

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, November 7, 2017

9:00 AM

Commission Chambers

Board of County Commissioners

*Joseph E. Flescher, Chairman, District 2
Peter D. O'Bryan, Vice Chairman, District 4
Susan Adams, District 1
Bob Solari, District 5
Tim Zorc, District 3*

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

1. CALL TO ORDER

ROLLCALL

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

2.A. A MOMENT OF SILENT REFLECTION FOR FIRST RESPONDERS

2.B. INVOCATION

Deputy Teddy Floyd, Indian River County Sheriff Department

3. PLEDGE OF ALLEGIANCE

Commissioner Joseph E. Flescher, Chairman

4. ADDITIONS/DELETIONS TO THE AGENDA / EMERGENCY ITEMS

Addition: Information Item 7.F., Amendment to Library Closings In Observance of Veteran's Day

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

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

5. PROCLAMATIONS and PRESENTATIONS

5.A. 17-0748 Presentation of Proclamation Designating November 15, 2017, as National Philanthropy Day

Recommended Action: Read and Presented

Attachments: [Proclamation](#)

Vice Chairman O'Bryan read and presented the Proclamation to Monique Walker, Indian River Chapter President and Judith Lemoncelli, Association of Fundraising Professionals; and Beverly Smith, National Philanthropy Co-Chair.

Read and Presented

5.B. 17-1125 Presentation of Proclamation Designating the Day of November 11, 2017, as Veterans Day

Recommended Action: Read and Presented

Attachments: [Proclamation](#)

Chairman Flescher read and presented the Proclamation to Sgt. Curtis Paulisin, 1st Vice President, Veterans Council of Indian River County, along with Sgt. Gary James.

Sgt. Paulisin provided a brief update on the success of the 3rd Annual Picnic, and with the assistance of Sgt. Gary James, gave details regarding the upcoming Veteran's Day festivities.

Read and Presented

5.C. 17-1155 Presentation of Proclamation Designating the Month of November, 2017, as National Adoption Awareness Month

Recommended Action: Read and Presented

Attachments: [Proclamation](#)

Commissioner Zorc read and presented the Proclamation to Joshua Kolkana, Director of Foster Care, Place of Hope; Vernee Mason, Dependency Program Director; and Kristin Tipton from Devereux CBC.

Vernee Mason provided adoption statistics for the Treasure Coast, and gave details about their upcoming National Adoption Day Event.

Joshua Kolkana spoke about the importance of foster care, and provided information on Place of Hope, which serves the community by helping children find "forever homes".

Commissioner Zorc explained his involvement with foster care and the adoption process, and invited interested parties to attend a local event being held at the Calvary Chapel, 941 18th Street, Vero Beach, Florida.

Read and Presented

5.D. 17-1152 Presentation of Proclamation Celebrating Piper Aircraft Corporation's 80th Anniversary

Recommended Action: Read and Presented

Attachments: [Proclamation](#)

Commissioner Adams read and presented the Proclamation to Simon Caldecott, CEO; Jim Funk, COO; John Calcagno, CFO; and Kevin Keegan, Legal Counsel for Piper Aircraft Corporation.

Commissioner Zorc and Chairman Flescher commended Piper Aircraft for their continued investment and commitment to the community.

Read and Presented

6. APPROVAL OF MINUTES

6.A. 17-1146 Regular Meeting of September 19, 2017

Recommended Action: Approve

Attachments: [09192017BCC](#)

Approved

6.B. 17-1141 Final Budget Hearing of September 20, 2017

Recommended Action: Approve

Attachments: [09202017FinalBudgetHearing](#)

A motion was made by Commissioner Adams, seconded by Commissioner Zorc, to approve the Regular Meeting Minutes of September 19, 2017 and the Final Budget Hearing Minutes of September 20, 2017, as written. The motion carried by the following vote:

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

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

7.A. 17-1128 Before the Florida Public Service Commission Docket No. 20170179-GU, In Re: Petition for rate increase and approval of depreciation study by Florida City Gas is on file for review in the Office of the Clerk to the Board.

Recommended Action: Informational Only

No Action Taken or Required**7.B. 17-1135 Update On All Aboard FL/Vero Electric Expenses**

Recommended Action: No Action Required

Attachments: [Staff Report](#)
[All Aboard FL Expenses](#)
[FP&L-Vero Beach-FMPA expenses](#)

No Action Taken or Required**7.C. 17-1138 2017 Sea Turtle Nesting - Season Summary**

Recommended Action: The recommendation of staff is to include the public meeting notice regarding the 2017 Sea Turtle Nesting - Season Summary on the November 7, 2017 Board of County Commission Agenda.

Attachments: [Staff Report](#)
[Sea Turtle Nesting Season Presentation](#)

Kendra Cope, Coastal Environmental Specialist, through the use of a PowerPoint Presentation, summarized the sea turtle nesting activity and the number of sea turtles released for the year, and provided details about the available educational opportunities while nests are being evaluated, including the most popular event known as the "Turtle Dig". She also acknowledged the 25-30 volunteers who provided over 3,000 hours of help this year.

Commissioner Adams shared her experience regarding a recent turtle walk and encouraged others to take advantage of the unique opportunity to view sea turtle hatchlings on the beach at night.

No Action Taken or Required**7.D. 17-1156 Stand Sunday 2017 Foster Care and Adoption Event Flyer**

Recommended Action: Informational

Attachments: [Stand Sunday Adoption Event Flyer](#)

No Action Taken or Required**7.E. 17-1157 Piper Aircraft 80th Anniversary Event**

Recommended Action: Informational

Attachments: [Piper 80th Anniversary Event Flyer](#)

No Action Taken or Required

7.F. 17-1174 Amendment to Library Closings In Observance of Veterans Day

County Administrator Jason Brown explained that Veteran's Day is a holiday that is celebrated annually on November 11th, but because it falls on a Saturday this year, the feedback from the patrons of the library system was that they preferred to close the libraries on Veterans Day, Saturday, November 11, 2017 instead of the County observed holiday on Friday, November 10, 2017. Administrator Brown made the recommendation to adjust the holiday closure schedule for the Main and North County Libraries to remain open on Friday, November 10, 2017 and close on Saturday, November 11, 2017.

No Action Taken or Required

8. CONSENT AGENDA

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

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

8.A. 17-1121 Checks and Electronic Payments October 13, 2017 to October 19, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 13, 2017 to October 19, 2017

Attachments: [Finance Department Staff Report](#)

Approved

8.B. 17-1136 Checks and Electronic Payments October 20, 2017 to October 26, 2017

Recommended Action: Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 20, 2017 to October 26, 2017

Attachments: [Finance Department Staff Report](#)

Approved

8.C. 17-1027 Request for Sole Source to HigherGround Inc. for Maintenance of E911 Call Taking Equipment

Recommended Action: Staff Recommends the Board execute HigherGround Standard Maintenance Agreement and approve HigherGround Inc. as a Sole Source provider for maintenance of E911 Call Taking Recording System.

Attachments: [Staff Report](#)
[HigherGround Standard Maintenance Agreement-signed](#)
[FY 17-18 Maintenance Cost Summary](#)
[HigherGround Sole Source Letter](#)

Approved staff's recommendation

8.D. 17-1032 Final Payment and Release of Retainage to Duininck Inc. for IRC Bid #2017016, Sandridge Golf Club's Lakes Course

Recommended Action: Staff recommends that the Board approve the final payment request and release of retainage by authorizing the release of the \$67,050.00 to Duininck, Inc.

Attachments: [Staff Report](#)
[Duininck Inc Pay Application No. 4](#)

Approved staff's recommendation

8.E. 17-1123 Acceptance and Approval of Expenditures of the 2017/2018 Federally-Funded Community Emergency Response Team (CERT) Sub-Grant

Recommended Action: Staff recommends approval of the grant and the expenditures as directed in the Federally Funded Sub-Grant Agreements. Volunteer Florida recognizes line-item changes may occur after execution of the contract (i.e. due to cost savings or reprioritization by Volunteer Florida), with their written approval. For these reasons, staff requests authorization to make these adjustments rather than return the funding for reallocation to other counties.

Attachments: [Staff Report](#)
[Indian River County Office of Budget and Management Grant Form](#)
[CERT Agreement](#)

Approved staff's recommendation

8.F. 17-1124 Award of Annual Bid for Sod (2018001)

Recommended Action: Staff recommends the Board award Bid 2018001 to Gomez Brothers Enterprise and authorize the Purchasing Division to issue blanket purchase orders for the period of November 8, 2017 through November 7, 2018 to the recommended bidder, after receipt and approval of required insurance by Risk Management. Staff also recommends the Board authorize the Purchasing Manager to renew this bid for two (2) additional one (1) year periods subject to satisfactory performance, vendor acceptance, and the determination that renewal of this annual bid is in the best interest of Indian River County.

Attachments: [Staff Report](#)

Approved staff's recommendation

8.G. 17-1127 Award of Annual Bid for Street Sweeping (2017056)

Recommended Action: Staff recommends the Board award Bid 2017056 to Clean Sweep and Vac, LLC and authorize the Purchasing Division to issue blanket purchase orders for the period of November 7, 2017 through November 6, 2018 to the recommended bidder, after receipt and approval of required insurance by Risk Management. Staff also recommends the Board authorize the Purchasing Manager to renew this bid for two (2) additional one (1) year periods subject to satisfactory performance, vendor acceptance, and the determination that renewal of this annual bid is in the best interest of Indian River County.

Attachments: [Staff Report](#)

Approved staff's recommendation

8.H. 17-1140 Release of Retainage - Schulke, Bittle, and Stoddard, LLC Go-Line Bus Transfer Hub Facility, IRC-1330

Recommended Action: Staff recommends the Board of County Commissioners approve Schulke, Bittle, and Stoddard, LLC Invoice No. 14-028-R2, dated August 9, 2017 in the amount of \$8,545.68 for payment.

Attachments: [Staff Report](#)
[Schulke, Bittle, and Stoddard, LLC Invoice No. 14-028-R2](#)

Approved staff's recommendation

- 8.I. 17-1150 Approval of Change Order and Final Pay for Blue Goose Construction Work Authorization No. 2017-002 to Replace Water Services in "St. David's at Grand Harbor" Subdivision

Recommended Action: Staff recommends that the Board of County Commissioners approve a change order to Work Authorization No. 2017-002 for an additional labor amount of \$88,799.45, and to authorize final payment to Blue Goose Construction in the amount of \$153,414.35.

Attachments: [Staff Report](#)
[Blue Goose Construction Invoice](#)

Approved staff's recommendation

9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES

- 9.A. 17-1143 Indian River County Clerk of the Circuit Court & Comptroller Jeffrey R. Smith: Annual Fiscal Report for the Year Ended September 30, 2017

Recommended Action: Report Accepted and Placed on File

Attachments: [Annual Fiscal Report](#)

Clerk of the Circuit Court and Comptroller Jeffrey R. Smith stated that he was pleased to report the return of \$26,200 more than last year, and expressed appreciation to his staff, the staff in the Office of Management and Budget, as well as the County Administrator for their hard work and for the continued good working relationships that have been held.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the Annual Fiscal Report for the Clerk of the Circuit Court for the Year Ended September 30, 2017. The motion carried by the following vote:

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

- 9.B. 17-1144 Indian River County Property Appraiser David C. Nolte: Annual Fiscal Report for the Year Ended September 30, 2017

Recommended Action: Report Accepted and Placed on File

Attachments: [Annual Fiscal Report](#)

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the Annual Fiscal Report for the Property Appraiser's Office for the Year Ended September 30, 2017. The motion carried by the following vote:

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

9.C. 17-1147 Indian River County Sheriff Deryl Loar: Annual Fiscal Report for the Year Ended September 30, 2017

Recommended Action: Accepted and Placed on File

Attachments: [Annual Fiscal Report](#)

Sheriff Deryl Loar provided the Annual Fiscal Report for the Sheriff's Office for the Year Ended September 30, 2017, noting that ongoing discussions were taking place with the County Administrator regarding Hurricane Irma funds.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the Annual Fiscal Report for the Sheriff's Office for the Year Ended September 30, 2017. The motion carried by the following vote:

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

9.D. 17-1148 Indian River County Supervisor of Elections Leslie R. Swan: Annual Fiscal Report for the Year Ended September 30, 2017

Recommended Action: Report Accepted and Placed on File

Attachments: [Annual Fiscal Report](#)

Leslie Swan, Supervisor of Elections, provided the Annual Fiscal Report for the Supervisor of Elections' Office for the Year Ended September 30, 2017, and was pleased to report the return of \$8,548.31. She commented on the acquisition of the new voting equipment, and encouraged the residents of Sebastian and Vero Beach to cast their votes for the local City Council Elections today.

A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Zorc, to approve the Annual Fiscal Report for the Supervisor of Elections Office for the Year Ended September 30, 2017. The motion carried by the following vote:

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

9.E. 17-1145 Indian River County Tax Collector Carole Jean Jordan: Annual Fiscal Report for the Fiscal Year Ended September 30, 2017

Recommended Action: Report Accepted and Placed on File

Attachments: [Annual Fiscal Report](#)

Eve Prete, Finance Director from the Tax Collector's Office, relayed to the Board that Carole Jean Jordan had a scheduling conflict for today, but would provide her presentation to the Board at the November 14, 2017 meeting.

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to approve the Annual Fiscal Report for the Tax Collector's Office for the Fiscal Year Ended September 30, 2017. The motion carried by the following vote:

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

10. PUBLIC ITEMS

A. PUBLIC HEARINGS

B. PUBLIC DISCUSSION ITEMS

C. PUBLIC NOTICE ITEMS

10.C.1. 17-1126 Public Notice of Public Hearing Scheduled for November 14, 2017 to Consider Amending Section 201.07 of Part I of Chapter 201 of the Code of Indian River County with regard to Equivalent Residential Units (Legislative)

Attachments: [Staff Report](#)

County Attorney Dylan Reingold read the Notice into the record.

No Action Taken or Required

11. COUNTY ADMINISTRATOR MATTERS

11.A. 17-1131 Sebastian Lionfish Fest

Recommended Action: Approve Indian River County's continued support of the Sebastian Lionfish Fest as it transitions to Coastal Connections Inc.

Attachments: [Staff Report](#)

County Administrator Jason Brown provided background on the Sebastian Lionfish Fest, and spoke of the success that the event has become in the last several years. He explained that the Sebastian River Area Chamber of Commerce was acting as the fiscal agent for the event and wished to make the event a non-profit, 501(c) 3 organization. Administrator Brown requested consideration to allow Coastal Connections, Inc. to continue with the organization of the event with the County's support.

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

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

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****F. Public Works****G. Utilities Services****12.G.1. 17-1154** Pinson Subdivision Petition Water Assessment Project UCP #4126, the Adoption of Resolution No. IV

Recommended Action: Staff requests authorization from the Board of County Commissioners for the following: 1) Adopt Resolution IV, with a per parcel cost of \$3,227.13; and 2) Approve application for Payment No. 1, Final Pay, in the amount of \$38,980.98 to Blue Goose Construction, L.L.C. Payment of \$38,980.98 to Blue Goose Construction, L.L.C. will release any further obligations of the Contractor by the County.

Attachments: [Staff Report](#)
[As-Built Final Resolution IV](#)
[Final Pay to Blue Goose Construction](#)

Vincent Burke, Director of Utility Services, provided a brief history on the Pinson Subdivision Petition Water Assessment Project and explained the per parcel costs for the benefiting property owners. He explained that the fifteen benefiting property owners would have 90 days to pay the assessment of \$3,227.13 interest free; or if they chose to finance the assessment, they could finance for up to 10 years at a 5% Annual Percentage Rate, which would cost approximately \$34.00 per month.

A motion was made by Commissioner Solari, seconded by Chairman Flescher, to approve: 1) Resolution 2017-111, certifying "as-built" costs in connection with a water main extension from 2000 to and including 2066 42nd Place and including 4206, 4216, 4220, 4230, 4240, 4250, and 4260 20th Avenue within Pinson Subdivision, and including 2226 42nd Street in Indian River County, Florida and such other construction necessitated by such project; providing for formal completion date, and date for payment without penalty and interest; and 2) Application for Payment No. 1, Final Pay, to Blue Goose Construction, LLC, in the amount of \$38,980.98. The motion carried by the following vote:

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

13. COUNTY ATTORNEY MATTERS

13.A. 17-1122 Termination of Lease Agreement with SafeSpace, Inc. for Space at the Indian River County Courthouse

Recommended Action: The County Attorney recommends that the Board decide whether to terminate the Lease with SafeSpace, Inc. and direct the County Attorney to provide notice of termination as provided in the Lease.

Attachments: [Staff Report](#)

County Attorney Dylan Reingold provided an update on the lease agreement between Indian River County and SafeSpace, Inc., for the utilization of a room at the Indian River County Courthouse. He stated that it has been brought to the attention of the Clerk that the room is rarely used, and that there was a greater need for the space at the Courthouse for Court Administration and Law Enforcement Personnel. He recommended termination of the Lease and requested the County Attorney's Office to provide the 60-day Notice of Termination as provided in the Lease.

Jeffrey R. Smith, Clerk of Circuit Court and Comptroller, stated that the Indian River County Sheriff's Office requested to utilize the space for security reasons, and stated that he would work with SafeSpace, Inc. in finding accommodations in the Courthouse when space was needed.

A motion was made by Commissioner Solari, seconded by Commissioner Adams, to approve: 1) the termination of the Lease Agreement with SafeSpace, Inc.; and 2) to direct the County Attorney to provide the 60-day Notice of Termination consistent with the Lease Agreement. The motion carried by the following vote:

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

14. COMMISSIONERS MATTERS

A. Commissioner Joseph E. Flescher, Chairman

B. Commissioner Peter D. O'Bryan, Vice Chairman

C. Commissioner Susan Adams**D. Commissioner Bob Solari****14.D.1. 17-1139** Post-hurricane Debris Collection

Recommended Action: Discuss

Attachments: [Commissioner's Memorandum](#)

Commissioner Solari discussed the average cost to Indian River County taxpayers for the removal of debris after Hurricane Irma, and mentioned that a total of 100,906 cubic yards of material was removed from the streets of Indian River County. He stated that many other counties had trouble obtaining vendors to remove their trash, and consequently paid much more for debris clean-up than Indian River County. He compared the averages that several other counties paid to have debris removed, and pointed out that local staff was trained, competent, and equipped to handle the issues, and did so in a responsible, financially prudent manner.

Chairman Flescher expressed his appreciation to staff, as well as the subcontractors who held up to their agreements, as it was tempting for them to obtain work in the other counties that paid more per cubic yard to have their material removed.

No Action Taken or Required

E. Commissioner Tim Zorc**15. SPECIAL DISTRICTS AND BOARDS****A. Emergency Services District****B. Solid Waste Disposal District****C. Environmental Control Board****16. ADJOURNMENT**

There being no further business, the Chairman adjourned the meeting at 10:08 a.m.