

Indian River County Florida

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



Meeting Minutes - FINAL

Tuesday, September 20, 2016

9:00 AM

Commission Chambers

Board of County Commissioners

*Bob Solari, Chairman, District 5
Joseph E. Flescher, Vice Chairman District 2
Wesley S. Davis, District 1
Peter D. O'Bryan, District 4
Tim Zorc, District 3*

**Jason E. Brown, County Administrator
Dylan Reingold, County Attorney
Jeffrey R. Smith, Clerk of the Circuit Court and Comptroller**

1. CALL TO ORDER

Present: 5 - Chairman Bob Solari
Vice Chairman Joseph Flescher
Commissioner Wesley Davis
Commissioner Peter O'Bryan
Commissioner Tim Zorc

2. INVOCATION

Jeffrey R. Smith, Clerk of the Circuit Court and Comptroller

3. PLEDGE OF ALLEGIANCE

Commissioner Wesley S. Davis

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Replacement Pages to the Agenda Packet for Item 8.F. - Pages 51 and 52

Deletion: Item 8.O. SLV Millstone, LLC's Request for Final Plat Approval for Millstone Landing PD Phases 4, 5, and 6

Addition: Item 10.B.3. Request to Speak from Robert Parcels

Move: Item 13.A. to be heard following the Consent Agenda items

A motion was made by Commissioner O'Bryan, seconded by Commissioner Davis, to approve the agenda as amended. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

5. PROCLAMATIONS and PRESENTATIONS

- A. 16-746** Presentation of Proclamation and Retirement Awards Honoring Benny Wells on His Retirement from Indian River County Utilities Department/Wastewater Collection Division with Twenty-Five Years of Service.

Attachments: [Wells Proclamation](#)

Chairman Solari read and presented the Proclamation to Benny Wells.

6. APPROVAL OF MINUTES**7. INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**

A. 16-748 Treasure Coast Career & Job Fair

Attachments: [info Sept 20, 2016--Job Fair on Sept 30 2016](#)

Commissioner O'Bryan announced that the Treasure Coast Career and Job Fair was scheduled for Friday, September 30, 2016, in Stuart, Florida.

B. 16-778 Member of NACo Agriculture and Rural Affairs Steering Committee

Attachments: [Info Sept 20, 2016--NACo steering committee member](#)

C. 16-757 Proclamation and Retirement Award Honoring William G. Flood Jr. on His Retirement from Indian River County Board of County Commissioners Department of General Services/Parks Division with Thirty Years of Service

Attachments: [proclamation](#)

Vice Chairman Flescher recognized William G. Flood, Jr. on his retirement.

8. CONSENT AGENDA

A motion was made by Vice Chairman Flescher, seconded by Commissioner Davis, to approve the Consent Agenda as amended, pulling item 8.F. for discussion, and deleting item 8.O.

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

A. 16-749 Approval of Checks and Electronic Payments September 2, 2016 to September 8, 2016

Attachments: [Approval of Checks and Electronic Payments](#)

Approved

B. 16-751 County Capital Asset Inventories

Attachments: [County Capital Asset Inventories](#)

Approved the list of assets for deletion from the inventory system.

C. 16-737 Blanket Authorization for Commissioners, County Officers, and Staff for Out of County Travel for Fiscal Year 2016/2017

Attachments: [Blanket Out of County Travel for FY 16-17](#)

Approved for Commissioners, County Officers, and staff to travel out of County for current and future assigned committee meetings: Florida Association of Counties, National Association of Counties, and local or regional legislative conferences or

programs; approved lobbying efforts including travel to Tallahassee when necessary; and Florida Municipal Power Agency and All Aboard Florida meetings or hearings during the 2016-2017 Fiscal Year.

- D. **16-909** Antenna and Rack space Lease with the Federal Aviation Administration at Hobart Tower

Recommended Action: Approve the Antenna and Rack Space Lease with the Federal Aviation Administration at Hobart Tower.

Approved the Antenna and Rack Space Lease with the Federal Aviation Administration.

- E. **16-742** F.D.O.T. Small County Outreach Program (SCOP) Agreement and Resolution Authorizing the Chairman's Signature for Reconstructing 58th Avenue from 26th Street to 57th Street, IRC Project No. 1324, FM No. 434840-1-54-01

Recommended Action: Staff recommends the Board of County Commissioners approve the attached Small County Outreach Program (SCOP) Agreement and Resolution and authorize the Chairman to execute the same.

Attachments: [STAFF REPORT](#)
[GrantForm](#)
[Resolution](#)
[FDOT SCOP AGREEMENT](#)

Approved Resolution 2016-082, with the Florida Department of Transportation authorizing the Chairman's execution of a Small County Outreach Program Agreement for reconstructing of 58th Avenue from 26th Street to 57th Street.

Enactment No:

- F. **16-770** Miscellaneous Budget Amendment 027

Attachments: [Staff Report](#)
[Exhibit A](#)
[budget amendment resolution](#)

A motion was made by Commissioner O'Bryan, seconded by Vice Chairman Flescher, to approve Resolution 2016-083, delegating authority to the County Administrator, the Assistant County Administrator or the Director of the Office of Management & Budget or their designee to execute all documents necessary to amend the Fiscal Year 2015-2016 Budget during the period commencing November 16, 2016, through and including November 30, 2016.

Enactment No: Resolution 2016-083

- G. **16-774** Miscellaneous Budget Amendment 028

Attachments: [Staff Report](#)
[Exhibit "A"](#)
[Budget Amendment Resolution](#)

Approved Resolution 2016-084, amending the Fiscal Year 2015-2016 Budget.

Enactment No:

- H. 16-765** Final Payment to Southland Painting Corporation for Bid #2016038 South County RO Secondary Containment Coating

Attachments: [Staff Report](#)
[Southland Invoice](#)

Approved the final payment to Southland Painting Corporation in the amount of \$81,334.00.

- I. 16-766** Final Payment for West Florida Maintenance Inc. for Bid #2015047 South County WWTF Painting

Recommended Action: It is Staff's recommendation that the BCC approves Final Payment to West Florida Maintenance, Inc. in the amount of \$8,180.00, and authorize the Chairman to execute same, as presented.

Attachments: [Staff Report](#)
[West Florida Invoice](#)

Approved final payment to West Florida Maintenance, Inc. in the amount of \$8,180.00.

- J. 16-754** 1-Year Renewal of Lease for North County Offices

Attachments: [Staff Report](#)
[One year renewal of the North County Offices Lease](#)

Approved the lease renewal rates as proposed by staff for the North County Offices.

- K. 16-753** Renewal of Agreement with Indian River County Sheriff's Office for Continued Use of the Indian River County Public Shooting Range

Attachments: [Staff Report](#)
[2016 Agreement with SO](#)

Approved the Agreement with the Indian River County Sheriff's Office for use of the Indian River County Public Shooting Range.

- L. 16-741** Renewal and Amendment No. 1 to the Professional Geotechnical Services Agreement 2016-2018

Attachments: [Staff Reports](#)
[Renewal & Amend No. 1 Andersen Andre](#)
[Renewal & Amend No. 1 Ardaman](#)
[Renewal & Amend No. 1 DUNKELBERGER](#)
[Renewal & Amend No. 1 GFA](#)
[Renewal & Amend No. 1 KSM](#)
[Andersen Andre Fee Schedule](#)
[Ardaman Fee Schedule](#)
[Dunkelberger Fee Schedule](#)
[GFA Fee Schedule](#)
[KSM Fee Schedule](#)

Approved the Fee Schedules and Renewal and Amendment No. 1 to Agreement with Andersen Andre Consulting Engineers, Inc.; Ardaman & Associates, Inc.; Dunkelberger Engineering & Testing, Inc.; GFA International; and K.S.M. Engineering & Testing, Inc.

M. 16-781 Resolution Supporting Senator Negron in Protecting the Indian River Lagoon

Attachments: [Negron Indian River Lagoon Resolution Memo](#)
[Resolution - Lagoon](#)

Approved Resolution 2016-085, supporting Senator Negron's initiative to clean water and move the water south of Lake Okeechobee.

N. 16-772 Rejection of Bids for Annual Paving and Resurfacing (Bid 2017002)

Attachments: [Staff Report](#)

Approved staff's recommendation to reject the responses received for Bid 2017002, and authorized the Road and Bridge Division to revise the specifications, and the Purchasing Division to release a new invitation to bid.

O. 16-763 SLV Millstone, LLC's Request for Final Plat Approval for Millstone Landing PD Phases 4, 5, and 6

Attachments: [Staff Report](#)
[Application](#)
[Location Map](#)
[Plat Layout](#)
[Contract for Construction of Required Improvements \(on-site subdivision\)](#)
[Agreement Concerning Off-site 23rd Street SW for Roadway Improvements](#)

This item was deleted from the Agenda.

County Administrator Jason Brown informed the Board that a Developer's

Agreement was required for the 17th Street southwest improvements before the final plat could be issued. This item will be brought back to the Board of County Commission meeting of October 4, 2016.

This item was deleted.

- P. 16-687** Willows Development, LLC's Request for Final Plat Approval for a Plat-Over Site Plan Single-Family Development to be known as The Willows Phase 1

Attachments: [Staff Report](#)
[Application](#)
[Location Map](#)
[Final Plat Layout](#)
[Contract for Construction of Required Improvements](#)

Granted final plat approval for The Willows Phase 1.

- Q. 16-779** Approval of Public Housing Agency 5-Year and Annual Plan and Accompanying Resolution

Attachments: [Staff Report](#)
[Resolution setting FY 2016 Fair Market Rent \(002\)](#)

Approved Resolution 2016-086, approving payment standards for beginning Fiscal Year 2017 for the Housing Choice Voucher Program.

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

- 1. 16-764** Pinson Subdivision Petition Water Assessment Project UCP #4126, Public Hearing and the Adoption of Resolution No. III (Administrative)

Attachments: [Staff Report](#)
[Pinson Resolution III](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Director of Utility Services Vincent Burke, in his PowerPoint Presentation, provided background and analysis on the Pinson Subdivision Petition Water Assessment Project. He encouraged the Board to consider the options presented and to approve the Resolution.

The Chairman opened the public hearing.

Sherry Doe, 4250 20th Avenue, Pinson Subdivision, supported the connection to County water.

There being no other speakers, the Chairman closed the public hearing.

A motion was made by Vice Chairman Flescher, seconded by Chairman Solari, to approve Resolution 2016-087, confirming the special assessments in connection with water main extension from 2000 to and including 2066 42nd Place and including 4206, 4216, 4220, 4230, 4240, 4250, and 4260 20th Avenue within Pinson Subdivision, and including 2226 42nd Street in Indian River County, Florida; and providing for special assessment liens to be made of record. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

Enactment No: Resolution 2016-087

2. 16-718 Consideration of Proposed Temporary Use Permit Regulations for Farmers Market Events in Gifford (Sale of Fruits, Vegetables, and Food) (Legislative)

Attachments: [Staff Report](#)

[Excerpt from Gifford Neighborhood Plan \(Action 6.5\)](#)

[Location Map](#)

[Minutes from December 8, 2015 BCC Meeting](#)

[Minutes from March 7, 2016 Community Meeting \(Progressive Civic League\)](#)

[Minutes from August 11, 2016 Planning & Zoning Commission Meeting](#)

[Proposed Ordinance](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Community Development Director Stan Boling used a PowerPoint Presentation to provide background and analysis on the proposed temporary use permit regulations for farmer's market events in Gifford.

The Chairman opened the public hearing.

Wanda Scott, 4306 26th Avenue, sought and received information regarding incentives for the applicants/vendors.

Freddie Woolfork, 4590 57th Avenue, supported the concept of establishing a farmer's market in Gifford.

Joe Idlette, 4570 57th Avenue, supported the proposed Ordinance.

There being no additional speakers, the Chairman closed the public hearing.

Commissioner O'Bryan requested staff to amend Subsection (e) by including "recycling" in the verbiage of the proposed ordinance.

A motion was made by Vice Chairman Flescher, seconded by Commissioner Zorc, to: (1) adopt Ordinance 2016-009, concerning amendments to its Land Development Regulations (LDRS); providing for amendments to Chapter 972, Temporary Uses; by establishing Section 972.08(6), Providing for Temporary Food & Produce Markets/Special Events in Gifford; and by providing for repeal of conflicting provisions; codification; severability; and effective date; and (2) add "including recycling" to Subsection (e). The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

- 3. 16-705** Consideration of Proposed Regulation Allowing Limited Recreational Vehicle Spaces in Mobile Home Parks Located Adjacent to Interstate 95 and West of 90th Avenue (Legislative)

Attachments: [Staff Report](#)
[March 8, 2016 BCC Agenda Item and Meeting Minutes](#)
[Approved 081116 PZC Minutes](#)
[Proposed Ordinance](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Using a PowerPoint Presentation, Director Boling provided background and analysis regarding the Board initiated amendment to the Land Development Regulations (LDRs).

The Chairman opened the public hearing.

John Besig, 7300 20th Street, supported the request of the Lakewood Village residents to allow recreational vehicles in their mobile home park, but did not support an amendment to the LDR.

Gwendolyn Ripp, Heron Cay, voiced concerns over the impacts on mobile home parks if recreational vehicles are permitted.

There being no other speakers, the Chairman closed the public hearing.

A motion was made by Commissioner Davis, seconded by Commissioner Zorc, to adopt Ordinance 2016-010, concerning an amendment to its Land Development Regulations (LDRS); providing for an amendment to Chapter 971, Regulations for Specific Land Uses; by amending Section 971.41, Residential Units Sub Section (12) Limited Recreational Vehicle Spaces in Small-Scale Mobile Home Rental Parks and Parks Adjacent to I-95; and by providing for repeal of conflicting provisions; codification; severability; and

effective date. The motion carried by the following vote:

Aye: 4 - Chairman Solari, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

Nay: 1 - Vice Chairman Flescher

- 4. 16-723** Consideration of Amendments to Land Development Regulations (LDRs) Chapters 901 (Definitions), 911 (Zoning), and 971 (Specific Land Use Criteria) to Establish Regulations for Medical Marijuana Treatment Centers (Legislative)

Attachments: [Staff Report](#)

[Background Article and 2016 Medical Marijuana Constitutional Amendment \(Amendment 2\) Ballot Language](#)

[Minutes from April 5, 2016 BCC Meeting](#)

[Indian River County Pain Management Clinic 2016 Ordinance](#)

[2015 Planning Magazine Article: "High and Lows in the Wake of Legalization"](#)

[2014 Chart Comparing Proposed Medical Marijuana Regulations \(LDRs\)](#)

[State Marijuana Laws Map and Background Article](#)

[Minutes from August 11, 2016 Planning & Zoning Commission Meeting](#)

[Proposed LDR Amendment 2016 Ordinance](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Director Boling used a PowerPoint Presentation to discuss background and analysis on the amendments to Chapters 901, 911 and 971 of the Land Development Regulations (LDRs).

The Board sought and received information from staff regarding the proposed amendments.

The Chairman opened the public hearing.

Joseph Paladin, President of Black Swan Consulting and Entitlement, LLC, supported the proposed ordinance.

Bob Johnson, Coral Wind Subdivision, opposed the amendments to the LDRs and urged the Board to be cautious when establishing regulations for medical marijuana.

Lou Aprile, Citrus Springs, sought and received information from staff regarding the cultivation, administration, and consumption of marijuana at pain management clinics and treatment centers.

Wanda Scott, 4306 26th Avenue, asked that Gifford be considered for a medical distribution center.

There being no additional speakers, the Chairman closed the public hearing.

A motion was made by Commissioner O'Bryan, seconded by Chairman Solari, to authorize staff to bring the proposed Ordinance back to the Board for a second final adoption hearing at the Board of County Commission meeting of October 11, 2016. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

The Chairman called for a break at 10:48 a.m., and reconvened the meeting at 11:00 a.m., with all members present.

- 5. 16-760** Showcase Designer Homes, L.C.'s Request for Conceptual Planned Development (PD) Plan and Special Exception Approval for a Project to be known as Orchard Park (Quasi-Judicial)

Attachments: [Staff Report](#)
[Application](#)
[Excerpt from August 11, 2016 PZC Minutes](#)
[Location Map](#)
[Aerial](#)
[Conceptual & Preliminary PD Plan](#)
[Landscape Plan](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Each Commissioner, as requested by the Chairman, disclosed ex parte communications, site visits, or independent investigations. They also affirmed that they had an open mind and could base their decisions on the evidence presented and applicable law.

The Deputy Clerk administered the Oath to all persons who wished to speak at the hearing.

Director Boling provided description, conditions, and analysis regarding the Planned Development (PD) for special exception approval on a project to be known as Orchard Park.

Discussion ensued regarding buffers, turn lanes, access roads, and required sidewalks

and streetlights.

Jeff Barkett, Schulke, Bittle, and Stoddard, LLC responded to the Board's concerns regarding streetlights.

The Chairman opened the Public Hearing.

Bob Johnson, Coral Wind Subdivision, sought and received information from staff regarding access for emergency vehicles and the conceptual PD plan.

There being no additional speakers, the Chairman closed the Public Hearing.

A motion was made by Commissioner O'Bryan, seconded by Vice Chairman Flescher, to: (1) grant the Conceptual Planned Development (PD) Plan and special exception approval with the listed conditions on page 258 of the Agenda Packet, and (2) add to condition 1.b. the requirement of the Planning Staff's approval of the final streetlighting design and sidewalk lighting on 1st Street Southwest. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

6. 16-685 Frank Richardson's Request to Rezone ± 3.59 Acres from A-1 to RS-3 (RZON-94120127-77245) (Quasi-Judicial)

Attachments: [BCC Staff Report and Attachment 1](#)

[Attachment 2 - Application](#)

[Attachment 3 - Draft PZC 082516 Minutes](#)

[Attachment 4 - Ordinance - Richardson Rezoning 6580 33rd St](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Each Commissioner, as requested by the Chairman, disclosed ex parte communications, site visits, or independent investigations. They also affirmed that they had an open mind and could base their decisions on the evidence presented and applicable law.

The Deputy Clerk administered the Oath to all persons who wished to speak at the hearing.

Director Boling used a PowerPoint Presentation to provide description, conditions, and analysis regarding Frank Richardson's request to rezone ± 3.59 acres, located at the the northeast corner of 66th Avenue and 33rd Street, from A-1 (Agricultural District) to RS-3 (Single-Family Residential District).

The Chairman opened the public hearing. There being no speakers, the Chairman

closed the public hearing.

A motion was made by Commissioner Davis, seconded by Chairman Solari, to adopt Ordinance 2016-012, amending the Zoning Ordinance and the accompanying Zoning Map for approximately ± 3.59 acres located at the northeast corner of 66th Avenue and 33rd Street, from A-1, Agricultural District (up to 1 unit/5 acres), to RS-3, Single-Family Residential District (up to 3 units/acre); and providing codification, severability, and effective date. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

7. **16-775** Epic Missions Inc.'s Request to Modify a Special Exception Use Approval Condition, to Reduce Perimeter Property Setbacks for the Camp/Retreat Facility at 6025 12th Street (Quasi-Judicial)

Attachments: [Staff Report](#)
[Application](#)
[Location Map](#)
[Aerial](#)
[Excerpt from the November 5, 2002 BCC Minutes](#)
[Conceptual Site Plan](#)

Proof of Publication of Advertisement for this hearing is on file in the Office of the Clerk to the Board.

Each Commissioner, as requested by the Chairman, disclosed ex parte communications, site visits, or independent investigations. They also affirmed that they had an open mind and could base their decisions on the evidence presented and applicable law.

The Deputy Clerk administered the Oath to all persons who wished to speak at the hearing.

Using a PowerPoint Presentation, Director Boling provided background and analysis regarding the Epic Missions, Inc. (Epic) site, and their request to modify the previous special exception perimeter setback. The property is zoned A-1 (Agricultural 1) and located west of 58th Avenue, on the south side of 12th Street.

The Board offered comments as they sought and received further details from staff.

Paul Munsie, Epic Missions, Inc. provided background, described Epic's mission, and reviewed the camp/retreat facility proposal.

The Chairman opened the Public Hearing; there being no speakers, he closed the Public Hearing.

A motion was made by Commissioner Davis, seconded by Commissioner Zorc, to modify the previous special exception approval perimeter setback condition as follows: "All enclosed structures shall be set back a minimum of 40' from the north and east project perimeters, and a minimum of 150' from the west and south project perimeters except for up to two single-family residences for on-site retreat managers which shall be set back a minimum of 40' from all project perimeters." The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

B. PUBLIC DISCUSSION ITEMS

1. **16-759** Request to Speak from Gifford Economic Development Council on Update

Attachments: [Request to Speak](#)

Wanda Scott, 4306 26th Avenue, representing the Gifford Economic Development Council, gave a brief presentation, voiced areas of concern for the Gifford community, and inquired about responses to her letters.

County Administrator Jason Brown encouraged Ms. Scott to contact staff when she has questions or concerns, and relayed that it was not necessary to wait until the Board of County Commission meetings to obtain information and updates.

2. **16-777** Request to Speak from Brian Heady Regarding Code Enforcement

Attachments: [Request to Speak](#)

Brian Heady spoke about code enforcement practices and violations, and aired concerns over a code enforcement case (that dealt with sea turtle issues) and a homeowner being charged for a commercial event.

Attorney Reingold provided the Board with the specifics of the code enforcement incident and the continuing Order concerning a commercial event at a private residence. He cautioned the Board to not get involved since the issue was currently being litigated in Circuit Court.

3. **16-921** Addition: Request to Speak from Robert Parcels

Robert Parcels, 8 Seagull Avenue, requested the Board to reduce or waive the interest on the demolition fees for a parcel of land he recently purchased in Marsh Island. He said he would pay the lien on the property in the amount of \$19,749.

Deputy Attorney William DeBraul provided the details of the foreclosure, lien, and pay-off value. He encouraged the Board to accept Mr. Parcels' request, and to direct staff to prepare a Partial Release of Lien.

A motion was made by Commissioner O'Bryan, seconded by Commissioner Davis, to approve waiving the interest on the demolition fees and accept

\$19,749 for payment of the lien.

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

C. PUBLIC NOTICE ITEMS

1. **16-762** Notice of Scheduled Public Hearing October 4, 2016 to Consider a Water Main to be Installed within the Fischer Lakes Island Subdivision Phase 1 through 6 and Replat of 7 Petition (Administrative)

Attachments: [Staff Report](#)

Attorney Reingold read the Notice into the record.

11. COUNTY ADMINISTRATOR MATTERS

12. DEPARTMENTAL MATTERS

A. Community Development

B. Emergency Services

C. General Services

1. Human Services

2. Sandridge Golf Club

3. Recreation

D. Human Resources

E. Office of Management and Budget

1. **16-745** Quarterly Budget Report

Attachments: [Staff Report](#)

[Reports at a glance-June 2016](#)

[Qtrly Budget Report Q3 201516 revenue](#)

[Qtrly Budget Report Q3 201516 expense](#)

[Budget Amendment History](#)

Management and Budget Director Michael Smykowski provided a synopsis of the third quarter Fiscal Year 2015-2016 Budget report.

Discussions ensued throughout the presentation as Commissioners commented and posed questions to staff.

F. Public Works

1. **16-755** 2016 IRC Summer Camp for a Sustainable future in Review

Attachments: [Staff Report 2016 IRC Summer Camp Review](#)
[2016 IRC Summer Camp review survey attachment](#)
[2016 IRC Summer Camp power point](#)

Stormwater Educator and Fertilizer Enforcement Officer Alexis Peralta provided a brief video and presentation regarding the success of the 2016 Summer Camp.

Chairman Solari suggested that staff contact some of the local private sector camps to see if our camp can join theirs next year, instead of our staff running the camp at the County facility.

G. Utilities Services

13. COUNTY ATTORNEY MATTERS

- 16-787** Criminal Justice, Mental Health and Substance Abuse Reinvestment Grant Program

County Attorney Dylan Reingold provided background regarding the Southeast Florida Behavioral Health Network, Inc. Grant Application for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant, and the funding of the program.

Commissioner O'Bryan recommended that Sheriff Deryl Loar coordinate with Assistant County Attorney Kate Pingolt Cotner to ensure that implementations for the Mental Health Program will meet the requirements of Senate Bill 12.

Sheriff Loar provided details regarding the mental health court, and encouraged the Board to approve the Grant Application.

A motion was made by Commissioner O'Bryan, seconded by Commissioner Zorc, to approve the application and assign the Southeast Florida Behavioral Health Network to submit the application; and authorize the Chairman to execute the Letter of Support for Southeast Florida Behavioral Health Network in pursuit of the Grant. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

- B. 16-756** City of Vero Beach Electric Utility Franchise

Attachments: [Staff Report](#)
[Resolution 87-12](#)

Attorney Reingold provided background on the City of Vero Beach Electric Utility Franchise, and recommended the Board authorize him to negotiate a franchise with the City of Vero Beach for terms similar to the original franchise.

Commissioner Zorc suggested that Attorney Reingold go back to the City of Vero Beach to see if the 30-year term of the Franchise Agreement can be shortened.

A motion was made by Commissioner O'Bryan, seconded by Vice Chairman Flescher, to direct the County Attorney's office to move forward with an electric franchise to the City of Vero Beach, which memorializes the City's obligation to pay franchise fees. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

Enactment No: RES 16-004

14. COMMISSIONERS MATTERS

A. Commissioner Wesley S. Davis, Chairman

B. Commissioner Bob Solari, Vice Chairman

C. Commissioner Joseph E. Flescher

D. Commissioner Peter D. O'Bryan

E. Commissioner Tim Zorc

15. SPECIAL DISTRICTS AND BOARDS

A. Emergency Services District

The Board reconvened as the Board of Commissioners of the Emergency Services District. Those Minutes will be approved under the next Emergency Services District meeting.

- 1. 16-738** Authorization for Final Payment and Release of Retainage of Barth Construction, Inc. for Building Renovations on Fire Station #1 (1500 Old Dixie Hwy) Change Order # 1

Attachments: [Staff Report-Station 1](#)
[Letter from C.M. Crawford](#)
[AIA G701 Change Order](#)
[AIA G702](#)
[AIA G703](#)
[G706](#)
[G706A](#)
[AIA G707](#)

A motion was made by Vice Chairman Flescher, seconded by Commissioner O'Bryan, to approve Change Order No.1 with Barth Construction, Inc., final payment and release of retainage in the amount of \$27,495.36. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

2. **16-744** Affiliation Agreement between Medical Center Academy and Indian River County Emergency Services District

Attachments: [Staff Report-Affiliation Agreement](#)
[Affiliation Agreement MCA & IRCES](#)

A motion was made by Commissioner O'Bryan, seconded by Vice Chairman Flescher, to approve the Affiliation Agreement between the Indian River County Emergency Services District and the Medical Career Academy. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

The Board of Commissioners adjourned the Emergency Services District meeting and reconvened as the Board of Commissioners of the Solid Waste Disposal District.

B. Solid Waste Disposal District

The Board reconvened as the Board of Commissioners of the Solid Waste Disposal District. Those Minutes will be approved under the next Solid Waste Disposal District meeting.

1. **16-767** Amendment No. 1 to Work Order CCNA-2014 WO No. 4 to Geosyntec for One Year of Groundwater Monitoring/Reporting and Related Consulting Services at the Former South Gifford Road Landfill

Attachments: [Staff Report](#)
[Work Order No 4](#)

Chairman Solari asked Administrator Brown to have a strategy to bring the groundwater monitoring/reporting to an end when it comes back to the Board in 2017.

A motion was made by Vice Chairman Flescher, seconded by Commissioner Zorc, to approve and authorize the Chairman to execute Amendment No. 1 to CCNA-2014 to Work Order No. 4, authorizing Geosyntec Consultants, Inc. to implement the pre-Remedial Action Plan Modification (RAPM) investigation and finalize the bioremediation design required by the Federal Department of Environmental Protection (FDEP), not to exceed the fee of \$29,980. The motion carried by the following vote:

Aye: 5 - Chairman Solari, Vice Chairman Flescher, Commissioner Davis, Commissioner O'Bryan, and Commissioner Zorc

The Board of Commissioners adjourned the Solid Waste Disposal District meeting and reconvened as the Board of County Commissioners of the regular meeting.

C. Environmental Control Board

16. ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 1:58 p.m.

APPROVED: November 1, 2016