



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

TUESDAY, MARCH 5, 2013 - 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

**Joseph E. Flescher, Chairman
Wesley S. Davis, Vice Chairman
Peter D. O'Bryan
Bob Solari
Tim Zorc**

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

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

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- | 1. | <u>CALL TO ORDER</u> | <u>9:00 A.M.</u> | <u>PAGE</u> |
|-----------|-------------------------------------------------------------------|---------------------------------------------|--------------------|
| 2. | <u>INVOCATION</u> | Commissioner Wesley S. Davis, Vice Chairman | |
| 3. | <u>PLEDGE OF ALLEGIANCE</u> | Commissioner Joseph E. Flescher, Chairman | |
| 4. | <u>ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS</u> | | |
| 5. | <u>PROCLAMATIONS and PRESENTATIONS</u>
None | | |
| 6. | <u>APPROVAL OF MINUTES</u> | | |
| | A. | Regular Meeting of January 15, 2013 | |
| | B. | Regular Meeting of January 22, 2013 | |

7.	<u>INFORMATIONAL ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION</u>	<u>PAGE</u>
A.	Resignation of Albert Tetreault to the Vero Lake Estates Municipal Service Taxing Unit Advisory Committee (VLE MSTU AC) (memorandum dated February 25, 2013)	1-2
<hr style="border-top: 1px dashed black;"/>		
B.	Appointment of FACA Representative to the Transportation Disadvantaged Local Coordinating Board (memorandum dated February 27, 2013)	3-4
<hr style="border-top: 1px dashed black;"/>		
8.	<u>CONSENT AGENDA</u>	
A.	Approval of Warrants – February 8, 2013 to February 14, 2013 (memorandum dated February 14, 2013)	5-12
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B.	Approval of Warrants – February 15, 2013 to February 21, 2013 (memorandum dated February 21, 2013)	13-20
<hr style="border-top: 1px dashed black;"/>		
C.	Proclamation and Retirement Award Honoring Terry Smith on His Retirement from Indian River County Board of County Commissioners Department of Public Works with Sixteen Years Service	21-22
<hr style="border-top: 1px dashed black;"/>		
D.	Release of Retainage for Work Order No. 23 with Bridge Design Associates, Inc. for Bridge Construction Phase Services for Oslo Road Bridge over 43 rd Avenue Ditch, Indian River County Project No. 0533 (memorandum dated February 19, 2013)	23-24
<hr style="border-top: 1px dashed black;"/>		
E.	Approval of License Agreement with Van Ert, Nemoto and Associates, LLC to Perform Research and Assist the County in Various Stormwater Treatment Related Efforts at Egret Marsh Stormwater Park (memorandum dated February 19, 2013)	25-33
<hr style="border-top: 1px dashed black;"/>		
F.	Former Cattle Dip Site – Geosyntec Consultants, Inc., Work Order # 6 – Site Assessment (memorandum dated February 5, 2013)	34-62
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G.	Florida Inland Navigation District FY 2013 Waterways Assistance Program Authorizing Resolution for the Oslo Boat Ramp Improvements (memorandum dated February 22, 2013)	63-69
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H.	Approval of License Agreement for New Resident Sheriff’s Deputy at Donald MacDonald Park (memorandum dated February 15, 2013)	70-75
<hr style="border-top: 1px dashed black;"/>		

8.	<u>CONSENT AGENDA</u>	<u>PAGE</u>
I.	Renewal and Amendment of Agreement for Food Concession Services at Sandridge Golf Club (memorandum dated February 18, 2013)	76-79
J.	Fourth of July Fireworks Funding – Miscellaneous Budget Amendment 007 (memorandum dated February 25, 2013)	80-84
K.	Miscellaneous Budget Amendment 008 (memorandum dated February 22, 2013)	85-92
9.	<u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u>	
A.	<u>Indian River County Supervisor of Elections – Leslie Rossway Swan</u> Legislative Mandate, Accessible Voting Equipment, F.S. 101.56075 (letter dated February 27, 2013)	93
10.	<u>PUBLIC ITEMS</u>	
A.	<u>PUBLIC HEARINGS</u> None	
B.	<u>PUBLIC DISCUSSION ITEMS</u> None	
C.	<u>PUBLIC NOTICE ITEMS</u> None	
11.	<u>COUNTY ADMINISTRATOR MATTERS</u> None	
12.	<u>DEPARTMENTAL MATTERS</u>	
A.	<u>Community Development</u>	
1.	Request to Approve a Preferred Vendor Contract with Clear Village, Inc. for a Building Division e-Permitting System (memorandum dated February 22, 2013)	94-109
B.	<u>Emergency Services</u> None	

12.	<u>DEPARTMENTAL MATTERS</u>	<u>PAGE</u>
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. Final Pay to L3 Communications of Largo Fl for IRC Bid No. 2012044 to South RO Plant Wonderware Software Upgrade (memorandum dated February 18, 2013)	110-112
	2. Work Order No. 6 with MBV Engineering for Roof Replacements (memorandum dated February 22, 2013)	113-117
13.	<u>COUNTY ATTORNEY MATTERS</u>	
A.	Stipulated Order for Expert Witness Fees for Mary Charlene Brown Parcels 107A, 107B, 107C and 404 (memorandum dated February 27, 2013)	118-121
B.	Settlement Agreement for Appraisal Fees for William and Ruth Stanbridge parcels (memorandum dated February 27, 2013)	122-123

13.	<u>COUNTY ATTORNEY MATTERS</u>	<u>PAGE</u>
C.	Necessity of Take Resolution for parcel of property located at 6420 49 th Street, Parcel 163 and accompanying Temporary Construction Easement (memorandum dated February 27, 2013)	124-134
D.	Unconditional Offer for Parcel 108 on 66 th Avenue owned by the Estate of Earl Hobbs, Jr., 6420 49 th Street, Vero Beach (memorandum dated February 27, 2013)	135-142
E.	Request for Advice/Closed Attorney-Client Session <i>Mensing v. Indian River County</i> , Circuit Court, Indian River County Case # 31 2010 CA 005009 and <i>Mensing v. Indian River County, et al</i> , Circuit Court, Indian River County Case # 31 2012 CA 000976 (memorandum dated February 26, 2013)	143
F.	Overview of PACE Program (memorandum dated February 26, 2013)	144-156
G.	Vero Beach Sports Village – Lease-Update (memorandum dated February 26, 2013)	157-159
H.	Hiring Process – New County Attorney (memorandum dated February 25, 2013)	160-166
14.	<u>COMMISSIONERS ITEMS</u>	
A.	<u>Commissioner Joseph E. Flescher, Chairman</u> None	
B.	<u>Commissioner Wesley S. Davis, Vice Chairman</u>	
1.	Foxwood – 66 th and 26 th in Central County (memorandum dated February 26, 2013)	167-168
2.	Constitutional Amendment #11 – Homestead Exemption for Elderly (memorandum dated February 27, 2013)	169-172
C.	<u>Commissioner Peter D. O’Bryan</u> None	
D.	<u>Commissioner Bob Solari</u>	
1.	Presentation by Helene Castletine, CEcD, Director of Economic Development, Indian River County Chamber of Commerce, Enterprise Zone Legislation Summaries	173-178

14.	<u>COMMISSIONERS ITEMS</u>	<u>PAGE</u>
	D. <u>Commissioner Bob Solari</u>	
	2. Shout Out in Support of Electric Referendum (memorandum dated February 27, 2013)	179
	E. <u>Commissioner Tim Zorc</u>	
	1. 2013 National Conference on Beach Preservation Technology (memorandum dated February 18, 2013)	180
	2. Go-Line Bus Hub (memorandum dated February 18, 2013)	181

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 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.*