



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

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

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

Tuesday, November 2, 2021

9:00 AM

Commission Chambers

1. CALL TO ORDER

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

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

2.B. INVOCATION

Rev Dr. Crystal Bujol, Gifford Youth Orchestra

3. PLEDGE OF ALLEGIANCE

Commissioner Joseph H. Earman

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Moved: Item 15.A.1. to follow the Consent Agenda

Added: Item 7.C. Gifford Youth Orchestra Concert
Item 7.D. Election Day for the Municipalities

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

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

5. PROCLAMATIONS and PRESENTATIONS

6. APPROVAL OF MINUTES

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the Budget Workshop Meeting Minutes of July 14, 2021; the Preliminary Budget Hearing Meeting Minutes of September 15, 2021; and the Final Budget Hearing Meeting Minutes of September 22, 2021, as written. The motion carried by the following vote:

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

6.A. [21-1008](#) Budget Workshop Meeting Minutes of July 14, 2021

Recommended Action: Approve

Attachments: [07142021 Budget Workshop](#)

Approved

6.B. [21-1009](#) Preliminary Budget Hearing Meeting Minutes of September 15, 2021

Recommended Action: Approve

Attachments: [09152021 Prelim Bdgt Granicus](#)

Approved

6.C. [21-1010](#) Final Budget Hearing Meeting of September 22, 2021

Recommended Action: Approve

Attachments: [09222021 Final Bdgt Granicus](#)

Approved

7. INFORMATION ITEMS FROM STAFF OR COMMISSIONERS NOT REQUIRING BOARD ACTION**7.A. [21-1002](#)** Indian River County Venue Event Calendar Review

Recommended Action: This is an informational item only; no Board action required

Attachments: [Event Calendar](#)

Chairman Flescher and Vice Chairman O'Bryan spoke on the activities and events that were happening at the County facilities.

No Action Taken or Required

7.B. [21-1007](#) Paychecks for Patriots 2021

Recommended Action: Informational Item

Attachments: [Memorandum](#)

[Paychecks for Patriots 2021 Event Flyer](#)

Vice Chairman O'Bryan announced that on November 10, 2021, a hiring event called "Paychecks for Patriots" would be held at Veterans Memorial Park in Fort Pierce.

No Action Taken or Required

7.C. Added: Gifford Youth Orchestra Concert

Dr. Crystal Bujol invited the public to the 18th Annual Gifford Youth Orchestra Concert, scheduled to be held on November 6, 2021 at the Gifford Community Center.

No Action Taken or Required

7.D. Added: Election Day for the Municipalities

Commissioner Moss reminded the residents who live within the municipalities that it was Election Day, and she urged them to vote.

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 Item 8.N. for discussion. The motion carried by the following vote:

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

8.A. [21-0951](#) Checks and Electronic Payments September 24, 2021 to September 30, 2021

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of September 24, 2021 to September 30, 2021

Attachments: [Finance Department Staff Report](#)

Approved

- 8.B.** [21-0968](#) Checks and Electronic Payments October 1, 2021 to October 7, 2021
Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 1, 2021 to October 7, 2021

Attachments: [Finance Department Staff Report](#)

 Approved
- 8.C.** [21-0987](#) Checks and Electronic Payments October 8, 2021 to October 14, 2021
Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 8, 2021 to October 14, 2021

Attachments: [Finance Department Staff Report](#)

 Approved
- 8.D.** [21-0996](#) Checks and Electronic Payments October 15, 2021 to October 21, 2021
Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 15, 2021 to October 21, 2021

Attachments: [Finance Department Staff Report](#)

 Approved
- 8.E.** [21-0975](#) Interfund Borrowing - Fiscal Year 2020/2021
Recommended Action: Staff recommends approval for interfund borrowing as necessary to cover any cash deficits of individual funds that may occur.

Attachments: [Staff Report](#)

 Approved staff's recommendation
- 8.F.** [21-0998](#) Award of RFP 2021011 for Real Estate Broker Services
Recommended Action: Staff recommends the Board award the RFP to Colliers International Florida, LLC, and authorize the Chairman to execute the Sample Agreement after review and approval by the County Attorney as to form and legal sufficiency.

Attachments: [Staff report](#)
 [Sample Agreement](#)

 Approved staff's recommendation

8.G. [21-0999](#) Designation of Excess Equipment as Surplus and Disposal Authorization

Recommended Action: Staff recommends the Board declare the items on the Excess Equipment List for 110221 Agenda as surplus, and authorize their disposal, as indicated.

Attachments: [Staff Report](#)
 [Excess List for 110221](#)

Approved staff's recommendation

8.H. [21-1000](#) Renewal and Amendment to Agreements for Continuing Architectural Services

Recommended Action: Staff recommends the Board approve the sample Renewal and Amendment No. 1 to the agreement for continuing architectural services and authorize the Chairman to execute the agreements once the County Attorney has approved as to form and legal sufficiency.

Attachments: [Staff Report](#)
 [Sample Renewal and Amendment No. 1](#)

Approved staff's recommendation

8.I. [21-0982](#) Acceptance of Right-of-Way donation from the Indian River Farms Water Control District

Recommended Action: Staff recommends that the Indian River County Board of County Commissioners accept the conveyance of the strips from the Farms for the purpose of future construction of 8th, 12th and 16th Streets west of I-95 and authorize the Chairman to execute the deed or deeds necessary to accept the conveyances.

Attachments: [Staff Report](#)
 [Survey of 8th, 12th and 16th Streets west of I-95](#)

Approved staff's recommendation

8.J. [21-0997](#) Monitoring of the Community Development Block Grant Citizen Advisory Task Force

Recommended Action: The County Attorney's Office recommends that the Board approve the resolution as presented.

Attachments: [Staff Report](#)
 [CDBG-CATF Resolution](#)

Approved Resolution 2021-071, adding the Community Development Block Grant Citizen Advisory Task Force to the list of committees to be monitored by the County Attorney's Office in accordance with Resolution 2011-072 and changing of Committee term as set forth in Resolution 2014-094.

8.K. [21-0992](#) Request for Release of an Easement Located at 3825 9th Place

Recommended Action: Staff recommends that the Board, through adoption of the Draft Resolution, approve release of the drainage and utility easement described in the Draft Resolution.

Attachments: [Staff Report](#)

[Maps](#)

[Resolution](#)

Approved Resolution 2021-072, releasing an easement (or portion thereof) on Lot 59.0, (The) Laurels Phase III & IV.

8.L. [21-1003](#) Sebastian Inlet Technical Advisory Committee Participation

Recommended Action: Staff requests that the Board approve Indian River County Public Works Director Richard Szpyrka, P.E. to serve as County's representation on the TAC, with Indian River County's Natural Resources Manager Eric Charest serving as his alternate

Attachments: [Staff Report](#)

[Annual Inlet Report \(2021\)](#)

Approved staff's recommendation

8.M. [21-1004](#) Round Island Emergency & Heavy Equipment Beach Access Final Payment, Release of Retainage and Change Order No. 1 IRC-1927

Recommended Action: Staff recommends approval of Change Order No. 1 and payment of Contractor's Application for Payment No. 4 to Dickerson Florida, LLC in the amount of \$13,385.50 for final payment and release of retainage.

Attachments: [Staff Report](#)

[Change Order No. 1](#)

Approved staff's recommendation

8.N. [21-1006](#) Tri-County Guiding Principles and Joint Thank You Letter

Recommended Action: Staff recommends that the BCC approve the Tri-County Guiding Principles and draft thank you letter, authorize the Chair to sign the letter, and send it to the Governor.

Attachments: [Staff Memo - Tri-County](#)
 [TriCounty Guiding Principles](#)
 [Thank You Letter for IRL Wastewater Funding](#)
 [Governor DeSantis Press Release](#)

County Administrator Jason Brown discussed details about the Tri-County Meeting, which was held on October 26, 2021. He made mention that following the meeting a thank you letter had been drafted on behalf of Indian River, Martin, and St. Lucie Counties, to be signed by the Chairman and sent to Governor Ron DeSantis. Administrator Brown added that he had received a correspondence from State Senator Gayle Harrell regarding her desire to lead an advisory task force to address the need for a new 19th Judicial Circuit Medical Examiner's facility.

Vice Chairman O'Bryan commented that Senator Harrell had inquired about him being the task force representative from Indian River County; his fellow Commissioners did not object to Vice Chairman O'Bryan being appointed.

A motion was made by Commissioner Moss, seconded Commissioner Earman, to approve staff's recommendation, and to appoint Vice Chairman O'Bryan to represent the County on the Advisory Task Force, led by State Senator Gayle Harrell, for a new Medical Examiner facility. The motion carried by the following vote:

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

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**10. PUBLIC ITEMS****A. PUBLIC HEARINGS**

10.A.1. [21-0993](#) Authorization to Submit an Application for a Federal Transit Administration Grant for Capital Assistance (Section 5307) - Legislative

Recommended Action: Staff recommends that the Board of County Commissioners adopt the proposed resolution authorizing the filing of the FY 2021 grant application for the Section 5307 program.

Attachments: [Staff Report](#)
[Application](#)
[Resolution](#)
[Budget Form](#)

Metropolitan Planning Organization (MPO) Staff Director Brian Freeman utilized a PowerPoint presentation to provide an overview of the public transportation system, GoLine, including the partnership between the County, the MPO, and the Senior Resource Association. He discussed the funding support for the transportation, which comes from the Federal Transit Administration, the Florida Department of Transportation, and the Florida Commission for the Transportation Disadvantaged. He sought the Board's approval to submit the 5307 Public Transportation Capital Assistance Grant Application to the Federal Transit Administration.

Chairman Flescher opened the public hearing.

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

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Earman, to approve staff's recommendation and Resolution 2021-073, authorizing the filing of an application for grant funding assistance from the Federal Transit Administration. The motion carried by the following vote:

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

10.A.2. [21-0994](#) Authorization to Submit an Application for a Federal Transit Administration Grant for American Rescue Plan (ARP) Operating Assistance (Section 5307) - Legislative

Recommended Action: Staff recommends that the Board of County Commissioners adopt the proposed resolution authorizing the filing of the grant application for the ARP Section 5307 program.

Attachments: [Staff Report](#)
[Application](#)
[Resolution](#)
[CARES/ARP Transit Funding Scenario](#)
[Budget Form](#)

MPO Staff Director Brian Freeman's PowerPoint presentation in Item 10.A.1. also included a request to apply for the Federal Transit Administration Grant for American Rescue Plan (ARP) Operating Assistance. He noted that the County's operating cost per passenger trip, \$2.45, was the lowest in the State.

Chairman Flescher opened the public hearing.

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

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to approve staff's recommendation and Resolution 2021-074, authorizing the filing of an application for grant funding assistance from the Federal Transit Administration. The motion carried by the following vote:

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

10.A.3. [21-0995](#) Authorization to Discontinue GoLine Route 11 - Legislative

Recommended Action: The purpose of the public hearing is to provide an opportunity for public comment on the proposed route changes. No action is required at this time.

Attachments: [Staff Report](#)
[Map of Route 11](#)

The PowerPoint presentation used in Item 10.A.1. covered challenges related to GoLine Route 11. MPO Staff Director Brian Freeman stated that Route 11 had served a 41.4 mile round trip route from the Main Transit Hub to Sebastian River Medical Center, but had been temporarily suspended since April 2020. He pointed out that the Route 11 stops had been transferred to other GoLine routes, and he recommended that the Board approve to permanently discontinue Route 11.

Vice Chairman O'Bryan inquired and received confirmation from Director Freeman that there was support from the MPO Technical Advisory Committee, the MPO Citizen Advisory Committee, the Transportation Disadvantaged Local Coordinating Board, and the Senior Resource Association to discontinue GoLine Route 11.

Chairman Flescher and Director Freeman added discussion about how future U.S. Census data could affect funding for certain programs.

Chairman Flescher opened the public hearing.

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

A motion was made by Commissioner Earman, seconded by Vice Chairman O'Bryan, to discontinue GoLine Route 11. The motion carried by the following vote:

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

B. PUBLIC DISCUSSION ITEMS

- 10.B.1. [21-1005](#) Request to Speak from Ron Celli, President, Turtle Cove HOA re: Ongoing Code Enforcement Violations

Recommended Action: No action required

Attachments: [Public Discussion Request Celli](#)

Mr. Ron Celli, President, Turtle Cove Homeowners Association, utilized a PowerPoint presentation to inform the Board about code enforcement violations at 3520 N. Savannah Place.

No Action Taken or Required

C. PUBLIC NOTICE ITEMS

- 10.C.1. [21-0989](#) Notice of Scheduled Public Hearing for November 9, 2021 Board Meeting

Recommended Action: No Action is Needed

Attachments: [Staff Report - Misc Budget Amendment 012](#)

County Attorney Dylan Reingold read the public hearing notice into the record.

No Action Taken or Required

11. COUNTY ADMINISTRATOR MATTERS

12. DEPARTMENTAL MATTERS

A. Community Development

B. Emergency Services

C. General Services

D. Human Resources

E. Information Technology

F. Office of Management and Budget

G. Public Works

H. Utilities Services

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 Joseph H. Earman**
- E. Commissioner Laura Moss**

15. SPECIAL DISTRICTS AND BOARDS

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.

A. Emergency Services District

(Clerk's Note: This item was heard following the Consent Agenda, and is placed her for continuity.)

15.A.1. [21-1001](#) Approval of Purchase for Heavy Rescue Apparatus

Recommended Action: Staff recommends the Board waive the requirement for bids and authorize the County Administrator to sign any necessary documents for the purchase (after review and approval by the County Attorney as to form and legal sufficiency) and approve payment in the amount up to \$215,000.00 to Brindlee Mountain Fire Apparatus for the purchase of the heavy rescue apparatus.

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

Emergency Services Director Tad Stone presented a request for authorization to purchase a 2016 International 4400 Commercial Walk-In Rescue Truck.

The Board had no questions for Director Stone.

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

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

The Board of Commissioners of the Emergency Services District adjourned and reconvened as the Board of County Commissioners. The meeting resumed with Public Hearing Item 10.A.1.

B. Solid Waste Disposal District

C. Environmental Control Board

16. ADJOURNMENT

There being no further business, Chairman Flescher adjourned the meeting at 9:45 a.m.