Fill Balance Waiver for Lot 10, Block 14, Vero Lake Estates, Unit 2 (memorandum dated February 27, 2007)	124-127
	AA. Miscellaneous Budget Amendment 012 (memorandum dated February 28, 2007)	128-132
	BB. Approval of Bid Award for IRC Bid # 2007030 Online Training & Risk Management Services, Emergency Services (memorandum dated February 26, 2007)	133-141
	CC. IRC Jail Roof-Mounted AC Replacements Using Written Quotes (memorandum dated February 27, 2007)	142-149
	DD. Pointe West of Vero Beach LTD's Request for Final Plat Approval for a Subdivision to be Known as Pointe West North Village Phase V (memorandum dated February 23, 2007)	150-170

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	EE. Amendment to the Interlocal Agreement Between Indian River County and Sebastian Inlet Tax District - Sectors 1 & 2 Beach Renourishment (memorandum dated February 28, 2007)	171-175
8.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
9.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Double R&D Inc.'s Request to Amend the Comprehensive Plan to Redesignate ±40.23 Acres From R to L-1, and to Rezone Those ±40.23 Acres from A-1 to RS-3 (memorandum dated February 18, 2007)	176-215
	Legislative	
	2. County Initiated Request to Amend the County's Comprehensive Plan to Redesignate ±47.14 Acres from L-2 to PUB (memorandum dated February 18, 2007)	216-234
	Legislative	
	3. Quail Ridge of Vero Beach LLC's Request to Amend the text of the Comprehensive Plan's Future Land Use Element Policy 5.8 (memorandum dated February 18, 2007)	235-271
	Legislative	
	4. County Initiated Request to Amend the Comprehensive Plan to Redesignate ±1,824.33 Acres From C-1 to AG-2, and to Rezone Those ±1,824.33 Acres From Con-1 to A-2 (memorandum dated February 28, 2007)	272-308
	Legislative	
	5. Grace Lutheran Church's Request for Special Exception Use Approval for a Child Care/Pre-School Facility (memorandum dated February 26, 2007)	309-320
	Quasi-Judicial	

9. **PUBLIC ITEMS (CONT'D.)** **PAGE**

B. PUBLIC DISCUSSION ITEMS

Please give your name and address, and then give your remarks. Please try to limit your remarks to three minutes.

1. Request to Speak from Indian River Soccer Association Regarding Purchase and Installation of Lights for Soccer Fields at Hobart Park 321
2. Request to Speak from John T. Williams Regarding Ongoing Contract Negotiations With the Firefighters Union 322-323
3. Request to Speak from Keith D. Hedin Regarding Zoning on 37th Street 324
4. Request to Speak from Bryan Delp Regarding Options for the Commissioners to Hear Public Debate on the Proposal to Establish a Homeless Center on 37th St 325
5. Request to Speak from Raymond A. Metz Regarding Homeless Center on 37th St. 326
6. Request to Speak from Rex Nelson Regarding Modification of Zoning Code 327

C. PUBLIC NOTICE ITEMS

1. **Notice of Public Workshop Monday, March 12, 2007, 9:00 a.m.**
A Charter Government Public Workshop has been scheduled for Monday, March 12, 2007, at 9:00 a.m. in the Commission Chambers of the County Administration Building, 1840 25th Street, Vero Beach, Florida
(memorandum dated February 27, 2007) 328
2. **Notice of Attorney-Client Session, March 13, 2007, 1:30 p.m.**
The Indian River County Attorney desires to meet in private with the County Commission and the County Administrator to discuss pending litigation to which the County is presently a party in Circuit Court of the 19th Judicial Circuit (DiVosta Homes, L.P. and DiVosta Homes Holdings, L.L.C. vs. Indian River County Case No. 20070109-CA-1
(notice not dated) 329

9.	<u>PUBLIC ITEMS (CONT'D.)</u>	<u>PAGE</u>
	C. <u>PUBLIC NOTICE ITEMS (CONT'D.)</u>	
	3. <u>Notice of Public Hearing March 13, 2007</u>	
	A Public Hearing will be held on March 13, 2007 to consider an ordinance imposing a State Road 60 Interest Share Fee and establishing Indian River County Code Chapter 214 (memorandum dated February 28, 2007)	330
	Legislative	
10.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	A. Request for Executive Session – March 6, 2007 (memorandum dated February 27, 2007)	331
	B. Joint Meeting with City of Palm Bay (memorandum dated February 26, 2007)	332-335
11.	<u>DEPARTMENTAL MATTERS</u>	
	A. <u>Community Development</u> None	
	B. <u>Emergency Services</u> None	
	C. <u>General Services</u> None	
	D. <u>Human Resources</u>	
	1. Direction for Conducting a Classification and Pay Study (memorandum dated February 23, 2007)	336
	E. <u>Human Services</u> None	
	F. <u>Leisure Services</u> None	

11.	<u>DEPARTMENTAL MATTERS (CONT'D.)</u>	<u>PAGE</u>
	G. <u>Office of Management and Budget</u>	
	None	
	H. <u>Recreation</u>	
	None	
	I. <u>Public Works</u>	
	1. Gifford Park Multi-purpose Field Lighting System Privity Musco Sports Lighting, LLC (memorandum dated January 20, 2007)	337-361
	J. <u>Utilities Services</u>	
	1. Lakewood Terrace Water Service West Side of 27 th Ave. North of the St. Lucie Co. Line, Indian River County Project No. UCP-2317, Resolution IV – Final Assessment (memorandum dated February 21, 2007)	362-383
	2. North County Reverse Osmosis Water Treatment Plant, Technical Assistance in Water Supply Planning Projects, Camp Dresser & McKee, Inc. (CDM) – Amendment No. 1 to Work Order No. 5 (memorandum dated January 26, 2007)	384-388
	3. South County Water Treatment Facility: Liquid Chlorine Chemical Storage Tank Replacement (memorandum dated February 20, 2007)	389-390
	4. Lakewood Village Mobile Home Park Deposit (memorandum dated February 21, 2007)	391-392
12.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Executive Aide – Mutual Release and Covenant Not to Sue (memorandum dated February 28, 2007)	393-401

13. COMMISSIONERS ITEMS

PAGE

A. Commissioner Gary C. Wheeler, Chairman

None

B. Commissioner Sandra L. Bowden, Vice Chairman

None

C. Commissioner Wesley S. Davis

None

D. Commissioner Joseph E. Flescher

None

E. Commissioner Peter D. O'Bryan

None

14. SPECIAL DISTRICTS AND BOARDS

A. Emergency Services District

None

B. Solid Waste Disposal District

None

C. Environmental Control Board

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 (TDD # 772-770-5215) 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.