



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

COMMISSION AGENDA

TUESDAY, FEBRUARY 7, 2006 - 9:00 A.M.

**County Commission Chamber
County Administration Building
1840 25th Street, Vero Beach, Florida, 32960-3365
WWW.IRCGOV.COM**

COUNTY COMMISSIONERS

**Arthur R. Neuberger, Chairman
Gary C. Wheeler, Vice Chairman
Sandra L. Bowden
Wesley S. Davis
Thomas S. Lowther**

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

**Joseph A. Baird, County Administrator
William G. Collins II, County Attorney
Kimberly Massung, Executive Aide to BCC
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>	Reverend Gary Moore, Community Church
3.	<u>PLEDGE OF ALLEGIANCE</u>	Commissioner Wesley S. Davis
4.	<u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u>	
5.	<u>PROCLAMATIONS and PRESENTATIONS</u>	
	A. Indian River County Chamber of Commerce Regional Economic Development Strategic Plan (e-mail dated January 9, 2006)	1

6.	<u>APPROVAL OF MINUTES</u>	<u>PAGE</u>
A.	Regular Meeting of January 10, 2006	
B.	Regular Meeting of January 17, 2006	
7.	<u>CONSENT AGENDA</u>	
A.	Report Placed on File in the Office of the Clerk to the Board: 2006 IRC Hospital District Meeting Schedule	
B.	Approval of Warrants (memorandum dated January 19, 2006)	2-8
C.	Approval of Warrants (memorandum dated January 26, 2006)	9-15
D.	Investment Policy and Investment Report (memorandum dated January 23, 2006)	16-28
E.	Dori Slosberg Driver Education Safety Act – Indian River County Traffic Education Program Trust Fund (memorandum dated January 16, 2006)	29-30
F.	2006 Election of Utility Advisory Committee (UAC) Chairman and Vice Chairman (memorandum dated January 20, 2006)	31
G.	Appointment to the School Planning Citizen Oversight Committee (memorandum dated January 20, 2006)	32-33
H.	2006 Election of Professional Services Advisory Committee (PSAC) Chairman and Vice Chairman (memorandum dated January 20, 2006)	34
I.	Indian River County Appointments to the Economic Opportunities Council (EOC) (memorandum dated January 23, 2006)	35-40
J.	2006 Election of Council of Public Officials (COPO) Chairman and Vice Chairman (memorandum dated January 23, 2006)	41-42

7.	<u>CONSENT AGENDA (CONT'D)</u>	<u>PAGE</u>
	K. 2006 Election of Land Acquisition Advisory Committee (LAAC) Chairman and Vice Chairman (memorandum dated January 25, 2006)	43
	L. 2006 Committee Appointments for the Indian River County School District (memorandum dated January 26, 2006)	44-49
	M. 2006 Election of Code Enforcement Board Chairman and Vice Chairman (memorandum dated January 24, 2006)	50
	N. 2006 Election of Metropolitan Planning Organization Technical Advisory Committee (MPOTAC) Chairman and Vice Chairman (memorandum dated January 27, 2006)	51
	O. Property Acquisition – Tax Roll Removal & Tax Cancellation (memorandum dated January 16, 2006)	52-76
	P. Approval of Cash Deposit and Escrow Agreement for Brian Davis Sand Mine (memorandum dated January 31, 2006)	77-81
	Q. Request Authorization for the General Services Director of his Designee to Execute Hold Harmless Agreements on Behalf of the Board of County Commissioners Concerning Display of Art in County Owned Buildings by Exhibitors through the Cultural Council of Indian River County (memorandum dated January 12, 2006)	82-86
	R. Fifth Amendment to Ninety-Nine Year Lease (St. Francis Manor of Vero Beach, Florida, Inc.) (memorandum dated January 31, 2006)	87-94
	S. Retirement Award to Laverne Walker for Nine Years of Service (January 26, 2006)	95-96
	T. Retirement Award to Nina Borgis for Fifteen Years of Service (January 31, 2006)	97-98
	U. Retirement Award to Judy Wray for Seventeen Years of Service (February 28, 2006)	99-100
	V. North County Regional Park, Phase II, IRC Project No. 0399 – Request for Partial Release of Retainage for Barth Construction, Inc. (memorandum dated January 31, 2006)	101-108

7.	<u>CONSENT AGENDA (CONT'D.)</u>	<u>PAGE</u>
	W. Bid Award for IRC Bid No. 7057 – Raising Elevation of the Footbridge at Round Island Park (memorandum dated January 18, 2006)	109-115
	X. Bid Award for Communication Tower at Sea Oaks Wastewater Treatment Plant (memorandum dated January 31, 2006)	116-157
	Y. Gifford Youth Activity Center, Inc. – Request for Reimbursement – Lease Agreement Maintenance and Repairs (memorandum dated January 30, 2006)	158-161
	Z. Miscellaneous Budget Amendment 007 (memorandum dated January 30, 2006)	162-172
	AA. Schedule User Fees for Facilities and Equipment (memorandum dated February 1, 2006)	173-179
	BB. Oslo Road/Lateral “J” Canal Bridge Replacement Change Work Directive No 1 and Change Order No 1 (memorandum dated February 1, 2006)	180-190
8.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
	None	
9.	<u>PUBLIC ITEMS</u>	
	A. <u>PUBLIC HEARINGS</u>	
	1. Windsor Properties’ Request to Modify the Conceptual PD Plan to Expand The Windsor Project (memorandum dated January 6, 2006)	191-205
	Legislative	
	2. An Ordinance Amending the Code of Indian River County, Requiring Registered Sex Offenders to Reside at Least 2,500 Feet from a School, Park or Licensed Daycare Facility (memorandum dated January 31, 2006)	206-210
	Legislative	

9. <u>PUBLIC ITEMS (CONT'D.)</u>	<u>PAGE</u>
B. <u>PUBLIC DISCUSSION ITEMS</u>	
1. Request to Speak from Bea Gardner Regarding printing the Board's Agenda in the Press Journal (e-mail dated January 26, 2006)	211
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C. <u>PUBLIC NOTICE ITEMS</u>	
1. Notice of Scheduled Public Hearings for Upcoming Board Meetings (memorandum dated January 27, 2006)	212-213
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<u>Notice of Scheduled Public Hearing February 14, 2006</u>	
A. Amendment to Native Upland Set-Aside Requirements: County initiated amendment to Land Development Regulations (LDRs) relating to native upland plant community conservation requirements associated with new development (LDR Section 929.05) Legislative	
 <u>Notice of Scheduled Public Hearing February 21, 2006</u>	
B. Anne Keen Trust's Rezoning: Request to rezone +/- 37.16 acres located at the southeast corner of the intersection of 4 th Street and 58 th Avenue, from A-1, Agricultural-1 District (up to 1 unit/5 acres), to RS-3, Single-Family Residential District (up to 3 units/acre). Anne Keen Trust, Owner. Knight, McGuire & Associates Inc., Agent. Quasi-Judicial	
C. Ryall Parcel Environmental Land Acquisition Board consideration to purchase the Ryall parcel of the "South Prong Slough" project under the County Environmental Lands Program. The subject 10.13 acre parcel, owned by Margaret A. Ryall, is located at 7780 85 th Street (a.k.a. CR 510) Quasi-Judicial	
2. <u>Notice of Scheduled Public Hearing February 7, 2006</u> Lakewood Terrace Subdivision Water Service – West Side of 27 th Ave, North of the St Lucie Co. Line Indian River County Project No. UCP – 2317 (memorandum dated January 27, 2006)	214
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Administrative	

10. COUNTY ADMINISTRATOR'S MATTERS

None

11. DEPARTMENTAL MATTERS

A. Community Development

None

B. Emergency Services

None

C. General Services

1. Request for Authorization to execute Agreement between Indian River County Board of County Commissioners and the Florida Housing Finance Corporation for Tenant Based Rental Assistance (memorandum dated January 31, 2006) 215-223

2. IRC Jail Expansion Project Amendment One – Initial GMP (memorandum dated January 31, 2006) 224-287

D. Human Resources

None

E. Human Services

None

F. Leisure Services

None

G. Office of Management and Budget

None

H. Recreation

None

11.	<u>DEPARTMENTAL MATTERS (CONT'D.)</u>	<u>PAGE</u>
	<u>I. Public Works</u>	
	1. Right-of-Way Acquisition – 13 th Street SW Between 43 rd Avenue and 58 th Avenue – Dave W. and Janice Wetherington (memorandum dated January 30, 2006)	288-294
	2. Right-of-Way Acquisition – 13 th Street SW Between 43 rd Avenue and 58 th Avenue – Daniel E. and Randi W. Dempsey (memorandum dated January 31, 2006)	295-301
	3. Civil Engineering and Land Surveying Agreement for Intersection Improvements at 66 th Avenue and CR 510 – Amendment No. 2 (memorandum dated January 25, 2006)	302-322
	4. Civil Engineering and Land Surveying Agreement for Intersection Improvements at CR 510 and US Highway 1 – Amendment No. 1 (memorandum dated January 18, 2006)	323-339
	5. Bid Award Recommendation for Bid No. 2006048 – Post Hurricanes Frances and Jeanne Emergency Beach Restoration – John’s Island Segment – Indian River County Project # 0540 (memorandum dated January 30, 2005)	340-381
	<u>J. Utilities Services</u>	
	1. 32 nd Avenue SW From 15 th Street SW to 13 th Street SW in Grovenor Estates, UCP # 2696 – Water System Conflict Resolutions – Work Authorization Directive No. 2005-020 (memorandum dated January 19, 2006)	382-385
12.	<u>COUNTY ATTORNEY</u>	
	A. Modification of Dedication No. 23919 from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida to Indian River County; Modification to Lease between Indian River County, Florida and Environmental Learning Center, Inc. (memorandum dated January 31, 2006)	386-407

13. **COMMISSIONERS ITEMS**

A. **Commissioner Arthur R. Neuberger, Chairman**

None

B. **Commissioner Gary C. Wheeler, Vice Chairman**

None

C. **Commissioner Sandra L. Bowden**

1. Ordinance Amendment to Preclude Any Action and/or Motions on Matters Listed Under Public Discussion Items
(memorandum dated January 30, 2006)

408-410

D. **Commissioner Wesley S. Davis**

None

E. **Commissioner Thomas S. Lowther**

1. Bond for Moving Homes
(no back-up)

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 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.