



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

**COMMISSION AGENDA**

**TUESDAY, OCTOBER 7, 2008 - 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**

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**COUNTY COMMISSIONERS**

**Sandra L. Bowden, Chairman  
Wesley S. Davis, Vice Chairman  
Joseph E. Flescher  
Peter D. O'Bryan  
Gary C. Wheeler**

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

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

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		<b><u>PAGE</u></b>
<b>1.</b>	<b><u>CALL TO ORDER</u></b>	<b><u>9:00 A.M.</u></b>
<b>2.</b>	<b><u>INVOCATION</u></b>	Commissioner Wesley S. Davis
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Commissioner Joseph E. Flescher
<b>4.</b>	<b><u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u></b>	
<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	
	<b>A.</b> Presentation of Proclamation Designating October 5 – 11, 2008 as Indian River County Fire Prevention Week	1
	<b>B.</b> Presentation of Proclamation Designating the Month of October as Residents' Rights Month	2

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	C. Presentation by Dr. Edwin Massey, President, Indian River State College	
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	A. Regular Meeting of August 12, 2008	
	B. Regular Meeting of August 19, 2008	
<b>7.</b>	<b><u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u></b>	
	None	
<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	
	A. Approval of Warrants and Wires – Sept 12 to Sept 18, 2008 (memorandum dated September 18, 2008)	3-10
	B. Approval of Warrants and Wires – Sept 19 to Sept 25, 2008 (memorandum dated September 25, 2008)	11-20
	C. Isles at Waterway Village PD – Plats 1A and 1B, Request for Sidewalk Extensions, Developer: DiVosta Homes, L.P. (memorandum dated September 30, 2008)	21-30
	D. American Cancer Society “Making Strides Against Breast Cancer Walk” (memorandum dated September 30, 2008)	31-33
	E. Resolution in Support of Amendment 6 – Proposed Constitutional Amendment for Working Waterfront Properties (memorandum dated October 1, 2008)	34-36
	F. Elwill Associates Inc. Stormwater Retention Pond, Oslo Road Improvements Phase II (memorandum dated September 17, 2008)	37-53
	G. Approval of Final Invoice and Release of Retainage for Work Order No. 3 with Hydromentia, Inc. for Additional Engineering Services Related to Egret Marsh Regional Stormwater Park (memorandum dated September 23, 2008)	54-57

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	<b>H.</b> Wabasso Beach Park Restoration; Work Order CT-1; Professional Engineering Services for Final Design Services for Site Plan, FDEP Permit, Utilities and Park Facilities; Coastal Technology Corporation; Ninth and Final Payment for Release of Retainage (memorandum dated September 24, 2008)	58-60
	<b>I.</b> Interfund Borrowing (memorandum dated October 1, 2008)	61
	<b>J.</b> Approval of Bid Award for IRC Bid No. 2008072, San Sebastian Springs Subdivision Water Assessment Project (memorandum dated September 26, 2008)	62-82
	<b>K.</b> Approval of Bid Award for IRC Bid No. 2009015, Annual Bid for Traffic Signal Hardware and Wire (memorandum dated September 26, 2008)	83-88
	<b>L.</b> Ocean Sands – Vero LLC Request for Extension of Preliminary PD Plan Approval for a Multi-Family Residential Development to be known as Ocean Sands (Quasi-Judicial) (memorandum dated September 17, 2008)	89-94
	<b>M.</b> Approval of Bid Award for IRC Bid No. 2009006, Annual Bid for Aluminum Sign Blanks and Hardware (memorandum dated September 26, 2008)	95-104
	<b>N.</b> Approval of Bid Award for IRC Bid No. 2008078, Demolition of Lennie’s Lounge Building (memorandum dated September 30, 2008)	105-110
	<b>O.</b> Approval of Bid Award for IRC Bid No. 2009007, Annual Bid for Traffic Signal Equipment (memorandum dated September 26, 2008)	111-123
	<b>P.</b> Request for Floodplain Cut and Fill Balance Waiver for Island Club of Vero Beach Drainage Improvements (memorandum dated September 30, 2008)	124-126
	<b>Q.</b> Florida Department of Transportation (FDOT) Maintenance Memorandum of Agreement (MOA) and Authorizing Resolution for Landscape Maintenance along SR60 from just west of I-95 Interchange (M.P.22.389) to just west of 82 <sup>nd</sup> Avenue (M.P.23.923) FM # 228628-1-52-01 (memorandum dated September 24, 2008)	127-187

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
	<b>R.</b> Service Agreement for Vero Beach E911 Public Safety Answering Point (PSAP) Logging Recorder on a Sole Source Basis from Replay Systems, Inc. (memorandum dated September 11, 2008)	188-196
	<b>S.</b> Indian River County Health Department, 2008/2009 Fee Schedule (memorandum dated September 25, 2008)	197-209
<b>9.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
	None	
<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b><u>A. PUBLIC HEARINGS</u></b>	
	<b>1.</b> 129 <sup>th</sup> Place Petition Water Service, A Portion of Indian River Acres, Indian River County Project No. UCP-2953, Resolution III (memorandum dated September 24, 2008)	210-221
	<b>Legislative</b>	
	<b>2.</b> Public Hearing for the Purpose of considering an Ordinance to Amend Chapter 105. Purchasing, Volume I, code of Ordinances, Indian River County, Florida (memorandum dated September 30, 2008)	222-228
	<b>Legislative</b>	
	<b><u>B. 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.	
	<b>1.</b> Request to Speak from David Cox, Pelican Island Audubon, Regarding Marine Advisory Narrows Watershed Action Committee	229-238
	<b>2.</b> Request to Speak from Freddie L. Woolfork Regarding Gifford Aquatic Center (5) Point Plan	239-253
	<b>3.</b> Request to Speak from Brian Heady Regarding Expenditure of Our Tax Dollars	254

10. **PUBLIC ITEMS**

**PAGE**

C. **PUBLIC NOTICE ITEMS**

1. **Notice of Scheduled Public Hearing October 14, 2008:**

Ryall Acquisition Group, LLC's Request to Rezone Approximately 585.57 Acres from A-1, Agricultural 1 (up to 1 unit/5 acres), RS-3, Residential Single-Family (up to 3 units/acre), RM-3, Residential Multi-Family (up to 3 units/acre), RM-6, Residential Multi-Family (up to 6 units/acre), RM-8, Residential Multi-Family (up to 8 units/acre), and CON-2, Estuarine Wetland Conservation District to Planned Development Traditional Neighborhood Design (PDTND) and Obtain Conceptual Planned Development Plan Approval For a Project to be Known as Liberty Park  
(memorandum dated September 29, 2008)

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**Legislative**

11. **COUNTY ADMINISTRATOR MATTERS**

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

<b>12.</b>	<b><u>DEPARTMENTAL MATTERS</u></b>	<b><u>PAGE</u></b>
	<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>	
	1. 43 <sup>rd</sup> Avenue Widening Update (memorandum dated September 30, 2008)	256
	<b>J. <u>Utilities Services</u></b>	
	1. Replacement of 24" Force Main on 15 <sup>th</sup> Avenue from Oslo Road to Master in-line Pump Station No. 89 – UCP No. 3096 (memorandum dated September 16, 2008)	257-260
	2. Request Clarification and Direction for Serving Utilities and Solid Waste to the City of Fellsmere (memorandum dated September 29, 2008)	261-262
<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	
	A. Oculina Bank Request to Compromise Lien (memorandum dated October 1, 2008)	263-266
	B. Developer Agreement with Indian River Federal Credit Union and Elwill Associates, Inc. (memorandum dated September 19, 2008)	267-275
<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
	<b>A. <u>Commissioner Sandra L. Bowden, Chairman</u></b>	
	None	
	<b>B. <u>Commissioner Wesley S. Davis, Vice Chairman</u></b>	
	1. Draft Letter to Owners to Gauge Interest in an MSBU for Road Improvements (memorandum dated September 24, 2008)	276-278
	2. Marriage Protection Amendment (memorandum dated September 29, 2008)	279-280

14. **COMMISSIONERS ITEMS**

**PAGE**

C. **Commissioner Joseph E. Flescher**  
None

D. **Commissioner Peter D. O'Bryan**  
None

E. **Commissioner Gary C. Wheeler**  
None

15. **SPECIAL DISTRICTS AND BOARDS**

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](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:  
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.*