

# 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 14, 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  
Rhonda D. Zirkle, Deputy Clerk**

**1. CALL TO ORDER****2. ROLL CALL**

**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**

Stan Boling, Community Development Director

**3. PLEDGE OF ALLEGIANCE**

Commissioner Susan Adams

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

**A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Adams, to approve the 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

**5. PROCLAMATIONS and PRESENTATIONS**

**5.A. 17-1168** Presentation by Indian River County Tax Collector, Carole Jean Jordan, on Summary of Current Operations

**Recommended Action:** No Action Required

**Attachments:** [Tax Collector's Memorandum](#)

Tax Collector Carole Jean Jordan began her presentation by thanking her staff, along with Robbie Brackett, for a job well done during the recent renovation of the West office on 82nd Avenue. She gave an overview of the various office services, changes and challenges, including her excitement for the new Sebastian location, and the tentative approval for Transportation Security Administration (TSA) prechecks that will soon take place at the West office location.

Ms. Jordan was proud to relay that, with this year's Budget funds return of \$2,732,505, the Tax Collector's office has given back just over \$25,000,000 since she took office in 2008.

**Read and Presented**

- 5.B. 17-1169** Presentation by Felix Cruz, Executive Director, Youth Guidance Mentoring and Activities Program

**Recommended Action:** No Action Required.

Youth Guidance Mentoring and Activities Program Executive Director Felix Cruz recognized his staff, and thanked the Board for their support with the purchase of the Old Library, where Youth Guidance has been located since 1973. He confirmed that Youth Guidance has been working with the Vero Beach Historical Society on designating the building for Historical Preservation, with plans to rename it Rita Dion Mentoring Academy. In addition, Mr. Cruz presented plaques of appreciation to Cathy Daniel and Gene Kemp, both from Facilities Management, and to the Board of County Commissioners.

**Read and Presented****6. APPROVAL OF MINUTES**

- 6.A. 17-1170** Regular Meeting of October 03, 2017

**Recommended Action:** Approve

**Attachments:** [10032017BCCDraft](#)

**Approved**

- 6.B. 17-1165** Regular Meeting of October 10, 2017

**Recommended Action:** Approve

**Attachments:** [10102017BCC](#)

**Approved**

**A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Solari, to approve the Regular Meeting Minutes of October 03, 2017 and October 10, 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**

**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.E. for discussion. The motion carried by the following vote:

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

**8.A. 17-1161** Checks and Electronic Payments October 27, 2017 to November 2, 2017

**Recommended Action:** Approve the list of checks and electronic payments issued by the Comptroller's office for the time period of October 27, 2017 to November 2, 2017

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

**Approved**

**8.B. 17-1177** Quarterly Investment Report for the Quarter Ending 09/30/17

**Recommended Action:** Accept the Quarterly Investment Report

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

**Approved**

**8.C. 17-1178** Quarterly OPEB Trust Report Quarter Ending 09/30/17

**Recommended Action:** Accept the Quarterly OPEB Trust Report

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

**Approved**

**8.D. 17-1179** Quarterly Tourist Development Tax Report for the Quarter Ending 09/30/17

**Recommended Action:** Accept the Quarterly Tourist Development Tax Report

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

**Approved**

**8.E. 17-1180** Internal Audit Division of the Clerk's Office

**Recommended Action:** Accept the fiscal year 2017 annual report of the Internal Audit Division

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

Clerk of the Circuit Court and Comptroller Jeffrey R. Smith highlighted numerous responsibilities, including the internal audits of the Clerk's Office and the Board of County Commissioners. He congratulated a member of his staff, Ed Halsey, who recently became a Certified Internal Auditor, and applauded him for his diligence regarding the quarterly increase of tourist taxes collected from hotels and short-term rentals. Mr. Smith also informed the Board of a successful program initiated with the State of Florida, which allowed for the sharing of tourist tax and sales tax information, generating leads that resulted in tourist tax revenue.

Vice Chairman O'Bryan expressed gratitude towards Mr. Smith and Mr. Halsey for keeping the finances clean and being good stewards of taxpayer dollars.

**A motion was made by Vice Chairman O'Bryan, seconded by Commissioner Solari, to accept the Fiscal Year 2017 Annual Report of the Internal Audit Division. The motion carried by the following vote:**

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

- 8.F. 17-1164** Dori Slosberg Driver Education Safety Act - Indian River County Traffic Education Program Trust Fund Report through 09/30/17

**Recommended Action:** Accept the report

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

**Approved**

- 8.G. 17-1159** Lobbyist for 2018 Legislative Session

**Recommended Action:** The County Attorney's Office recommends that the Board enter into an agreement with Anfield Consulting, Inc., for lobbying services for the term of January 1, 2018, to December 31, 2018, and authorize the County Administrator to execute the referenced agreement.

**Attachments:** [Staff Report](#)  
[Agreement for Professional Services - Anfield](#)

**Approved staff's recommendation**

- 8.H. 17-1137** Approval of Renewal of the 800 MHz Communications System Infrastructure Maintenance Contract with Communications International Inc.

**Recommended Action:** Staff recommends the Board approve the 800 MHz Communications system Master Service Agreement with Communications International Inc.

**Attachments:** [Staff Report](#)  
[Master Service Agreement \(Contract Number CI-10-146\)](#)  
[Cost Summary IRC backbone 2017- 2018](#)  
[CPI Letter](#)  
[Sole Source Letter](#)

**Approved staff's recommendation**

- 8.I. 17-1167** Work Order No. 5 to Masteller and Moler for the Design of Water Distribution in Study Area 2 North Sebastian

**Recommended Action:** Staff recommends approval of Work Order No. 5 authorizing the referenced professional services and requests the Board of County Commissioners to authorize the Chairman to execute Work Order No. 5 on their behalf for a lump sum amount of \$69,640.00 to Masteller and Moler, Inc.

**Attachments:** [Staff Report](#)  
[Work Order No 5 and supporting documents](#)

**Approved staff's recommendation**

- 8.J. 17-1176** Interlocal Agreement Between Indian River County and City of Vero Beach for Emergency Berms/Dunes on Beaches/Beach Restoration Due to Named Storms

**Recommended Action:** The County Attorney's Office recommends that the Board vote to approve the proposed Interlocal Agreement Between Indian River County and City of Vero Beach for Emergency Berms/Dunes on Beaches/Beach Restoration Due to Named Storms

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

**Approved staff's recommendation**

**9. CONSTITUTIONAL OFFICERS and GOVERNMENTAL AGENCIES**

**10. PUBLIC ITEMS**

**A. PUBLIC HEARINGS**

PROOF OF PUBLICATION OF ADVERTISEMENT FOR HEARINGS IS ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

- 10.A.1. 17-1160** Ordinance Change to Allow for Reduction of Equivalent Residential Units (ERUs) on Single Family Homes - LEGISLATIVE

**Recommended Action:** The County Attorney's Office recommends that the chair open the public hearing and after taking public comment vote to approve the draft ordinance.

**Attachments:** [Staff Report](#)  
[Draft Ordinance](#)  
[Proof of Publication](#)

County Attorney Dylan Reingold gave a brief explanation of Equivalent Residential Units (ERUs) and specified the reason for the proposed ordinance change.

The Chairman opened the Public Hearing.

Bob Johnson, Coral Wind Subdivision, sought and received clarification from Attorney Reingold and members of the Board regarding the difference between ERUs for single-family homes versus villas.

There being no other speakers, the Chairman closed the Public Hearing.

**A motion was made by Commissioner Solari, seconded by Vice Chairman O'Bryan, to adopt Ordinance 2017-014, amending Section 201.07 (Equivalent Residential Units) of Part I (In General) of Chapter 201 (County Water and Sewer Services) of the Code of Indian River County, Florida in order to allow single-family residential customers with more than one ERU under certain circumstances to reduce the allocation to one ERU; and providing for codification, severability, repeal of conflicting provisions, and an effective date. The motion carried by the following vote:**

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

## **B. PUBLIC DISCUSSION ITEMS**

**10.B.1. 17-1181** Request to Speak from Patricia Hunt Regarding Public Records Request - Court House/Sheriff's Department and Require Drug Testing for Drug Court Judges

**Recommended Action:** No Action Required

**Attachments:** [Request to Speak Form](#)

*(Clerk's note: This item was heard following Item 10.B.2., and is placed here for continuity.)*

Patricia Hunt sought information from members of the Board and County Attorney Dylan Reingold.

Attorney Reingold directed Ms. Hunt to the Judicial Qualifications Commission for issues regarding judges, and to the Governor's Office or State Attorney's Office for issues regarding Constitutional Officer.

**No Action Taken or Required**

- 10.B.2. 17-1182** Request to Speak from Wilfred Hart to Thank the Board of County Commission for What They Have Done in the Community

**Recommended Action:** No Action Required

**Attachments:** [Request to Speak Form](#)

*(Clerk's Note: This item was heard prior to Item 10.B.1., and is placed her for continuity.)*

Wilfred Hart, Jr., 617 19th Place SW, thanked members of the Board and County Administrator Jason Brown, along with several others who he felt were working effectively for the good of the Community. He made mention of the recognition given to his father, as Gifford Park was recently renamed the Victor Hart Sr. Community Enhancement Complex, and voiced his concern for the educated young people who were raised in this area, but were not able to return following college because he felt that there were no high-paying jobs in their field.

**No Action Taken or Required****C. PUBLIC NOTICE ITEMS****11. COUNTY ADMINISTRATOR MATTERS****12. DEPARTMENTAL MATTERS****A. Community Development**

- 12.A.1. 17-1163** Request for Authorization to Explore the Extension of Aviation Boulevard and Other Access Improvements in the vicinity of the 37th Street Corridor

**Recommended Action:** Staff recommends that the Board of County Commissioners authorize staff to further explore the concept of constructing alternatives to 37th Street.

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

[Vacant Land in the Vicinity of the Indian River Medical Center](#)

[Aviation Boulevard Alternative Alignments](#)

[New North-South Roadway Corridor](#)

Community Development Director Stan Boling, along with Phil Matson, MPO Staff Director, used a PowerPoint Presentation to deliver possible alternatives in an effort to alleviate traffic, along with improving access, on 37th Street between Indian River Boulevard and U.S. Highway 1.



The Board supported staff in exploring alternatives in the vicinity of the 37th Street Corridor. Ideas along with challenges/concerns were discussed, with the consensus being to eliminate as many obstacles as possible before the project would begin.

**A motion was made by Commissioner Solari, seconded by Commissioner Adams, 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

**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**

**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 Bob Solari**

**E. Commissioner Tim Zorc**

**15. SPECIAL DISTRICTS AND BOARDS**

**A. Emergency Services District**

The Board 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. 17-1062** Approval of Minutes Meeting of August 15, 2017

**Recommended Action:** Approve

**Attachments:** [08152017ESD](#)

**Approved**

**15.A.2. 17-1114** Approval of Minutes Meeting of September 12, 2017

**Recommended Action:** Approve

**Attachments:** [ESD09122017](#)

**Approved**

**A motion was made by Commissioner Solari, seconded by Commissioner Adams, to approve the Emergency Services District Meeting Minutes of August 15, 2017 and September 12, 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

**15.A.3. 17-1162** Approval of FY 2017/2018 EMS County Awards Grant: Purchase of Capital/Operating Equipment Using Non-Matching EMS Grant Funds and Grant Resolution

**Recommended Action:** Staff recommends approval of the FY 2017/2018 EMS Grant and the Resolution to purchase the equipment and services as noted. Staff further recommends the authorization for the Chairman to execute the necessary documents to obtain funds from the Department of Health in the amount of \$26,659.00 and authorize budget amendments as required to receive and expend the grant funds.

**Attachments:** [Staff Report](#)  
[IRC Grant Budget Form](#)  
[IRC Application Form 11-2017](#)  
[Resolution](#)

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher to: (1) approve staff's recommendation; and (2) approve Resolution 2017-112ESD, authorizing the application for funding County Emergency Medical Services (EMS) Grant awards to be submitted to the State of Florida Department of Health, Bureau of Emergency Medical Services. The motion carried by the following vote:

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

**B. Solid Waste Disposal District**

**C. Environmental Control Board**

**16. ADJOURNMENT**

There being no further business, the Chairman declared the meeting adjourned at 10:29 a.m.