



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

**COMMISSION AGENDA  
TUESDAY, SEPTEMBER 4, 2007 - 9:00 A.M.**

**County Commission Chamber  
Indian River County Administration Complex  
1801 27<sup>th</sup> Street, Building A  
Vero Beach, Florida, 32960-3365  
www.ircgov.com**

**COUNTY COMMISSIONERS**

<b>Gary C. Wheeler, Chairman</b>	<b>District 3</b>	<b>Joseph A. Baird, County Administrator</b>
<b>Sandra L. Bowden, Vice Chairman</b>	<b>District 5</b>	<b>William G. Collins II, County Attorney</b>
<b>Wesley S. Davis</b>	<b>District 1</b>	<b>Jeffrey K. Barton, Clerk to the Board</b>
<b>Joseph E. Flescher</b>	<b>District 2</b>	
<b>Peter D. O'Bryan</b>	<b>District 4</b>	

<b>1.</b>	<b><u>CALL TO ORDER</u></b>	<b><u>9:00 A.M.</u></b>	<b><u>PAGE</u></b>
<b>2.</b>	<b><u>INVOCATION</u></b>	Rev. Kyle "K.C." Gibson, Senior Pastor New Bethel African Methodist Episcopal Church	
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Sebastian River High School ROTC Color Guard Commissioner Wesley S. Davis	
<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 Honoring Richard Campbell, Jr. for Attaining the Rank of Eagle Scout		<u>1</u>
<b>B.</b>	Presentation of Proclamation Honoring Joseph Stone, Jr. for Attaining the Rank of Eagle Scout		<u>2</u>
<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS (CONT'D.)</u></b>		<b><u>PAGE</u></b>

C. Presentation of Proclamation Honoring Ronald L. Tesnow on His Retirement for Thirteen Years of Service to Indian River County Board of County Commissioners Department of Veterans Services 3-4

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D. Presentation of Award to Ron Tesnow by Larry Wapnick, Veterans Council 5

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**6. APPROVAL OF MINUTES**

- A. Public Workshop of June 21, 2007 – Alternative Water Supply
- B. Regular Meeting of July 10, 2007
- C. Special Call Meeting of July 11, 2007 – LDR Chapter 911
- D. Regular Meeting of July 17, 2007
- E. Budget Workshop of July 18, 2007
- F. Special Call Meeting of July 20, 2007 – Fellsmere Annexations & Piper Referendum
- G. Regular Meeting of July 24, 2007

**7. CONSENT AGENDA**

- A. Reports on File in the Office of Clerk to the Board:
  - 1. Reports of Convictions, Months of June and August 2007
  - 2. Auditor General State of Florida; Florida Bright Futures Scholarship Program FY ending June 30, 2006
  - 3. Certified Recorded copy of City of Fellsmere Ordinance 07-17 for voluntary annexation of ±14,544.70 acres, Fellsmere Joint Ventures, LLP
  - 4. Ordinance No. 2007-11, City of Vero Beach annexing 16.7 acres into the City of Vero Beach

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>B.</b>	Proof of Publication for Unclaimed Cash Bond monies (memorandum dated July 30, 2007)	6-10
<b>C.</b>	Approval of Warrants – July 20, 2007 – July 26, 2007 (memorandum dated July 26, 2007)	11-19
<b>D.</b>	Approval of Warrants – July 27, 2007 – August 2, 2007 (memorandum dated August 2, 2007)	20-28
<b>E.</b>	Approval of Warrants – August 3, 2007 – August 8, 2007 (memorandum dated August 8, 2007)	29-34
<b>F.</b>	Approval of Warrants – August 9, 2007 – August 16, 2007 (memorandum dated August 16, 2007)	35-40
<b>G.</b>	Approval of Warrants – August 17, 2007 – August 23, 2007 (memorandum dated August 23, 2007)	41-47
<b>H.</b>	Appointment of Albert Benkert to Beach and Shore Advisory Committee (memorandum dated August 28, 2007)	48-54
<b>I.</b>	Appointment to the Beach and Shore Preservation Advisory Committee (memorandum dated July 24, 2007)	55-59
<b>J.</b>	Resignation of Ralph Sexton from the Agricultural Advisory Committee (memorandum dated August 29, 2007)	60-61
<b>K.</b>	Appointment of Sean Sexton to the Agriculture Advisory Committee (memorandum dated August 28, 2007)	62-66
<b>L.</b>	Resignation of BCC Appointee to S.R. 60 On-Going Review Task Force (memorandum dated July 23, 2007)	67-68
<b>M.</b>	Out of County Travel for Commissioners to Attend Regional Economic Development Summit October 3, 2007 (memorandum dated August 28, 2007)	69-71
<b>N.</b>	Out of County Travel to Attend the Advanced County Commissioner (ACC) Program (memorandum dated August 28, 2007)	72-74

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
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<b>O.</b>	Out of County Travel to Attend the Florida Association of Counties 2007-08 Legislative Policy Committee Meetings at the Hilton University of Florida in Gainesville (memorandum dated August 29, 2007)	75-78
<hr style="border-top: 1px dashed black;"/>		
<b>P.</b>	Quail Creek PD Request from Successor Developer, SLM Investments, LLC (Stanley Markofsky, Mark Ackerman, Eugene Shalik, and Edward Kalikow, Managing Members) for an Extension to Complete Required Improvements (memorandum dated August 15, 2007)	79-100
<hr style="border-top: 1px dashed black;"/>		
<b>Q.</b>	Ashley Lakes North Request from Developer, Ashley Lakes North, LLC (Stanley Markofsky and Mark Ackerman, Managing Members) for an Extension to Complete Required Improvements (memorandum dated August 15, 2007)	101-121
<hr style="border-top: 1px dashed black;"/>		
<b>R.</b>	Ratification of Documents Executed by the County Administrator or Designee, on behalf of the Board of County Commissioners, under authority of Resolution No. 2007-075, between July 25, and September 3, 2007 (memorandum dated August 29, 2007)	122-162
<hr style="border-top: 1px dashed black;"/>		
<b>S.</b>	Forty-Year Lease of Vacant Land to the Senior Resource Association (memorandum dated August 27, 2007)	163-172
<hr style="border-top: 1px dashed black;"/>		
<b>T.</b>	Resignation of William C. Graves, IV from the Agricultural Advisory Committee (memorandum dated August 29, 2007)	173-174
<hr style="border-top: 1px dashed black;"/>		
<b>U.</b>	Appointment of Elson R. (Ray) Smith to the Agriculture Advisory Committee (memorandum dated August 29, 2007)	175-179
<hr style="border-top: 1px dashed black;"/>		
<b>V.</b>	Proclamation Honoring Michael Kisio on his Retirement from Indian River County Board of County Commissioners Department of Public Works Division of Road and Bridge	180-181
<hr style="border-top: 1px dashed black;"/>		
<b>W.</b>	Approval of Bid Award and Sample Agreement for IRC Bid # 2007035 North Sebastian Conservation Area Boardwalks Public Works Department/Community Development Department (memorandum dated August 17, 2007)	182-193
<hr style="border-top: 1px dashed black;"/>		
<b>X.</b>	Approval of Bid Award for IRC Bid # 2007080 Cleaning of Easements Utilities Department (memorandum dated August 14, 2007)	194-201
<hr style="border-top: 1px dashed black;"/>		

**7. CONSENT AGENDA (CONT'D.)**

**PAGE**

<b>Y.</b>	Florida Department of Law Enforcement FY 2007/2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program (memorandum dated August 23, 2007)	202-236
<b>Z.</b>	Florida Department of Juvenile Justice Interagency Agreement (memorandum dated August 24, 2007)	237-238
<b>AA.</b>	Right-of-Way Acquisition County Road Project #0421 8 <sup>th</sup> Street between 66 <sup>th</sup> Avenue and 74 <sup>th</sup> Avenue. Ruben and Sandra, Koch, Husband and Wife (memorandum dated August 22, 2007)	239-256
<b>BB.</b>	Right-of-Way Acquisition County Road Project #0610 85 <sup>th</sup> Street, South Side, East of 58 <sup>th</sup> Avenue, Commonly known as: 5791 85 <sup>th</sup> Street, Vero Beach, Fl 32967, Verna and William Wright, husband and wife (memorandum dated August 22, 2007)	257-264
<b>CC.</b>	Land Acquisition for Stormwater Pond Site SW Corner of 43 <sup>rd</sup> Avenue at 16 <sup>th</sup> Street, 43 <sup>rd</sup> Avenue Widening and Improvements, John Flaig, Owner (memorandum dated July 23, 2007)	265-273
<b>DD.</b>	Approval of Bid Award for IRC Bid # 2007081 Replacement of (20) Lift Station Electrical Meter Cans and Disconnect Switches at Various Location, Utilities Department / Wastewater Treatment Division (memorandum dated July 26, 2007)	274-280
<b>EE.</b>	Resolution Requesting Assistance from State of Florida Beach Erosion Control Program (memorandum dated August 15, 2007)	281-282
<b>FF.</b>	Approval of Renewal for a Class "C" Certificate of Public Convenience and Necessity for Coastal Health Services of Brevard, Inc. to Provide Inter-Facility Neonatal Transfer Which Originate in Indian River County (memorandum dated August 20, 2007)	283-299
<b>GG.</b>	Approval of Resolution Adopting the 2007 Indian River County Comprehensive Emergency Management Plan (memorandum dated August 20, 2007)	300-302
<b>HH.</b>	Approval of Renewal for a Class "E" and Class "B" Certificate of Public Convenience and Necessity for All County Ambulance Inc. to Provide Wheelchair/Stretcher and Interfacility Ambulance Transportation Services (memorandum dated August 22, 2007)	303-322

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>II.</b>	State Aid Application / Agreement (memorandum dated August 17, 2007)	323-332
<b>JJ.</b>	Approval of 2007/2008 State Funded Subgrant Agreement for Hazards Analysis (memorandum dated July 25, 2007)	333-363
<b>KK.</b>	Snack Bar Lease Agreement (memorandum dated August 28, 2007)	364-410
<b>LL.</b>	Consideration of Indian River County Ship Program Rehabilitation Bid Procedures (memorandum dated August 13, 2007)	411-425
<b>MM. 1</b>	Acceptance Change Order No. 31, for the New County Administration Buildings (memorandum dated August 29, 2007)	426-428
<b>NN. 1</b>	Acceptance of Change Order No. 13, New County Emergency Operations Center (memorandum dated August 27, 2007)	429-451
<b>MM. 2</b>	Tousa Homes Inc. Request for Final Plat Approval for a Plat-Over-Site-Plan Subdivision to be known as Foxwood (memorandum dated August 27, 2007)	452-457
<b>NN. 2</b>	Consideration of Indian River County 2007 SHIP Program and HHR Program Annual Reports (memorandum dated July 30, 2007)	458-501
<b>OO.</b>	Grand Harbor Spoonbill Marsh Site, Final Pay and Release of Retainage for Work Order No. 17 with Masteller, Moler, Reed & Taylor, Inc. for Specific Purpose Survey of the Submerged Land Lease Area (memorandum dated August 13, 2007)	502-506
<b>PP.</b>	Right-of-Way Acquisition 74 <sup>th</sup> Avenue South of State Road 60, Corner 4 <sup>th</sup> Street & 74 <sup>th</sup> Avenue, Samuel A. Block, Trustee of Land Trust Number 00-740-00-1, Dated August 3, 1992 (memorandum dated August 17, 2007)	507-516

<b>7. <u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
<b>QQ.</b> Right-of-Way Acquisition 66 <sup>th</sup> Avenue South of 8 <sup>th</sup> Street, Robert W. and JoAnn Schlitt husband and wife (memorandum dated August 23, 2007)	517-524
<b>RR.</b> County Road 512 (Phases 3 and 4) I-95 to Roseland Road, IRC Project No. 9611, G.K. Environmental, Inc. – Approval and Payment, Preliminary Wetland Assessment – Matsuda Property (memorandum dated August 24, 2007)	525-527
<b>SS.</b> Work Order No. 5 (Engineering), Creech Engineers, Inc., Indian River County Horizontal Control Network (IRCHCN) 2007 Geodetic (GPS) Re-Densification Project (memorandum dated August 9, 2007)	528-536
<b>TT.</b> Gifford Health Center – Grading, Paving, Drainage & Bus Shelter Improvements Change Order Nos. 1 & 2 (memorandum dated August 28, 2007)	537-539
<b>UU.</b> Final Payment – Work Order No. 8, Carter Associates, Inc., Indian River County Project No. 0381, Continuing Professional Survey Services, Contract 0390 / 2006-2007 (memorandum dated August 22, 2007)	540-542
<b>VV.</b> Work Order No. 12 (Engineering), Masteller, Moler, Reed & Taylor, Inc., Indian River County Project No. 0425, 39 <sup>th</sup> Avenue Corridor between 69 <sup>th</sup> Street & 71 <sup>st</sup> Street, Additional Surveying/Mapping Services (Tree & Misc. Surveying) (memorandum dated August 9, 2007)	543-547
<b>WW.</b> Professional Bridge Design Services Agreement with Bridge Design Associates, Inc. for Bridge Construction Phase Services (memorandum dated July 30, 2007)	548-561
<b>XX.</b> Right-of-Way Acquisition County Road Project #0421, 8 <sup>th</sup> Street between 66 <sup>th</sup> Avenue and 74 <sup>th</sup> Avenue, Paul H. Freeman, as Trustee (memorandum dated August 22, 2007)	562-569
<b>YY.</b> Deadline Extension of Urban and Community Forestry Grant (FDACS Contract # 010337) for Restoration of Hurricane Damage to the South Oslo Riverfront Conservation Area (memorandum dated August 26, 2007)	570-571

<b>7.</b>	<b><u>CONSENT AGENDA (CONT'D.)</u></b>	<b><u>PAGE</u></b>
	<b>ZZ.</b> Miscellaneous Budget Amendment 023 (memorandum dated August 29, 2007)	572-579
	<b>AAA.</b> Utility Conflict Resolutions by Utilities Department along US1 from Wabasso to Harrison Street, UCP No. 2787, Approval of Final Payment to Contractor, the Danella Companies, Inc., and Release of Retainage (memorandum dated August 2, 2007)	580-585
	<b>BBB.</b> Approval of Renewal of the 800 MHz Communications System Infrastructure Maintenance Contract with Communications International, Inc. (memorandum dated August 24, 2007)	586-608
	<b>CCC.</b> Invitation from John's Island Golf Club for Staff to Participate in a "Public Safety Day" Golf Outing (memorandum dated August 27, 2007)	609-612
	<b>DDD.</b> Renewal of Service Agreement for Indian River County Sheriff E911 Public Safety Answering Point (PSAP) Logging Recorder on a Sole Source Basis from Replay Systems Inc. (memorandum dated August 21, 2007)	613-619
<b>8.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	
	<b>A.</b> <b><u>Indian River County Sheriff Roy Raymond</u></b> State Criminal Alien Assistance Program – Department of Justice's Bureau of Justice Assistance (letter dated August 13, 2007)	620-621
<b>9.</b>	<b><u>PUBLIC ITEMS</u></b>	
	<b>A.</b> <b><u>PUBLIC HEARINGS</u></b> None	
	<b>B.</b> <b><u>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 Treasure Coast Food Bank Regarding Information About Food Bank Services to Indian River County, and Funding Cuts Impact to Food Assistance to Indian River County	622

<b>9.</b>	<b><u>PUBLIC ITEMS (CONT'D.)</u></b>	<b><u>PAGE</u></b>
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**B. PUBLIC DISCUSSION ITEMS (CONT'D.)**

2. Request to Speak from Robert D. "Bob" Johnson Regarding New Building ..... 623

**C. PUBLIC NOTICE ITEMS**

None

**10. COUNTY ADMINISTRATOR MATTERS**

- A. Daisie Bridgewater Hope Center  
(memorandum dated August 29, 2007) ..... 624-625
- B. County Administration Complex Grand Opening  
(memorandum dated August 29, 2007) ..... 626

**11. 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
- G. Office of Management and Budget  
None

**11. DEPARTMENTAL MATTERS**

**PAGE**

**H. Recreation**

None

**I. Public Works**

1. Purchase of 10 acre Dean Tract for a Land Exchange with the State of Florida for Realignment of 102<sup>nd</sup> Terrace and for a Stormwater Management Tract associated with CR 512 Road Improvements (memorandum dated August 25, 2007) ..... 627-654

**J. Utilities Services**

1. Regional Residuals Dewatering Facility Operations (memorandum dated August 23, 2007) ..... 655-656
2. West Regional Wastewater Treatment Facility Liquid Chlorine Chemical Storage Tank Replacement (memorandum dated August 16, 2007) ..... 657-658
3. 6” Force Main Construction on 26<sup>th</sup> Street from Bella Vista Isles to Bella Rosa (memorandum dated August 15, 2007) ..... 659-663
4. North County Reverse Osmosis Plant – Camp Dresser McKee (CDM) Amendment No. 4 to Work Order No. 1 for Additional Professional Services in Permitting & General Services During Construction (memorandum dated July 18, 2007) ..... 664-674

**12. COUNTY ATTORNEY MATTERS**

None

**13. COMMISSIONERS ITEMS**

**A. Commissioner Gary C. Wheeler, Chairman**

None

**B. Commissioner Sandra L. Bowden, Vice Chairman**

None

<b>13.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	<b><u>PAGE</u></b>
	<b>C. <u>Commissioner Wesley S. Davis</u></b>	
	1. Equally Dividing Committee Minutes (memorandum dated August 28, 2007)	675-677
	2. Proclamation – Vero Beach High School and Sebastian River High School Kickoff Classic	678
	<b>D. <u>Commissioner Joseph E. Flescher</u></b>	
	None	
	<b>E. <u>Commissioner Peter D. O’Bryan</u></b>	
	None	
<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	
	<b>A. <u>Emergency Services District</u></b>	
	1. Approval of Minutes – Regular Meeting of July 10, 2007	
	2. Emergency Services Progress Report (memorandum dated August 26, 2007)	679-684
	3. Fire Rescue Training Tower (memorandum dated August 23, 2007)	685-697
	4. Relocation of Med 3 to Fire-Rescue Station No. 3 (memorandum dated August 26, 2007)	698-702
	5. Emergency Services Station 5 Deductive Change Order No. 4 (memorandum dated August 26, 2007)	703-706
	6. Fire Rescue Station 12, Change Order 1 – Project Closeout (memorandum dated August 24, 2007)	707-709
	7. Land Acquisition for Emergency Services District Fire Station, 4 <sup>th</sup> Street and 43 <sup>rd</sup> Avenue (memorandum dated August 24, 2007)	710-712
	8. Property for Fire Rescue Station 9 (memorandum dated August 15, 2007)	713-726

<b>14.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	<b><u>PAGE</u></b>
	<b>A. <u>Emergency Services District</u></b>	
	9. Approval to Purchase 16 Cardiac Monitors for Fire Rescue Division from Medtronic Emergency Response Systems (memorandum dated August 20, 2007)	727-737
	<b>B. <u>Solid Waste Disposal District</u></b>	
	1. Approval of Minutes – Regular Meeting of July 24, 2007	
	2. 2007 Petition Hearing – Solid Waste Disposal District Assessment Fees (memorandum dated August 20, 2007)	738
	3. Codisposal of Construction & Demolition Debris in Class I Landfill Commingled with Household Waste (memorandum dated July 16, 2007)	739-761
	<b>C. <u>Environmental Control Board</u></b>	
	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 (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.*