

JEFFREY K. BARTON

Clerk to the Board



May 12, 2009

SOLID WASTE DISPOSAL DISTRICT MEETING MINUTES

The Board of Commissioners of the Solid Waste Disposal District met at the County Commission Chambers, 1801 27th Street, Vero Beach, Florida, on Tuesday, May 12, 2009. Present were Chairman Wesley S. Davis, Vice Chairman Joseph E. Flescher, and Commissioners Peter D. O'Bryan, and Bob Solari. Commissioner Gary C. Wheeler was absent. Also present were County Administrator Joseph A. Baird, County Attorney William G. Collins II, and Deputy Clerk Leona Allen.

Chairman Davis called the meeting to order at 11:16 a.m.

15.B.1. APPROVAL OF MINUTES MEETING OF MARCH 24, 2009

The Chairman asked if there were any corrections or additions to the Minutes of the Regular Meeting of March 24, 2009. There were none.

ON MOTION by Commissioner O'Bryan, SECONDED by Vice Chairman Flescher, the Board by a 4-0 vote (Commissioner Wheeler absent) approved the Minutes of the Regular Meeting of March 24, 2009, as written.

15.B.2. APPROVAL OF MINUTES MEETING OF APRIL 7, 2009

The Chairman asked if there were any corrections or additions to the Minutes of the Regular Meeting of April 7, 2009. There were none.

ON MOTION by Vice Chairman Flescher, SECONDED by Commissioner O'Bryan, the Board by a 4-0 vote (Commissioner Wheeler absent) approved the Minutes of the Regular Meeting of April 7, 2009, as written.

15.B.3. WORK AUTHORIZATION No. 14 – FINAL PAY TO GEOSYNTEC CONSULTANTS, INC. FOR 2008 COMPLIANCE MONITORING & TECHNICAL SUPPORT

ON MOTION by Commissioner Solari, SECONDED by Vice Chairman Flescher, the Board by a 4-0 vote (Commissioner Wheeler absent) approved payment to Geosyntc Consultants, Inc., final invoice in the amount of \$1,147.60, as recommended in the memorandum of May 4, 2009.

15.B.4. UTILITY EASEMENT DEDICATION TO FLORIDA POWER AND LIGHT AT THE BIOSOLIDS DEWATERING FACILITY LOCATED AT THE COUNTY LAND FILL – UCP # 2697

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Solari, the Board by a 4-0 vote (Commissioner Wheeler absent) approved the Easement to Florida Power and Light (FP&L), and authorized the Chairman to execute same, as recommended in the Memorandum of April 30, 2009.

COPY OF RECORDED EASEMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

15.B.5. REQUEST FOR ACQUISITION OF 80.94 ACRES WEST OF I-95

Managing Director for Solid Waste Disposal District Himanshu Mehta and Marty Lewis from Camp Dresser McKee (CDM) used a PowerPoint presentation (copy on file) to recap the Memorandum dated May 5, 2009, regarding the property acquisition west of I-95, for long term planning related to landfill activities. He showed a footprint of the three parcels, and conveyed that the owners: George Tuerk, Cal Streetman, and George Streetman had approached the County regarding the availability of the property. He said that the first appraisal from June of 2008 reflected the parcels to be valued at \$1.25 million, and the second from April 2009 showed a value of \$900,000. Director Mehta reported that after negotiations, Cal Streetman (representing all three parcels) indicated that he would be a willing seller at the lower price.

Administrator Baird and Director Mehta responded to Commissioner O'Bryan's concerns regarding property rights, access to the pond, and the recent appraised value price.

Commissioner Solari pointed out that the actual appraised value of the property was \$890,340, and that the price had been rounded up to \$900,000. He recommended the Board approve the appraised value amount, before rounding.

ON MOTION by Commissioner Solari, SECONDED by Vice Chairman Flescher, the Board by a 4-0 vote (Commissioner Wheeler absent) approved the acquisition of 80.94 acres west of I-95 *for the purchase price of \$890,340.00 (not \$900,000.00)*; directed staff to prepare a vacant land contract for execution by the owners; authorized the expenditures for due diligence and closing costs; and authorized the Chairman of the SWDD Board to sign the executed vacant land contract after review by all appropriate staff and approval by the County Attorney's office.

Bob Johnson, Coral Wind Subdivision, felt it inappropriate, at this time, to purchase the property based on whether it would be needed in the future.

Commissioner O'Bryan addressed Mr. Johnson's concern, referencing right-of-way as an example, that when the County gets to the point where a parcel is required, the price quadruples. He stressed the importance of purchasing the property at fair value now, before it is actually needed.

Chairman Davis clarified that this is an Enterprise Fund; that there are 30 acres on the west side that could not be used for expansion to the north (for the C-5 canal); and that this acquisition would allow the County to do mitigation for utilizing the properties to the north of what the County currently owns.

Administrator Baird acknowledged that the County had been looking at this property for over ten years; that the current site is almost utilized; and that if DEP makes any changes to the requirements, the County would be looking for more property.

ALL BACKUP DOCUMENTATION, RESOLUTIONS, AND ORDINANCES ARE ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD AND ARE HEREBY MADE A PART OF THESE MINUTES

ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 11:30 a.m.

ATTEST:

Jeffrey K. Barton, Clerk

Wesley S. Davis, Chairman

Minutes Approved: _____

SWDD/2009Minutes