



**BOARD OF COUNTY  
COMMISSIONERS  
INDIAN RIVER COUNTY FLORIDA  
COMMISSION AGENDA  
TUESDAY, JANUARY 17, 2023 - 9:00 AM**

**Commission Chambers  
Indian River County Administration Complex  
1801 27th Street, Building A  
Vero Beach, Florida, 32960-3388  
[www.ircgov.com](http://www.ircgov.com)**

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**COUNTY COMMISSIONERS**

**Joseph H. Earman, District 3, Chairman  
Susan Adams, District 1, Vice Chairman  
Joseph Flescher, District 2  
Deryl Loar, District 4  
Laura Moss, District 5**

**Michael C. Zito, Interim County Administrator  
Dylan Reingold, County Attorney  
Jeffrey R. Smith, Clerk of the Circuit Court and Comptroller**

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**1. CALL TO ORDER**

**2.A. A MOMENT OF SILENT REFLECTION FOR FIRST RESPONDERS AND MEMBERS  
OF THE ARMED FORCES**

**2.B. INVOCATION**

**Christina Moore, Sr. Pastor, Rhema Apostolic International Deliverance Center**

**3. PLEDGE OF ALLEGIANCE**

**Commissioner Laura Moss**

**4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS**

**5. PROCLAMATIONS and PRESENTATIONS**

**5.A. Proclamation Recognizing Rabbi Michael Birnholz In Celebration of 20 Years of  
Outstanding Dedication**

*Attachments:* [Proclamation](#)

**5.B. Presentation of Proclamation Honoring Cindy Carlsward On Her Retirement From  
the Indian River County Clerk of Court and Comptroller With 30 Years of Service**

*Attachments:* [Proclamation](#)

**5.C. Presentation of Proclamation Honoring Dan L. Vaughn, Circuit Judge, 19th Judicial  
Circuit**

*Attachments:* [Proclamation](#)

- 5.D.** Presentation by AARP Florida of Certificate of Completion of the Livable Indian River Action Plan

*Attachments:* [Request from Livable Indian River](#)

**6. APPROVAL OF MINUTES**

- 6.A.** Regular Meeting of October 18, 2022

*Attachments:* [10182022 BCC Final](#)

- 6.B.** Regular Meeting of November 1, 2022

*Attachments:* [11012022 BCC Draft](#)

- 6.C.** Regular Meeting of November 8, 2022

*Attachments:* [11082022 BCC Draft](#)

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

- 7.A.** 2023 Treasure Coast Regional Planning Council (TCRPC) Appointments

*Attachments:* [Information Memo](#)  
[Chairman's letter](#)

- 7.B.** City of Sebastian, Notice of Voluntary Annexation: Ordinance No. O-22-14 for property located at 11355 Old Dixie Highway. A copy of the adopted ordinance with a map and legal description are on file in the Office of the Clerk to the Board.

- 7.C.** Florida Public Service Commission Order PSC-2022-0433-TRF-EI; In re: Petition for limited proceeding to approve refund and rate reduction resulting from implementation of Inflation Reduction Act, by Florida Power & Light Company; if a protest is filed within 21 days of issuance of order, tariff shall remain in effect with charges held subject to adjustment, pending resolution of the protest; if no timely protest, docket to be closed on issuance of a CO; protest due 1/11/2023, a copy is on file in the Office of the Clerk to Board.

- 7.D.** Appointment of Robert J. Votaw to the Planning and Zoning Commission Representing District 2

*Attachments:* [Commissioner's Memorandum](#)  
[Application & Resume](#)

- 7.E.** Indian River County Venue Event Calendar Review

*Attachments:* [Venue Event Calendar](#)

- 7.F.** Letter of Agreement Crime Stoppers Trust Fund Grant

*Attachments:* [Staff Report](#)  
[Crime Stoppers Agreement](#)

**7.G.** Children's Services Advisory Committee - Re-Appointment of District 4 Representative

*Attachments:* [Commissioners Memorandum](#)

**7.H.** Children's Services Advisory Committee - Resignation of District 3 Appointee Heather Grall Barwick

*Attachments:* [Commissioner's Memorandum](#)

**8. CONSENT AGENDA**

**8.A.** Checks and Electronic Payments December 2, 2022 to December 8, 2022

*Attachments:* [Finance Department Staff Report](#)

**8.B.** Checks and Electronic Payments December 9, 2022 to December 15, 2022

*Attachments:* [Finance Department Staff Report](#)

**8.C.** Checks and Electronic Payments December 16, 2022 to December 22, 2022

*Attachments:* [Finance Department Staff Report](#)

**8.D.** Checks and Electronic Payments December 23, 2022 to December 29, 2022

*Attachments:* [Finance Department Staff Report](#)

**8.E.** Checks and Electronic Payments December 30, 2022 to January 5, 2023

*Attachments:* [Finance Department Staff Report](#)

**8.F.** Miscellaneous Budget Amendment 01

*Attachments:* [Staff Report](#)

[2022 2023 Resolution](#)

[Exhibit "A"](#)

**8.G.** Declaration of Excess Equipment as Surplus

*Attachments:* [Staff Report](#)

[Excess List for 011723](#)

**8.H.** Renewal of Annual Bid 2022027 for Natural Areas and Exotic Vegetation Management/Mowing

*Attachments:* [Staff Report](#)

[First Extension](#)

**8.I.** Master Plan Study Phase Agreement for Emergency Operations Center Expansion Design (RFQ 2022062)

*Attachments:* [Staff Report](#)

[Master Plan Study Phase Agreement](#)

- 8.J.** Interest Rate Change on All County Financing (Petition Paving, Utility Assessment Projects, Utility Impact Fees, etc.)  
*Attachments:* [Staff Report](#)  
[County Financing Interest Rate History](#)
- 8.K.** First Extension to Agreement for Custodial Services for the County Administration Complex  
*Attachments:* [Staff Report](#)  
[First Extension](#)
- 8.L.** Permission to Advertise for Public Hearing for Amendment to Section 100.03(4) of the Indian River County Code, Codifying and Publishing the Ordinances to Readopt the Code as Published by the Municipal Code Corporation  
*Attachments:* [Staff Report](#)
- 8.M.** Resolution for Designation of Authority to Utilities Director or Designee to Execute Lien Releases/Satisfactions for Road Paving Assessments  
*Attachments:* [Staff Report](#)  
[Draft Resolution](#)
- 8.N.** Amendment to Mediated Settlement Agreement Shelly and Stephen Ryan  
*Attachments:* [Staff Report](#)  
[Aerial Photo of the Ryan property](#)  
[Amendment to Mediated Settlement Agreement](#)
- 8.O.** Amendment One to SJRWMD's cost-sharing agreement with Indian River County for plugging abandoned artesian wells  
*Attachments:* [Staff Report](#)  
[Amendment One](#)
- 8.P.** Approval of Advance Purchase of Golf Cart Fleet  
*Attachments:* [Staff Report](#)
- 8.Q.** Work Order Number 7, Continuing Architectural Services Contract RFQ 2018063 Fran B Adams (North County) RegionalPark - New Restroom / Stand Alone Structure Architectural Services  
*Attachments:* [Staff Report](#)  
[Work Order #7](#)  
[Proposal](#)

- 8.R.** Work Order Number 8, Continuing Architectural Services Contract RFQ 2018063  
Hosie Shumann Park Improvements Architectural Services

*Attachments:* [Staff Report](#)

[WO8 Hosie Shumann](#)

[#8 Proposal Hosie Schuman](#)

- 8.S.** Approval of Public Official Bond for Anna J. Kirkland, Indian River County  
Mosquito Control District

*Attachments:* [Memorandum - Approval of Public Official Bond](#)

[Public Official Bond - Anna J. Kirkland](#)

- 8.T.** Sebastian River Improvement District - Indian River County Fire Station #7,  
Interlocal Agreement (IRC-1911)

*Attachments:* [Staff Report](#)

[Interlocal Agreement](#)

- 8.U.** Amendment No. 2 to St. Johns River Water Management District Grant Agreement  
36528 for the Moorhen Marsh Low Energy Aquatic Plants System (LEAPSTM)  
Stormwater Treatment Facility

*Attachments:* [Staff Report](#)

[Amendment No. 2](#)

- 8.V.** Update - 2023 State Legislative Program

*Attachments:* [Staff Report](#)

[2023 State Legislative Program](#)

## **9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

### **10. PUBLIC ITEMS**

#### **A. PUBLIC HEARINGS**

- 10.A.1** Consideration of Land Development Regulation (LDR) Amendments to Section  
930.07(2)(i) to Allow for Exceptions to the Cut and Fill Balance Requirements  
for Commercial / Industrial Developments in Flood Hazard Areas  
(LEGISLATIVE)

*Attachments:* [Staff Report](#)

[Proposed LDR Subsection 931.07\(2\)\(i\)](#)

[Draft 12-8-22 PZC Minutes](#)

[Draft Ordinance](#)

- 10.A.2** Request for the Board of County Commissioners to Consider an Ordinance Modifying Title X Impact Fee Ordinance Regulations and Appendix X (LEGISLATIVE)

*Attachments:* [Staff Report](#)  
[Draft Ordinance](#)  
[Appendix A](#)  
[VIP Matrix](#)  
[Waiver / Reduction Application](#)

**B. PUBLIC DISCUSSION ITEMS**

- 10.B.1** Request to Speak re: Vero Beach Sock Drive

*Attachments:* [Request to Speak Vero Beach Sock Drive](#)

- 10.B.2** Request to Speak from George Colon, Advocate re: Fentanyl Awareness

*Attachments:* [Public Discussion Request G. Colon](#)

**C. PUBLIC NOTICE ITEMS**

- 10.C.1** Notice of Scheduled Public Hearing for January 31, 2023

*Attachments:* [Staff Report](#)

**11. COUNTY ADMINISTRATOR MATTERS**

**12. DEPARTMENTAL MATTERS**

**A. Community Development**

**B. Emergency Services**

**C. General Services**

- 12.C.1** 2023 STEAM Fest License Agreement

*Attachments:* [Staff Report](#)  
[2023 STEAM Fest License Agmt](#)

**D. Human Resources**

**E. Information Technology**

**F. Office of Management and Budget**

**G. Public Works**

**H. Utilities Services**

- 12.H.1** Septic to Sewer Funding Status and Direction - West Wabasso Phase 3A and 3B

*Attachments:* [Staff Report](#)

**13. COUNTY ATTORNEY MATTERS**

- 13.A.** Permission to Advertise Public Hearing - County Administrator Residency Requirement

*Attachments:* [Staff Report](#)  
[County Administrator Residency Ordinance](#)

- 13.B.** City of Vero Beach Water, Wastewater and Reclaimed Water Franchise Agreement

*Attachments:* [Staff Report](#)  
[COVB Draft Agreement](#)

- 13.C.** 2023 Committees Vacancies and Appointments

*Attachments:* [Staff Report](#)  
[01.09.23 CAO Vacancy List \(Website Use\)](#)

#### **14. COMMISSIONERS MATTERS**

- A. Commissioner Joseph H. Earman, Chairman**
- B. Commissioner Susan Adams, Vice Chairman**
- C. Commissioner Joseph E. Flescher**
- D. Commissioner Deryl Loar**
- E. Commissioner Laura Moss**

#### **15. SPECIAL DISTRICTS AND BOARDS**

##### **A. Emergency Services District**

- 15.A.1** Approval of the Emergency Services District Meeting Minutes of August 16, 2022

*Attachments:* [08162022 ESD Granicus](#)

- 15.A.2** Approval of Emergency Services District Meeting Minutes of October 4, 2022

*Attachments:* [10042022 ESD Draft](#)

- 15.A.3** Approval of Advance Purchase for Fire Rescue Apparatuses

*Attachments:* [Staff Report](#)  
[Proposal from ETR, LLC.](#)

##### **B. Solid Waste Disposal District**

- 15.B.1** Approval of the Solid Waste Disposal District Meeting Minutes of October 18, 2022

*Attachments:* [10182022 SWDD Final](#)

- 15.B.2** Approval of the Solid Waste Disposal District Meeting Minutes of November 1, 2022

*Attachments:* [11012022 SWDD Draft](#)

**15.B.3** Approval for Additional Frac Tank and Equipment for Leachate Disposal

*Attachments:* [Staff Report](#)

**15.B.4** Work Order No. 19 to Geosyntec for Annual Permit, Compliance Monitoring, and Reporting for 2023

*Attachments:* [Staff Report](#)

[Work Order No. 19 - Geosyntec](#)

**15.B.5** Amendment No. 3 to Work Order No. 44 to Kimley-Horn for Landfill Gas Flare Skid Improvements and Pipeline Extension Project

*Attachments:* [Staff Report](#)

[Amendment No 3 to Work Order 44](#)

**C. Environmental Control Board**

**16. ADJOURNMENT**

Except for those matters specifically exempted under the State Statute and Local Ordinance, the Board shall provide an opportunity for public comment prior to the undertaking by the Board of any action on the agenda, including those matters on the Consent Agenda. Public comment shall also be heard on any proposition which the Board is to take action which was either not on the Board agenda or distributed to the public prior to the commencement of the meeting.

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.

Anyone who needs special accommodation with a hearing aid for this meeting may contact the Board of County Commission Office at 772-226-1490 at least 20 hours in advance of the 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, and the North County Library.

***Commission Meetings are broadcast live on 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.***