

RESOLUTION NO. 68- 56

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That on September 11, 1968, The Moorings Development Company filed a petition with this Board requesting this Board to renounce and disclaim any right of the county and the public in and to all land or interest therein acquired by dedication for street, alleyway, road or highway purposes delineated and shown as Floralton Boulevard upon the Plat showing property of Col. Joseph W. Walton in Sections 21, 22, 27 and 28 in Township 33 South, Range 40 East, Indian River County, Florida, recorded in Plat Book 3, page 30, in the office of the Clerk of the Circuit Court of said County, none of which now constitutes or was acquired for a state or federal highway and none of which is located within the limits of any incorporated municipality.
2. That at said time this Board did adopt a resolution declaring that a public hearing would be held to consider the advisability of granting the request made in said petition and of exercising the authority granted by Section 336.09, Florida Statutes, and that such public hearing would be held in the County Commissioners' Room, Indian River County Courthouse, Vero Beach, Florida, at 9:00 o'clock A.M. on September 16, 1968.
3. That this board did publish notice thereof one time on September 12, 1968, in the Vero Beach Press Journal, a newspaper of general circulation in said county, said publication being at least two weeks prior to the date stated therein for such public hearing, as will more fully appear by proof of publication thereof filed in the minutes of this meeting.
4. That said street, alleyway, road or highway as shown and delineated on the above plat designated Floralton Boulevard is not located within the limits of any incorporated municipality, was not acquired for nor now or heretofore used for a state or federal highway.
5. That at the time and place stated, this Board did hold the advertised public hearing and all persons interested were heard.
6. The Board of County Commissioners of Indian River County, Florida, does herewith renounce and disclaim any right of the county and the

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public in and to all land or interest therein acquired by dedication for street, alleyway, road or highway purposes delineated and shown as Floralton Boulevard upon the Plat showing property of Col. Joseph W. Walton in Sections 21, 22, 27 and 28 in Township 33 South, Range 40 East, Indian River County, Florida, recorded in Plat book 3, page 30, in the office of the Clerk of the Circuit Court of said County, none of which now constitutes or was acquired for a state or federal highway and none of which is located within the limits of any incorporated municipality, and does herewith vacate, abandon, discontinue and close all of said Floralton Boulevard as shown on said plat; provided, however, that the provisions of this Resolution shall become effective only upon the dedication or conveyance to Indian River County, Florida, of all of the right of way for a public road of the area designated as Galleon Drive as shown upon the preliminary subdivision plan for The Moorings, Vero Beach, Florida, identified by the signature of the County Administrator dated July 24, 1968, and filed in the records of his office.

7. Notice of the adoption of this resolution shall be published one time within thirty (30) days following its adoption in one issue of a newspaper of general circulation published in the County. The proof of publication of notice of the public hearing, a certified copy of this resolution, and the proof of publication of the notice of the adoption of this resolution shall be recorded in the deed records of Indian River County, Florida.

680057

RESOLUTION NO. 68-57

WHEREAS, the County Assessor of Taxes did, after the assessment rolls of Indian River County had been reviewed and equalized, and after the amount to be raised for the County and Special Tax School Districts and other special tax purposes had been determined and certified to him, carry out the total amount of county taxes and the total amount of school district or other special taxes, setting opposite to the aggregate sum set down as the valuation of real and personal estate, the respective sums assessed as taxes thereon in dollars and cents and said assessor did add up the column of assessment and taxes contained in the assessment rolls and make recapitulatory tables in the form prescribed by the Comptroller; and,

WHEREAS, the said County Assessor of Taxes did make out two fair copies of the assessment roll so completed and did annex to the original and each copy his affidavit in accordance with Section 193.34, Florida Statutes, stating that the assessment roll of Indian River County, Florida, for the year 1968 contains a true statement and description of all persons and property in Indian River County, Florida, subject to taxation or liable to be assessed therein and the value thereof so far as they are made known by him are just and correct so far as he has been able to ascertain; and,

WHEREAS, the County Assessor of Taxes has turned over the original and copies of the said tax assessment rolls to this board at this meeting where the members of this board did examine and compare the original and the two copies and after such examination have found no mistakes or inaccuracies in description or of other character; Now, therefore,

The Board of County Commissioners of Indian River County, Florida, resolves:

That this board does find and determine that the original and copies of the tax assessment rolls of Indian River County, Florida, for the year 1968 are correct, which shall be further evidenced by a certificate which shall be executed by at least three members of this board and the County Assessor of Taxes is directed to issue and annex to one of said books the warrants as

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provided by law and a copy of said warrants shall be recorded in the minutes of this board.

The County Assessor of Taxes is directed to transmit the original of said assessment roll to the Tax Collector and a copy thereof to the Clerk of the Circuit Court and to retain one copy for his own use.

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680053

RESOLUTION NO. 68-58

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That it does herewith offer to convey to the Florida Outdoor Recreational Development Council or other state agency holding title for it all of the following described land owned by Indian River County, Florida, and located therein, to-wit:

Lots 14, 15 and 16 of Kansas City Colony, according to the plat thereof filed in the office of the Clerk of the Circuit Court of St. Lucie County, Florida, in Plat Book 4, page 23; said land now lying and being in Indian River County, Florida.

ALSO an unsurveyed sovereignty mangrove island known locally as Round Island, lying in the unsurveyed part of fractional Section 33, Township 33 South, Range 40 East, Indian River County, Florida, and in the unsurveyed part of the Northeast quarter of fractional Section 4, Township 34 South, Range 40 East, St. Lucie County, Florida, more particularly described in Dedication No. 23927, filed in Official Record Book 210, page 425, public records of Indian River County, Florida.

ALSO an unsurveyed sovereignty mangrove island lying in Round Island Creek in the unsurveyed Southwest quarter of fractional Section 34, Township 33 South, Range 40 East, Indian River County, Florida, more particularly described in Dedication No. 23927, filed in Official Record Book 210, page 425, public records of Indian River County, Florida.

ALSO two parcels of submerged land in the Indian River in Sections 33 and 34, Township 33 South, Range 40 East, Indian River County, Florida, as particularly described in Dedication No. 24343, filed in Official Record Book 237, page 135, public records of Indian River County, Florida.

PROVIDED, however, that the sole and only consideration for such a conveyance would be that it is made upon the condition that the grantee of said deed would hold, develop, use and maintain all of said property as a public park and if said conditions were not kept and performed, then the conveyance would become void and of no effect and the title to all of the property with all improvements thereon would revert to Indian River County, Florida.

680059

RESOLUTION NO. 68-59

The Board of County Commissioners of Indian River County, Florida,
resolves:

That the form of contract submitted to this Board dated October 23rd,
1968, between Indian River County and Hunnicutt & Associates, Inc., involv-
ing preparing, updating and copying tax assessment maps of the County in the
office of the County Tax Assessor is approved and the Chairman and Clerk of
this Board are authorized and directed to make, execute and deliver the said
agreement for and upon behalf of the County.

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Upon a Motion made by Commissioner Bogosian, seconded by Commissioner Graves, the following Resolution was unanimously adopted:

RESOLUTION NO. 68- 60

The Board of County Commissioners of Indian River County resolves:

1. Pursuant to Section 194.47, Florida Statutes, Ralph Harris, as Clerk of the Circuit Court in and for Indian River County, Florida, has prepared in triplicate and delivered this date to the Board of County Commissioners of Indian River County, Florida, in duplicate a complete schedule or list, duly certified by him, of all lands in Indian River County, Florida, upon which tax certificates were issued at the County Tax Collector's sales of lands for unpaid delinquent taxes held on the first days of June in the years 1943, 1946, 1948, 1949, 1950, 1953, 1954 and 1966, as were bid off by said Tax Collector for said County and which taxes have not been redeemed or purchased.

2. One said schedule or list has been retained by the said Clerk of the Circuit Court and is on file in his said office, the second said schedule or list is attached as Exhibit A to this Resolution, and the third said schedule or list shall be delivered this date to Sherman N. Smith, Jr., as County Attorney.

3. Within ninety (90) days after the date of this Resolution, Sherman N. Smith, Jr., as County Attorney, shall cause a Complaint to be filed in the Circuit Court of said county in the name of said county and against any and all of the lands described in the said schedule or list as defendant.

4. This Resolution, together with the attached Exhibit A, shall be set forth verbatim in the minutes of this Board of this date.

680061

A Motion was made by Commissioner Bogosian, seconded by Commissioner Graves and the following Resolution was unanimously adopted: RESOLUTION NO. 68- 61

The Board of County Commissioners of Indian River County, Florida, resolves:

That the Agreement between Indian River County, Florida, and the City of Vero Beach, Florida, dated November 17, 1967, pertaining to the City performing the duties and functions of the Building Department of the County has resulted in an arrangement entirely satisfactory to the County and of mutual benefit to the parties and the citizens which the parties serve.

That said Agreement in Paragraph 8 provides that it may be cancelled by either party giving notice to the other but rather than a notice of cancellation, the County by this Resolution advises the City that it is its present intention to continue this arrangement indefinitely and the County inquires as to whether or not this intention is shared by the City. If so, the County agrees herewith that the effective time of any notice of cancellation should and will by the consent of the City be changed from sixty (60) days to six (6) months.

680062

Upon a Motion made by Commissioner Bogosian, seconded by Commissioner Graves the following Resolution was unanimously adopted:

RESOLUTION NO. 68- 62

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That the Resolution heretofore adopted by this Board known as the Subdivision Resolution of Indian River County, Florida, is hereby amended as follows:

A. Section X-4 (a) is amended to read:

"Swale ditches are not permitted within the area of any street. Instead of swale ditches, all streets shall be constructed so that the paved portion of each street will provide drainage."

B. Section X-4 (b) is amended to read:

"All areas on both sides of all paved areas of all streets extending from the pavement to the property line shall be seeded, sprigged or sodded with an approved type grass after completion of the finished grading. Seeding shall be 30 lbs. of Bermuda seed per acre with 200 lbs. of fertilizer per acre. Any other alternate requires prior approval."

C. Section X-4 (c) is amended to read:

"All driveways leading from the paved portion of any street shall be paved to conform to the contour of the land."

D. Section X-4 (d) is amended to read:

"The area between the paved portion of any street and the adjoining property line shall be graded to permit surface drainage to flow over and into a swale type concrete gutter commonly known as 'a Miami curb' which shall be constructed along both outer edges of the paved portion of each street. A typical section drawing of such a Miami type curb will be made available by the county on request."

E. Section X-4 (e) is amended to read:

"All concrete gutter sections shall make provision for intersecting with other drainage facilities with concrete outlets and changes in typical sections of the Miami type curb to assure drainage from the gutter. All culverts under roadways shall have rip rap or concrete headwalls."

F. Add a section following Section X to be known as Section XF and renumber all subsequent sections, which said additional section shall be as follows:

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"XI. By the presentation of the final plat for approval and recording, the subdivider thereby agrees to maintain in good condition all improvements required to be placed upon the land pursuant to this Resolution for a period of one (1) year from the completion of the last of such improvements. To maintain in good condition means that at the end of the period mentioned, the improvements shall at the end of said period be in such condition that they meet the requirements of this Resolution as it existed at the time of final approval of the plat."

680063

RESOLUTION NO. 68-63

The Board of County Commissioners of Indian River County, Florida, resolves:

1. The Board of Public Instruction of Indian River County, Florida, has informed this Board that it desires the real property owned by this County hereinafter described for construction of a public school and has applied to this Board for a conveyance thereof. This Board is satisfied that such property is required for such use and is not needed for County purposes and does herewith authorize the conveyance thereof for the nominal sum of Ten Dollars (\$10.00) in accordance with the provisions of Section 125.38, Florida Statutes. This Board does further determine that said lands were not acquired by this County for delinquent taxes and are not described in the book designated "County Lands Acquired for Delinquent Taxes" and were not conveyed to this County for a specific purpose containing a reversionary clause.

2. That the form of deed presented herewith from Indian River County, Florida, to the Board of Public Instruction of Indian River County, Florida, conveying the following described property, situated in Indian River County, Florida, to-wit:

The Southwest one-quarter of the Northeast one-quarter of Section 11, Township 33 South, Range 39 East,

Less and except

- (1) The West 80 feet
- (2) The North 35 feet
- (3) The East 50 feet
- (4) The North 40 feet of the South 70 feet

is herewith approved and the Chairman and Clerk are authorized and directed to make, execute and deliver that deed on behalf of the County.

680064

RESOLUTION NO. 68- 64

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That all that part of 6th Avenue extending from the south limits of the City of Vero Beach south to U. S. Highway No. 1 is a public road in Indian River County, Florida, within the jurisdiction of this Board, outside of any municipality and not included in the State Highway System nor in use as a State Highway Detour, or State Park Road System and it is a county road maintained by this county within the meaning of Section 317.821, Florida Statutes.

2. This Board has after investigation determined that all that part of the above designated road by reason of its design, deterioration and limited drainage facilities liable to be damaged or destroyed by motor vehicles if the gross weight of any motor vehicle shall exceed 2 1/2 tons.

3. Pursuant to the authority vested in this Board and in order to provide for the public safety and convenience on said road, the operation of any motor vehicle or combination having a gross weight in excess of 2 1/2 tons is hereby prohibited and declared to be a violation of law.

4. The provisions of this Resolution shall become effective upon posting notice hereof at conspicuous places at terminals of and all intermediate cross roads and road junctions within the section of said county road above described and the County Administrator is directed to post and maintain such notices.

680065

On a Motion made by Commissioner Bogosian, seconded by Commissioner Macdonald, the following Resolution was unanimously adopted:

RESOLUTION NO. 68-65

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That the week beginning November 10, 1968, is herewith proclaimed as American Education Week in Indian River County, Florida.
2. The citizens of this county are urged to join with the educators of the county in appropriate ceremonies recognizing and honoring the educational system of this country.
3. This Board does herewith take this opportunity to recognize, salute and commend all of the educators in the county, including the Board of Public Instruction, the Superintendent, the administrative staff and the teachers in maintaining a fine public educational system for the benefit of the citizens of the county. This Board recognizes that the bedrock of our democratic society is an educated public and this Board congratulates those whose efforts have produced such splendid results.

680065

RESOLUTION NO. 68-65 A

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That all that part of the easement now existing in Block 1, Rosedale Gardens Subdivision, according to plat recorded in Plat Book 1, page 10, in the office of the Clerk of the Circuit Court of Indian River County, Florida, in Indian River County, Florida, lying West of a Northward projection of the East line of Lot 8 and lying East of the West line of Lots 10 and 11, be and the same is herewith abandoned and this Board does herewith relinquish and disclaim the rights of the public acquired by the dedication of said plat insofar as it pertains to the above described easement.

RESOLUTION NO. 68-66

The Board of County Commissioners of Indian River County,
Florida, resolves:

1. That Resolution No. 68-60, adopted by this Board on
October 23, 1968, pertaining to a schedule or list of lands upon which tax
certificates are held by this County, is herewith rescinded and declared null
and void.

680067

RESOLUTION NO. 68-67

WHEREAS, this Board of County Commissioners of Indian River County, Florida, did upon its own initiative after due notice, public hearing and careful consideration of all factors involved with a view to the protection of the public interest, on January 21, 1958, September 6, 1962 and June 22, 1964, adopt resolutions locating, fixing and establishing a bulkhead line adjacent to or offshore from existing lands or islands bordering on or being in the navigable tidal waters of the county, as defined in Section 253.12, Florida Statutes, which said lines were formally approved by the Trustees of the Internal Improvement Fund of the State of Florida; and,

WHEREAS, the Trustees of the Internal Improvement Fund did on September 17, 1968, adopt a philosophy from the report of the Interagency Advisory Committee of the Trustees and the Trustees did thereafter recommend that the Board of County Commissioners and the municipal officials in the State of Florida having initial authority with regard to establishing bulkhead lines use the report of the Interagency Advisory Committee and the criteria set forth in the Trustees Administrative Rule No. 200-2.02, "Bulkhead Line Criteria" as amended by the Trustees on May 7, 1968, as guides in reviewing existing bulkhead lines and establishing new bulkhead lines within their jurisdiction; and,

WHEREAS, this Board of County Commissioners did announce at its meeting on November 20, 1968, that it would hold a public hearing for the purpose of complying with the recommendation of the Trustees of the Internal Improvement Fund and did invite the municipal officials of Indian River County to participate with this Board in this public hearing which has been held; Now, therefore,

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That pursuant to the recommendation of the Trustees of the Internal Improvement Fund of the State of Florida, this Board has held a public hearing, heard all those appearing interested in the subject and reviewed all

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of the existing bulkhead lines as have heretofore been established as above set forth and does herewith find and determine that all of the bulkhead lines so established are in accordance with the bulkhead line criteria adopted by the Trustees of the Internal Improvement Fund of the State of Florida and are adequate and proper to protect the public interest and the adjacent or nearby upland owners' property and the general economy of the county with the following exceptions:

(a) The bulkhead line change made by the Resolution of this Board adopted September 6, 1962, affecting the area of this County in Sections 28 and 33, Township 30 South, Range 39 East, is, in the judgment and opinion of this Board, established too far offshore. Unique problems are presented in this area because of the location of State Road A1A in this vicinity, a part of which is offshore. For some time now this Board has endeavored to adjust this situation by seeking cooperation of the Trustees of the Internal Improvement Fund and the upland owners who have purchased the submerged lands to the bulkhead line. This Board intends to pursue its efforts in this regard and has received an offer of one of the upland owners, Robert P. McLarty, to convey the submerged lands so purchased in exchange for reimbursement of his actual costs.

(b) The area of this county on the West shore of the Indian River located North of the City of Sebastian and on the South shore of the Sebastian River. While the bulkhead line in this area is not located nearly so far offshore as the bulkhead line in (a) above, nevertheless it is and has been the view of this Board that this bulkhead line should be located on or near the shore but here, again, many property owners have purchased the submerged lands out to the bulkhead line and this Board has not been able to resolve that issue.

2. With respect to the areas described in subparagraphs (a) and (b) of Paragraph 1 above, this Board does recommend that the Trustees of the Internal Improvement Fund of the State of Florida offer to accept a conveyance from the upland owners of the previously purchased submerged lands by paying

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the upland owners' costs of obtaining these submerged lands and that then the bulkhead line be reestablished. In the interim, no sales of submerged lands in these areas should be made by the Trustees. If the Trustees persist in their present view that they are without legal authority to purchase the previously sold submerged lands, then this Board recommends that the Trustees seek such legal authority in the next session of the Florida Legislature.

3. That this Board has heretofore established a comprehensive procedure for making application for any change in the existing bulkhead line or lines heretofore established and for permits to construct islands or to add to or extend existing lands or islands located in the unincorporated areas of the county bordering on or being in the navigable waters by its Resolution No. 68-16 and that this Board is of the opinion that these procedures so established will result in an orderly processing of such applications and will permit consideration of each application on its merits in accordance with established criteria to permit orderly and proper use of uplands and the protection of the interest of the public in the navigable waters.

4. That this Board does herewith recommend to the Trustees of the Internal Improvement Fund that it remove any so-called moratorium on any applications for changes in existing bulkhead lines or applications for purchase of submerged lands or for applications for fill permits in all of the area of Indian River County except those mentioned in subparagraphs (a) and (b) of Paragraph 1 hereof, and that it consider any such applications in the light of the criteria which it has adopted after consideration and recommendations of the officials of the municipality as to areas within any municipality or of this Board as to areas not within any incorporated municipality.

5. That a certified copy of this Resolution be furnished to the Trustees of the Internal Improvement Fund of the State of Florida, the City of Vero Beach, the Town of Indian River Shores, the Town of Orchid, the City of Sebastian and the Honorable Charles E. Davis, Jr., member of the House of Representatives of the State of Florida.

Adopted 12/14/68

680063

RESOLUTION NO. 68- 68

WHEREAS, the Zoning Commission of Indian River County, Florida, did after public hearing make its final report recommending changes and additions to the Zoning Resolution of Indian River County, Florida; and,

WHEREAS, this Board did publish its notice of said recommended changes and additions and did, pursuant thereto, hold a public hearing in relation thereto at which parties in interest and citizens were heard; Now, therefore,

BE IT RESOLVED by the Board of County Commissioners of Indian River County, Florida, that the Zoning Resolution of Indian River County, Florida, and the accompanying Zoning Map, be changed as follows:

1. That the Zoning Map be changed in order that the following described property, situated in Indian River County, Florida, to-wit:

Government Lot 10 and the South one-half of Government Lot 9, lying West of A1A and East of the Indian River, less the South 1,355 feet thereof, in Section 19, Township 32 South, Range 40 East,

be changed from R-1 A, Country Home District, to R-2 A, Multi-Family District.

2 That the Zoning Map be changed in order that the following described property, situated in Indian River County, Florida, to-wit:

Beginning at the intersection of the East right of way line of Four-lane U. S. Highway No. 1 and the East-West Quarter Section line of Section 31, Township 33 South, Range 40 East, run East on the said Quarter Section line a distance of 692.27 feet; thence run Northwesterly on a line parallel to the East right of way line of said U. S. Highway No. 1 a distance of 468.61 feet to a point on a line 440 feet North of and parallel to above said Quarter

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Section line; thence run East on said line lying 440 feet North of and parallel to said Quarter Section line a distance of 319 feet, more or less, to a point 600 feet West of the East line of said Section 31; thence run North on a line parallel to and 600 feet West of the East line of said Section 31 a distance of 418.19 feet to the South right of way of existing State Road out-fall ditch; thence West along said out-fall ditch right of way a distance of 367.54 feet to a point; thence continue Northwesterly along said out-fall ditch right of way a distance of 891.91 feet to the East right of way of U. S. Highway No. 1; thence Southeasterly along the East right of way of said U. S. Highway No. 1 a distance of 1112.73 feet to the point of beginning, less that portion shown on the Official Zoning Map of Indian River County and being further described as a parcel lying East of and within 660 feet of the centerline of U. S. No. 1 Highway and abutting Vero Shores Sub-division on the South,

be change d from R-1 A, Country Home District, to C-1, Commercial District.

All within the meaning and intent and as set forth and described in said Zoning Resolution.

The County Commissioners conducted their quarter-annual inspection of the offices and records of the County Judge, Sheriff and Clerk of the Circuit Court and other Officers of this County to see that the laws prescribing and regulating the duties of said Officers were being fully complied with and they did not find any failure on the part of such Officers to perform their duties.

680063

RESOLUTION NO. 68- 68

WHEREAS, the Zoning Commission of Indian River County, Florida, did after public hearing make its final report recommending changes and additions to the Zoning Resolution of Indian River County, Florida; and,

WHEREAS, this Board did publish its notice of said recommended changes and additions and did, pursuant thereto, hold a public hearing in relation thereto at which parties in interest and citizens were heard; Now, therefore,

BE IT RESOLVED by the Board of County Commissioners of Indian River County, Florida, that the Zoning Resolution of Indian River County, Florida, and the accompanying Zoning Map, be changed as follows:

1. That the Zoning Map be changed in order that the following described property, situated in Indian River County, Florida, to-wit:

Government Lot 10 and the South one-half of Government Lot 9, lying West of A1A and East of the Indian River, less the South 1,355 feet thereof, in Section 19, Township 32 South, Range 40 East,

be changed from R-1 A, Country Home District, to R-2 A, Multi-Family District.

~~2. That the Zoning Map be changed in order that the following described property, situated in Indian River County, Florida, to-wit:~~

~~The South 267 feet of the West 163 feet of the East 326 feet, less the South 35 feet and the East 35 feet thereof, of the West 20 acres of the East 30 acres of the Northeast quarter of the Southwest quarter of Section 22, Township 32 South, Range 39 East, Indian River County, Florida, recorded in Official Record Book 246, page 243, public records of Indian River County, Florida,~~

~~be changed from R-1, Single Family District, to R-3, Transient District.~~

2 That the Zoning Map be changed in order that the following described property, situated in Indian River County, Florida, to-wit:

Beginning at the intersection of the East right of way line of Four-lane U. S. Highway No. 1 and the East-West Quarter Section line of Section 31, Township 33 South, Range 40 East, run East on the said Quarter Section line a distance of 692.27 feet; thence run Northwesterly on a line parallel to the East right of way line of said U. S. Highway No. 1 a distance of 468.61 feet to a point on a line 440 feet North of and parallel to above said Quarter

Section line; thence run East on said line lying 440 feet North of and parallel to said Quarter Section line a distance of 319 feet, more or less, to a point 600 feet West of the East line of said Section 31; thence run North on a line parallel to and 600 feet West of the East line of said Section 31 a distance of 418.19 feet to the South right of way of existing State Road out-fall ditch; thence West along said out-fall ditch right of way a distance of 367.54 feet to a point; thence continue Northwesterly along said out-fall ditch right of way a distance of 891.91 feet to the East right of way of U. S. Highway No. 1; thence Southeasterly along the East right of way of said U. S. Highway No. 1 a distance of 1112.73 feet to the point of beginning, less that portion shown on the Official Zoning Map of Indian River County and being further described as a parcel lying East of and within 600 feet of the centerline of U. S. No. 1 Highway and abutting Vero Shores Sub-division on the South,

be changed from R-1 A, Country Home District, to C-1, Commercial District.

All within the meaning and intent and as set forth and described in said Zoning Resolution.

680069

RESOLUTION NO. 68- 69

BE IT RESOLVED by the Board of County Commissioners of Indian River County, Florida, that the easement now existing on both sides of the line dividing Lots 9 and 10, Block H of Unit No. 2, Oslo Park Subdivision, according to plat thereof recorded in Plat Book 4, page 13, in the office of the Clerk of the Circuit Court of Indian River County, Florida, be and the same is herewith abandoned and this Board does herewith relinquish and disclaim the rights of the public acquired by the dedication of said plat insofar as it pertains to the above described easement.

680070

RESOLUTION NO. 68-70

WHEREAS, BERTHA I. MORGAN and ST. LUCIE COUNTY BANK, as Executor of the Estate of John O. Morgan, deceased, have petitioned the Board of County Commissioners of Indian River County, Florida, to vacate the following described subdivision as authorized by Florida Statutes 192.29 and 192.30, to wit:

All of the plat of EUREKA ESTATES as recorded in Plat Book 1, page 40, public records of Indian River County, Florida; being a subdivision of part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 28; part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 27; part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 33; and part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 34, all in Township 31 South, Range 39 East, Indian River County, Florida;

and,

WHEREAS, notice of intention to apply to said Board of County Commissioners to vacate said plat was given by legal notice published on November 28, 1968, and December 5, 1968, the the Vero Beach Press-Journal, a weekly newspaper published in Vero Beach, Indian River County, Florida; and

WHEREAS, said Petitioners have shown conclusively that they are the owners in fee simple of all the lots and blocks in said subdivision sought to be vacated; that the vacation by said Board of the subdivision sought to be vacated will not affect the ownership of persons owning other parts of said subdivision since the Petitioners are the sole owners of said subdivision; and that all taxes for the year 1968 and prior years have been paid.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Indian River County, Florida, in meeting

680070

assembled, this 18th day of December, 1968, as follows:

1. That pursuant to the provisions of Florida Statutes 192.29 and 192.30:

All of the plat of EUREKA ESTATES as recorded in Plat Book 1, page 40, public records of Indian River County, Florida; being a subdivision of part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 28; part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 27; part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 33; and part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 34, all in Township 31 South, Range 39 East, Indian River County, Florida;

be, and the same is hereby, vacated, and any right of Indian River County and the public in and to any lands or interests therein acquired by the dedication of said plat for streets, roads, or alleys is hereby renounced and disclaimed.

2. That a certified copy of this Resolution shall be recorded in the public records of the Office of the Clerk of the Circuit Court for Indian River County, Florida;

3. This Resolution shall become effective upon its adoption and upon a certified copy thereof being filed and recorded in the Office of the Clerk of the Circuit Court for Indian River County, Florida.

BOARD OF COUNTY COMMISSIONERS,
INDIAN RIVER COUNTY, FLORIDA,

By _____

ATTEST:

CLERK

(8)

680071

RESOLUTION NO. 68-71

The Board of County Commissioners of Indian River County,
Florida, resolves:

1. That this Board does herewith agree to the request of Robert P. McLarty that his prior offer to convey certain submerged lands to this County previously accepted by this Board is herewith, by mutual consent of the parties, rescinded and declared null and void.

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680072

RESOLUTION NO. 68- 72

The Board of County Commissioners of Indian River County, Florida,
resolves:

1. The First Amendment to the Amended Concession Agreement between Indian River County, Florida, and Henry Thompson concerning concessions located at Sebastian Inlet Park is herewith approved and the Chairman and Clerk are authorized to make, execute and deliver the Agreement on behalf of the County.

680072

FIRST AMENDMENT TO AMENDED CONCESSION AGREEMENT

WHEREAS, Indian River County, Florida, acting by and through its Board of County Commissioners, hereinafter called the "Board," did enter into an Amended Concession Agreement with Henry Thompson, hereinafter called the "Licensee," concerning the grant of a license from the Board to the Licensee for certain concessions in connection with Sebastian Inlet Park; and,

WHEREAS, the parties hereto have agreed to amend said Agreement;

NOW, THEREFORE, in consideration of the premises and the mutual covenants and conditions in the Agreement as herewith amended, it is agreed by the parties hereto as follows:

1. Paragraph 3 of said Agreement is amended in order that the same shall be as follows:

3. The Licensee agrees to pay to the Board as compensation for this license and for the privilege of operation of the park the sum of Two Hundred Fifty Dollars (\$250.00) per month, payable in advance on the first of each month beginning February 1, 1969.

2. Said Amended Concession Agreement as herewith amended is in all respects herewith ratified and confirmed.

IN WITNESS WHEREOF, the Board has caused these presents to be executed in its name by its Chairman, attested by its Clerk and its seal hereto affixed, and the Licensee has hereunto affixed his hand and seal, all in duplicate, either of which may be considered an original, this ____ day of _____, 196__.

INDIAN RIVER COUNTY, FLORIDA

By: _____
Chairman, Board of County Commissioners

Attest: Ralph Harris, Clerk of the Circuit Court

By _____
Deputy Clerk BOARD

Signed, sealed and delivered in the presence of:

(As to the Board)

(As to the Licensee)

Henry Thompson (SEAL)
LICENSEE

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680073

RESOLUTION NO. 68- 73

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That pursuant to a deed of conveyance by B. L. Holman and Dora Belle Holman, his wife, dated May 6, 1947, recorded in Deed Book 47, page 505, in the office of the Clerk of the Circuit Court of Indian River County, Florida, there was conveyed in Parcel No. 2 of that quit claim deed a right of way for a public road 60 feet in width and which said 60 feet lies immediately East of and parallel to the parcel of land conveyed to Indian River County, a political subdivision of the State of Florida, by deed dated January 31, 1955, from W. H. Surrency and Rosa L. Surrency, his wife, which said deed is recorded in Deed Book 93, page 498, in the office of the Clerk of the Circuit Court of Indian River County, Florida, in which said conveyance a right of way for a public road, canal and drainage is described having an East/West width of 30 feet.

2. That after said conveyances, this County did construct a public road on said property and that the centerline of said public road as it exists this date is located 60 feet West of the East line of the parcel described in Parcel No. 2 in the deed from Holman described above and is located 30 feet East of the West line of the parcel described in the deed from Surrency.

3. That the County does herewith disclaim any and all right, title or interest in and to any lands conveyed or purported to be conveyed by both of the above described deeds except the land described in Parcel 1 of the Holman deed and except the land lying 60 feet East of and 30 feet West of the centerline of the public road as it exists on this date.

680074

Upon a Motion made by Commissioner Graves, seconded by Commissioner Macdonald, the following Resolution was unanimously adopted:

RESOLUTION NO. 68-74

The Board of County Commissioners of Indian River County, Florida, resolves:

1. For a long period of time, this Board has been acutely aware of the need for a comprehensive community mental health program and the efforts of the Indian River Area Council for Mental Health to establish the Indian River Mental Health Center for a coordinated and comprehensive effort through an enlargement of the present out-patient clinic now located at Fort Pierce, Florida, to serve the residents of the four county area, Indian River, Martin, Okeechobee and St. Lucie counties by expansion of that program to include the establishment of in-patient and emergency services as a part of that center.

2. This Board does herewith reaffirm its record of interest in establishing, enlarging and completing such a facility and does signify its willingness to participate in the construction and staffing of the center by means of the present plans of the center in making application for a grant-in-aid through the Division of Mental Health of the State of Florida and does approve Indian River County's allocated prorata share of the total costs of such construction now estimated to be as follows:

\$11,600.00 for staffing and operation of Year I
27,840.00 for construction
\$39,440.00 total

3. It is the present intention of this Board to make available either from current funds or through future levies of taxes this county's prorata share of such costs as set forth above, such declaration of present intent, of course, not to be construed as a pledge of the credit of this county because this Board is without authority of law to make such a pledge.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to R. C. Eaton, M.D., Director, Community Services, Division of Mental Health, 124 West Pensacola Street, Tallahassee, Florida 32301; Mr. John Awad, Community Services, Division of Mental Health, 124 West Pensacola Street, Tallahassee, Florida 32301; Mrs. Jean Sloan, Indian

680074

River Area Council for Mental Health, 1209 Texas Court, Fort Pierce,
Florida; and Guy Cromwell, President, Indian River Mental Health Center,
Inc., 1002 Avenue C, Fort Pierce, Florida 33450.

ADOPTED DEC. 18, 1968

680075

RESOLUTION NO. 68- 75

The Board of County Commissioners of Indian River County, Florida, resolves:

1. This is the last meeting of the Board of County Commissioners at which ROBERT W. GRAVES will serve as a member of this Board. He retires on January 7, 1969. Mr. Graves became a member of this Board on January 8, 1957. He served as Chairman from January 6, 1959, to July 1, 1968. His leadership as Chairman for a period of nine years has been outstanding. He has presided in a firm and businesslike manner to move the many matters coming before this Board in an efficient way but none the less giving all a fair and equal chance to be heard. This Board recognizes the fact that the Chairman of this Board not only has the responsibility of presiding at the public meetings but he ordinarily represents this Board in all other public functions, including such tedious tasks as signing all County warrants and supervising the many day to day details of this County government. He is compensated not by payment of an adequate salary but rather through the satisfaction that comes to every good citizen in performing an important public service. Upon his retirement, this Board hereby makes this service a matter of public record and each member personally and this Board upon behalf of the public does herewith salute Robert W. Graves on his retirement from this Board. He leaves this Board with an outstanding record of public service for which this Board expresses its thanks and sincere appreciation.

2. A certified copy of this Resolution shall be furnished to the news media and Mr. Graves.

680076

On a Motion made by Commissioner Bogosian, seconded by Commissioner McCullers, the following Resolution was unanimously adopted:

RESOLUTION NO. 68- 76

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That the members of this Board, personally and upon behalf of the citizens of this County, do herewith recognize and make a matter of record the years of faithful service rendered by DONALD MACDONALD as a member of the Board of County Commissioners of Indian River County, Florida. Mr. Macdonald began his service as member of this Board on January 8, 1957. He served as Chairman from January 7, 1958, to January 6, 1959. He will retire as a member of this Board on January 7, 1969. During these years of service, his primary interest has been the establishment and maintenance of public parks for the citizens of the County. Beginning with almost no public parks when he became a Commissioner, the County now has, primarily through his foresight, acquired numerous parks constituting hundreds of acres for the present and future benefit of the citizens of the County. In addition, his attendance at all meetings of the Board has been exceptionally high. His interest in the public affairs of this County has made the County a better place to live and on his retirement this Board salutes him for a job well done.

2. A certified copy of this Resolution shall be furnished to the news media and Mr. Macdonald.

RESOLUTION NO. 68- 77

The Board of County Commissioners of Indian River County, Florida, resolves:

1. That this Board does herewith endorse, approve and urge the speedy consummation of the plan of the Florida Outdoor Recreational Development Council or other state agency for the acquisition of land for a public park to be established in this county in the area between the Atlantic Ocean and the Indian River and South of the Sebastian Inlet. This Board is of the view that this large area, substantially undeveloped with a long stretch of fine beach along the Atlantic Ocean and a long area bordering on the Indian River, is ideally suited for a public park and that it would be of great benefit not only to the citizens of this county but also to the entire State of Florida.

2. Be it further resolved that certified copies of this Resolution be forwarded to Florida Outdoor Recreational Development Council, the Governor and the Members of the Cabinet of the State of Florida.

680077