



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

TUESDAY, MAY 18, 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
Alan S. Polackwich, Sr., County Attorney
Jeffrey K. Barton, Clerk to the Board**

1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>	<u>PAGE</u>
2.	<u>INVOCATION</u>	Jeffrey R. Smith, Chief Deputy Clerk of Circuit Court	
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Gary C. Wheeler	
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>		
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>		
A.	Presentation of Proclamation Honoring Carol Ann Scurlock on her Retirement from the Tax Collector’s Office of Indian River County		1
B.	Presentation of Proclamation Designating the Month of May as Civility Month		2
C.	Presentation of Proclamation Designating May 25, 2010 as Renewable and Alternative Energy Day		3

5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	<u>PAGE</u>
	D. Presentation of Proclamation Designating May 31, 2010 as Memorial Day	4
	E. Presentation of Annual Report of the Workforce Development Board of the Treasure Coast by Gwenda Thompson, President/CEO, Workforce Solutions	---
	F. Presentation of Youth Guidance Update by Barbara Schlitt Ford, Executive Director	---
6.	<u>APPROVAL OF MINUTES</u>	
	A. Preliminary Budget Workshop April 8, 2010	
	B. Regular Meeting of April 13, 2010	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. Resignation of FDOT District 4 Appointee to the TDLCB (memorandum dated May 6, 2010)	5-6
	B. Claim on Bid Bond for H&D Construction, North Water Treatment Plant Raw Water Transmission Systems (memorandum dated May 12, 2010)	7-16
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants and Wires, April 30, 2010 to May 6, 2010 (memorandum dated May 6, 2010)	17-24
	B. Award of Bid # 2010034, 58 th Avenue Roadway Modifications, IRC Project No. 0550 (memorandum dated May 3, 2010)	25-40
	C. Approval of Expenditures for the Indian River County Pet Friendly Shelter (memorandum dated May 11, 2010)	41-42
	D. Approval of Resolution Adopting the 2010 Indian River County Emergency Plan for Hazardous Materials (memorandum dated May 10, 2010)	43-47
	E. Bid Award IRC #2010016 for FX Software Services – Amended Contract (memorandum dated May 12, 2010)	48-50

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
	F. Oslo Road Improvements Phase II, between 43 rd Avenue and 27 th Avenue, Cumberland Farms – Geosyntec Consultants, Inc., Work Order No. 27 – Site Assessment, Clean up and Closure (memorandum dated May 5, 2010)	51-61
	G. Approval Work Order No. 17 – Bridge Design Associates, Inc., Pedestrian Bridge – Old Dixie Highway Sidewalk from 38 th Lane to 65 th Street, IRC Project No. 0845 (memorandum dated May 11, 2010)	62-66
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
10.	<u>PUBLIC ITEMS</u>	
	<u>A. PUBLIC HEARINGS</u>	
	1. Consideration of an Ordinance of the Board of County Commissioners of Indian River County, Florida, Amending Title X, Impact Fees, of the Code of Indian River County to Amend Code Section 1000.09 “Payment”, and Amending Chapter 201, County Water and Sewer Services, of the Code of Indian River County, to Amend Section 201.09 “Impact Fees”, to Allow for Payment of Impact Fees at the Certification of Occupancy (CO) (memorandum dated May 10, 2010)	67-91
	Legislative	
	<u>B. PUBLIC DISCUSSION ITEMS</u>	
	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 Fred Mensing Regarding Building Permits	92-93
	2. Request to Speak from Jacki Jackson, Early Learning Coalition of Indian River, Martin and Okeechobee Counties, Inc. Regarding Information about Child Care Executive Partnership	94
	3. Request to Speak from City of Vero Beach Councilmember Brian Heady Regarding Update on Latest Developments Regarding City of Vero Beach Electric Utility	---
	<u>C. PUBLIC NOTICE ITEMS</u>	
	None	

11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	<u>PAGE</u>
	None	
12.	<u>DEPARTMENTAL MATTERS</u>	
A.	<u>Community Development</u>	
	1. Request by Staff for the Board of County Commissioners to Extend the “Other Corridors” Land Development Regulation Compliance Deadline for Modifying Non-conforming Free-standing Signs (LDR Section 911.22(9)(i)1.v) and Invoke the Pending Ordinance Doctrine (memorandum dated May 5, 2010)	95-99
B.	<u>Emergency Services</u>	
	None	
C.	<u>General Services</u>	
	None	
D.	<u>Human Resources</u>	
	None	
E.	<u>Human Services</u>	
	None	
F.	<u>Leisure Services</u>	
	1. International Golf Maintenance Contract Revision and Extension (memorandum dated April 29, 2010)	100-103
G.	<u>Office of Management and Budget</u>	
	None	
H.	<u>Recreation</u>	
	None	
I.	<u>Public Works</u>	
	None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
	J. <u>Utilities Services</u>	
	1. Water Study of Scaling and Corrosion Considerations at Both Reverse Osmosis Facilities (memorandum dated April 30, 2010)	104-109
13.	<u>COUNTY ATTORNEY MATTERS</u>	
	A. Vista Gardens Golf Course – Code Enforcement Alternatives (memorandum dated May 12, 2010)	110-112
	B. Monroe County v. Priceline.com, et al Notice of Pendency of Class Action (memorandum dated May 12, 2010)	113-118
	C. Resolution Delegating the Authority to the County Attorney or his Designee to Either Attend in Person or Appoint a Representative by Proxy to Vote on any Matters at Annual Meetings of any Water Control Districts within Indian River County where Indian River county and/or the Solid Waste Disposal District is a Land Owner within that District (memorandum dated May 11, 2010)	119-123
	D. Employment Contract Policy (memorandum dated May 12, 2010)	124-126
14.	<u>COMMISSIONERS ITEMS</u>	
	A. <u>Commissioner Peter D. O’Bryan, Chairman</u>	
	1. A discussion on the Recommendations for Dissolving and Sunsetting Advisory Committees (memorandum dated May 12, 2010)	127-128
	2. County’s “Sustainable Education Center” (memorandum dated May 12, 2010)	129-131
	B. <u>Commissioner Bob Solari, Vice Chairman</u>	
	None	
	C. <u>Commissioner Wesley S. Davis</u>	
	None	
	D. <u>Commissioner Joseph E. Flescher</u>	
	None	

14. **COMMISSIONERS ITEMS**

PAGE

E. **Commissioner Gary C. Wheeler**

None

15. **SPECIAL DISTRICTS AND BOARDS**

A. **Emergency Services District**

None

B. **Solid Waste Disposal District**

1. Waste Management's Request for a Time Extension on Submittal of
2009 Certified Financial Report
(memorandum dated May 10, 2010)

132-134

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.*