

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

REGULAR MEETING MINUTES

TUESDAY, JUNE 14, 2016



Commission Chambers
Indian River County Administration Complex
1801 27th Street, Building A
Vero Beach, Florida, 32960-3388
www.ircgov.com

COUNTY COMMISSIONERS

DISTRICT

Bob Solari, Chairman	District 5	Present	Jason Brown, Management and Budget	Present
Joseph E. Flescher, Vice Chairman	District 2	Present	Joseph A. Baird, County Administrator	
Wesley S. Davis	District 1	Present	Dylan Reingold, County Attorney	Present
Peter D. O'Bryan	District 4	Present	Jeffrey R. Smith, Clerk of the Circuit	
Tim Zorc	District 3	Present	Court and Comptroller	
			Shelli Gagnon, Deputy Clerk	

Clerk's Note: Management and Budget Director Jason Brown (future County Administrator) sat in for the current County Administrator.

**DVD
TIMES**

**PACKET
PAGES**

1. **CALL TO ORDER** **9:00 A.M.**
The Chairman requested a Moment of Silence to remember the victims of the tragic mass shooting in Orlando this past weekend.

2. **INVOCATION** Stan Boling, Community Development Director

3. **PLEDGE OF ALLEGIANCE** Commissioner Joseph E. Flescher, Vice Chairman

4. **ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS**
9:02 a.m. **Added: Emergency Item 5.A. Proclamation Designating June 20 through June 26, 2016 as Amateur Radio Week.**

ON MOTION by Commissioner O'Bryan, **SECONDED** by Commissioner Davis, the Board unanimously approved the Agenda as amended.

5. **PROCLAMATIONS AND PRESENTATIONS**

- A. **Proclamation Designating June 20 through June 26, 2016 as Amateur Radio Week.**
Commissioner Davis read and presented the Proclamation to Vero Beach Amateur Radio Club President Eric Larabell along with several other Club members.

9:03 a.m. **Club President Eric Larabell elaborated on and invited the Board to attend the Emergency Preparedness Exercise known as the “Field Day Event” being held at Wabasso Causeway, starting at 2:00 p.m. on Saturday, June 25th through Sunday, June 26th at 2:00 p.m.**

Commissioner Davis spoke about how this event is also an opportunity to reach out through different channels to contact amateur operators throughout the world when there is no other form of communication during an emergency or a disaster, and thanked the operators for the services that they provide.

6. **APPROVAL OF MINUTES**

- 9:08 a.m. A. **Regular Meeting of May 10, 2016**
ON MOTION by Commissioner Zorc, SECONDED by Commissioner O’Bryan, the Board unanimously approved the Regular Meeting Minutes of May 10, 2016, as written.

7. **INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**

None

8. **CONSENT AGENDA**

ON MOTION by Vice Chairman Flescher, SECONDED by Commissioner Zorc, the Board unanimously approved the Consent Agenda as presented.

- 9:09 a.m. A. **Approval of Checks and Electronic Payments – May 27, 2016 to June 2, 2016**
(memorandum dated June 2, 2016) 1-8
Approved the list of checks and electronic payments as supplied by the Comptroller’s office.
- B. **Approval of Bid Award for IRC Bid No. 2016040 – Dunes Course Golf Cart Concrete Path Repairs**
(memorandum dated June 7, 2016) 9-17

Approved Bid Award to the lowest responsive and responsible bidder, SRS Services, Brooksville, FL, for \$77,026.10, and authorized the Chairman to execute agreement upon review and approval by the County Attorney as to form and legal sufficiency.

- C. Award of Bid 2016038 – Secondary Containment Coating at the South County RO Facility
(memorandum dated June 3, 2016) 18-26

Approved Bid Award 2016038 to Southland Painting Corporation; approved the Agreement with Southland Painting Corporation; and authorized the Chairman to execute upon: (1) review and approval by the County Attorney as to form and legal sufficiency; and (2) the review and approval of the required insurance by Risk Management.
- D. Approval of Southern Region Sustainable Agriculture Research and Education (SARE) 2017 Research and Education Grant Pre-Proposal Partnership
(memorandum dated May 26, 2016) 27-30

Approved partnership in a Southern Region Sustainable Agriculture Research and Education (SARE) 2017 Research and Education Grant Pre-Proposal Application, and upon the awarding of the grant, the County will supply the nonlocal Grow for Change with up to 50 wet tons of algae from Egret Marsh Stormwater Park for a lump sum fee of \$50,000.00.
- E. Vero Lake Estates Asphalt Millings Project (Phase II), Final Pay, Release of Retainage and Change Order No. 1
(memorandum dated May 31, 2016) 31-49

Approved Change Order No. 1 and approval of Dickerson Florida, Inc. Contractor’s Application for Payment No. 7, increasing the contract amount by \$9,629.54 for a final contract total of \$668,364.04.
- F. Request for Purchase of Software Package for Water/Wastewater Facilities
(memorandum dated June 1, 2016) 50-65

Waived the requirement for bids and authorized the Purchasing Department to issue a purchase order to VTSCADA (also known as Trihedral, Inc.) for \$81,849.94 for the purchase of a software package for all water and wastewater facilities.
- G. Full Release of Retainage for Ecological Associates, Inc., Work Order No. 8 – Sector 3 Beach Restoration – 2015 Post Construction Monitoring Services
(memorandum dated May 27, 2016) 66-68

Approved the release of all withheld retainage for hardbottom and sea turtle monitoring performed by Ecological Associates, Inc., Work Order No. 8 in the amount of \$29,703.17.

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- H. Work Order #2 for REI Engineers, Design and Replacement of Indian River County Administration Buildings A & B Roof
(memorandum dated June 1, 2016) 69-74

Approved Work Order No. 2 for REI Engineers to design, assist in bidding, and perform construction inspection services for the replacement of existing roofs on Administration Buildings A and B; and authorized the Chairman to execute the Work Order in the lump sum amount of \$87,000.00.
- I. Approval of License Agreement for Beach Town Music Festival with Basis Entertainment
(memorandum dated May 16, 2016) 75-96

Approved the Indian River County Fairgrounds License Agreement for Beach Town Music Festival with Beachtown, LLC, a wholly owned subsidiary of Basis Marketing, Inc., d/b/a Basis Entertainment and authorized the Chairman to execute and authorize the Parks Division to issue the applicable permits.
- J. Amendment to Fiscal Year 2015-2016 State Aid to Libraries Grant Agreement
(memorandum dated June 8, 2016) 97-124

Authorized the Chairman to execute the Grant Agreement Amendment, and directed the Library Services Director to forward said Agreement to the appropriate State Library Office.
- K. Miscellaneous Budget Amendment 019
(memorandum dated June 6, 2016) 125-129

Approved Resolution 2016-051, Amending the Fiscal Year 2015-2016 Budget.
- L. DiVosta Homes, LP's Request for Final Plat Approval for a Subdivision to be known as The Lakes At Waterway Village 2A-1
(memorandum dated June 7, 2016) 130-151

Granted final plat approval for The Lakes at Waterway Village 2A-1.

9. **CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

None

10. **PUBLIC ITEMS**

A. **PUBLIC HEARINGS**

None

B. PUBLIC DISCUSSION ITEMS

None

C. PUBLIC NOTICE ITEMS

9:09 a.m.

1. Notice of Scheduled Public Workshop June 27, 2016 – 6:00

p.m.

The Indian River County Board of County Commissioners will hold a Public Workshop regarding Fellsmere Road Maintenance on Monday, June 27th, 2016, at 6:00 p.m. at the Clarence F. Korker Center for the Performing Arts (Old Fellsmere School Auditorium) Community Room, 22 S. Orange Street, Fellsmere, Florida

(memorandum dated June 8, 2016)

152

2. Notice of Scheduled Public Hearing June 21, 2016

County initiated request to amend the county's Land Development Regulations (LDRs); establishing requirements for a county vacation rental license and other vacation rental regulations by creating zoning code section 911.15(9).

Legislative

(memorandum dated June 3, 2016)

153

County Attorney Dylan Reingold read the notices into the record.

11. COUNTY ADMINISTRATOR MATTERS

None

12. DEPARTMENTAL MATTERS

A. Community Development

None

B. Emergency Services

None

C. General Services

None

1. Human Services

None

2. Sandridge Golf Club

None

3. Recreation

None

D. Human Resources

None

E. Office of Management and Budget

9:10 a.m.

1. Health Insurance - Summary of Cost Saving Recommendations
(memorandum dated April 27, 2016)

154-162

The Board shared that correspondence had been received from the International Association of Fire Fighters (IAFF) and members of the Indian River County Sheriff's Department regarding the inability to attend discussions today because of a conflict; and that they wished to have an opportunity to provide input on this subject. The Board agreed to move forward with discussions as scheduled today and defer any decisions until those who are not able to attend have had a chance to speak on the matter.

Management and Budget Director Jason Brown recalled the meeting of February 9, 2016, where various options and alternatives regarding the losses to the County's Health Insurance Fund were discussed. Based on the direction provided from the February 9, 2016 Board meeting, staff developed a two-year plan of adjustments to the County's Health Insurance Program to address the current shortfall, in order to ensure the long-term stability of the County health plan. Human Resource Manager Sheila O'Sullivan; Benefit and Payroll Administrator, Ann Rankin; County Insurance Broker Christian Bergstrom, from The Gehring Group, and Assistant Management and Budget Director Mike Smykowski were present while Director Brown gave a PowerPoint Presentation detailing healthcare expenditures, new programs, proposed changes, and the savings involved with moving from the current Blue Choice Plan to a Blue Options Plan.

A discussion ensued regarding: (1) providing different options for health care coverage for employees; (2) changes that might adversely affect the County's "grandfather status" and Obamacare; (3) the recommendation of a policy to split the premium for single coverage to 90% County/10%

employee and 75% County/25% employee for family coverage; for an increase of \$30 month on each in a 2-year phase-in to ease the burden on the employees; (4) the importance of Other Post-Employment Benefits (OPEB), the inflows and outflows of the fund; and (5) the option of providing an international prescription plan.

Indian River County Sheriff Deryl Loar and Business Agent for the Teamsters, Steve Meyers gave their opinions regarding the proposed changes to the current health care plan and requested an opportunity to address their concerns on the subject at a later date.

The Board directed staff to: (1) add to Director Brown's PowerPoint Presentation: a slide that detailed cost per capita figures; and an additional slide to show the percentage of an employee's income spent on health insurance; and (2) send an electronic copy of the presentation and agenda backup to each of the Board members individually, place it on the website for viewing by the general public and County employees, and provide contact information for questions.

ON MOTION by Commissioner O'Bryan, SECONDED by Vice Chairman Flescher, the Board unanimously TABLED this agenda item and postponed further discussions until the meeting of June 21, 2016, to be heard after the Consent Agenda.

F. Public Works
None

The Chairman called a recess at 10:40 a.m., and reconvened the meeting at 10:50 a.m., with all members present.

G. Utilities Services

10:50
a.m.

1. Automated Meter Reading (AMR) / Advanced Metering Infrastructure (AMI) Update and Request to Proceed to Next Phases
(memorandum dated June 6, 2016)

163-170

Director of Utility Services Vincent Burke recalled the meeting held on August 19, 2014, in which the Board approved the award of Request for Proposal (RFP #2014-043) to Langham Consultants for Automated Meter Reading (AMR) and Advanced Metering Infrastructure (AMI) consulting services. Through a PowerPoint Presentation, Director Burke provided background and analysis on the AMR system, and the need to explore the AMI system as an update to the current method of doing business.

Director Burke and Utility Finance Manager Cindy Corrente answered questions from the Board regarding the current condition of existing meters, future technology, related infrastructure and associated costs involved in implementing the new system.

Commissioner O'Bryan and Vice Chairman Flescher expressed their concern over the excessive amount of hours that are being requested to put together Request for Proposals (RFP) and contract negotiations for information that should be readily available from other jurisdictions.

ON MOTION by Vice Chairman Flescher, SECONDED by Chairman Solari, the Board directed staff to: (1) work with Langham Consulting to formulate and create a Request for Proposal (RFP) for an Advanced Metering Infrastructure (AMI) Project that encourages the widest possible industry response in order to provide the County with the best possible solution; (2) for Langham to work with staff and assist in contract negotiations with a vendor for a pilot project and potential AMI conversion; and (3) return to the Board with a contract for final approval at a future Board meeting.

13.

COUNTY ATTORNEY MATTERS

11:39
a.m.

A. Humiston Park Parking Lot – County Deed to City of Vero Beach
(memorandum dated June 2, 2016)

171-176

County Attorney Dylan Reingold recalled the Board's direction from the Board meeting on April 12, 2016, regarding the preparation of a County Deed formally transferring title of the Humiston Park Parking Lot to the City Of Vero Beach with the condition that it remained zoned P-2 Park, and that no building could be built over the parking lot. The City of Vero Beach resisted including additional restricted language above what was already contained in the original resolution. In order to address the issues raised by the City of Vero Beach staff and to maintain the County's desired use of the parking lot, County Attorney Reingold included in the County Deed: (1) a clause requiring that the use of the parking lot be exclusively for public park purposes; and (2) a grant of the right for Indian River County to enforce the deed restriction.

ON MOTION by Commissioner Davis, SECONDED by Commissioner O'Bryan, the Board unanimously approved: (1) Resolution 2016-052, approving a County Deed to the City of Vero Beach, Conveying Lots 28 and 29, Block 1, Vero Beach Estates located generally on the southwest corner of Dahlia Lane and Ocean Drive within the City of Vero Beach;

and (2) authorized the Chairman to execute any and all documents to effectuate same.

11:42
a.m.

- B. 2017-2018 Legislative Priorities
(memorandum dated June 8, 2016)

177

Assistant County Attorney Kate Pingolt Cotner updated the Board on a list of Legislative issues of concern and verified the County's position on each for the State Legislative Session scheduled to begin on March 7, 2017. Also discussed was the need to incorporate the guiding principles of: (1) the support of maintaining the integrity of County Home Rule power, both administrative and fiscal; and (2) the opposition of any unfunded mandates which would compel local governments to provide a service, program, or benefit without providing a funding source.

A discussion ensued regarding previous discussions with respect to the ban on fracking, and Florida Department of Environmental Protection (FDEP) revising the water quality standards to increase the allowable amounts of certain carcinogens in our drinking water. The Board felt that the FDEP was not working in the citizens' best interest, and wishes to bring the fracking issue back to the agenda for further consideration to obtain a resolution.

ON MOTION by Vice-Chairman Flescher, SECONDED by Commissioner Davis, the Board unanimously approved a preliminary priority list for the State Legislative Session for 2017-2018, with the addition of fracking to the list of concerns and the removal of the second portion of Issue No. 6 regarding the increase of the amount distributed to local governments to be used exclusively to fund court-related technology.

14. COMMISSIONERS MATTERS

- A. Commissioner Bob Solari, Chairman
None
- B. Commissioner Joseph E. Flescher, Vice Chairman
None
- C. Commissioner Wesley S. Davis
None
- D. Commissioner Peter D. O'Bryan
None

12:01
p.m.

E.

Commissioner Tim Zorc

1. E-Mail Accessibility
(memorandum dated June 6, 2016)

178-182

Commissioner Zorc discussed the need for a change in the policy to add the email addresses for all listed staff members employed by Indian River County, as well as include any committees on which the Board members serve; along with correct contact information to provide a better means of communication for the residents and businesses of the County.

A discussion ensued regarding the concern for the potential abuse that exists with listing individual email addresses, and the possibility of encrypting the data to prevent putting the institution in harm's way. Also discussed was the importance of the public being able to obtain the correct contact information with the least amount of effort. The Board directed staff to research options and provide a resolution that is clear and easy for citizens to use, and to bring the matter back to the Board at a later date.

15.

SPECIAL DISTRICTS AND BOARDS

- A. **Emergency Services District**
None
- B. **Solid Waste Disposal District**
None
- C. **Environmental Control Board**
None

16.

ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 12:10 p.m.

ATTEST:

Jeffrey R. Smith, CPA, CGFO, CGMA
Clerk of Circuit Court and Comptroller

Bob Solari, Chairman

By: _____
Deputy Clerk

Approved: August 16, 2016

BCC/smg/2016Minutes