



# Indian River County Florida

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

## Meeting Minutes 3 - Final

### 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

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Tuesday, May 7, 2019

9:00 AM

Commission Chambers

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#### 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

**Dr. Wayne Smith, Headmaster, Master's Academy Vero Beach**

#### 3. PLEDGE OF ALLEGIANCE

**Commissioner Bob Solari, Chairman**

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

**A motion was made by Commissioner Flescher, seconded by Commissioner O'Bryan, to approve the Agenda as presented. 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.**      [19-0367](#)      Presentation of Proclamation Designating May 5 - 11, 2019 As Public Service Recognition Week

**Attachments:**    [Proclamation](#)

Chairman Solari read and presented the proclamation to Suzanne Boyle, Human Resources Director for Indian River County, who was joined by a group of employees representing the different public services offered by the County. Chairman Solari thanked the employees for their contributions. County Administrator Jason Brown expressed appreciation for their quality customer service.

Assistant County Administrator Mike Zito mentioned the City-County Golf Tournament would be held on May 11, 2019.

**Read and Presented**

- 5.B.**      [19-0379](#)      Presentation of Proclamation Recognizing May 12 - 18, 2019 As National Police Week

**Attachments:**    [Proclamation](#)

Commissioner O'Bryan read and presented the Proclamation to Indian River County Sheriff Deryl Loar, who was joined by several Sheriff's Deputies. Sheriff Loar praised his team and mentioned the Statewide accolades the Sheriff's Department has received. Commissioner O'Bryan mentioned the K-9 Memorial the Department installed. Chairman Solari expressed appreciation for the sense of security created by the Sheriff's Department.

**Read and Presented**

- 5.C.**      [19-0370](#)      Presentation of Proclamation Designating the Week of May 5 - 11, 2019, as National Correctional Officers and Employees Week.

**Attachments:**    [Proclamation](#)

Commissioner Flescher read and presented the Proclamation to Sheriff Deryl Loar who was accompanied by several Corrections Officers. The Sheriff praised the dangerous and necessary work they do in the name of keeping the citizens of Indian River County safe.

**Read and Presented**

## **6.      APPROVAL OF MINUTES**

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

- 7.A.**        [19-0359](#)    The Sebastian Inlet District Commission Notice of Designation of Registered Agent

**Attachments:**    [Sebastian Inlet District Commission Notice](#)

**No Action Taken or Required**

- 7.B.**        [19-0363](#)    Florida Public Service Commission Order No. PSC-2019-0143-PCO-EI, In re: Petition for approval of FPL SolarTogether program and tariff, by Florida Power & Light Company, is on file in the Office of the Clerk to the Board

**No Action Taken or Required**

- 7.C.**        [19-0362](#)    Proclamation Honoring John Frazier on His Retirement From Indian River County Board of County Commissioners Department of General Services Recreation Division with Thirty Years of Service

**Attachments:**    [Proclamation](#)

Chairman Solari thanked Mr. Frazier for his three decades of service to Indian River County.

**No Action Taken or Required**

- 7.D.**        [19-0375](#)    Indian River County Venue Event Calendar Review

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

**No Action Taken or Required**

- 7.E.**        [19-0384](#)    Update on All Aboard Florida Expenses

**Attachments:**    [Staff Report](#)

[All Aboard FL Expenses](#)

**No Action Taken or Required**

- 7.F. [19-0389](#) Florida Fish and Wildlife Conservation Commission's - Land Management Plan for the Indian River County Public Shooting Range 2019-2029

**Attachments:** [Staff Report](#)  
[Management Plan for Indian River County Shooting Range 2019-2029](#)

Vice Chairman Adams noted that the management plan created for the Indian River County Public Shooting Range was being used throughout the State as a model of good planning.

**No Action Taken or Required**

- 7.G. [19-0382](#) Proclamation Recognizing May 5 - 11, 2019 As National Travel & Tourism Week

**Attachments:** [Proclamation](#)

Chairman Solari expressed appreciation for the tourists who visit Indian River County.

**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.E. 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. [19-0360](#) Checks and Electronic Payments April 12, 2019 to April 18, 2019

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

**Approved**

- 8.B. [19-0369](#) Checks and Electronic Payments April 19, 2019 to April 25, 2019

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

**Approved**

- 8.C. [19-0365](#) E911 State Grant Application

**Attachments:** [Staff Report](#)  
[State Grant Application](#)  
[Indian River County Grant Form](#)

**Approved staff's recommendation**

- 8.D.**      [19-0372](#)      58th Avenue - Advance Acquisition of Right-of-Way 4730 58th Avenue, Vero Beach, FL 32967 Owner: Joe N. Idlette, Jr. & Bernice R. Idlette

**Attachments:**    [Staff Report](#)  
                                 [Purchase Agreement](#)

**Approved staff's recommendation**

- 8.E.**      [19-0374](#)      Approval of Sealed Bid Sale of 5836 26th Street - Bid 2019051

**Attachments:**    [Staff Report](#)  
                                 [Agreement to Sell and Purchase](#)

Chairman Solari opened the discussion by noting that the property's high bidder, BB&D, LLC, of Vero Beach, listed Wesley Davis, Indian River County Property Appraiser, as a member of the company. The Chairman expressed faith in the integrity of the bid process, but felt that it was improper for an elected official in the Property Appraiser's Office to participate in the sale. Chairman Solari stated he could not vote in favor of the item based on his concerns for the appearance of impropriety.

Commissioner O'Bryan relayed the conversation staff had with the County Attorney to ensure that the bid did not violate State statutes.

Charlie Wilson, Director of Governmental Affairs/Communication for the Property Appraiser's Office, appeared before the Board to state that Wesley Davis had resigned from BB&D on April 2, 2019.

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

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

**Nay:**    1 -    Chairman Solari

- 8.F. [19-0376](#) FDOT Transportation Regional Incentive Program (TRIP) Agreement and Resolution Authorizing the Chairman's Signature for 66th Avenue Roadway Widening from 49th Street to 69th Street and Construction Engineering Inspection (CEI) Services - Project No. IRC-1505, FM No. 436379-1-54-01

**Attachments:** [Staff Report](#)  
[Indian River County Grant Form](#)  
[Authorizing Resolution](#)  
[FDOT Transportation Regional Incentive Program Agreement FM No. 436379-1-54-01](#)

**Approved Resolution 2019-034, authorizing the Chairman's execution of a Transportation Regional Incentive Program Agreement with the Florida Department of Transportation for 66th Avenue roadway widening from 49th Street to 69th Street and Construction Engineering Inspection (CEI) services.**

- 8.G. [19-0377](#) Modification to Award of RFP 2019028 for Sebastian Harbor Preserve Boardwalk Design and Construction

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

**Approved staff's recommendation**

- 8.H. [19-0380](#) Award of Bid 2019044 - Annual Bid for Air Conditioning Maintenance, Repairs and Installation

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

**Approved staff's recommendation**

- 8.I. [19-0144](#) Showcase Designer Homes, L.C.'s Request for Final PD Plan/Plat Approval for Orchard Park PD [PD-16-07-05 / 2004100070-82752]

**Attachments:** [Staff Report](#)  
[Application](#)  
[Location Map](#)  
[Final Plat Layout](#)  
[Contract with Cash Deposit and Escrow Agreement](#)

**Approved staff's recommendation**

- 8.J. [19-0392](#) Purchase of Dive Rescue Dry Suits

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

**Approved staff's recommendation**

**9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

- 9.A.1**      [19-0386](#)      Indian River County Sheriff Deryl Loar: State Criminal Alien Assistance Program Receipt of Funds and Request for Payment of Consultant Invoice and Budget Amendment

**Attachments:**      [Sheriff Deryl Loar Correspondence Dated 04/30/19](#)

Indian River County Sheriff Deryl Loar appeared before the Board to discuss the State Criminal Alien Assistance Program (SCAAP) which partially reimburses the cost of incarcerating undocumented criminal aliens. With the assistance of consulting firm Justice Benefits, Inc., the Sheriff's Department was able to apply for and receive \$23,573.00 from SCAAP to be used for correctional purposes only. Sheriff Loar requested approval to pay the consulting firm, and to have the remaining SCAAP award transferred to the Corrections Operating Expense budget.

**A motion was made by Commissioner Flescher, seconded by Commissioner O'Bryan, to approve the Sheriff's request for a check in the amount of \$4,243.14 made payable to consulting firm Justice Benefits, Inc., and to have the remainder of the SCAAP funds in the amount of \$19,329.86 transferred into Corrections Operating Expenses to augment funds needed for inmate care. 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**

PROOF OF PUBLICATION FOR THIS HEARING IS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD.

- 10.A.1.**     [19-0347](#)     Authorization to Submit Fiscal Year 2019 Applications for Federal Transit Administration Grants for Capital and Operating Assistance (Section 5307) and Bus Replacement (Section 5339) (Administrative)

**Attachments:**    [Staff Report](#)

[Application for Section 5307 Public Transportation Capital and Operating Assistance](#)

[Application for Section 5339 Bus Replacement Assistance](#)

[Resolution Authorizing Applications for FTA Grant Assistance](#)

[Grant Budget Forms](#)

Brian Freeman, Senior Transportation Planner, provided an overview of the GoLine and Community Coach public transit programs in Indian River County. He explained that there were two grants run by the Federal Transit Administration (FTA) which provided most of the capital costs, and some of the operating expenses for the County's public transit system. The FTA requires a public hearing in advance of the County submitting their grant applications, as well as approval for County-provided matching funds.

Commissioner O'Bryan sought and received information regarding funding for bus shelters in Fiscal Year 2019.

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

**A motion was made by Commissioner O'Bryan, seconded by Commissioner Flescher, to approve Resolution 2019-035, authorizing the filing of applications for grant funding assistance from the Federal Transit Administration. The motion carried by the following vote:**

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

**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. [19-0387](#) 2nd Quarter FY 2018/2019 Budget Report**

**Attachments:** [Staff Report](#)  
[Qtrly Budget Report Q2 201819 revenue](#)  
[Qtrly Budget Report Q2 201819 expense](#)  
[Reports at a glance 2018-2019 Q2](#)  
[03-31-2019 Expense Analysis](#)  
[Budget Amendment History FY 2018-2019](#)

Budget Director Kristin Daniels used a PowerPoint presentation to provide the Board with a report for the Second Quarter of Fiscal Year 2018/2019. Ms. Daniels reviewed revenue from the County's taxes and fees, noting an unexpected downturn in tourist and gas tax revenue. The Commissioners each commented on the possible reasons for the decrease in revenue.

The presentation continued detailing the status of the various County funds. Ms. Daniels also notified the Board that the Indian River County Revenue Manual had been updated and was posted to the County's website.

**No Action Taken or Required**

**F. Public Works**

12.F.1. [19-0337](#) Outline of Indian River Lagoon Management Plan Recommendation for Moving Forward

**Attachments:** [Staff Report](#)  
[Draft IRL Plan Outline](#)

Kendra Cope, Coastal Resources Coordinator, gave a PowerPoint presentation which outlined an Indian River Lagoon Management Plan (IRL Plan). She explained that the IRL Plan was created with consultant Tetra Tech and an inter-departmental team in response to the Board's request for a long-range, cohesive plan which would identify the causes of the Lagoon's water quality issues, and prioritize restoration efforts.

The outline proposed a two-phased approach with a suggested three (3) to five (5) year timeline. Phase 1 would gather information on factors impacting the Lagoon and, would implement current and new projects. Phase 2 would use the data to create measurable goals for lagoon rehabilitation.

The Board members then each stated their opinions, critique, and concerns regarding the outline presented. The Commissioners also provided additional comments for research and objectives to include in the final plan.

The Chairman called a recess at 11:14 a.m., and the meeting reconvened at 11:22 a.m., with all members present.

County Administrator Jason Brown expanded on staff's efforts and noted the difficulty in coordinating multiple County Departments as well as State Agencies. The Board agreed that this was a complex issue, and that this outline was a good first step toward the plan they had envisioned.

The Chairman then opened the discussion for public comments. The following residents provided input on ways to approach the Lagoon's restoration:

Judy Orcutt, 4665 Pebble Bay South  
Richard Baker, Florida Audubon Society

The Board wrapped up their discussion with ideas to capture the suggestions expressed in this discussion, including the possibility of a special workshop. There was agreement as to the need for additional dialogue before finalizing the direction of a final plan. Public Works Director Richard Szpyrka requested time for staff to synthesize all the comments before returning to the Board with a revised outline.

**Postponed/Continued****G. Utilities Services****13. COUNTY ATTORNEY MATTERS****13.A. [19-0366](#) Economic Development Council Appointment**

**Attachments:** [Staff Report](#)  
[Application - JRock Tonkel](#)  
[Resume - JRock Tonkel](#)  
[Application - DrRTurner](#)  
[Resume - DrRTurner](#)

Per Resolution 2019-011, a Healthcare Industry Representative position had been added to the Economic Development Council. Commissioner O'Bryan supported appointing Dr. Ralph D. Turner to the position, citing his years of experience in the healthcare industry and current position with the Cleveland Clinic.

**A motion was made by Commissioner O'Bryan, seconded by Vice Chairman Adams, to appoint Dr. Ralph D. Turner to the position of Healthcare Industry representative to the Economic Development Council. The motion carried by the following vote:**

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

**14. COMMISSIONERS MATTERS**

- A. Commissioner Bob Solari, Chairman**
- B. Commissioner Susan Adams, 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 of County Commissioners reconvened as the Board of Commissioners of the Emergency Services District. The minutes will be approved at an upcoming Emergency Services District meeting.

- 15.A.1.**     [19-0212](#)   Approval of Minutes Meeting of December 18, 2018

**Attachments:**   [12182018ESD\\_Draft](#)

**Approved**

- 15.A.2.**     [19-0154](#)   Approval of Minutes Meeting January 8, 2019

**Attachments:**   [01082019ESD\\_Draft](#)

**A motion was made by Commissioner O'Bryan, seconded by Commissioner Flescher, to approve the Emergency Services District Meeting Minutes of December 18, 2018 and January 8, 2019. The motion carried by the following vote:**

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

- 15.A.3.**     [19-0361](#)   Approval of Purchase for Special Rescue Truck

**Attachments:**   [Staff Report](#)  
[Quote RS12427](#)

Commissioner Zorc complimented Emergency Services Director and Fire Chief Tad Stone for acquiring a unique piece of equipment at a favorable price.

**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

**B. Solid Waste Disposal District**

The Board of County Commissioners reconvened as the Board of Commissioners of the Solid Waste Disposal District. The minutes will be approved at an upcoming Solid Waste Disposal District meeting.

- 15.B.1.**     [19-0371](#)    CCNA-2018 Work Order No. 5 to Geosyntec for One Year of Groundwater Monitoring/Reporting and Related Consulting Services at the Former South Gifford Road Landfill

**Attachments:**   [Staff Report](#)  
                          [Geosyntec CCNA-2018 WO No 5](#)

No discussion was held on this item.

**A motion was made by Commissioner Flescher, seconded by Vice Chairman Adams, 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.B.2.**     [19-0385](#)    CCNA-2018 Work Order No. 4 to Tetra Tech, Inc. for Professional Services with the Landfill Gas Agreement

**Attachments:**   [Staff Report](#)  
                          [CCNA-2018 Work Order No 4 - Tetra Tech](#)

No discussion was held on this item.

**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

**C.     Environmental Control Board**

**16.    ADJOURNMENT**

There being no further business, the Chairman adjourned the meeting at 12:07 p.m.