

Indian River County Florida

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



Meeting Minutes - Draft

Tuesday, September 19, 2017

9:00 AM

Commission Chambers

Board of County Commissioners

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

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

1. CALL TO ORDER

ROLLCALL

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

2.A. A MOMENT OF SILENT REFLECTION FOR FIRST RESPONDERS

2.B. INVOCATION

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

3. PLEDGE OF ALLEGIANCE

Commissioner Tim Zorc

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Delete: Item 10.B.2. Request to Speak from Reza Torkaman Regarding Utility Policy on Tenant Non-Payment

Addition: Announcement Regarding Missing Person John Michael Kim

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the Agenda, as presented. The motion carried by the following vote:

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

Commissioner Zorc announced that John Michael Kim was missing. He requested that the public notify the St. Lucie County authorities if they have any information regarding Mr. Kim's whereabouts.

5. PROCLAMATIONS and PRESENTATIONS

5.A. 17-0915 Presentation of Proclamation and Retirement Award Honoring Deward Howard Jr. on His Retirement From Indian River County Board of County Commissioners Department of Public Works/Engineering Division with Twenty-Three Years of Service

Attachments: [Service Award](#)
[Proclamation](#)

Chairman Flescher read and presented the Proclamation and Award to Deward Howard, Jr.

County Administrator Jason Brown commended Mr. Howard on his service to the County.

Read and Presented

5.B. 17-0913 Presentation of Proclamation Honoring Deborah Clemenzi on Her Retirement from the Property Appraiser's Office

Recommended Action: Read and Presented.

Attachments: [Proclamation](#)

Commissioner Solari read and presented the Proclamation to Deborah Clemenzi.

Property Appraiser Chief Deputy Mickey Umphrey spoke on behalf of Property Appraiser David Nolte to congratulate and thank Ms. Clemenzi for her years of service with the Property Appraiser's Office.

Read and Presented

5.C. 17-0896 Presentation of Proclamation Designating the Month of September as Attendance Awareness Month

Recommended Action: Read and Presented

Attachments: [Proclamation](#)

Vice Chairman O'Bryan read and presented the Proclamation to Dr. Lillian Torres-Martinez, Executive Director Student Services and Exceptional Student Education; Freddie Woolfork, Gifford Youth Achievement Center; Marie O'Brien, Learning Alliance/Moonshot Moment; and Public Information Officer Cristen McMillan.

Read and Presented

5.D. 17-0975 Presentation of Carnegie Hero Fund Commission Award of Carnegie Medal Honoring Indian River County Sheriff Deputies Robert Sunkel and Linda Nolan

Recommended Action: Presentation

Attachments: [Carnegie Hero Fund Commission Awards](#)

Lieutenant Thom Raulen welcomed the 1976 Carnegie Medal recipient, Cash Kaschi.

Mr. Kaschi, on behalf of the Carnegie Hero Fund Commission, awarded the Carnegie Medals to Deputies Linda Nolan and Robert Sunkell. Deputies Nolan and Sunkell had rescued Cheryle D. Coons from a burning car on March 23, 2016.

Read and Presented

- 5.E. 17-0907** Presentation of Proclamation Designating September 18-22, 2017 as Industry Appreciation Week

Recommended Action: Read and Presented.

Attachments: [Proclamation](#)

Commissioner Adams read and presented the Proclamation to Helene Caseltine, Economic Development Director, Indian River County Chamber of Commerce; and Industry Awards Committee Members Anna Valencia Tillery, White Glove Moving, Storage, and Delivery; Lynn Fiske, EGP Document Solutions; Donna Kingsley, Vero Chemical; and Alphonse Alexander, Alexander Insurance Company.

Ms. Caseltine announced that the Industry Appreciation Awards Luncheon is scheduled for September 21, 2017 at the Indian River State College Richardson Center.

Read and Presented

- 5.F. 17-0974** Presentation by New Horizons of the Treasure Coast and Okeechobee on Mental Health Matters and a Spoken Word Poem about Mental Health by Indian River County Poet Laureate, Sean Sexton

Recommended Action: Presentation only

Lisa Rymer, New Horizons of the Treasure Coast, announced that September is National Suicide Prevention Awareness Month.

Poet Laureate Sean Sexton read two poems written by Rhett Iseman Trull. The first poem "Last Word" was about how friends and family may not realize that a loved one is experiencing suicidal thoughts. The second poem "Counting Miracles" was about the experience of being in a rehabilitation center.

No Action Taken or Required

- 5.G. 17-0912** Presentation by Jeffrey R. Smith, Indian River County Clerk of the Circuit Court and Comptroller, of the Certificate of Achievement for Excellence in Financial Reporting Award for the FY 2016 Comprehensive Annual Finance Report (CAFR) and Outstanding Achievement Award for Popular Annual Financial Reporting (PAFR) for the FY 2016 PAFR, to the Finance

Department of the Indian River County Clerk of Court and Comptroller's Office from the Government Finance Officers Association of the United States and Canada (GFOA)

Recommended Action: Presentation only no action required

Clerk of the Circuit Court and Comptroller Jeffrey R. Smith, presented to the Board, the awards from the Government Finance Officers Association of the United States and Canada (GFOA) for: (1) the Certificate of Achievement for Excellence in Financial Reporting Award for the Fiscal Year 2016 Comprehensive Annual Finance Report (CAFR) and; (2) the Outstanding Achievement Award for Popular Annual Financial Reporting (PAFR) for the Fiscal Year 2016 PAFR. Mr. Smith noted that this is the 34th year that the County has earned the Excellence in Reporting Award on the CAFR, and the second year that the County has earned the Outstanding Financial Achievement Award for the PAFR (a new report). He also thanked the new Finance Director Elissa Nagy, retiring Finance Director Diane Bernardo, and Finance and County Budget staff for their work on the reports. In addition, Mr. Smith recognized the positive working relationship between the County Administrator's and Clerk's offices.

Read and Presented

6. APPROVAL OF MINUTES

6.A. 17-0939 Regular Meeting of July 11, 2017

Recommended Action: Approve

Attachments: [07112017BCC](#)

Approved

6.B. 17-0937 Budget Workshop July 12, 2017

Recommended Action: Approve

Attachments: [07122017BudgetWorkshop-Final](#)

Approved

6.C. 17-0942 Regular Meeting of July 18, 2017

Recommended Action: Approve

Attachments: [07182017BCC](#)

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to approve the minutes of the Regular Meetings of July 11, 2017 and July 18, 2017, and the Budget Workshop Meeting of July 12, 2017, as written. The motion carried by the following vote:

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

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

7.A. 17-0893 Resignation of Duane Weise, as Citizen Member Appointee to the Value Adjustment Board

Recommended Action: No Action Required

Chairman Flescher commended Duane Weise on his years of service as a Citizen Member of the Value Adjustment Board.

No Action Taken or Required

7.B. 17-0889 Florida Public Service Commission- Consummating Order PSC-2017-0321-CO-EQ makes Order PSC-2017-0278-PAA-EQ effective and final; docket to be closed. In re: Petition for approval of renewable energy tariff and standard offer contract, by Florida Power & Light Company. Is on file for review in the Office of the Clerk to the Board.

Recommended Action: Informational Only

No Action Taken or Required

7.C. 17-0894 Florida Public Service Commission - Consummating Order PSC-2017-0331-CO-EI In re: Petition for approval of revised underground residential distribution tariffs, by Duke Energy Florida, LLC. Is on file for review in the Office of the Clerk to the Board.

Recommended Action: Informational Only

No Action Taken or Required

7.D. 17-0903 Florida Public Service Commission Order No. PSC-2017-0336-PAA-EQ In re: Petition for approval of amended standard offer contract and amended interconnection agreement, by Duke Energy Florida, LLC. Is on file for review in the Office of the Clerk to the Board.

Recommended Action: Informational Only

No Action Taken or Required**7.E. 17-0926** Update On All Aboard Florida/Vero Electric Expenses

Recommended Action: No Action Required

Attachments: [Staff Report](#)
[All Aboard FL Expenses](#)
[FP&L-Vero Beach-FMPA expenses](#)

No Action Taken or Required**7.F. 17-0934** City of Fellsmere Ordinance 2017-19 Annexation of 9.92 Acres, is on file in the Office of the Clerk to the Board

Recommended Action: Information Only

No Action Taken or Required**7.G. 17-0967** Tri-County Meeting to Discuss Joint Legislative Matters - CANCELLED

Recommended Action: Provided for Informational Purposes Only

Attachments: [Staff Report](#)

No Action Taken or Required**8. CONSENT AGENDA**

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to approve the Consent Agenda as amended, pulling Items 8.AB. for discussion. The motion carried by the following vote:

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

8.A. 17-0890 Checks and Electronic Payments August 4, 2017 to August 10, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of August 4, 2017 to August 10, 2017

Attachments: [Finance Department Staff Report](#)

Approved staff's recommendation

8.B. 17-0895 Checks and Electronic Payments August 11, 2017 to August 17, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of August 11, 2017 to August 17, 2017

Attachments: [Finance Department Staff Report](#)

Approved staff's recommendation

8.C. 17-0905 Checks and Electronic Payments August 18, 2017 to August 24, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of August 18, 2017 to August 24, 2017

Attachments: [Finance Department Staff Report](#)

Approved staff's recommendation

8.D. 17-0930 Checks and Electronic Payments August 25, 2017 to August 31, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of August 25, 2017 to August 31, 2017

Attachments: [Finance Department Staff Report](#)

Approved staff's recommendation

8.E. 17-0856 County Capital Asset Inventories

Recommended Action: Approve the list of assets for deletion from the inventory system

Attachments: [Finance Department Staff Report](#)

Approved staff's recommendation

8.F. 17-0964 Nationwide Supplemental Agreements

Recommended Action: Approve the Nationwide supplemental agreements and any other agreements necessary to effectuate the deferred compensation plan

Attachments: [Finance Department Staff Report](#)
[BOCC Nationwide Def Comp Loan Procedure](#)
[BOCC 457 Trust Agreement](#)

Approved staff's recommendation

8.G. 17-0966 Subrecipient Award Contracts

Recommended Action: Approve the three modifications to the subrecipient contract template and approve the two Subrecipient Award Grant Contracts retroactive to October 1, 2016 for SRA and TCHSC

Attachments: [Finance Department Staff Report](#)
[SRA SubRecipient Grant Agreement](#)
[SubRecipient Grant Agreement-TCHSC](#)

Approved staff's recommendation

8.H. 17-0932 Carole Jean Jordan, Tax Collector, Request for the Tax Roll to be Extended Prior to the Completion of the Value Adjustment Board Hearings Pursuant to Florida Statute 197.323

Recommended Action: Carole Jean Jordan, Tax Collector Recommends the Tax Roll be Extended Prior to the Completion of the Value Adjustment Board Hearings

Attachments: [Tax Collector Memo Dated August 14, 2017](#)

Approved staff's recommendation

8.I. 17-0828 Acceptance and Approval of Expenditures for Emergency Management Federally-Funded Subgrant Agreement (EMPG) 18-FG-XX-10-40-01-XXX

Recommended Action: Staff recommends approval of the Federally Funded Subgrant Agreement (18-FG-XX-10-40-01-XXX), associated expenditures and authorization for the Chairman to execute this agreement between Indian River County Emergency Management and the State of Florida Division of Emergency Management.

Attachments: [Staff Report](#)
[Budget Office Grant Form](#)
[EMPG Contract](#)

Approved staff's recommendation

- 8.J. 17-0829** Acceptance and Approval of Expenditures for Emergency Management State-Funded Subgrant Agreement (EMPA) 18-BG-XX-XX-XX-XXX

Recommended Action: Staff recommends the acceptance of State-Funded Subgrant Agreement 18-BG-XX, associated expenditures and authorization for the Chairman to execute this agreement between Indian River County Emergency Management and the State of Florida Division of Emergency Management.

Attachments: [Staff Report](#)
[Budget Office Grant Form](#)
[EMPA Contract](#)

Approved staff's recommendation

- 8.K. 17-0891** U.S. Dollar LIBOR-Based Instrument Class Action Lawsuit

Recommended Action: The County Attorney's Office recommends that the Board vote to stay in the class and authorize the County Attorney's Office to file a claim, if eligible to do so, by the December 21, 2017 deadline.

Attachments: [Staff Report](#)
[Notice for U.S. Dollar LIBOR-Based Instrument Class Action Lawsuit](#)

Approved staff's recommendation

- 8.L. 17-0892** Thomas F. Scott's Request for Extension of Site Plan Approval for an Assisted Living Facility Development to be Known as Reflections ALF (SP-MA-15-11-32 / 2003070312)

Recommended Action: Staff recommends that the Board of County Commissioners approve Thomas F. Scott's request for a 90 day extension of the site plan approval for the Reflections ALF development with all original approval conditions to remain in effect. The new site plan approval expiration date shall be January 20, 2018.

Attachments: [Staff Report](#)
[Request Letter](#)
[Location Map](#)
[Site Plan](#)
[List of Approval Conditions](#)

Approved staff's recommendation**8.M. 17-0897** Approval of Extension of FX Software Agreement

Recommended Action: Staff recommends the Board authorize a one (1) year extension to the FX Software Agreement.

Attachments: [Staff Report](#)
[Extension of EDACS FX Agreement](#)
[FX Software Agreement Quote](#)

Approved staff's recommendation**8.N. 17-0899** Invitation from John's Island Golf Club for Staff to Participate in a "Public Safety Day" Golf Outing

Recommended Action: Staff respectfully requests favorable consideration by the Board regarding the invitation from John's Island Club for Emergency Services staff to participate in the golf outing.

Attachments: [Staff Report](#)
[John's Island Letter 8-18-17](#)

Approved staff's recommendation**8.O. 17-0901** Request to Waive Bid Process for Supplemental Building Inspection Services for Fiscal Year 2017/2018

Recommended Action: Staff recommends that the Board waive the bid process requirement for supplemental building inspection services for the 2017/2018 fiscal year; ratify the agreement and amendments with MT Causley; and authorize the Purchasing Manager, after approval by the Budget Office, to approve purchase orders and Change Orders for authorized firms up to the available budgeted amount.

Attachments: [Staff Report](#)
[MT Causley Agreement and Amendments](#)

Approved staff's recommendation**8.P. 17-0902** JWD Automotive, Inc. d/b/a Napa Auto Care of Cape Coral v. DJM

Advisory Group LLC et al. Class Action Lawsuit

Recommended Action: The County Attorney's Office recommends that the Board vote to stay in the settlement class and file a claim.

Attachments: [Staff Report](#)

[Notice of Class Action Lawsuit - JWD Automotive-Napa Auto Care Cape Coral v DJM Advisory Group LLC](#)

Approved staff's recommendation

8.Q. 17-0911 Resolution of Support for Application to the Florida Highway Beautification Council for a Highway Beautification Grant for South US Highway 1 in Indian River County

Recommended Action: Staff recommends that the BCC approve the Resolution of Support for application to the Florida Highway Beautification Council for a Highway Beautification Grant.

Attachments: [Staff Report](#)

[Resolution](#)

Approved [Resolution 2017-084](#), authorizing the Public Works Department Director to apply for and accept a Highway Beautification Grant, and enter into a Highway Beautification Council Grant, Landscape Construction, and Maintenance Memorandum of Agreement with the Florida Department of Transportation; providing for an effective date.

Approved staff's recommendation

8.R. 17-0914 2017/2018 State/County Contract Indian River County Health Department

Recommended Action: Staff recommends that the Board of County Commissioners approve the 2017/2018 contract.

Attachments: [Staff Report](#)

[August 26, 2017 Letter from County Health Department Administrator](#)

[2017/2018 State/County Contract](#)

Approved staff's recommendation

8.S. 17-0929 Release of Retainage - Work Order No. 3 Morgan & Eklund, Inc. 2017 Beach Profile Monitoring Surveys (Summer)

Recommended Action: Staff recommends the Board approve the release of all withheld retainage under Work Order No. 3 in the amount of \$5,500.

Attachments: [Staff Report](#)
[Morgan and Eklund Final Invoice](#)

Approved staff's recommendation

8.T. 17-0935 Miscellaneous Budget Amendment 023

Recommended Action: Staff recommends the Board of County Commissioners approve the budget resolution amending the fiscal year 2016/2017 budget

Attachments: [Staff Report](#)
[2016 2017 Resolution](#)
[Exhibit "A"](#)

Approved Resolution 2017-085, amending the Fiscal Year 2016-2017 Budget.

8.U. 17-0938 Library System's Request for Consideration to Update Long Range Plan Dates

Recommended Action: Staff recommends the Board extend current plan through 2018, and authorize Director of Library Services to present a revised plan to the Board of County Commission for approval on or before October 1, 2018.

Attachments: [Staff Report](#)
[IRC Library System Long Range Plan 2014-2017](#)

Approved staff's recommendation

8.V. 17-0940 State Aid to Libraries New Library Director Grant Certification of Credentials Form DLIS/SA01

Recommended Action: Staff recommends Board of County Commission authorize Chairman to sign the State Aid to-Libraries Grant Certification of Credentials documents certifying Anne Shepherd meets qualifications.

Attachments: [Staff Report](#)
[CertificationofCredentialsForm New \(2\)](#)

Approved staff's recommendation

- 8.W. 17-0941** Work Order No. 15 with Kimley-Horn and Associates for the Control System Implementation for Well No. 4 and 7 at South County RO Plant (SCRO)

Recommended Action: Staff recommends approval of the attached Work Order No. 15 authorizing the professional services and requests the Indian River County Board of County Commissioners to authorize the Chairman to execute Work Order No. 15 on their behalf for a sum amount of \$24,992.00 to Kimley-Horn and Associates.

Attachments: [Staff Report](#)
[Work Order No. 15](#)

Approved staff's recommendation

- 8.X. 17-0946** Assignment of Leases and Rents from Sebastian Corners Retail Center, LLC

Recommended Action: Staff recommends the Board approve the Assignment of Leases and Rents from Sebastian Corners Retail Center, LLC, and authorize the Chairman to execute the document on behalf of the Board.

Attachments: [Staff Report](#)
[Assignment of Leases and Rents from Sebastian Corners Retail Center, LLC](#)

Approved staff's recommendation

- 8.Y. 17-0947** Closeout of Construction Contract for Lateral D Canal Restoration

Recommended Action: Staff recommends the Board approve the Contractor's final pay request for the full contract amount of \$165,700.66

Attachments: [Staff Report](#)
[Tim Rose final invoice](#)

Approved staff's recommendation

- 8.Z. 17-0948** Approval of Agreement with Florida Blue for the County's Excess Loss/Reinsurance Policy

Recommended Action: Staff recommends and respectfully requests the Board of County Commissioners approve the agreement for the renewal option with Florida Blue for the County's excess loss/reinsurance policy for plan year 2017/2018 and authorize the Chairman

To execute the renewal agreement.

Attachments: [Staff Report](#)
[Indian River BOCC - Renewal4 Firm Net \(09 01 17\)](#)

Approved staff's recommendation

8.AA. 17-0950 Request for Approval of Library System's Plan of Service 2017/2018

Recommended Action: Staff recommends Board of County Commission approval of the Library System's Plan of Service for FY 2017-2018

Attachments: [Staff Report](#)
[IRC Library Annual Plan 2017-2018](#)

Approved staff's recommendation

8.AB. 17-0953 Request for Authorization for Chairman to execute Three (3) Resolutions in Support of FDOT to Manage, Construct, and Deliver a Four-Lane Roadway on CR 510, CR 512 - US 1

Recommended Action: Staff recommends that the Board of County Commissioners authorize the Chairman to execute the Resolutions of Support for the Florida Department of Transportation to manage, construct, and deliver a four-lane roadway on CR 510, from CR512 - 82nd Avenue, 82nd Avenue - 58th Avenue, and 58th Avenue - US 1.

Attachments: [Staff Report](#)
[Resolution of Support for CR510, CR512 to 82nd Avenue](#)
[Resolution of Support for CR510, 82nd Ave to 58th Avenue](#)
[Resolution of Support for CR 510, 58th Avenue to US 1](#)

Commissioner Zorc requested that the Public Works staff keep the property owners adjacent to County Road 510 and US Highway 1 informed as the roadway project develops, as they are willing to cooperate to resolve any potential issues which may arise.

A motion was made by Commissioner Zorc, seconded by Commissioner Adams, to approve: (1) Resolution 2017-086, authorizing the proper County Officials to adopt a Resolution in support of the Florida Department of Transportation to manage, construct, and deliver a four lane divided roadway and related improvements to CR510 from CR512 to 82nd Avenue in accordance with the Florida Department of Transportation Program Bulletin 15-03 in compliance with the policy for projects not on a roadway within the State Highway System within the Local Agency's right-of-way/local jurisdiction and providing for an effective date; (2) Resolution 2017-087, authorizing the proper County Officials to adopt a Resolution in support of

the Florida Department of Transportation to manage, construct, and deliver a four lane divided roadway and related improvements to CR510 from 82nd Avenue to 58th Avenue in accordance with the Florida Department of Transportation Program Bulletin 15-03 in compliance with the policy for projects not on a roadway within the State Highway System within the local agency's right-of-way/local jurisdiction and providing for an effective date; and (3) Resolution 2017-088, authorizing the proper County Officials to adopt a Resolution in support of the Florida Department of Transportation to manage, construct, and deliver a four lane divided roadway and related improvements to CR510 from 58th Avenue to US 1 in accordance with the Florida Department of Transportation Program Bulletin 15-03 in compliance with the policy for projects not on a roadway within the State Highway System within the Local Agency's right-of-way/local jurisdiction and providing for an effective date. The motion carried by the following vote:

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

8.AC. 17-0954 Request for Authorization for Chairman to execute Two (2) Resolutions in Support of FDOT to Manage, Construct, and Deliver a Two-Lane Roadway on 82nd Avenue, 26th Street - CR 510

Recommended Action: Staff recommends that the Board of County Commissioners authorize the Chairman to execute the Resolutions of Support for the Florida Department of Transportation to manage, construct, and deliver a two-lane roadway on 82nd Avenue, 26th Street - 69th Street and 69th Street - CR 510.

Attachments: [Staff Report](#)

[Resolution of Support for 82nd Avenue, 26th Street - 69th Street](#)

[Resolution of Support for 82nd Avenue, 69th Street - CR 510](#)

Approved **Resolution 2017-089**, authorizing the proper County Officials to adopt a Resolution in support of the Florida Department of Transportation to manage, construct, and deliver a two lane roadway and related improvements to 82nd Avenue from 26th Street to 69th Street in accordance with the Florida Department of Transportation Program Bulletin 15-03 in compliance with the policy for projects not on a roadway within the State Highway System within the local agency's right-of-way/local jurisdiction and providing for an effective date.

Approved **Resolution 2017-090**, authorizing the proper County Officials to adopt a Resolution in support of the Florida Department of Transportation to manage, construct, and deliver a two lane roadway and related improvements to 82nd Avenue from 69th Street to CR510 in accordance with the Florida Department of Transportation Program Bulletin 15-03 in compliance with the policy for projects not on a roadway within the State Highway System within the local agency's right-of-way/local jurisdiction and providing for an effective date.

8.AD. 17-0958 Work Order No. 7, MBV Engineering, Inc., Indian River North County Offices - Renovation Design, 1919-1931 US Highway 1 Sebastian, FL

32958

Recommended Action: Staff recommends approval of Work Order No. 7 to MBV Engineering, Inc. authorizing the professional services as outlined in the Scope of Services and requests the Board to authorize the Chairman to execute Work Order No. 7 on their behalf for a total lump sum amount of \$73,950.00.

Attachments: [Staff Report](#)
[Sebastian Corners Renovation- MBV WO#7](#)

Approved staff's recommendation

8.AE. 17-0959 Post Hurricane Irma Beach Profile Surveys - Contract No. 1605; Work Order No. 4- Morgan and Eklund, Inc.

Recommended Action: The recommendation of staff is for the Board to approve: a) budget amendment of \$55,000 and b) Work Order No. 4 to the Professional Land Surveying and Mapping Services contract No. 1605 with Morgan and Eklund, Inc. and authorize the Chairman to sign on behalf of the County.

Attachments: [Staff Report](#)
[Post Hurricane Irma Beach Survey - WO 4 Morgan & Eklund](#)
[Post Hurricane Irma Beach Survey - WO 4 Morgan & Eklund Exhibit A](#)

Approved staff's recommendation

8.AF. 17-0962 Interlocal Agreement Between Indian River County and Town of Orchid for Emergency Dune Restoration Due to Named Storms

Recommended Action: The County Attorney's Office recommends that the Board vote to approve the proposed Interlocal Agreement Between Indian River County and Town of Orchid for Emergency Dune Restoration Due to Named Storms.

Attachments: [Staff Report](#)
[Interlocal Agreement](#)

Approved staff's recommendation

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

9.A. 17-0933 Indian River County Sheriff Deryl Loar: Request for \$19,300 from Criminal and Sex Offender Registrant Fee Account for purchase of Software and

Office Supplies

Recommended Action: The Indian River County Sheriff Deryl Loar Recommends Authorization for Expenditure from the Criminal and Sex Offender Registrant Fee Account.

Attachments: [Sheriff Deryl Loar Letter dated August 21, 2017](#)

Sheriff Deryl Loar presented the Sheriff Office's annual request to expend \$19,300 from the Criminal and Sex Offender Registrant Fee Account to purchase Offender Watch Sex Offender Notification software and registrant office supplies. He noted that the funds must be utilized by September 30, 2017.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Zorc, to approve the Indian River County Sheriff's Office request to utilize \$19,300 from the Criminal and Sex Offender Registrant Fee account to purchase the annual subscription for Offender Watch Sex Offender Notification software, and registrant office supplies. The motion carried by the following vote:

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

9.B. 17-0965 Indian River County Sheriff Deryl Loar: Discussion on Budget Amendment

Sheriff Deryl Loar announced that the Sheriff's Office had implemented the Alpha-Bravo shift to maintain public safety before, during, and after Hurricane Irma. He announced that due to the accrual of 14,200 hours of overtime since September 7, 2017, there was a shortage of dollars to make payroll. He detailed the payroll periods and noted that the fiscal year-end funds encumbered to make improvements in the Sheriff's Office had instead been absorbed into the September 15, 2017 payroll. Sheriff Loar requested that the Board allocate an estimated \$950,000 to allow him to meet payroll, and reminded the Board that the Florida Emergency Management Agency (FEMA) would reimburse the County for eligible emergency expenses.

An extended discussion ensued, as the Commissioners sought and received further information from Sheriff Loar on the emergency overtime and his budget.

Commissioner Solari noted that there was a lack of documentation with regards to the Sheriff's request for the \$950,000.

County Administrator Jason Brown stated that staff would need to receive all the necessary documentation to justify the requested budget allocation, and discussed FEMA's rules regarding reimbursable expenses.

Commissioner Solari offered an analysis of the Sheriff's payroll needs, and deduced that \$290,000 would suffice for the Sheriff to make the next payroll. He stated that the Sheriff could thereafter produce documentation for the balance of his request.

A motion was made by Commissioner Solari, seconded by Vice Chairman O'Bryan for discussion, to allocate \$290,000 to the Sheriff's Office for the upcoming payroll period.

Vice Chairman O'Bryan sought and received further data on the pay periods and on Sheriff Loar's documentation, and suggested that an allocation of up to \$500,000 be made for the payroll due on September 29, 2017. He added that it would be possible to initiate a budget amendment later to cover those funds that the Sheriff already had to spend.

Commissioner Solari withdrew his motion.

Commissioner Zorc elaborated on his suggestion to increase the proposed allocation to \$700,000.

After further discussions about whether the \$500,000 would be sufficient to meet the Sheriff's next payroll, the Board consensus was to hold a Special Call Meeting to address any cash flow issues before the Sheriff's next payroll is due in October 2017.

Chairman Flescher invited the Sheriff to discuss his budget further at a Special Call meeting, at which time, a date will be set and the meeting announced.

Joseph Paladin, President, Black Swan Consulting and Atlantic Coast Building, stated that based on past history and performance, he supported the Sheriff's request and advocated that the Board do so. He also spoke to the excellent performance of the Sheriff's Office in maintaining public safety.

Commissioner Zorc declared that he would oppose the proposed motion; he preferred to allocate closer to the \$700,000 figure, so the Sheriff's year-end purchases can be made.

Throughout the discussion, individual Commissioners and Administrator Brown acknowledged the exemplary service provided by the Sheriff's Office in conjunction with the storm event. It was also noted that the Board and County were obligated to perform their due diligence on the Sheriff's budget request.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Solari, to allocate to the Indian River County Sheriff's Office up to \$500,000 in funding for the payroll of September 29, 2017, pending the County Administrator's review of the Sheriff's documentation; once the Sheriff's payroll reports are completed, if the Sheriff needs additional funding, the Chairman will hold a Special Call Meeting for further discussion on the Sheriff's budget. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Nay: 1 - Commissioner Zorc

The Chairman called a recess at 10:44 a.m., and reconvened the meeting at 10:54 a.m., with Commissioner Zorc absent.

10. PUBLIC ITEMS

A.1. PUBLIC HEARINGS

PROOF OF PUBLICATION OF ADVERTISEMENT FOR HEARINGS IS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD.

17-0900 Deferred Compensation Ordinance Change (Legislative)

Recommended Action: Approve the draft ordinance

Attachments: [Finance Department Staff Report](#)
[Deferred Compensation Ordinance Draft](#)

County Attorney Dylan Reingold recalled the Board Meeting of August 15, 2017, at which the Board approved Nationwide Services as the sole provider of administrative services for the Deferred Compensation Plan offered to County and Constitutional Officer employees (excepting the Sheriff's Office). The County's agreement with Nationwide Services would be in effect for five (5) years, with two (2) consecutive two-year renewals, unless the contract is terminated by either party. On August 15, 2017, the Commissioners also approved a Public Hearing revising Section 104.05 Deferred Compensation of the County's Code of Ordinances. Attorney Reingold summarized the proposed revisions to Chapter 104 Human Resources, Section 104.05, noting that among other changes, references to specific deferred compensation providers have been eliminated.

The Chairman opened the Public Hearing.

Clerk of Circuit Court and Comptroller Jeffrey R. Smith thanked the County Attorney's office for crafting the Ordinance, and confirmed that the amendment was necessary to reflect the changes made in the administration of the deferred compensation plan.

There were no additional speakers, and the Chairman closed the Public Hearing.

A motion was made by Commissioner Solari, seconded by Vice Chairman O'Bryan, to adopt Ordinance 2017-011, amending Section 104.05 (Deferred Compensation) of Chapter 104 (Human Resources) of the Code of Indian River County, Florida in order to eliminate references to specific companies and set forth the responsibilities for the administration of the Plan; and providing for codification, severability, repeal of conflicting provisions, and effective date. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

10.A.2. 17-0908

Konover Acquisitions Corporation's Request to Rezone Approximately 9.66 Acres from CL, Limited Commercial to PD, Planned Development and to Obtain Conceptual PD Plan Approval for a Project Known as Vero Beach Square [PD-17-04-02 / 2007110117-78442] (Quasi-Judicial)

Recommended Action: Based on the analysis, staff recommends that the Board of County Commissioners approve the proposed Planned Development (PD) rezoning and the conceptual PD plan, with the following conditions: 1. Prior to PD plan release, the applicant shall: a. Obtain Planning staff approval of the final architectural elevations for all proposed structures. b. Dedicate to FDOT the required right-of-way for the SR 60 right-turn lane at the project entrance on SR 60. c. Submit a copy of the recorded easement agreement with Walmart. 2. Prior to issuance of land clearing and tree removal permits, the applicant shall obtain Environmental Planning staff approval of the project's final tree protection and mitigation plan. 3. Prior to issuance of a land development permit (LDP), the applicant shall: a. Obtain Planning staff approval of a final landscape and buffer plan. b. Obtain County staff approval of the final design of all off-site improvements. 4. Prior to issuance of the first project certificate of occupancy (C.O.), the applicant shall: a. Install all required on-site mitigation trees. b. Install all landscape and opaque feature improvements along all project perimeters, as depicted on the approved conceptual PD plan. c. Extend the westbound left-turn lane at SR 60 and 53rd Avenue, extend the eastbound left-turn lane at the existing median opening south of the Advance Auto Parts, and obtain FDOT and Public Work's approval of the turn lane construction. d. Construct an eastbound right-turn lane on SR 60 at the project's entrance, relocate the SR 60 sidewalk, and obtain FDOT and Public Work's approval of the turn lane/sidewalk construction. 5. Prior to issuance of a certificate of occupancy (C.O.) for the proposed hotel facility (Phase II), the applicant shall either extend the northbound left-turn lane on Walmart's north/south driveway (a.k.a. "53rd Avenue") or provide a two-year construction bond to guarantee a post-C.O. two-year construction window (construction subject to Walmart's authorization).

Attachments: [Staff Report](#)
[Application](#)
[Excerpt from August 10, 2017 PZC Minutes](#)
[Location Map](#)
[PD Rezoning Ordinance](#)
[Aerial](#)
[Conceptual PD Plan](#)
[Preliminary Landscape Plan](#)
[Preliminary Architectural Building Elevations](#)

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

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

Community Development Director Stan Boling used a PowerPoint Presentation to provide background and the key details of a Planned Development (PD) to be known as Vero Beach Square. The project site is located at 5125 20th Street (State Road 60) and lies between Applebee's restaurant and Sonny's BBQ restaurant. He stated that the request to rezone from the current zoning, CL (Limited Commercial) to PD (Planned Development), is to add a tire store and drive-through restaurant as a permitted use. Director Boling advised that the proposed development would also include a 110-room hotel, stand-alone restaurant, and multi-tenant strip building. After discussing the phasing, landscape, and stormwater plans; traffic circulation; and environmental issues, Director Boling proffered staff's recommendation to approve the rezoning and conceptual PD plan, with the conditions listed in staff's report.

A brief discussion ensued as Director Boling responded to the Board's inquiries about potential noise issues.

Commissioner Solari commented that the proposed hotel is close to Historic Dodgertown and would be a great addition to the community.

The Chairman opened the Public Hearing.

Chris Hollen, P.E., Kimley Horn Associates, 445 24th Street, extended his appreciation to County staff, and invited questions from the Board.

The Chairman sought and received confirmation that all documents and evidence have been admitted and conveyed to the Deputy Clerk.

There were no additional speakers, and the Chairman closed the Public Hearing.

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to: (1) approve staff's recommendation, with the conditions outlined therein; and (2) adopt Ordinance 2017-012, amending the Zoning Ordinance and the accompanying Zoning Map from CL, Limited Commercial, to PD, Planned Development, for approximately 9.66 acres of land generally located on the south side of SR 60 approximately 2,000 feet east of 58th Avenue and described herein and providing for an effective date. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

B. PUBLIC DISCUSSION ITEMS

10.B.1. 17-0972 Request to Speak from Wanda Scott, Gifford Economic Development Council Regarding Gifford Economic Development Follow-Up

Recommended Action:

Attachments: [Request to Speak Form](#)

Wanda Scott, 4306 26th Avenue, on behalf of the Gifford Economic Development Council, spoke about the impacts of Hurricane Irma on the Gifford community. Among other issues, Ms. Scott mentioned power outages, the lack of a shelter within walking distance for those without transportation, and gaps in communication. She requested that the County consider using the Gifford Middle School or the Gifford Youth Achievement Center as a shelter.

Chairman Flescher countered that many citizens took advantage of the County shelters, and that the GoLine buses had been available to transport individuals. He also communicated that the sites proposed by Ms. Scott did not meet hurricane shelter requirements.

No Action Taken or Required

10.B.2. 17-0973 Request to Speak from Reza Torkaman Regarding Utility Policy on tenant non-payment

Recommended Action:

Attachments: [Public Discussion Form](#)

Deleted.

No Action Taken or Required**C. PUBLIC NOTICE ITEMS****11. COUNTY ADMINISTRATOR MATTERS****11.A. 17-0951** Collective Bargaining Agreement Between Indian River County and Teamsters, Local Union No. 769 - FY2017/18 General Wage Increase

Recommended Action: Staff respectfully recommends approval of a 2.5% general wage increase for employees represented by the Teamsters, Local Union No. 769 effective the first full pay period in October 2017 and requests the Board authorize its Chairman to sign the amendment to Article 33 Wages of the collective bargaining agreement providing for the general wage increase.

Attachments: [Staff Report](#)
[First Amendment - Teamsters Collective Bargaining Agreement](#)
[Exhibit A](#)

Assistant County Administrator Michael Zito requested that the Board consider a 2.5% general wage increase for the Teamsters Union Local No. 769, commencing the first full pay period in October 2017.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Solari, to approve staff's recommendation. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

11.B. 17-0970 Hurricane Irma Yard Waste Tipping Fees

Recommended Action: It is requested that the Board of County Commission ratify the Administrator's decision to waive landfill tipping fees for yard waste and vegetative debris for the period of Wednesday, September 13th, 2017, to the close of business on Wednesday, September 20th, 2017.

Attachments: [Staff Report](#)

County Administrator Jason Brown announced that Hurricane Irma generated a huge volume of debris in the community, and pursuant to Resolution 2016-120, he had directed all landfill tipping fees for yard waste to be waived for one week effective September 13, 2017 through September 20, 2017. He requested that the Board ratify this decision. Due to the possible arrival of Hurricane Maria, Administrator Brown also requested that the Board approve an extension of the fee waiver for one additional week, through the close of business on Wednesday, September 27, 2017.

A motion was made by Commissioner Solari, seconded by Chairman Flescher, to ratify the Administrator's decision to waive landfill tipping fees for yard waste and vegetative debris for the period of Wednesday, September 13, 2017, to the close of business on Wednesday, September 20, 2017, and to extend the approval to waive landfill tipping fees to the close of business on Wednesday, September 27, 2017. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

11.C. 17-0971 Hurricane Irma Storm Related Vegetative Debris Pick-Up

Recommended Action: Staff is requesting Board direction on whether to collect vegetative debris from private rights-of way as a result of Hurricane Irma. Staff requests the Board make the determination whether it is in the public interest to clear the vegetative debris from the private rights-of-way to eliminate immediate threats to life, public health, or safety, or the economic recovery of the community at large. And, staff additionally recommends that work on private rights-of-way does not commence until such time as the work is approved as eligible for reimbursement by FEMA.

Attachments: [Staff Report](#)
[Notice Public Roadways](#)
[FEMA Information - Debris Removal from Private Properties](#)

County Administrator Jason Brown announced that the emergency debris collector, Ceres Environmental, began the clean-up of the vegetative debris on public roads in the unincorporated areas of Indian River County on September 18, 2017. He recalled the Board's approval after Hurricane Matthew in 2016 for collection of debris on private roads, and requested that the Board make a determination on whether it is in the public interest to clear from the private rights-of-way, the vegetative debris resulting from Hurricane Irma. He noted that the Federal Emergency Management Agency (FEMA) would need to approve the work as eligible for reimbursement before the County could commence work on private property. He also stated that entities wishing to have the County clear a private road of hurricane debris must submit a Right-of-Entry Permit and Agreement Form to the County, available at the County's website ircgov.com.

Commissioner Solari spoke in support of having the vegetative debris safely removed from the private roads, with the public roads in the unincorporated County being the priority.

It was noted that staff would transmit the County's request to FEMA, along with the draft minutes of today's County Commission meeting showing the Board's approval of this item.

A motion was made by Commissioner Solari, seconded by Chairman Flescher, to declare that it is in the public interest to have vegetative debris from Hurricane Irma removed from private rights-of-way to eliminate immediate threats to life, public health, and safety, with the condition that work on private rights-of-way does not commence until such time as the work is approved as eligible for reimbursement and the required approval is received from the Federal Emergency Management Agency (FEMA). The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

11.D. 17-0968 Hurricane Irma Recap

Recommended Action:

Attachments: [Staff Report](#)

County Administrator Jason Brown, in his PowerPoint Presentation, gave an overview of events and activities related to Hurricane Irma. Included in his address were details about the hurricane shelters, power restoration, emergency meal programs by the Salvation Army and Indian River County School Board, the Blue Tarp program, traffic signal restoration, and some alterations in the Building Department's permitting processes to facilitate homeowner repairs. He described the impacts of the storm on County beaches, and announced that Blue Cypress Park was currently closed due to high water levels. Administrator Brown discussed preliminary private/public damage assessments, and announced that the Florida Emergency Management Agency (FEMA) will be setting up its Disaster Recovery Center at the Brackett Library. He thereafter commended the Emergency Operations Center and other County Departments; Florida Power and Light; City of Vero Beach Electric; Law Enforcement Officers; the Senior Resource Association; Constitutional Officers; community volunteers; and various other entities that provided critical support/assistance to the community before, during, and after the storm.

No Action Taken or Required

12. DEPARTMENTAL MATTERS

A. Community Development

12.A.1. 17-0909 Recommendation of Award for RFP No. 2017054: Archie Smith Fish House Dock Restoration

Recommended Action: Staff recommends that the Board of County Commissioners authorize award of the bid to Underwater Engineering Services, Inc. in the amount of \$625,698.00,

and authorize the Chairman to execute the sample agreement after review and approval by the County Attorney as to form and legal sufficiency, after receipt and approval of the required insurance by the Risk Manager and after receipt and approval of the required Public Construction Bond.

Attachments: [Staff report](#)

[Drawing of dock restoration alternate components](#)

[Underwater Engineering Services, Inc. Bid Form](#)

[Current approved CIE Five -Year Schedule](#)

[Sample contractor agreement](#)

Chief of Environmental Planning & Code Enforcement Roland DeBlois gave a PowerPoint Presentation on the Archie Smith Fish House (the Fish House) and its proposed restoration design plans. He stated that one quote was received in response to the County's Request for Proposal, and that the responding firm, Underwater Engineering Services, Inc., had estimated the County's cost for the core project dock restoration and ice house restoration at \$625,698. Chief DeBlois relayed that \$100,000 of the funding would come from a cost-share grant from the Florida Inland Navigation District (FIND), and recommended approval of the bid award to Underwater Engineering Services, Inc.

Purchasing Agent Jennifer Hyde addressed questions from the Board regarding the scarcity of bids that were received.

Vice Chairman O'Bryan was joined by Chairman Flescher in his analysis that the bid seems high.

Commissioner Adams stated that the cost seems consistent with other dock projects and that the renovation of the Fish House ties into Sebastian's Working Waterfront Project.

A motion was made by Commissioner Adams, seconded by Commissioner Solari, for discussion, to approve staff's recommendation.

Commissioner Solari stated that he would support the Fish House restoration since it had been purchased as a result of a referendum on the purchase of conservation lands.

David Cox, 9495 Periwinkle Drive, declared his support for the Fish House restoration, but encouraged the Board to rebid the project as certain dollar amounts in the bid were too high.

P.J. Pastor, Construction Management of Florida, Inc., explained that his firm did not bid because the scope of the project was unclear.

The Chairman CALLED THE QUESTION, and the motion failed by the following vote:

Aye: 2 - Commissioner Adams, Commissioner Solari

Nay: 2 - Chairman Flescher, Vice Chairman O'Bryan

Absent: 1 - Commissioner Zorc

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to: (1) reject the bid as presented; and (2) direct staff to break the job into smaller parts, such as bidding the removal of the deteriorated pilings/dock separately, and then proceed with other parts of the project at a time when the County may receive more favorable bid results.

Commissioner Adams communicated that there have been a lot of queries from the Sebastian Chamber of Commerce and citizens as to when the property would be refurbished, and wanted to know what the timeframe would be before the Fish House project could proceed.

Discussion ensued between the Board and staff about rebidding the project and whether firms could bid on separate components of the job.

Chief DeBlois reminded the Commissioners that the FIND grant will expire in approximately one year.

Community Development Director Stan Boling spoke in opposition to making multiple projects out of the Fish House Restoration, but suggested that some clarity be added to the bid specifications.

An AMENDED motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to: (1) reject the bid as presented; and (2) direct staff to redesign the bid with more clarity, and rebid the project in six months in an attempt to get a better bid price.

Purchasing Agent Hyde mentioned that with respect to preserving the FIND Grant, she would recommend that the Fish House Project be rebid as soon as possible, with the projected commencement date of January 2018.

An additional amendment to the motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to reject the bid as currently presented, and to direct staff to rebid the Archie Smith Fish House Dock Restoration Project, with a projected commencement date of January 2018. The motion carried by the following vote:

Aye: 3 - Chairman Flescher, Vice Chairman O'Bryan, and Commissioner Solari

Nay: 1 - Commissioner Adams

Absent: 1 - Commissioner Zorc

B. Emergency Services

C. General Services**1. Human Services****2. Sandridge Golf Club****3. Recreation****D. Human Resources****E. Office of Management and Budget****F. Public Works****G. Utilities Services****12.G.1. 17-0960** Authorization for Southern Management to Provide Emergency Restoration Work at Spoonbill Marsh due to Hurricane Irma

Recommended Action: Staff recommends approval of the proposal authorizing the outlined services and requests the Board of County Commissioners direct the Purchasing Manager to issue a Purchase Order for a lump sum amount of \$188,543.00 to Southern Management and waive the competitive procurement process. In addition, staff recommends approval of a budget amendment to cover said expenses.

Attachments: [Staff Report](#)
[Spoonbill Assessment Report](#)

Director of Utilities Vincent Burke provided a description and analysis of the emergency restoration work which will be needed to mitigate the impacts of Hurricane Irma on the Spoonbill Marsh Water Treatment Facility. He stated that both the inflow to the site, and the outgoing flow have been affected, making it impossible to comply with the Florida Department of Environmental Protection (FDEP)'s permitting regulations. Director Burke recommended that the Board authorize staff to have Southern Management proceed with the restoration, and advised that some non-emergency repairs/restoration will have to be addressed in the future.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Solari, to approve staff's recommendation. The motion carried by the following vote:

Aye: 4 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, and Commissioner Solari

Absent: 1 - Commissioner Zorc

13. COUNTY ATTORNEY MATTERS

14. COMMISSIONERS MATTERS

- A. Commissioner Joseph E. Flescher, Chairman**
- B. Commissioner Peter D. O'Bryan, Vice Chairman**
- C. Commissioner Susan Adams**
- D. Commissioner Bob Solari**
- E. Commissioner Tim Zorc**

15. SPECIAL DISTRICTS AND BOARDS

- A. Emergency Services District**
- B. Solid Waste Disposal District**
- C. Environmental Control Board**

16. ADJOURNMENT

The Chairman announced the Final Budget Hearing would be held on September 20, 2017 at 5:01 p.m. There being no further business, the meeting was adjourned at 1:01 p.m.