



Indian River County Florida

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

Meeting Minutes - Final

Board of County Commissioners

Peter O'Bryan, Chairman, District 4
Joseph H. Earman, Vice Chairman, District 3
Susan Adams, District 1
Joseph Flescher, District 2
Laura Moss, District 5

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

Tuesday, April 5, 2022

9:00 AM

Commission Chambers

1. CALL TO ORDER

Present: 5 - Chairman Peter O'Bryan
Vice Chairman Joe Earman
Commissioner Susan Adams
Commissioner Joseph Flescher
Commissioner Laura Moss

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

2.B. INVOCATION

Pastor Joe Moore, Rivers of Living Water Rhema Word Ministries, Inc.

3. PLEDGE OF ALLEGIANCE

Dylan Reingold, County Attorney

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Moved: Item 5.B. to be heard prior to Item 5.A.

Moved: Item 14.B.1. to be heard following Item 5.E.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

5. PROCLAMATIONS and PRESENTATIONS

- 5.A. [22-0187](#) Presentation of Proclamation Designating the Month of April, 2022 as Child Abuse Prevention Month

Recommended Action: Recommend Read and Present

Attachments: [Proclamation](#)

Joe Walsh, Exchange Club of the Treasure Coast, appeared with fellow Exchange Club members to accept the Proclamation and discuss the Club's mission to raise funds to aid in the prevention of child abuse.

Matt Markley, CEO, Hibiscus Children's Center, thanked the Board for their support, and discussed the programs and facilities the organization provides to children and teens in Indian River County.

Read and Presented by Commissioner Adams

- 5.B. [22-0199](#) Presentation of Proclamation Designating April 22, 2022 as Earth Day 2022

Recommended Action: Read and Present

Attachments: [Proclamation](#)

Sue Flak, Recycling Education Coordinator, represented a group from the Solid Waste Disposal District in receiving the Proclamation. She detailed the upcoming events planned in celebration of Earth Day, including appearances by recycling mascot Carter, who was also present. At the Chairman's request, Ms. Flak provided an update on the success of the Fellsmere Fridge food bank program which diverts good food to the community.

Read and Presented by Vice Chairman Earman

- 5.C. [22-0234](#) Presentation of Proclamation Designating April 24-30, 2022, as Crime Victims' Rights Week in Indian River County

Recommended Action: Read and Present

Attachments: [Proclamation](#)

Indian River County Victims' Rights Coalition Chairman Paul Zelno accepted the Proclamation and described the services the Coalition provides to victims of crimes. He announced details of the April 28, 2022 Victims' Rights Vigil at Veteran's Memorial Island Sanctuary.

Indian River County Sheriff Eric Flowers expressed appreciation for the Board's support in considering the difficulties of crime and abuse victims. Commissioner Flescher thanked the all-volunteer Victims' Rights Coalition, and the many volunteers throughout the County.

Read and Presented by Commissioner Flescher

- 5.D. [22-0270](#) Presentation from Parabel

Recommended Action: No action required

Helene Caseltine, Economic Development Director, Indian River County Chamber of Commerce, introduced representatives from a food-tech startup which was expanding in the County.

Frank Jimenez, CEO, Parabel Nutrition, Inc., utilized a video and PowerPoint slides to inform the Board of the company's aquaculture plant business in Fellsmere. He provided details of Parabel's business model which planned to produce sustainable plant-based nutrition through the harvesting and processing of Lemnaceae (water lentils). Mr. Jimenez estimated a June opening for Parabel's new production facility.

Juli D'Aloia, Chief Human Resources Officer, advised that the company had many job openings which encompassed a variety of skill levels.

Presented

- 5.E. [22-0268](#) Presentation by the Nopetro Eco District, LLC: Update on Design and Development of the Renewable Natural Gas Plant

Recommended Action: No action required

Alain Castro, Managing Partner, Indian River Eco-District (IRED), addressed the Board regarding the IRED's renewable natural gas (RNG) production facility before introducing Jorge Herrera, CEO, Nopetro LLC. Mr. Herrera continued with a PowerPoint presentation which provided information on the renewable natural gas industry, site logistics, production methods, plans for the Nopetro Eco-District partnership, and strides made to the County's contribution of conforming gas.

Chairman O'Bryan entered into discussion with Mr. Herrera and received clarification on the analysis of the County's gas contribution, as well as details of the construction and capacity for the planned Nopetro RNG conversion facility. The Chairman also received confirmation that Nopetro expected to meet its planned June 2023 start date.

Himanshu Mehta, Managing Director, Solid Waste Disposal District, discussed plans to meet the required quality specifications for the landfill gas the County would supply for conversion to natural gas. Director Mehta also provided an update to the Board on his department's leachate removal project. Commissioner Adams added her support for the project.

Mr. Herrera noted that his company planned for a long-term partnership with the County and commended staff for their work. Mr. Castro closed the presentation with a projected vision for the future of the RNG project.

Presented

6. APPROVAL OF MINUTES

A motion was made by Commissioner Flescher, seconded by Commissioner Adams, to approve the Regular Meeting Minutes of February 1, 2022 and February 8, 2022 as written. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

- 6.A. [22-0271](#) Regular Meeting of February 1, 2022

Recommended Action: Approve

Attachments: [02012022 BCC Granicus](#)

Approved

6.B. [22-0275](#) Regular Meeting of February 8, 2022

Recommended Action: Approve

Attachments: [02082022 BCC Draft](#)

Approved

7. INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**7.A.** [22-0257](#) Indian River County Venue Event Calendar Review

Recommended Action: Informational item only; no Board action required

Attachments: [Venue Event Calendar April 2022](#)

Chairman O'Bryan mentioned the Denim & Diamonds Veteran's Fundraiser, free paper shredding, Easter events, the marine flea market, and the Vero Beach Air Show in April.

No Action Taken or Required

8. CONSENT AGENDA

A motion was made by Commissioner Flescher, seconded by Commissioner Adams, to approve the Consent Agenda as presented. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

8.A. [22-0165](#) Checks and Electronic Payments February 11, 2022 to February 17, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of February 11, 2022 to February 17, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.B. [22-0182](#) Checks and Electronic Payments February 18, 2022 to February 24, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of February 18, 2022 to February 24, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.C. [22-0211](#) Checks and Electronic Payments February 25, 2022 to March 3, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of February 25, 2022 to March 3, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.D. [22-0232](#) Checks and Electronic Payments March 4, 2022 to March 10, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of March 4, 2022 to March 10, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.E. [22-0241](#) Checks and Electronic Payments March 11, 2022 to March 17, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of March 11, 2022 to March 17, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.F. [22-0256](#) Checks and electronic payments March 18, 2022 to March 24, 2022

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of March 18, 2022 to March 24, 2022

Attachments: [Finance Department Staff Report](#)

Approved

8.G. [22-0216](#) Fourth of July Fireworks Funding

Recommended Action: Staff recommends that the Board of County Commissioners approve funding the fireworks displays for the Cities of Sebastian and Vero Beach in the amount of \$2,500 each. Staff also recommends that each of the Cities (Vero Beach and Sebastian) appropriate and pay an equal amount up to \$2,500 and the County will match that amount up to \$2,500 each after the City of Vero Beach and Sebastian pay their share.

Attachments: [Staff Report](#)
 [City of Vero Beach 2022 funding request](#)
 [Lions Club 2022 funding request](#)

Approved staff's recommendation

8.H. [22-0239](#) Designation of Excess Equipment as Surplus and Disposal Authorization

Recommended Action: Staff recommends the Board approve the items on the Excess List for 040522 as surplus, and authorize their disposal.

Attachments: [Staff Report](#)
 [Excess List for 040522](#)

Approved staff's recommendation

8.I. [22-0240](#) Approval of On-Airport Lease and Aircraft Rescue and Firefighting (ARFF) Agreement between the City of Vero Beach and Indian River County Emergency Services District

Recommended Action: Staff respectfully requests the Board approve and execute the Lease Agreement and the ARFF Agreement as presented.

Attachments: [Staff Report](#)
 [Memorandum of Lease](#)
 [Lease Agreement](#)
 [ARFF Agreement](#)
 [Attachment A \(COVB Airport Leasing Policy\)](#)
 [Exhibit A \(Legal Description\)](#)
 [Exhibit B \(Phase 1, Environmental Site Assessment\)](#)
 [Exhibit C \(FAA Lease Review Concurrence\)](#)

Approved staff's recommendation

- 8.J.** [22-0247](#) Work Order No. 3 - Southeastern Surveying and Mapping Corporation, IRC-1817, Indian River Blvd. Resurfacing Project (17th Street to US 1)

Recommended Action: Staff recommends approval of the attached Work Order No. 3 with Southeastern Surveying and Mapping Corporation for a lump sum of \$49,330.00 to provide survey services as outlined in the attached Scope of Services, and requests the Board of County Commissioners to authorize the Chairman to execute Work Order No. 3 on their behalf.

Attachments: [Staff Report](#)
 [Work Order No. 3 and Exhibit A](#)

Approved staff's recommendation

- 8.K.** [22-0262](#) Approval of Change Order #s 1, 2 and 3 for Egret Marsh Algal Turf Scrubber Influent Feed System Replacement (IRC Bid 2021049)

Recommended Action: Staff recommends the BCC approve Change Order #s 1, 2 and 3 of the Egret Marsh Algal Turf Scrubber Influent Feed System Replacement project (IRC Bid 2021049)

Attachments: [Staff Report](#)
 [Change Order #1](#)
 [Change Order #2](#)
 [Change Order #3](#)

Approved staff's recommendation

- 8.L.** [22-0248](#) GRBK GHO Lucaya Pointe, LLC's Request for Final Plat Approval for a Plat-Over Site Plan Development to be known as Lucaya Pointe Phase 1 [SD-19-05-03 / 2005120072-90006]

Recommended Action: Staff recommends that the Board grant final plat approval for Lucaya Pointe Phase 1.

Attachments: [Staff Report](#)
 [Location Map](#)
 [Final Plat Layout](#)

Approved staff's recommendation

- 8.M.** [22-0253](#) Children's Services Advisory Committee's Recommendation of Request for Proposal, Grant Application and Agency Grant Contract for FY 2022-2023

Recommended Action: Staff recommends that the Board accept the RFP, the Grant Application and the Agency Grant Contract for FY 2022-2023 as submitted, and authorize the County Administrator to execute the individual contracts after review and approval by the County Attorney.

Attachments: [Staff Report](#)
 [Request For Proposal](#)
 [RFP Notification](#)
 [Grant Application](#)
 [Evaluation Form](#)
 [Agency Grant Contract](#)

Approved staff's recommendation

- 8.N.** [22-0235](#) Approval of Renewal of a Class "B" Certificate of Public Convenience and Necessity from Coastal Care Corporation DBA Cleveland Clinic Advanced Medical Transport

Recommended Action: Staff respectfully recommends that the Board of County Commissioners approve the renewal of the Class "B" Certificate of Public Convenience and Necessity for Coastal Care Corporation DBA Cleveland Clinic Advanced Medical Transport, to be effective for a period of two (2) years commencing February 11, 2022, and expiring February 11, 2024.

Attachments: [Staff Report](#)
 [COPCN Renewal Application](#)

Approved staff's recommendation

- 8.O.** [22-0255](#) Request to Piggy-Back Martin County Bid Process for Caustic Soda Chemicals

Recommended Action: Staff recommends that the Board of County Commissioners approve the piggyback of the Martin County bid for caustic soda price of \$552.39 per dry ton, and authorize the Purchasing Manager to issue a purchase order to Brenntag Mid-South Inc. in the amount of \$70,000

Attachments: [Staff Report](#)

Approved staff's recommendation

8.P. [22-0267](#) CCNA Work Order No. 7 with Tetra Tech for the Industrial Wastewater Pretreatment Local Limits Evaluation

Recommended Action: Staff recommends that the Board of County Commissioners approve Tetra Tech Work Order No. 7, in the amount of \$71,188.00, for professional services that include Industrial Wastewater Pretreatment Local Limits Evaluation at the West Regional Wastewater Treatment Facility, and authorize the Chairman to execute said work order

Attachments: [Staff Report](#)
[Work Order No 7](#)
[Support letter from Brown and Caldwell to Tetra Tech](#)

Approved staff's recommendation

The Chairman called for a recess at 10:55 a.m., and reconvened the meeting at 11:05 a.m., with all members present.

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

NOTICE OF PUBLIC HEARING IS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD.

- 10.A.1. [22-0244](#) ADOPTION HEARING: County Initiated Request to Amend the Text of the County's Comprehensive Plan to add a new Chapter 13 Property Rights Element. (Legislative)

Recommended Action: Based on the above analysis, staff and the Planning and Zoning Commission recommend that the Board of County Commissioners approve the proposed Comprehensive Plan Amendment.

Attachments: [Staff Report](#)
[Proposed Chapter 13 Property Rights Element](#)
[Draft Property Rights Element Ordinance](#)

Chief of Long Range Planning John Stoll referred to a PowerPoint presentation which explained the Comprehensive Plan text amendment process. Chief Stoll stated this was the second required public hearing, following the transmittal public hearing on January 18, 2022, where the amendment was approved for transmittal to State agencies for review. He added that no comments were received from any of the reviewing agencies, and recommended the Board adopt the proposed Ordinance.

Chairman O'Bryan received confirmation from Chief Stoll that this text amendment was required by the State, and that the Ordinance used the State model language.

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

A motion was made by Vice Chairman Earman, seconded by Commissioner Flescher, to adopt Ordinance 2022-004, amending the County's Comprehensive Plan by creating a Property Rights Element in order to meet updated statutory requirements; and providing codification, severability, and effective date. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

B. PUBLIC DISCUSSION ITEMS

C. PUBLIC NOTICE ITEMS

- 10.C.1.** [22-0245](#) Public Notice of Public Hearing for April 12, 2022, for Ordinance Amending Section 312.11 “Performance Security” of the Indian River Code of Ordinances

Attachments: [Staff Report](#)

County Attorney Dylan Reingold read the notice into the record.

No Action Taken or Required

11. COUNTY ADMINISTRATOR MATTERS

11.A. [22-0243](#) Appeal of a Decision of a County Officer -- Deborah Cooney

Recommended Action: Staff recommends that the Board of County Commissioners find that Mrs. Cooney's application does not qualify for the Small Business Recovery Grant program based upon the information presented and deny the appeal presented by Ms. Cooney

Attachments: [Staff Report - Appeal](#)
[Initial receipt of application to Budget](#)
[Email to Applicant denying grant](#)
[Email from Applicant Supplying Additional Info](#)
[Notarized Statement from Applicant](#)
[Email to Applicant denying reconsideration](#)
[Email to Applicant accepting request to file an appeal](#)
[Summons for Civil Action](#)
[Small Business Grant application](#)
[1. Governor's Order COVID EO 20-91](#)
[2. Email chain with Mark Beahhen 2.25.20](#)
[3. Email chain with The Fountains](#)
[4. Email chain with PSL Rehab](#)
[5. Email chain with The Gardens of PSL](#)

County Administrator Jason Brown detailed Deborah Cooney's application for the County's Small Business Recovery Grant, which was denied, and her subsequent appeal. He affirmed his recommendation to deny the appeal and let stand the rejection of her application based on submittal past the deadline, and the determination that the application claimed non-covid-related business damages.

Ms. Cooney was not present to comment on her appeal.

County Attorney Dylan Reingold confirmed for Commissioner Moss that Ms. Cooney received acknowledgement of her appeal request and was informed of its scheduled date; he noted that her absence did not affect the proceeding. Commissioner Flescher received confirmation that there was no information in Ms. Cooney's late-submittal documents which would change the Administrator's determination.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

12. DEPARTMENTAL MATTERS**A. Community Development**

B. Emergency Services

C. General Services

D. Human Resources

E. Information Technology

12.E.1 [22-0269](#) Continuation - County Websites, Domains, and Internet-Based Services

Recommended Action: Staff recommends that the Board of County Commissioners direct staff to include required funding in the 2022/23 fiscal year budget and issue an RFP in fiscal year 2022/23 to begin a CMS web redesign project using the requirements outlined in the Website Requirements Specification document.

Attachments: [Staff Report](#)
[Website Features and Functions Executive Summary](#)
[Website Requirements Specification](#)

Dan Russell, Information Technology Director, appeared before the Board to provide follow up to the April 20, 2021 meeting where his department was directed to consolidate the County's websites, secure the "indianriver.gov" domain name, and to modernize the County's web presence.

Scott Johnson, Webmaster, continued the presentation with PowerPoint slides which provided an executive summary of staff's action plan to create an engaging, informative website; implement a Content Management System (CMS) which would allow staff to update content; public communication initiatives; and features to enhance the user interface. He concluded with estimated costs for the specifications, and requested approval to include funding for the upgrades in the 2022/23 fiscal year budget.

Chairman O'Bryan received information regarding the CMS and oversight for content sharing. Commissioner Moss expressed interest in content tagging, the search utility, and a tourism page that linked to the municipalities. Commissioner Adams received information on the impact of switching to a new domain name, and an estimated six to nine month timeline to implement the changes.

Vice Chairman Earman suggested issuing a budget amendment to the 2021/2022 fiscal year budget so that work on the new website could begin without delay. County Administrator Jason Brown agreed that a funding advance was achievable.

A motion was made by Vice Chairman Earman, seconded by Commissioner Flescher, to approve staff's recommendation as amended, to allow staff to request an amendment to the 2021/22 fiscal year budget which would permit immediate implementation of staff's recommendation. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

F. Office of Management and Budget**G. Public Works****H. Utilities Services****13. COUNTY ATTORNEY MATTERS**

- 13.A.** [22-0251](#) Affordable Housing Advisory Committee - Planning and Zoning Commission Member and Alternate

Recommended Action: County staff recommends that the Board appoint Mark Mucher serve as the Planning and Zoning Commission member and Curtis Carpenter serve as the Planning and Zoning Commission alternate on the Affordable Housing Advisory Committee.

Attachments: [Staff Report - AHAC](#)

County Attorney Dylan Reingold advised the Board of changes to the Planning and Zoning (P&Z) Commission's member on the Affordable Housing Advisory Committee (AHAC). He reported that Beth Mitchell was no longer able to serve as alternate, and that Curtis Carpenter volunteered to switch from member to alternate member. The P&Z Commission recommended Mark Mucher to fill Mr. Carpenter's vacated seat as the P&Z Commission member on the AHAC.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

14. COMMISSIONERS MATTERS**A. Commissioner Peter D. O'Bryan, Chairman**

14.A.1. [22-0277](#) Request from Vero Beach Wine & Film Festival to use Commission Chambers

Recommended Action: Discussion

Attachments: [Commissioner's Memorandum](#)

Chairman O'Bryan presented a request from the Vero Beach Wine and Film Festival to utilize the Commission Chambers to show films from June 9th-12th, 2022. He indicated once the schedule was finalized, County Administrator Jason Brown would calculate the non-profit user fee in addition to any staff time.

Commissioner Moss received clarification that there was not a set price list for using the Commission Chambers, and each request was evaluated independently. Commissioner Adams received confirmation that the fees would cover cleaning and staff to run equipment.

Chairman Flescher inquired why the Intergenerational Recreation (IG) Center was not being used. Chairman O'Bryan responded that the equipment was not up to par, and further that the Film Festival organizers wanted to keep the venues as close to downtown as possible.

Discussion continued with Kelly Kite, Board Member for the Festival, who confirmed the planners' desire to have events as close to the center of downtown as possible. Susan Keller Horn, co-founder of the Festival, discussed other attributes of the Commission Chambers which made it an ideal location for screenings. Board and staff discussed parameters for using the Chambers, steps staff would take to limit guests from moving about the building, and considerations needed for the equipment.

A motion was made by Commissioner Moss, seconded by Chairman O'Bryan, to approve allowing the Vero Beach Wine and Film Festival's use of Commission Chambers from June 9-12, 2022. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

14.A.2. [22-0279](#) Appointment of Vice Chair Earman to Medical Examiner's Building Advisory Committee

Recommended Action: Discussion

Attachments: [Commissioner's Memorandum](#)

[Clerk's Note: This item was moved to be heard following Item 5.E.]

Chairman O'Bryan nominated Vice Chairman Earman to take over the Chairman's role of County representative to the Medical Examiner's Building Advisory Committee, as his tenure was expected to end before the issue was resolved. He noted that Vice Chairman Earman, as the alternate representative, was familiar with the issue and would provide an update following this appointment.

A motion was made by Commissioner Flescher, seconded by Chairman O'Bryan, to approve the appointment of Vice Chairman Earman to the Medical Examiner's Building Advisory Committee. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

B. Commissioner Joseph H. Earman, Vice Chairman

14.B.1. [22-0263](#) Update on Medical Examiner's Advisory Task Force Regarding a New Medical Examiner's Office

Recommended Action: Discuss

Attachments: [Commissioner's Memo](#)
[PowerPoint Attachment](#)
[Budget Proposal County Share](#)
[Medical Examiner's Office - Workload](#)

[Clerk's Note: This item was heard following Item 14.A.2.]

Vice Chairman Earman shared the Medical Examiner's Advisory Task Force presentation regarding the need for a new Medical Examiner's office which served Indian River, Martin, Okeechobee, and St. Lucie Counties. The slides showed the future site of the new Medical Examiner's office, located in Indian River State College's Treasure Coast Public Safety Complex, which will be leased at no cost to the four counties. Also presented were future building requirements, County cost-share calculations, possible floor plans, and a cost study.

Vice Chairman Earman noted that Indian River County was responsible for 24% of the anticipated \$16 to \$20 million total cost and estimated the project would take three (3) years to reach execution. He also advised there was an initial funding request of \$200,000 for the County's portion of a Planning and Development study. The Vice Chairman discussed the need to start budgeting, possible cost-saving measures, and requested staff to draft a Resolution of Participation to send to State Senator Gayle Harrell who was helping to coordinate the project.

Dr. Patricia Aronica, Medical Examiner for the 19th District, appeared before the Board to support the need for a new office to replace the too small, ill-equipped, and outdated current location. Commissioner Flescher commended Dr. Aronica's dedication and foresight.

Commissioner Adams received confirmation that the County's estimated contribution would be \$5 million, the estimated timeline was three years to reach the start of construction, and that the \$200,000 study was an additional cost. County Administrator Jason Brown discussed possible funding assistance opportunities, and shared concerns for the costs. Chairman O'Bryan suggested setting aside funds immediately in anticipation of the County's obligation.

Discussion continued with Commissioner Moss receiving confirmation from County Attorney Dylan Reingold that Florida Statutes assigned the four counties

the responsibility for construction costs, and that grant opportunities would be pursued. County Administrator Brown confirmed that public building impact fees could not be used because the building would be located outside of the County; he stated he would investigate using infrastructure sales tax funds. Chairman O'Bryan suggested pursuing an amendment to the law to utilize impact fee funds to cover the impact of growth.

Vice Chairman Earman discussed agreements among the counties, promised to confirm details of the costs, and reiterated the need for a Resolution of Participation. Commissioner Moss received confirmation from Attorney Reingold that he would reach out to the other counties and state representatives to coordinate the language in the Resolution. Commissioner Flescher commended Senator Harrell's commitment to this project.

A motion was made by Vice Chairman Earman, seconded by Commissioner Flescher, to direct staff to 1) create a Resolution of Participation for the new Medical Examiner's Office and bring it back before the Board for approval; and 2) research amending state statutes to allow the use of Building Impact Fees to pay for the required new Medical Examiner's Office. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

C. Commissioner Susan Adams

D. Commissioner Joseph E. Flescher

E. Commissioner Laura Moss

15. SPECIAL DISTRICTS AND BOARDS

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.

A. Emergency Services District

B. Solid Waste Disposal District

15.B.1. [22-0274](#) Approval of SWDD Meeting Minutes of February 1, 2022

Recommended Action: Approve

Attachments: [02012022 SWDD Draft](#)

A motion was made by Commissioner Flescher, seconded by Chairman O'Bryan, to approve the Solid Waste Disposal District Meeting minutes of February 1, 2022 as written. The motion carried by the following vote:

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

15.B.2. [22-0258](#) Seventeenth Amendment to Republic Services

Recommended Action: Solid Waste Disposal District staff recommends that its Board approve the Seventeenth Amendment to Republic Services landfill contract for the expansion of the landfill gas system; and authorize the Chairman to execute the agreement

Attachments: [Staff Report](#)
[Seventeenth Amendment to Republic Services](#)

There was no discussion regarding this item.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

15.B.3. [22-0264](#) Procurement of a High Pressure Skid System

Recommended Action: Solid Waste Disposal District (SWDD) staff recommends that its Board approve the following: a) Waive the requirement for bids to fabricate the high pressure skid system; b) Approve the agreement with Biogas Engineering to fabricate the high pressure skid system for a not-to-exceed cost of \$789,000 and delivery in 35 weeks from notice to proceed; c) Authorize the Chairman to execute the same, after final terms and conditions have been approved by the County Attorney; and, d) Authorize payments as detailed in Section XI of the agreement

Attachments: [Staff Report](#)
[KHA Evaluation Memo](#)
[BGE Fabrication Agreement](#)

Managing Director of the Solid Waste Disposal District Himanshu Mehta provided information on the project in response to Commissioner Adams' request. Director Mehta described the upgrade to a high pressure gas control system which would be used in the leachate evaporation and renewable natural gas projects.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

15.B.4. [22-0265](#) Final Pay to Geosyntec for Work Order No. 3 - Phase I Redevelopment for South Gifford Road Landfill

Recommended Action: Solid Waste Disposal District staff recommends that its Board: a) Approve Geosyntec's final invoice amount of \$19,809.66; and, b) Direct the funding of this project in a future Capital Improvement Element fund under the direction of the Parks and Recreation Department and Public Works Department

Attachments: [Staff Report](#)
[Geosyntec Project Completion Report & Final Invoice](#)

There was no discussion regarding this item.

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

Aye: 5 - Chairman O'Bryan, Vice Chairman Earman, Commissioner Adams, Commissioner Flescher, and Commissioner Moss

C. Environmental Control Board

16. ADJOURNMENT

There being no further business, the Chairman adjourned the meeting at 12:00 p.m.