



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

TUESDAY, DECEMBER 14, 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

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

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

**Joseph A. Baird, County Administrator
Alan S. Polackwich, Sr., County Attorney
Jeffrey K. Barton, Clerk to the Board**

		<u>PAGE</u>
1.	<u>CALL TO ORDER</u>	<u>9:00 A.M.</u>
2.	<u>INVOCATION</u>	Commissioner Wesley S. Davis
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Bob Solari, Chairman
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>	
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	
A.	Presentation of Proclamation Designating December 12, 2010 through December 18, 2010 as “NETBOSS TECHNOLOGIES, INC. WEEK” in Indian River County	1
B.	Economic Development Annual Report Presented by Indian River County Chamber of Commerce: Bill Penney, Chairman, Economic Development Division and Helene Caseltine, Director, Economic Development	---

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
	None	
7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	
	A. 2011 Election of Environmental Control Hearing Board Chairperson and Vice Chairman (memorandum dated December 8, 2010)	2
<hr style="border-top: 1px dashed black;"/>		
8.	<u>CONSENT AGENDA</u>	
	A. Approval of Warrants and Wires – November 24, 2010 to December 2, 2010 (memorandum dated December 2, 2010)	3-10
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	B. Resolution Cancelling Taxes on Property Acquired for Public Purpose (memorandum dated December 2, 2010)	11-17
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	C. Request for Authorization to Submit an Application for 49 USC CH.53, Section 5311 Transit Operating Assistance Funds for FY 2011/12 (memorandum dated December 2, 2010)	18-26
<hr style="border-top: 1px dashed black;"/>		
	D. Request for Approval of a Resolution Endorsing Every Dream Has A Price as a Sponsoring Agency for a Low Income Housing Project Under the Florida Community Contribution Tax Credit Program (memorandum dated December 6, 2010)	27-47
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	E. Approval of Bid Award for IRC Bid No. 2011024 Remove and Replace an Uninterruptible Power System (memorandum dated December 7, 2010)	48-53
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	F. Work Order No. 1 – G. K. Environmental, Inc., Indian River Boulevard Sidewalk Improvement from 12 th Street to 17 th Street, IRC Project No. 0745 (memorandum dated December 6, 2010)	54-58
<hr style="border-top: 1px dashed black;"/>		
	G. Barber Street FDOT Roadway and Drainage Improvements, Resolution of Conflicts with Water Main, Approval of Final Pay to Sheltra & Son Construction Co. Inc., W.I.P. No. 471-23536-044699-10503 (memorandum dated December 1, 2010)	59-64
<hr style="border-top: 1px dashed black;"/>		
	H. 16” Force Main Relocation on US1 at South Relief Canal, UCP No. 4055, Final Payment to Sheltra and Sons Construction Co., Inc. and Release of Retainage, W.I.P. No. 471-23536-044699-10512 (memorandum dated November 30, 2010)	65-70
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8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
I.	Request to Approve a Memorandum of Agreement with the Marine Resources Council (MRC) for MRC Management of the “Russell North Parcels” of the St. Sebastian River Greenway (memorandum dated December 6, 2010)	71-82
<hr style="border-top: 1px dashed black;"/>		
J.	Acquisition of Right-of-Way and Temporary Construction Easement (TCE), 66 th Avenue Between 4 th Street and 16 th Street, Parcel I.D. # 33-39-18-00001-0090-00002.0, Project Parcel #4 (Right-of-Way) and #4-TCE, Owner: George A. and Sandra R. Kahle (memorandum dated December 6, 2010)	83-95
<hr style="border-top: 1px dashed black;"/>		
K.	Committee Assignments for Commissioners (memorandum dated December 8, 2010)	96-99
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9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
10.	<u>PUBLIC ITEMS</u>	
A.	<u>PUBLIC HEARINGS</u>	
	None	
B.	<u>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 Cheryl Gondek Regarding Go-Line Bus Hub Location	100
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C.	<u>PUBLIC NOTICE ITEMS</u>	
	None	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u>	
	None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
A.	<u>Community Development</u> None	
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> None	
G.	<u>Office of Management and Budget</u> None	
H.	<u>Recreation</u> None	
I.	<u>Public Works</u> None	
J.	<u>Utilities Services</u>	
	1. Amendment No. 1 to Developer's Agreement Between Indian River County, Florida and Acts, Inc., a Pennsylvania Corporation, W.I.P. No. 47123536-044699-11501 (memorandum dated November 29, 2010)	101-108

13.	<u>COUNTY ATTORNEY MATTERS</u>	<u>PAGE</u>
A.	Reimbursement to developer pursuant to proposed Second Amendment to Agreement for Construction of Off-Site Utilities (Woodside Tuscan / Fieldstone Ranch) (memorandum dated December 8, 2010)	109-127
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B.	City First Mortgage Corporation v. Indian River County Request for "Shade" Meeting under 286.11(8), Florida Statutes (memorandum dated December 7, 2010)	128-129
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14.	<u>COMMISSIONERS ITEMS</u>	
A.	<u>Commissioner Bob Solari, Chairman</u> None	
B.	<u>Commissioner Gary C. Wheeler, Vice Chairman</u> <ol style="list-style-type: none"> 1. Discussion Regarding a Resolution of Support for Department of Community Affairs (DCA) (no back-up) 	---
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C.	<u>Commissioner Wesley S. Davis</u> None	
D.	<u>Commissioner Joseph E. Flescher</u> None	
E.	<u>Commissioner Peter D. O'Bryan</u> None	
15.	<u>SPECIAL DISTRICTS AND BOARDS</u>	
A.	<u>Emergency Services District</u> None	
B.	<u>Solid Waste Disposal District</u> None	
C.	<u>Environmental Control Board</u> None	
16.	<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 (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.