

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, March 12, 2019

9:00 AM

Commission Chambers

Board of County Commissioners

*Bob Solari, Chairman, District 5
Susan Adams, Vice Chairman, District 1
Joseph E. Flescher, District 2
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
Maureen Gelfo, Deputy Clerk**

1. CALL TO ORDER

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

2.A. A MOMENT OF SILENT REFLECTION FOR FIRST RESPONDERS**2.B. INVOCATION**

Reverend C. Michael York, First Presbyterian Church

3. PLEDGE OF ALLEGIANCE

Commissioner Susan Adams, Vice Chairman

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Chairman Solari noted that at the March 5, 2019 County Commission meeting, the Board consensus was to delay the March 12, 2019 discussion on the John's Island Water District Reuse Line in order to obtain additional information. He projected that this item would resurface by late April or early May of 2019.

Addition: Item 14.A.1. Commissioners Matters, Commissioner Bob Solari, Chairman, Letter to Florida Department of Transportation (FDOT) Secretary

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

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

5. PROCLAMATIONS and PRESENTATIONS

5.A. 19-0164 Presentation on 2019 Annual Golf Tournament Benefiting Veterans of Indian River County by Curtis Paulisin, Past First Vice President; Sergeant Vic Diaz, (Retired); and Sergeant Gary James, (Retired) Veterans Council of Indian River County

Recommended Action: No Action Required

Attachments: [Annual Golf Tournament Letter](#)
[Golf Tournament Flyer](#)
[Golf Tournament Sponsorship Form](#)
[Golf Tournament Registration Form](#)

Curtis Paulisin, Past First Vice President, Veterans Council of Indian River County, provided background on the Veterans Outreach Golf Tournament, announcing that this year's event will benefit Vietnam Veterans.

Victor Diaz, Vietnam Veterans of Indian River County, spoke about the housing provided for homeless veterans in conjunction with a partnership between the Vietnam Veterans and Every Dream Has A Price.

U.S. Army Sergeant (Retired) Gary James provided information on the Veterans Outreach Golf Tournament events and registration, and thanked the Board for its support.

Presented

6. APPROVAL OF MINUTES

6.A. 19-0211 Regular Meeting of December 18, 2018

Recommended Action: Approve

Attachments: [12182018BCC-Draft](#)

Approved

6.B. 19-0153 Regular Meeting of January 8, 2019

Recommended Action: Approve

Attachments: [01082019BCC_Draft](#)

Approved

6.C. 19-0206 Regular Meeting of January 15, 2019

Recommended Action: Approve

Attachments: [01152019BCC](#)

A motion was made by Commissioner Flescher, seconded by Vice Chairman Adams, to approve the minutes of the Regular Meetings of December 18, 2018; January 8, 2019; and January 15, 2019, as written. The motion carried by the following vote:

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

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

- 7.A. 19-0205** The Hospital District's Public Official Bonds for Marybeth Cunningham, Tracey L. Zudans, Michael Weiss, Allen N. Jones, and a Continuation Certificate for Ann M. McCrystal has been received from Attorney Jennifer D. Peshke's Office. The Bonds are on File in the Office of the Clerk to the Board.

Recommended Action: No Action Required

No Action Taken or Required

8. CONSENT AGENDA

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

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

- 8.A. 19-0209** Checks and Electronic Payments February 22, 2019 to February 28, 2019

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of February 22, 2019 to February 28, 2019

Attachments: [Finance Department Staff Report](#)

Approved

- 8.B. 19-0149** Dori Slosberg Driver Education Safety Act - Indian River County Traffic Education Program Trust Fund Report - Cumulative Reporting through 12/31/18

Recommended Action: Accept the report

Attachments: [Finance Department Staff Report](#)

Accepted

- 8.C. 19-0184** Quarterly Tourist Development Tax Report for the Quarter Ending 12/31/18

Recommended Action: Accept the report

Attachments: [Finance Department Staff Report - Tourist Development Tax](#)

Commissioner O'Bryan discussed the impact of the red tide on the Tourist Development Tax in the areas of Hotel/Motel revenues and sought information about the increase in Short Term Rentals revenues.

Clerk of the Circuit Court and Comptroller Jeffrey Smith acknowledged that the red tide had also impacted the Short Term Rentals revenues, explained where the increase in revenue had come from, and credited Internal Auditor Edward Halsey for making progress with the collection of the Short Term Rentals taxes.

A motion was made by Commissioner O'Bryan, seconded by Commissioner Flescher, to accept the Quarterly Tourist Development Tax Report. The motion carried by the following vote:

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

8.D. 19-0185 Quarterly Investment Report for the Quarter Ending 12/31/18

Recommended Action: Accept the report

Attachments: [Finance Department Staff Report - Investment Committee](#)

Accepted

8.E. 19-0186 Quarterly OPEB Trust Report for the Quarter Ending 12/31/18

Recommended Action: Accept the report

Attachments: [Finance Department Staff Report - Investment Committee OPEB](#)

Accepted

8.F. 19-0202 Request for Board Authorization to Continue Affordable Housing Advisory Committee (AHAC) Meetings to Review Affordable Housing Issues and Make Recommendations to the Board

Recommended Action: The AHAC and staff recommend that the Board authorize the AHAC to continue conducting multiple public meetings to review relevant information and analysis, to make findings, and to make recommendations to the Board including any "interim recommendations" the committee wishes to make.

Attachments: [Staff Report](#)

[Draft minutes from the 12/14/2018 BCC meeting](#)

[Draft minutes from the 2/14/2019 AHAC meeting](#)

Approved staff's recommendation

- 8.G. 19-0210** Adrienne Dissis' Request for Release of a Portion of an Easement Reserved Over Abandoned Short Street Right-of-Way at 7775 134th Street (Town of Wauregan Subdivision)

Recommended Action: Staff recommends that the Board, through adoption of the resolution, approve release of the 5-foot wide portion of the drainage and utility easement described in the resolution, and also approve the resolution as a correction to the legal description of the right-of-way abandoned per County Resolution 2003-148, reflecting the actual 70-foot width of the abandoned right-of-way.

Attachments: [Staff Report](#)
[Map Depicting Easement Proposed for Release](#)
[County Resolution 2003-148](#)
[Proposed Resolution Releasing Easement](#)

Approved Resolution 2019-021, releasing a portion of an easement reserved over abandoned Short Street right-of-way abutting Block 52A, Town of Wauregan Subdivision, and correcting the legal description of Short Street right-of-way abandoned per County Resolution 2003-148.

- 8.H. 19-0214** Purchase of Rollup Doors for Wastewater Plants

Recommended Action: Staff recommends the Board waive the requirement for bids and authorize the Purchasing Division to issue a purchase order in the amount of \$60,270.00 to ABCO Garage Door Company, Inc.

Attachments: [Staff Report](#)
[Quote 143858I - Central Facility](#)
[Quote 143856I - West Facility](#)

Approved staff's recommendation

- 8.I. 19-0217** Authorization to Increase Blanket Purchase Orders

Recommended Action: Staff recommends the Board of County Commissioners authorize increases to the listed Purchase Orders as approved by the Budget Office, up to the maximum amount requested for the current fiscal year.

Attachments: [Staff Report](#)

Approved staff's recommendation

8.J. 19-0222 Miscellaneous Budget Amendment 007

Recommended Action: Staff recommends the Board of County Commissioners approve the budget resolution amending the fiscal year 2018/19 budget.

Attachments: [Staff Report](#)
[2018 2019 Resolution](#)
[Exhibit "A"](#)

Approved **Resolution 2019-022**, amending the Fiscal Year 2018-2019 Budget.

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**9.A. 19-0152** Indian River County Property Appraiser Wesley Davis: Status Report and Funding Request for Audit

Recommended Action: Approve the Request for a Stub Audit.

Attachments: [Memorandum Wesley Davis, Property Appraiser](#)
[Draft Engagement letter - Property Appraiser](#)

Property Appraiser Wesley S. Davis provided an update on the tax exemption period, and urged veterans to ensure that they were receiving any tax breaks for which they were eligible. He recalled that there was a period of time between the passing of the former Property Appraiser, David Nolte, in the fall of 2018, and his (Mr. Davis's) appointment to the position on January 7, 2019, during which an audit had not been done. In order to ensure everything was in order for that period, Mr. Davis requested that a Stub Audit be performed by the County's auditor, Rehmann.

Clerk of Circuit Court and Comptroller Jeffrey Smith added that Rehmann would not be performing an operational review; the firm would be taking a financial look at the office for the specified stub period.

A motion was made by Commissioner O'Bryan, seconded by Commissioner Flescher, to approve the request of the Indian River County Property Appraiser's Office for additional funding to engage the firm of Rehmann for consulting services for a Stub Audit for the period of October 1, 2018 through January 7, 2019. The motion carried by the following vote:

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

9.B. 19-0221 Indian River County Clerk of the Circuit Court and Comptroller Jeffrey R. Smith: Application for Citizen Member to the Value Adjustment Board

Recommended Action: It is recommended the Board review the application and approve the appointment of Mr. Jim Kordiak to fill the vacant Citizen Member position on the Value Adjustment Board

Attachments: [Citizen Member \(Homesteaded\) Appointment to the VAB-Kordiak Resignation Notice](#)
[J Kordiak Application 3-5-19](#)
[IRC Biography](#)

Clerk of Circuit Court and Comptroller Jeffrey Smith was present to address questions from the Board. There being none, the Board took the following action:

A motion was made by Commissioner O'Bryan, seconded by Commissioner Flescher, to approve the appointment of Jim Kordiak to fill the vacant Citizen Member position on the Value Adjustment Board. The motion carried by the following vote:

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

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

B. PUBLIC DISCUSSION ITEMS

C. PUBLIC NOTICE ITEMS

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

12.E.1. 19-0218 Children's Services Funding Allocation for Fiscal Year 2019/2020

Recommended Action: Staff recommends that the Board of County Commissioners approve FY 2019/20 funding for Children's Services at the full 0.1250 millage cap of

\$2,062,611 which includes the \$50,000 allocation for the proposed needs study.

Attachments: [Staff Report](#)

[Children's Services Funding History](#)

[Children's Services Meeting Minutes 2017](#)

Management and Budget Director Kristin Daniels used a PowerPoint Presentation to detail the funding allocations for Children's Services since March 2017, when the Board approved a three-year phase-in of funding to reach the 0.1250 millage cap authorized for the program. She explained that the tax roll growth was higher than anticipated; therefore, the 0.1250 millage cap totals \$2,062,611, an increase of 4.7% over the original approved amount. Director Daniels also recounted that the Children's Services Advisory Committee (CSAC) would be requesting a \$50,000 allocation to fund the 2019 needs assessment, pursuant to Ordinance 99-01.

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

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

F. Public Works

G. Utilities Services

13. COUNTY ATTORNEY MATTERS

14. COMMISSIONERS MATTERS

19-0227 Letter to FDOT Secretary

Recommended Action: Discussion

Attachments: Commissioner's Memorandum

(Clerk's Note: This item was added under 4. Additions/Deletions to the Agenda/Emergency Items).

Chairman Solari announced that there had been another fatality linked to the Virgin Trains USA (f/k/a The Brightline and All Aboard Florida) High Speed Railway Project, and that the Florida Department of Transportation (FDOT) has not responded to the Board's prior invitations to address the County's safety concerns.

Susan Mehiel, 1370 Saint Catherine's Circle, spokesperson for the Florida Alliance for Safe Trains, discussed the organization's goal and reported on the March 6, 2019

Florida Development Finance Corporation (FDFC) board meeting, at which an additional allocation of Private Activity Bonds for Virgin Trains USA was reviewed. She thereafter provided a version of her letter to be forwarded to Mr. Thibault after review and edit by the County Attorney and Board Chairman.

Chairman Solari credited Susan Mehiel for her suggestion to invite the new FDOT Secretary, Kevin J. Thibault, PE, to the Treasure Coast so that County residents can discuss with him their concerns about the safety and impact of this project on the community.

A motion was made by Commissioner Flescher, seconded by Commissioner Zorc, to: (1) accept Susan Mehiel's draft letter outlining concerns about the Virgin Trains USA (f/k/a/ All Aboard Florida and the Brightline) High Speed Rail Project; and (2) authorize staff to send a letter inviting the new Florida Department of Transportation Secretary Kevin Thibault, to come to the Treasure Coast and see how the Virgin Trains USA (f/k/a/ All Aboard Florida and the Brightline) High Speed Rail Project would impact the Treasure Coast. The County Attorney and Chairman Solari will review Ms. Mehiel's letter and make any amendments deemed advantageous before sending the missive to Secretary Thibault. The motion carried by the following vote:

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

B. Commissioner Susan Adams, Vice Chairman

C. Commissioner Joseph E. Flescher

D. Commissioner Peter D. O'Bryan

E. Commissioner Tim Zorc

Commissioners Open Dialogue

19-0216 Commissioners Open Dialogue

Recommended Action: Discussion Only - No Action Required

Attachments: [Informational Memorandum](#)

The Chairman announced that under Commissioners Open Dialogue, individual Commissioners would provide updates; no action would be taken.

Commissioner Zorc provided details on the Human Trafficking Awareness Forum scheduled for March 13, 2019.

Vice Chairman Adams discussed: (1) the increasing number of young children involved in 4-H activities at the Firefighters Fair this year; (2) the need for an

informational Code Enforcement brochure for the public, perhaps featuring the top five complaints; and (3) the upcoming Treasure Coast Regional Planning Council meeting, at which there will be a presentation on the Florida Resilient Coastlines Program and St. Lucie County's McCarty Ranch Extension Water Quality and Storage Project.

Commissioner O'Bryan discussed the Florida Development Finance Corporation (FDFC) meeting, at which consideration was given to the Virgin Trains USA's (a/k/a/ Brightline and All Aboard Florida) request for private activity bonds. He noted that the meeting had to be adjourned before the FDFC could vote, and affirmed the Board's commitment to keep opposing the high speed rail project.

No Action Taken or Required

15. SPECIAL DISTRICTS AND BOARDS

A. Emergency Services District

B. Solid Waste Disposal District

C. Environmental Control Board

The Board of County Commissioners reconvened as the Board of Commissioners of the Environmental Control Board. The minutes will be approved at an upcoming Environmental Control Board meeting.

15.C.1. 18-1922 Approval of Minutes Meeting of May 8, 2018

Recommended Action: Approve

Attachments: [05082018ECB](#)

A motion was made by Commissioner O'Bryan, seconded by Commissioner Zorc, to approve the Environmental Control Board Minutes of May 8, 2018 as written. The motion carried by the following vote:

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

15.C.2. 19-0220 Satisfaction and Release of Environmental Control Hearing Board Lien

Recommended Action: The County Attorney's Office recommends the Board authorize the Chairman to execute the Release and Satisfaction for recordation in the Public Records of Indian River County, Florida.

Attachments: [Staff Report](#)
[Release and Satisfaction- Dixon](#)

A motion was made by Commissioner O'Bryan, seconded by Commissioner

Flescher, to approve staff's recommendation. The motion carried by the following vote:

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

15.C.3. 19-0219 Resolution Delegating Certain Authority to the Environmental Control Officer to Satisfy and Release Environmental Control Hearing Board Liens

Recommended Action: The County Attorney's Office recommends the Board approve a resolution delegating certain authority to the Environmental Control Officer to satisfy and release an Environmental Control Hearing Board Lien.

Attachments: [Staff Report](#)

[Resolution for Authorization to Satisfy and Release Liens](#)

Commissioner O'Bryan sought and received confirmation from staff that the Environmental Control Officer would only release an Environmental Control Hearing Board Lien if it has been fully satisfied.

A motion was made by Commissioner Flescher, seconded by Commissioner Zorc, to approve Resolution 2019-023 ECB, of the Board of County Commissioners of Indian River County, Florida, sitting as the Environmental Control Board, delegating certain authority to the Environmental Control Officer to satisfy and release Environmental Control Hearing Board Liens; and providing for an effective date. The motion carried by the following vote:

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

16. ADJOURNMENT

There being no further business, the Chairman adjourned the meeting at 9:39 a.m.