



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

**TUESDAY, MARCH 19, 2013 - 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**

**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**

<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>	Elder Vick Campbell, Vero Beach Alliance Church	
<b>3.</b>	<b><u>PLEDGE OF ALLEGIANCE</u></b>	Commissioner Joseph E. Flescher, Chairman	
<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 Joseph Matthew Cash for Attaining the Rank of Eagle Scout		1
<b>B.</b>	Presentation of Proclamation and Retirement Award to Joseph G. Eriksen on his Retirement from Indian River County Department of Emergency Services/Fire Rescue with Twenty-Four Years Service		2-3

<b>5.</b>	<b><u>PROCLAMATIONS and PRESENTATIONS</u></b>	<b><u>PAGE</u></b>
	<b>C.</b> Presentation of Proclamation Recognizing March 24 – 30, 2013, as Humane Society of Vero Beach & Indian River County Week	4
	<b>D.</b> Presentation of Proclamation Designating March 17 – 23, 2013, as Surveyors Week	5
	<b>E.</b> Presentation of Proclamation Indian River County Celebrating Children’s Week	6
	<b>F.</b> Presentation of Proclamation Recognizing the Month of March, 2013, as St. Baldrick’s Foundation Childhood Cancer Awareness Month	7
	<b>G.</b> Presentation by Troy Rice, Director, Indian River Lagoon National Estuary Program, St. Johns River, Water Management District	---
	<b>H.</b> Presentation by Kathy Hurt, Director of Development – Hanley Center Gate Lodge, and David Jackson, Director of Community Affairs, Office of U.S. Representative Bill Posey, Regarding March 20 <sup>th</sup> Drug Abuse Resource Symposium	---
<b>6.</b>	<b><u>APPROVAL OF MINUTES</u></b>	
	<b>A.</b> Regular Meeting of February 5, 2013	
<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>	
	<b>A.</b> Approval of Warrants – March 1, 2013 to March 7, 2013 (memorandum dated March 7, 2013)	8-16
	<b>B.</b> Approval of Annual Financial Report by County Commissioners and Notice of CAFR (Comprehensive Annual Financial Report Completion (memorandum dated March 13, 2013)	17-26
	<b>C.</b> Proclamation and Retirement Award for Margaret Beebe on Her Retirement from Indian River County Department of Public Works Road and Bridge Division with Seven Years Service	27-28
	<b>D.</b> Approval of Professional Coastal Engineering and Coastal Environmental Services Agreement, RFQ No. 2012050 (memorandum dated March 8, 2013)	29-61

<b>8.</b>	<b><u>CONSENT AGENDA</u></b>	<b><u>PAGE</u></b>
<b>E.</b>	Florida Department of Transportation (FDOT) Maintenance Memorandum of Agreement (MMOA) and Authorizing Resolution for Landscape Maintenance on One and One-half Miles of SR A1A Along the Moorings Community (memorandum dated March 5, 2013)	62-86
<b>F.</b>	Children’s Services – Funding Allocation for Fiscal Year 2013/2014 (memorandum dated March 11, 2013)	87-88
<b>G.</b>	Miscellaneous Budget Amendment 010 (memorandum dated March 12, 2013)	89-94
<b>H.</b>	Miscellaneous Budget Amendment 011, Court Administration 19 <sup>th</sup> Judicial Circuit, Funding of aiSmartBench Judicial Viewer System (memorandum dated March 11, 2013)	95-104
<b>I.</b>	Miscellaneous Budget Amendment 012, Corrections Improvements (memorandum dated March 13, 2013)	105-121
<b>J.</b>	Florida Blue – Administrative Services Agreement Renewal (memorandum dated March 12, 2013)	122-125
<b>K.</b>	Request for Board Approval of a Resolution for a Grant Application to the Florida Inland Navigation District for Boat Dock and Signage Improvements at the Jones’s Pier Conservation Area (memorandum dated March 12, 2013)	126-131
<b>L.</b>	Approval of Amendment No. 2 to Work Order No. 5–RR for the Rockridge Subdivision Surge Protection Project (memorandum dated February 26, 2013)	132-137
<b>M.</b>	Lease Agreement with Youth Guidance Donation Fund of Indian River County, Inc. for Office Space (memorandum dated February 18, 2013)	138-152
<b>N.</b>	Oslo Road Phase II Roadway Widening (43 <sup>rd</sup> Avenue to 27 <sup>th</sup> Avenue) Change Order No. 1 – Final Payment and Release of Retainage, IRC Project No. 0533 (memorandum dated March 11, 2013)	153-171
<b>O.</b>	Civil Engineering and Land Surveying Agreement for CR 510 between 61 <sup>st</sup> Drive and Shore Lane – Amendment No. 5, IRC Project No. 0549 (memorandum dated March 5, 2013)	172-183

<b>9.</b>	<b><u>CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES</u></b>	<b><u>PAGE</u></b>
A.	<b><u>Indian River County Clerk of the Circuit Court and Comptroller Jeffrey R. Smith</u></b> Presentation and Highlights of the Comprehensive Annual Financial Report (CAFR) For Fiscal Year Ending September 30, 2012	---
<hr style="border-top: 1px dashed black;"/>		
B.	<b><u>Indian River County Sheriff Deryl Loar</u></b> Potential Purchase and Funding Source of Marked Patrol Vehicles (letter dated March 14, 2013)	184-197
<hr style="border-top: 1px dashed black;"/>		
<b>10.</b>	<b><u>PUBLIC ITEMS</u></b>	
A.	<b><u>PUBLIC HEARINGS</u></b> None	
B.	<b><u>PUBLIC DISCUSSION ITEMS</u></b>	
1.	Request to Speak from William M. Wells Regarding Australian Pines, 44 <sup>th</sup> Avenue, Grants	198
<hr style="border-top: 1px dashed black;"/>		
2.	Request to Speak from C. N. Kirrie Regarding Possible County Action on 76 <sup>th</sup> Avenue in A. A. Berry Subdivision (Mensing Lawsuit)	199
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C.	<b><u>PUBLIC NOTICE ITEMS</u></b>	
1.	<b><u>Notice of Scheduled Public Workshop March 26, 2013:</u></b> A Public Workshop will be held on Tuesday, March 26, 2013, at the Indian River County Commission Chambers to discuss the health of the Indian River Lagoon (memorandum dated March 11, 2013)	200
<hr style="border-top: 1px dashed black;"/>		
2.	<b><u>Notice of Scheduled Public Hearing April 9, 2013:</u></b> (memorandum dated March 7, 2013)	201-202
<hr style="border-top: 1px dashed black;"/>		
a.	Vero Estates, LLC's request to amend the text of the Policy 5.6 of the Future Land Use Element of the county's comprehensive plan <b>Legislative</b>	
b.	North County Charter Elementary School's request to rezone ±0.94 acres from CH, Heavy Commercial District, to CL, Limited Commercial District. The subject property is located on Old Dixie Highway, approximately 700 feet north of 65 <sup>th</sup> Street <b>Quasi-Judicial</b>	

11. **COUNTY ADMINISTRATOR MATTERS**

**PAGE**

None

12. **DEPARTMENTAL MATTERS**

A. **Community Development**

1. Consideration of Regulations Limiting the Size of Commercial Vehicles and Recreational Vehicles Parked Outside in Residential Areas

(memorandum dated March 11, 2013)

203-238

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

H. **Recreation**

None

I. **Public Works**

None

J. **Utilities Services**

None

<b>13.</b>	<b><u>COUNTY ATTORNEY MATTERS</u></b>	<b><u>PAGE</u></b>
A.	Resolution Delegating to the County Administrator or Designee the Authority to Execute the County’s Acceptance of Temporary Easements for Utilities which will Terminate when the Property is Platted Depicting Perpetual Easements (memorandum dated March 7, 2013)	239-243
B.	<i>Frederick D. Mensing, III, and Rita F. Mensing v. Indian River County</i> , pending in the Circuit Court of the Nineteenth Judicial Circuit, Case No. 312010CA075009 And <i>Frederick D. Mensing, III v. Indian River County, Robert Solari, Gary C. Wheeler, Wesley S. Davis, Peter D. O’Brian [sic], William G. Collins, II, Robert Keating, Christopher N. Kirrie, Christopher William Kirrie, and Robert Chester Kirrie</i> , pending in the Circuit Court of the Nineteenth Judicial Circuit, Case No. 312012CA000976 (memorandum dated March 13, 2013)	244-247
C.	Proposed Ordinance Establishing Amnesty Program for Certain Utility Delinquency Charges – Permission to Advertise for Public Hearing (memorandum dated March 13, 2013)	248-252
D.	Cobblestone – Cancellation of Tax Deed (memorandum dated March 14, 2013)	253-257
<b>14.</b>	<b><u>COMMISSIONERS ITEMS</u></b>	
A.	<b><u>Commissioner Joseph E. Flescher, Chairman</u></b> None	
B.	<b><u>Commissioner Wesley S. Davis, Vice Chairman</u></b> 1. Operation of Golf Carts in Roseland (memorandum dated March 13, 2013)	258-260
C.	<b><u>Commissioner Peter D. O’Bryan</u></b> 1. Proposed Broadband Legislation – HB 355 / SB 756 (memorandum dated March 12, 2013)	261-264
D.	<b><u>Commissioner Bob Solari</u></b> None	
E.	<b><u>Commissioner Tim Zorc</u></b> None	

<b>15.</b>	<b><u>SPECIAL DISTRICTS AND BOARDS</u></b>	<b><u>PAGE</u></b>
A.	<b><u>Emergency Services District</u></b> None	
B.	<b><u>Solid Waste Disposal District</u></b>	
1.	Approval of Minutes Meeting of January 15, 2013	
2.	Release of Retainage & Final Pay to Comanco Environmental Corporation (Bid No. 2012025) (memorandum dated March 11, 2013)	265-270
3.	Fourth Amendment to SWDD Feedstock Supply Agreement with INPB (memorandum dated March 11, 2013)	271-278
C.	<b><u>Environmental Control Board</u></b> 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](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:  
 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.*