



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

**COMMISSION AGENDA**

**TUESDAY, FEBRUARY 10, 2009 - 9:00 A.M.**

**County Commission Chamber  
Indian River County Administration Complex  
1801 27<sup>th</sup> Street, Building A  
Vero Beach, Florida, 32960-3388  
[www.ircgov.com](http://www.ircgov.com)**

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**COUNTY COMMISSIONERS**

<b>Wesley S. Davis, Chairman</b>	<b>District 1</b>	<b>Joseph A. Baird, County Administrator</b>
<b>Joseph E. Flescher, Vice Chairman</b>	<b>District 2</b>	<b>William G. Collins II, County Attorney</b>
<b>Gary C. Wheeler</b>	<b>District 3</b>	<b>Jeffrey K. Barton, Clerk to the Board</b>
<b>Peter D. O'Bryan</b>	<b>District 4</b>	
<b>Bob Solari</b>	<b>District 5</b>	

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- |    | <b><u>CALL TO ORDER</u></b>  | <b><u>9:00 A.M.</u></b>                | <b><u>PAGE</u></b> |
|----|--|--|--------------------|
| 1. | <b><u>CALL TO ORDER</u></b>  | <b><u>9:00 A.M.</u></b>                | <b><u>PAGE</u></b> |
| 2. | <b><u>INVOCATION</u></b>   | Stan Boling, Planning Director         |                    |
| 3. | <b><u>PLEDGE OF ALLEGIANCE</u></b>   | William G. Collins II, County Attorney |                    |
| 4. | <b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b>  |  |                    |
| 5. | <b><u>PROCLAMATIONS and PRESENTATIONS</u></b>  |  |                    |
| A. | Presentation by Cynthia L. Cox, Circuit Judge  |  |                    |
| B. | Presentation of Governor's Points of Light Award Recognizing Deputy Teddy Floyd for His Commitment to Volunteer Service and His Positive Impact on the Community |  |                    |

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	C. Presentation of Proclamation Honoring 2-1-1 Awareness Week February 11 – 17, 2009	1
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<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	A. Special Call Meeting – Amendments to Mining Regulations LDR Chapters 911, 934, and 971, December 8, 2008	
<hr/>		
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
	A. Indian River County Hospital District Meeting Schedule, on file in the Office of the Clerk to the Board	
	B. 2009 Election of Land Acquisition Advisory Committee Chairman and Vice Chairman (memorandum dated February 4, 2009)	2
<hr/>		
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
	A. Approval of Warrants and Wires, January 23, 2009 thru January 29, 2009 (memorandum dated January 29, 2009)	3-10
	B. Appointment of Architect Appointee to the Construction Board of Adjustments & Appeals (memorandum dated February 2, 2009)	11-16
	C. Closing of Property Exchange between Windsor, the State of Florida Board of Trustees and Indian River County (memorandum dated February 2, 2009)	17
	D. Sunoco Gas Station – C.R. 512, Sebastian: Roadway Improvements within Right-of-Way (memorandum dated January 26, 2009)	18-30

<b>8. <u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
<b>E.</b> Resolution Delegating to the County Administrator or Designee the Authority to Execute Standard Contracts to Guaranty Completion of Required Roadway Improvements and Cash Deposit and Escrow Agreements Relative to Section 312.11 of The Code of Indian River County Where Security is Required to be Posted Prior to a Right-of-Way Permit being Issued to Perform Work in Right-of-Way (memorandum dated February 3, 2009)	31-35
<b>F.</b> Eagle Trace Subdivision – Phase II – Project No. 0813, Bid Number 2008074, Change Order No. 1 (Phase 1 Replat) (memorandum dated January 30, 2009)	36-41
<b>G.</b> Work Order No. 5 (Engineering) with Ardaman & Associates, Inc. Providing Professional Geotechnical Services in Accordance with the Annual Geotechnical Services, 17 <sup>th</sup> Lane SW from 27 <sup>th</sup> Avenue to East Approx. 900', 20 <sup>th</sup> Avenue from 21 <sup>st</sup> Street SW to 17 <sup>th</sup> Lane SW, 17 <sup>th</sup> Lane SW from Falcon Trace Project Entrance to 20 <sup>th</sup> Avenue, IRC Projects Nos. 0803, 0837, and 0838 (memorandum dated February 2, 2009)	42-53
<b>H.</b> Professional Services with G. K. Environmental, Inc. for 74 <sup>th</sup> Avenue and 8 <sup>th</sup> Street Roadway Improvements, IRC Project No. 03107 (memorandum dated January 26, 2009)	54-57
<b>I.</b> Approval of Bid Award for IRC Bid No. 2009027 SR60 Utility Improvements – 82 <sup>nd</sup> Av to I-95 (memorandum dated January 30, 2009)	58-78
<b>J.</b> Consideration of Community Development Block Grant Neighborhood Stabilization Program Consultant Selection Committee Recommendation (memorandum dated February 2, 2009)	79-81
<b>K.</b> Follow-up Report on State Requirements for a Submerged Lands Lease or Removal of Structures from Boat Club Island (follow-up to 12/16/08 Board Item) (memorandum dated February 3, 2009)	82-90
<b>L.</b> Wabasso Beach Park Restoration; Project No. 0822 bid Number 2008070, Change Order No. 2; Ocean Gate General Contractors Inc. (memorandum dated February 2, 2009)	91-106

<b>9.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	<b><u>PAGE</u></b>
	None	
<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A. <u>PUBLIC HEARINGS</u></b>	
	None	
	<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.	
	1. Request to Speak from Frank Zorc Regarding Investigation of Contamination	107
	2. Request to Speak from Fred Mensing Regarding The Repeal of Resolution 2008-043	108
	<b>C. <u>PUBLIC NOTICE ITEMS</u></b>	
	None	
<b>11.</b>	<b><u>COUNTY ADMINISTRATOR MATTERS</u></b>	
	A. 2009 Indian River Rowing Club and Sebastian River High School Crew Regatta (memorandum dated February 4, 2009)	109-111
<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	
	<b>A. <u>Community Development</u></b>	
	1. Status Report on Stow-A-Way Storage Sign Issue (memorandum dated January 30, 2009)	112-113
	<b>B. <u>Emergency Services</u></b>	
	None	
	<b>C. <u>General Services</u></b>	
	None	

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<b>D. <u>Human Resources</u></b>	
	None	
	<b>E. <u>Human Services</u></b>	
	None	
	<b>F. <u>Leisure Services</u></b>	
	None	
	<b>G. <u>Office of Management and Budget</u></b>	
	None	
	<b>H. <u>Recreation</u></b>	
	None	
	<b>I. <u>Public Works</u></b>	
	None	
	<b>J. <u>Utilities Services</u></b>	
	1. Approval for Additional Materials and Amendment No. 1 to Work Authorization Directive No. 2007-005 For Additional Labor for Utility Conflict Resolutions along US1 from South Relief Canal to South of Oslo Road (memorandum dated February 4, 2009)	114-116
	2. Award of Bid for Biosolids Facility (memorandum dated February 3, 2009)	117-133
	3. Approval of Change Order No. 1 for San Sebastian Springs Water Assessment Project – UCP 3014, WIP No. 473-169000-08502, Bid Number 2008072 (memorandum dated January 30, 2009)	134-138

<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	<b><u>PAGE</u></b>
A.	Unconditional Offer for Parcel of property owned by Steven and Shelly Ryan 6775 66 <sup>th</sup> Avenue, Vero Beach (memorandum dated February 4, 2009)	139-143
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<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
A.	<b><u>Commissioner Wesley S. Davis, Chairman</u></b>  None	
B.	<b><u>Commissioner Joseph E. Flescher, Vice Chairman</u></b>  None	
C.	<b><u>Commissioner Gary C. Wheeler</u></b>  None	
D.	<b><u>Commissioner Peter D. O'Bryan</u></b>  1. Consideration of submitted Applications for the Board of County Commissioner's Appointee on the Economic Development Council (EDC) (memorandum dated February 3, 2009)	144
E.	<b><u>Commissioner Bob Solari</u></b>  1. IRC Utilities (memorandum dated February 2, 2009)	145
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<b>15.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
A.	<b><u>Emergency Services District</u></b>  None	
B.	<b><u>Solid Waste Disposal District</u></b>  None	

15. **SPECIAL DISTRICTS AND BOARDS**

**PAGE**

C. **Environmental Control Board**

None

16. **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](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:***

***Tuesday at 6:00 p.m. until Wednesday at 6:00 a.m.,***

***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.***