



**BOARD OF COUNTY
COMMISSIONERS
INDIAN RIVER COUNTY FLORIDA
COMMISSION AGENDA
TUESDAY, DECEMBER 6, 2022 - 9:00 AM**

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

COUNTY COMMISSIONERS

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

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

- 1. CALL TO ORDER**
- 2.A. A MOMENT OF SILENT REFLECTION FOR FIRST RESPONDERS AND MEMBERS OF THE ARMED FORCES**
- 2.B. INVOCATION**

Dr. Wayne Smith, Master's Academy Vero Beach
- 3. PLEDGE OF ALLEGIANCE**

Commissioner Joseph E. Flescher
- 4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS**
- 5. PROCLAMATIONS and PRESENTATIONS**
 - 5.A.** Presentation of Proclamation Honoring Teresa Hansen on her Retirement from the Indian River County Sheriff's Office

Attachments: [Proclamation](#)
- 6. APPROVAL OF MINUTES**
- 7. INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**
 - 7.A.** Indian River County Venue Event Calendar Review

Attachments: [Event Calendar](#)

7.B. 2023 Committee Assignments by Commissioner

Attachments: [Committee Assignments Memo](#)

8. CONSENT AGENDA

8.A. Central Wastewater Treatment Facility Odor Control Improvements, CCNA Work Order No. 8 With Atkins

Attachments: [Staff Report](#)

[Work Order No 8 CWWTF Odor Control Improvements](#)

8.B. Review of the Affordable Housing Advisory Committee 2022 Incentives Review and Recommendation Report

Attachments: [Staff Report](#)

[DRAFT 2022 AHAC Report](#)

8.C. Approval of a Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation (FDOT) for a Public Transportation Block Grant

Attachments: [Staff Report](#)

[Resolution](#)

[Block Grant - PTGA](#)

[Grant Budget Form](#)

8.D. Acceptance and Approval of Modification #1 of Emergency Management Program Grant (EMPG) Federally-Funded Subgrant Agreement; Agreement Number G0371

Attachments: [Staff Report](#)

[Modification #1-EMPG](#)

8.E. Annual Resolution Delegating the Authority to the County Administrator or his designee, to execute Resolutions Calling Letters of Credit as Necessary during a Declared State of Local Emergency or Declared State of Florida Emergency Affecting Indian River County

Attachments: [Staff Report](#)

[Resolution](#)

8.F. Annual Resolution re Delegation of Authority Concerning Declarations of State of Local Emergencies and to Act in a State Declared Emergency Affecting Indian River County

Attachments: [Staff Report](#)

[Delegation of authority for declaration of emergencies](#)

8.G. Appointment to the Economic Opportunities Council of Indian River County, Inc.

Attachments: [Staff Report](#)

[N. McCurry Approval Letter](#)

8.H. Annual Resolution re Signatories

Attachments: [Staff Report](#)

[2022 RESO annual signatories](#)

[Certificate For Facsimile Signature - Chairman Earman](#)

[Certificate For Facsimile Signature - Clerk JSmith](#)

8.I. Unincorporated Indian River County Lagoon ArcGIS Nitrogen Load Estimation Tool (ArcNLET) Model, Tetra Tech, Inc., Work Order No. 12

Attachments: [Staff Report](#)

[Tetra Tech Inc Work Order No 12](#)

8.J. Acceptance of Land Trust and St. Johns River Water Management District Conservation Easements

Attachments: [Staff Report](#)

[Ryall Sebastian SJRWM Conservation Easement](#)

[IRLT-IR County Conservation Easement](#)

8.K. FY 2021-2022 Records Management Compliance Statements

Attachments: [Memo](#)

[BOCC Compliance Statement](#)

[EMS Compliance Statement](#)

[SWDD Compliance Statement](#)

8.L. Resolutions Cancelling Taxes

Attachments: [Staff Report](#)

[Resolution Cancelling Taxes - IRC Habitat for Humanity](#)

[Resolution Cancelling Taxes - 12th St - Sowell](#)

8.M. Central Wastewater Treatment Facility FDEP Permit Renewal

Attachments: [Staff Report](#)

[MBV Proposal - Work Order #27](#)

8.N. Change Order 2 to TLC Diversified, Inc., for the South Water Treatment Plant Membrane and Retrofit Project

Attachments: [Staff Report](#)

[Change Order 2](#)

8.O. Tetra Tech Work Order No. 11 - Water Supply Facilities Work Plan

Attachments: [Staff Report](#)

[Work Order No 11 Tetra Tech Inc](#)

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

- 10.A.1** Consideration of Brattain Property of Indian River County LLC's Request for Land Development Regulation (LDR) Amendments to Sections 901.03, 911.10, and 971.13 to Allow Automobile Parking and Storage in the PRO, OCR, MED, CN, and CL Zoning Districts [LDRA-21-09-01 / 2003060269-90131] (Legislative)

Attachments: [Staff Report](#)
[Draft Ordinance](#)

B. PUBLIC DISCUSSION ITEMS

- 10.B.1** Request to Speak from Bill Rigby re: First Amendment and Due Process

Attachments: [Public Discussion Request B. Rigby 12.6.22](#)

- 10.B.2** Request to Speak from Gifford H. Hampton re: New Golf Course

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

C. PUBLIC NOTICE ITEMS

- 10.C.1.** Notice of Public Hearing Scheduled for December 13, 2022 Board Meeting for a County Initiated Request to Amend the 5 Year Capital Improvements Program and Supporting Data and Analysis of the Capital Improvements Element of the Comprehensive Plan. [Legislative]

Attachments: [Staff Report](#)

- 10.C.2.** Public Notice of Public Hearing for December 13, 2022, to Consider a Resolution Electing to Use the Uniform Method for the Levy, Collection and Enforcement of Non Ad Valorem Assessments for Street Paving in the Oslo Park Area

Attachments: [Staff Report](#)

- 10.C.3** Public Notice of Public Hearing for December 13, 2022, to Consider an Ordinance Authorizing an Extension of the Temporary Moratorium for an Additional 1 Year with regard to Class B Biosolids

Attachments: [Staff Report](#)

11. COUNTY ADMINISTRATOR MATTERS

- 11.A** Update Regarding Proposed Sebastian Annexation Agreement

Attachments: [Staff Report - Annexation Agreement](#)
[DRAFT Graves Brothers Annexation Agreement](#)
[Annexation Agreement Comments](#)

12. DEPARTMENTAL MATTERS

A. Community Development

12.A.1 Request for Authorization to Secure a Pool Located at 560 Stoney Brook Farm Court, Vero Beach, FL 32968

Attachments: [Staff Report](#)
[Photos of the subject property and pool](#)
[Minutes from 10.24.22 CEB Meeting](#)

B. Emergency Services

C. General Services

D. Human Resources

E. Information Technology

12.E.1 Website Publication of Legal Notices

Attachments: [Staff Report](#)

F. Office of Management and Budget

12.F.1. Local Assistance and Tribal Consistency Fund (LATCF)

Attachments: [Staff Report](#)
[Agreement - LATCF](#)

12.F.2 American Rescue Plan Act - Spending Plan Revisions

Attachments: [Staff Report](#)
[ARP Proposed Spending Plan](#)

G. Public Works

H. Utilities Services

13. COUNTY ATTORNEY MATTERS

13.A Off Leash Beach Dog Park Update

Attachments: [Staff Report](#)

13.B Government in the Sunshine Law Update

Attachments: [Staff Report](#)

13.C Resolution for Adoption of Administrative Fee for Extensions/Modifications to Contracts for Required Roadway Improvements Under Section 312.11 Section 312.11 (Performance Security) of the Indian River Code of Ordinances

Attachments: [Staff Report](#)
[Proposed Resolution for Extension of Contracts](#)
[Resolution 2005-041](#)
[Resolution 2019-089](#)

13.D Designated Receiving System Transportation Plan

Attachments: [Staff Report](#)

[2017 Transportation Plan](#)

[Proposed SEFBHN Transportation Plan](#)

14. COMMISSIONERS MATTERS

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

15. SPECIAL DISTRICTS AND BOARDS

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

16. ADJOURNMENT

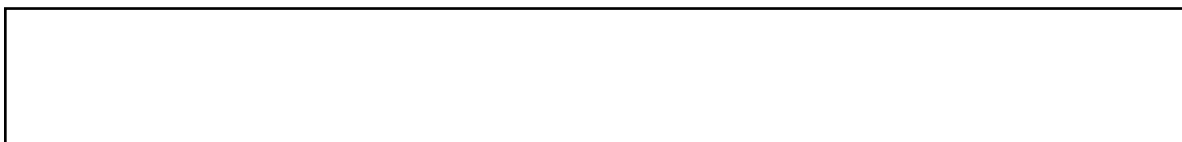
Except for those matters specifically exempted under the State Statute and Local Ordinance, the Board shall provide an opportunity for public comment prior to the undertaking by the Board of any action on the agenda, including those matters on the Consent Agenda. Public comment shall also be heard on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

Anyone who may wish to appeal any decision which may be made at this meeting will need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal will be based.

Anyone who needs a special accommodation for this meeting may contact the County's Americans with Disabilities Act (ADA) Coordinator at (772) 226-1223 at least 48 hours in advance of meeting.

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

The full agenda is available on line at the Indian River County Website at www.ircgov.com The full agenda is also available for review in the Board of County Commission Office, the Indian River County Main Library, and the North County Library.



Commission Meetings are broadcast live on Comcast Cable Channel 27

Rebroadcasts continuously with the following proposed schedule:

Tuesday at 6:00 p.m. until Wednesday at 6:00 a.m.,

Wednesday at 9:00 a.m. until 5:00 p.m.,

Thursday at 1:00 p.m. through Friday Morning,

and Saturday at 12:00 Noon to 5:00 p.m.