

JEFFREY R. SMITH

Clerk to the Board



August 20, 2013

**EMERGENCY SERVICES DISTRICT
MEETING MINUTES**

The Board of Commissioners of the Emergency Services District of Indian River County, Florida, met in Regular Session at the County Commission Chambers, 1801 27th Street, Vero Beach, Florida, on Tuesday, August 20, 2013. Present were Chairman Joseph E. Flescher, Vice Chairman Wesley S. Davis, and Commissioners Peter D. O'Bryan, Bob Solari, and Tim Zorc. Also present were County Administrator Joseph A. Baird, County Attorney Dylan Reingold, and Deputy Clerk Maureen Gelfo.

Chairman Flescher called the meeting to order at 8:18 p.m.

15.A.1. APPROVAL OF MINUTES MEETING OF JUNE 18, 2013

ON MOTION by Commissioner O'Bryan, SECONDED by Commissioner Solari, the Board unanimously approved the minutes of the June 18, 2013 meeting, as written.

15.A.2. CITY OF FELLSMERE FIRE MARSHAL'S OFFICE

Emergency Services Director and Fire Chief John King recapped his memorandum of August 6, 2013 to provide the key details of this matter. He explained that in October 2009, the City of Fellsmere (Fellsmere) adopted Ordinance 2009-17, establishing the Fellsmere Fire Marshal's Office, and that in 2012, it enacted Ordinance 2012-10, related to the duties of said Office. He relayed that the Fellsmere Fire Marshal has been conducting reviews and inspections that should fall solely under the responsibility of the Emergency Services District, and proposed that the Board approve the draft Resolution requesting that Fellsmere discontinue all further activities of its Fire Marshal.

Commissioner Solari stated that it would be best for the County Attorney to contact City of Fellsmere Attorney Warren Dill, and get his opinion on Fellsmere's Fire Marshal Ordinance.

The Board sought further details from Director King, and the following Motion was made:

MOTION WAS MADE by Commissioner Solari, SECONDED by Chairman Flescher, to direct the County Attorney to work with the City of Fellsmere Attorney Warren Dill; and Emergency Services District staff to work with corresponding staff in Fellsmere, to resolve this issue.

City Manager Jason Nunemaker revealed that Fellsmere's program has resulted in one-stop shopping with regards to permitting, and they feel this is the best approach. He agreed to work with the County to see if Fellsmere's program has any deficiencies, but stressed that Fellsmere is very pleased with their program.

Attorney Reingold advised that he would be happy to meet with Attorney Dill, but cautioned the Board that the 4-year Statute of Limitations on this matter was drawing to a close.

After a brief discussion, the Board CONSENSUS was to ask Fellsmere for a 90-day extension of the Statute of Limitations, to allow time for discussion between County and Fellsmere staffs.

The Chairman CALLED THE QUESTION, and the Motion carried unanimously.

Mr. Nunemaker stated that he would present this matter to the Fellsmere City Council at its September 5, 2013 meeting.

ALL BACKUP DOCUMENTATION, RESOLUTIONS, AND ORDINANCES ARE ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD AND ARE HEREBY MADE A PART OF THESE MINUTES

There being no further business, the Chairman declared the Emergency Services District meeting adjourned at 8:35 p.m.

ATTEST:

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

Joseph E. Flescher, Chairman

Minutes Approved: _____

BCC/ESD/2013 Minutes