



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

TUESDAY, MARCH 9, 2010 - 9:00 A.M.

**County Commission Chamber
Indian River County Administration Complex
1801 27th Street, Building A
Vero Beach, Florida, 32960-3388
www.ircgov.com**

COUNTY COMMISSIONERS

**Peter D. O'Bryan, Chairman
Bob Solari, Vice Chairman
Wesley S. Davis
Joseph E. Flescher
Gary C. Wheeler**

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

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

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| 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> |
| 2. | <u>INVOCATION</u> | Pastor Billy McLeod, Central Assembly of God |
| 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> | |
| | None | |
| 6. | <u>APPROVAL OF MINUTES</u> | |
| | None | |
| 7. | <u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u> | |
| | None | |

8. <u>CONSENT AGENDA</u>	<u>PAGE</u>
A. Approval of Warrants and Wires, February 19, 2010 to February 25, 2010 (memorandum dated February 25, 2010)	1-8
B. Out of County Travel at Attend Meetings in Washington, DC (memorandum dated March 3, 2010)	9
C. Proclamation and Retirement Award Honoring George Bough on His Retirement From Indian River County Board of County Commissioners Department of Public Works Road & Bridge Division for Twenty-Five Years Service	10-11
D. Sandridge Golf Club Snack Bar Lease Agreement (memorandum dated February 26, 2010)	12-24
E. Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) for Traffic Signal Maintenance and Compensation (memorandum dated February 17, 2010)	25-33
F. Eagle Trace Subdivision Phase II, Timothy Rose Contracting, Inc., Change Order #3, Final Pay and Release of Retainage (memorandum dated February 25, 2010)	34-41
G. Miscellaneous Budget Amendment 008 (memorandum dated February 23, 2010)	42-46
H. Approval of Engineering/Architectural Design Services Contract with Schulke, Bittle and Stoddard for the Indian River County Transit Facility to be Built on 43 rd Avenue (memorandum dated March 3, 2010)	47-104
I. Board Consideration to Approve a State Submerged Lands Lease for Public Access Improvements on Boat Club Island (a.k.a. Spoil Island IR25) (memorandum dated March 2, 2010)	105-125

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

None

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

None

B. PUBLIC DISCUSSION ITEMS

None

C. PUBLIC NOTICE ITEMS

1. Notice of Scheduled Public Hearings March 23, 2010:

126-127

- A. Consideration of Proposed Amendments to LDR Chapters 911, 926, and 927 for Landscaping and Tree Mitigation Regulations. [**Legislative**]
- B. Office Products Request to Rezone ±.91 acres from CH, Heavy Commercial District, to CG, General Commercial District. [**Quasi-Judicial**]
- C. 510, LLC's Request to Amend The Comprehensive Plan to Redesignate ± 6.4 Acres From L-2, Low-Density Residential-2 (up to 6 units/acre), to C/I, Commercial/ Industrial, and to Rezone Those ± 6.4 Acres From RM-6, Multi Family Residential District (up to 6 units / 1 acre), to CG, Commercial General; and United Indian River Packers, LLC's Request to Amend The Comprehensive Plan to Redesignate ± 6.4 Acres From C/I, Commercial/ Industrial, to L-2, Residential-2 District (up to 6 units / 1 acre), and to Rezone those ± 6.4 Acres From IL to RM-6, Multi Family Residential District (up to 6 units / 1 acre). [**Legislative**]
- D. County Initiated Request to Redesignate ± 27.97 Acres from L-1, Low-Density Residential-1 (up to 3 units/acre), and C/I, Commercial / Industrial, to C-1, Conservation-1 District (zero density), and Rezone those ± 27.97 Acres from A-1, Agricultural-1 District (up to 1 unit /5 acres), and CL, Limited Commercial District, to Con-1, Conservation-1 District (zero density); Redesignate ± 37.48 Acres from AG-1, Agricultural-1 District (up to 1 unit/5 acres), and R, Rural Residential District (up to 1 unit / 1 acre), to C-1, Conservation-1 District (zero density), and Rezone those ± 37.48 Acres from A-1, Agricultural-1 District (up to 1 unit / 5 acres), to Con-1, Conservation-1 District (zero density); and Redesignate ± 457.86 Acres from AG-2, Agricultural-2 District (up to 1 unit /10 acres), to Con-1, Conservation-1 District (zero density), and Rezone those ± 457.86 Acres from A-2, Agricultural-2 District (up to 1 unit /10 acres), to Con-1, Conservation-1 District (zero density); (LUDA 2009070035-64289). [**Legislative**]

11. **COUNTY ADMINISTRATOR MATTERS**

PAGE

None

12. **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. Staff Update – Sector 3 Beach Renourishment Project
(no back-up)

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	J. <u>Utilities Services</u>	
	1. Oslo Road 8" Water Main Extension From 8 th Court to 9 th Court, Approval of Work Authorization Directive No. 2009-004 by Sheltra & Sons Construction Co., Inc., UCP No. 2362, WIP No. 472-169000-09519 (memorandum dated February 17, 2010)	128-131
	2. Indian River County, Indian River Shores and the City of Vero Beach Consolidation of Utilities Study (memorandum dated March 2, 2010)	132-139
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Update on Court's Decision Regarding Ocean Concrete and the Need to Set a Hearing Date for the Second Half of April (memorandum dated March 3, 2010)	140-143
	B. Consideration of Proposed Settlement between the City of Fellsmere, Department of Community Affairs, Fellsmere Joint Venture, and Indian River County (memorandum dated March 3, 2010)	144
	C. Realignment of 101 st Avenue/102 nd Terrace (memorandum dated March 3, 2010)	145-158
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Peter D. O'Bryan, Chairman</u> None	
	B. <u>Commissioner Bob Solari, Vice Chairman</u>	
	1. Future of Sewer and Water in Indian River County (memorandum dated March 1, 2010)	159-161
	C. <u>Commissioner Wesley S. Davis</u> None	
	D. <u>Commissioner Joseph E. Flescher</u> None	
	E. <u>Commissioner Gary C. Wheeler</u> None	

15. **SPECIAL DISTRICTS AND BOARDS**

PAGE

- A. **Emergency Services District**
None

- B. **Solid Waste Disposal District**
None

- 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 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.***