

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, February 8, 1994. County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Mary Johnson, Fran Pignone, Bill Donegan, and Mable Butler were present. Also present were County Administrator Jean Bennett, County Attorney Tom Wilkes, Chief Deputy Comptroller as Clerk Jim Moye, and Deputy Clerk Rosilyn Stapleton. The Board paused for an invocation by Patricia Simon of the Orange County Agenda Development Department, followed by the Pledge of Allegiance to the Flag. There being a quorum, the County Chairman called the meeting to order at 1:30 p.m.

1. Presentation of Service Award and Pin to Dr. Thomas Hegert (30 years) Medical Examiner.

County Chairman Chapin presented a 30-year Service Award and Pin to Dr. Thomas Hegert, Orange County Medical Examiner.

Health and Human Services Division Director Larry Jones addressed the Board regarding Dr. Hegert's tenure as the Orange County Medical Examiner.

Dr. Hegert thanked the Board and discussed future goals and objectives of the Medical Examiner's office.

APPEAL OF BOARD OF ZONING ADJUSTMENT DECISION - APPELLANT/APPLICANT: PASTOR JOHN LONG, FIRST BAPTIST CHURCH OF PINE CASTLE, BOARD OF ZONING ADJUSTMENT #13, JANUARY 6, 1994, DISTRICT 4

Notice was given that the Board of County Commissioners would sit as a Board of Appeal to consider the action of the Orange County Board of Zoning Adjustment (BZA) under the date of January 6, 1994, Public Hearing #13, on the request of First Baptist Church of Pine Castle, for a special exception in R-1A zone to expand church use (original BZA approval February 20, 1962) to provide off-site unpaved parking (for overflow) in lieu of paved and to eliminate six-foot-high concrete block/masonry wall where vehicular use area abuts residentially-zoned property and to allow parking 30 feet from center line of Hoffner Avenue in lieu of 50 feet on the following described property:

Beg. 456.72 feet W of SE cor. Lot 2, Harney Homestead, C/53, run W 283.14 feet, th N 462 feet to lake, th NE'ly along margin of lake to pt. N of beg., th S to beg. and land on N to lake, and W 1/2 of Lot 1 and S 125 feet of Lots 8 and 9, Block C, Lakeview (Conway), as recorded in Plat Book L, Page 70, Public Records of Orange County, Florida, and Lots 10 through 14, Block C, Lakeview (Conway) Subdivision, as recorded in Plat Book L, Page 70, Public Records of Orange County, Florida, which is located northeast corner Hoffner Avenue and Randolph Avenue and northwest

corner of Hoffner Avenue and Marinell Drive or 1001 Hoffner Avenue (NW 1/4 of NE 1/4 24-23-29 Tract Size: 5.5 acres District 4).

Staff Report

Zoning Department Manager Melvin Pittman reviewed the location of the subject property, the zoning classifications in the area, and the request. Mr. Pittman noted that the request does not include any portion of Lot 1 (W 1/2 of Lot 1) as stated in the legal description that was advertised.

Commissioner's Report

For the record, Commissioner Pignone announced that she met with the applicant and County staff regarding the request. She also noted that the staff recommendation to the BZA was for approval, but the BZA denied the request on the basis of testimony received at its hearing.

Appearances

The following persons addressed the Board in favor of the request:

- Pastor John Long, applicant/appellant, 1101 Hoffner Avenue, Orlando, Florida.
- Mary Long, 5639 Marinell Drive, Orlando, Florida.
- Richard VanSlyke, P.E., 1739 Errol Woods Drive, Apopka, Florida.

The following persons addressed the Board in opposition to the request:

- Robert Rimes, 5613 Marinell Drive, Orlando, Florida.
- Alberta Rimes, 5603 Marinell Drive, Orlando, Florida.

Discussion

County Chairman Chapin closed the public hearing and opened the matter for Board discussion.

Motion

Upon a motion by Commissioner Pignone, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board overruled the decision of the Orange County Board of Zoning Adjustment and approved the request of Pastor John Long, First Baptist Church of Pine Castle for a special exception in R-1A zone to expand church use (original BZA approval February 20, 1962) to provide off-site unpaved parking (for overflow) in lieu of paved and to eliminate six-foot-high concrete block/masonry wall where vehicular use area abuts residentially-zoned property and to allow parking 30 feet from centerline of Hoffner Avenue in lieu of 50 feet on the following described property:

Lots 10 through 12, Block C, Lakeview (Conway) Subdivision, as recorded in Plat Book L, Page 70, Public Records of Orange County, Florida, subject to the following conditions:

1. Access shall be via existing parking lot to the east; no direct access shall be permitted onto Hoffner Avenue or Marinell Drive.
2. Landscape buffering shall be as follows:
 - a. Landscaping adjacent to the street right-of-way: A continuous hedge at least 30 inches high at planting of a species capable of growing to at least 36 inches high within 18 months; which hedge shall be maintained at a height not less than 36 inches. The hedge shall be measured from the parking lot grade and be maintained in good condition.
 - b. Landscaping adjacent to residential properties: A continuous hedge at least 48 inches high and 70 percent opaque at planting of a species capable of growing to at least 72 inches in height within 18 months; which hedge shall be maintained at a height not less than 72 inches. The hedge shall be measured from parking lot grade and maintained in good condition.
3. New parking lot and existing lot to the west shall be seeded for grass prior to actual use of the new parking lot.
4. Install automatic irrigation system for landscaped areas.

**BOARD DISCUSSION ITEM - VESTED RIGHTS APPEAL; APPELLANT: RICHARD AND JOYCE SEAY;
VESTED RIGHTS DETERMINATION CASE #93-01: SOUTHEASTERN TREE AND EXCAVATING, 2240
CLARK ROAD, DISTRICT 2**

Notice was given that the Board of County Commissioners would hold a hearing to consider an appeal filed by Richard and Joyce Seay concerning the Hearing Officer's decision of denial of vested rights under the Orange County Incinerator Management Ordinance (92-41), Vested Rights Determination Case #93-01: Southeastern Tree and Excavating, 2240 Clark Road.

A court reporter, Beverly Heffelfinger, Omni Reporting Company was present. Deputy Clerk Rosilyn Stapleton read the Notice of Appeal into the record.

Staff Report

Assistant County Attorney Paul Chipok reviewed the request for a vested rights determination under the Incinerator Management Ordinance and the Hearing Officer's decision of denial.

Appearances

The following person addressed the Board in favor of the request:

- Cleatus J. Simmons, Esquire; Lowndes, Drosdick, Doster, Kantor and Reed; 215 North Eola Drive, Orlando, Florida; for the applicants.

No one appeared in opposition to the request.

The County Chairman accepted the following exhibit from Mr. Simmons:

- Clerk's Exhibit #1, Composite entitled Petitioner's Exhibit #1.

Chief Deputy Comptroller Jim Moyer left the meeting.

Director of Finance Paul Wunderlich as Clerk joined the meeting.

Discussion

County Chairman Chapin closed the hearing and opened the matter for Board discussion.

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board affirmed the Hearing Officer's determination and denied the request of Richard and Joyce Seay, Vested Rights Application #93-01, for Vested Rights Certificate under the Orange County Incinerator Management Ordinance (92-41).

DISCUSSION AGENDA**CHAIRMAN'S REPORT**

1. Appointment of Commissioners to advisory boards.

County Chairman Chapin reviewed the appointments to committees on which individual commissioners serve.

Commissioner Freeman

- Metropolitan Planning Organization
- East Central Florida Regional Planning Council
- Tax Equalization Committee
- Value Adjustment Board
- Winter Garden Community Redevelopment Agency
- Citrus Sports Commission (Board of Directors)
- Other: Task Force on Highway Beautification
Film/TV Steering Committee

Commissioner Staley

- Economic Development Commission of Mid Florida (Board of Directors)
- Metropolitan Planning Organization
- Value Adjustment Board
- Orlando-Orange County Airport Zoning Board
- Other: Apopka Community Redevelopment Agency Agricultural Committee
(when the Board adopts the enacting resolution)

Commissioner Johnson

- Citizens' Commission for Children
- East Central Florida Regional Planning Council
- Metropolitan Planning Organization
- Parental Home Commission
- Value Adjustment Board
- Downtown Development Board
- Other: Navy Reuse Commission
National Recreation and Parks Board of Trustees
Florida League of Cities

Commissioner Pignone

- Health Facilities Authority
- Local Government Solid Waste Advisory Board
- Metropolitan Planning Organization

Commissioner Donegan

- Central Florida Regional Transportation Authority
- Research and Development Authority
- Human Services Council
- Community Action Board
- University Activity Center
- Winter Park Community Redevelopment Agency
- Other: FAC Board of Directors
NACo Transportation Board of Directors

Commissioner Butler

- Convention and Visitors Bureau
- Orange Blossom Trail Development Board
- International Drive Master Transit and Improvement District Governing Board
- Metropolitan Planning Organization
- Central Florida Fair Board
- Other: Black Business Investment Corporation
NACo Criminal Justice and Public Safety Committee
FAC Social and Criminal Justice Committee

County Chairman Chapin

- Tourist Development Council
- Greater Orlando Aviation Authority (term expires April 1994)
- Orlando/Orange County Expressway Authority
- International Drive Master Transit and Improvement District Governing Board

Motion

A motion by Commissioner Donegan, seconded by Commissioner Staley, to appoint Commissioner Mary Johnson to the Greater Orlando Aviation Authority when County Chairman Chapin's term expires, April 1994, was withdrawn.

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board approved the County Commissioners' advisory board assignments as outlined above.

ADDENDUM #2 - DISCUSSION AGENDA - COMMISSIONER'S REPORT

1. Commissioner Staley wishes to ask the Board to reaffirm its support for the Western Beltway as a top transportation priority.

Commissioner's Report

Commissioner Staley informed the Board of the Orange County Legislative Delegation's request that the Board include the Western Beltway as the number one transportation priority on the Orange County legislative priorities list.

Motion

Upon a motion by Commissioner Staley, seconded by County Chairman Chapin, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board approved including a Western Beltway as its number one transportation priority on the legislative priorities list.

ADMINISTRATIVE SUPPORT DIVISION

1. Consideration of MMRB recommendations for appointments to the (A) Building Board of Adjustments and Appeals, (B) Citizens Commission for Children, (C) Commercial Recycling Advisory Board, (D) Emergency Medical Services Council, (E) Human Services Council (Agenda Development).

Staff Report

Leecie Doyle, chairman of the MMRB, presented the recommendations of the MMRB for the following advisory boards:

A. Building Board of Adjustments and Appeals

Motion

Upon a motion by Commissioner Pignone, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board appointed Henri Casenove to the Building Board of Adjustments and Appeals in the At-Large (alternate) category for a term expiring December 31, 1995.

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board appointed David Rose to the Building Board of Adjustments and Appeals in the Fire Sprinkler Contractor (alternate) category, for a term expiring December 31, 1995.

B. Citizens' Commission for Children

Motion

Upon a motion by Commissioner Butler, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board reappointed Hal Marston to the Citizens

Commission for Children; and further, appointed Hudie Stone, replacing Jim Brown, and Christine Crosby, replacing Judge Emmerson Thompson, to the Citizens Commission for Children for terms expiring December 31, 1995.

C. Commercial Recycling Advisory Board

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board made appointments to the Commercial Recycling Advisory Board for terms expiring December 31, 1995, as follows:

- Jim Williams and Montye Beamer, Elected/Appointed Officials category.
- Marty Hunter, Representative of Hotel/Motel category.
- Michelle Quick, Representative of Private Recyclers category.
- Sue Carpenter, Representative of Management of Apartments and Condominiums category.
- Jim Gillean, Representative of County-licensed Commercial Solid Waste Haulers category.
- Ivan Lawyer, Representative of the Retail Grocers' Industry category.
- Cynthia Matzick, Representative of the Orlando Chamber of Commerce category.

D. Emergency Medical Services Council

Staff Report

General Services Department Manager Sam Anderson presented the MMRB recommendations.

Commissioner Freeman left the meeting.

Motion

Upon a motion by Commissioner Pignone, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Freeman was absent; the Board made appointments to the Emergency Medical Services Council as follows:

- Mitchell Floyd, Representatives from Orange County, Orlando, and Reedy Creek Fire Departments category, for a term expiring December 31, 1994.
- Chief Robert Bowman, Representatives from Orange County, Orlando, and Reedy Creek Fire Departments category, for a term expiring December 31, 1995.
- Ray Colburn, Representatives from Orange County, Orlando, and Reedy Creek Fire Departments category, for a term expiring December 31, 1996.
- Richard Anderson, Representatives from Municipal Fire Departments category, for a term expiring December 31, 1994.
- Sid Ballou, Representatives from Municipal Fire Departments category, for a term expiring December 31, 1996.
- Cathy Caniff-Gilliam, representatives of Hospitals category, for a term expiring December 31, 1995.
- Lydia Gardner, Educator category, for a term expiring December 31, 1994.
- Clint Vardeman, Representative of Ambulance Service category, for a term expiring December 31, 1995.
- Dr. Mark Trach, Doctor category, for a term expiring December 31, 1994.
- Dr. Timothy Bullard, Emergency Room Doctor category, for a term expiring December 31, 1994.
- Georgianna Cohen, At-Large from the Community category, for a term expiring December 31, 1996.

E. Human Services Council

Staff Report

Leecie Doyle, chairman of the MMRB, presented the MMRB recommendation.

Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Pignone, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Freeman was absent; the Board

appointed Sydney Green, replacing Becky Cherney, and Alma Fortson to the Human Services Council for terms expiring December 31, 1996.

NONAGENDA - REQUEST FOR RECONSIDERATION

Commissioner's Report

Commissioner Donegan announced that he will request reconsideration of the Board's recent appointments to the District Alcohol, Drug Abuse and Mental Health Planning Council* which were made by the Board on January 11, 1994*, at the next Board meeting.

(See the minutes of February 15 and 22, 1994, for further action regarding this item.)

ADMINISTRATIVE SUPPORT DIVISION (Continued)

2. Appointments to Code Enforcement Board (Agenda Development).

Legal Counsel

For the record, County Attorney Tom Wilkes advised the Board that the ordinance governing the Code Enforcement Board (CEB) requires that the Board endeavor to appoint a representative from each district to the CEB; it is not set up for strict district or county chairman appointments.

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Freeman was absent; the Board reappointed Holly Blankenship and Michael Rudd to the Code Enforcement Board for terms expiring December 31, 1996; and further, authorized Dale Crosby to continue to serve on the Code Enforcement Board until replaced.

CONSENT AGENDA

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Staley, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Freeman was absent; the Board:

- added Addendum #1, Public Works Division Item #1;
- deleted County Administrator Item #1;
- corrected the district number on Planning and Development Division Item #2 to District #5;

and approved the balance of the Consent Agenda items as follows:

COMPTROLLER

1. Approval to pay Lynx invoices in the amount of \$823,463.41 representing operating subsidy and capital expenditures for the month of February 1994.
2. Approval to dispose of tangible personal property.
3. Approval of minutes of the January 18, 1994, meeting of the Board of County Commissioners.

COUNTY ADMINISTRATOR

1. Approval of Revised Administrative Regulation 6.09.01 - Summary of Approval Levels.

(As stated in the above motion, this item was deleted from the agenda.)

ADMINISTRATIVE SUPPORT DIVISION

1. Approval and authorization to record instruments and pay appropriate recording fees: Turkey Lake Road (Central Florida Parkway to Sand Lake Road fka I-4 to Sand Lake Road), Subordination of Encumbrances, Parcels 102, 104, 112, 813, and 115, District 1 (Real Estate Department).
2. Approval and authorization to record instrument and pay appropriate recording fees: Old Winter Garden Road (Kirkman Road to Ivey Lane), Subordination of Encumbrance, Parcels 1067/7067, District 6 (Real Estate Department).
3. Approval and execution by the County Chairman to show acceptance of water line easement and authorization to record instrument and pay appropriate recording fees: Orangewood Water Treatment Facility Expansion, Water Line Easement, District 1 (Real Estate Department).

COMMUNITY SERVICES & HOUSING DIVISION

1. Approval and execution of Addendum IV with Florida Communities Trust* to extend Conceptual Approval Agreement to July 31, 1994 (Split Oak Forest Mitigation Park), District 4.

(Addendum is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

DIVISION OF INFORMATION TECHNOLOGIES

1. Approval of Radio Operational Assistance Agreement and Interlocal Radio Agreement with the City of Orlando. No costs associated with approval of the agreements, all districts.

(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

FISCAL AND HUMAN RESOURCE DIVISION

1. Award of Invitation for Bid Y4-716 to the low responsive and responsible bidder, Diversified Drilling Corporation for the construction and testing of Southern Regional Wellfield APT Wells, \$488,859 ([Public Utilities Engineering Department] Purchasing and Contracts Department).
2. Approval of Change Order No. 1 (Final) Contract Y3-788, fire station fuel tank replacements, with PEC, Inc., \$11,453.63 ([Construction Administration Department] Purchasing and Contracts Department).
3. Approval of Change Order No. 1, Contract Y4-400-CI, rental of dragline with operator, with W.L.W. Construction, \$80,700 ([Resource Recovery Department] Purchasing and Contracts Department).
4. Approval of payment of claims in the amount of \$100,726.60. (Risk Management Department).
5. Approval of Intergovernmental Risk Management Committee minutes for January 6 and 13, 1994 (Risk Management Department).

(Minutes are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

6. Approval of Budget Amendments #94-27 and #94-28 (OMB).

(Budget Amendments #94-27 and #94-28 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

7. Approval of CIP Amendment #20-94 and #22-94 (OMB).

(CIP Amendments #20-94 and #22-94 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

8. Confirmation of the County Chairman's staff reappointment for the month of February 1994 (Human Resources):
 - Tom Allison, Division Director, Corrections, Administration
 - Richard Anderson, Manager, Corrections, Main Facility
 - Byron Brooks, Deputy County Administrator, County Administration, Administration
 - Brenda Brown, Manager, Fiscal and Human Resources, Risk Management
 - Warren Geltch, Chief, Fiscal and Human Resources, Purchasing and Contracts
 - Ajit Lalchandani, Manager, Public Utilities, Utilities Engineering
 - William Masi, Manager, Public Works, Engineering
 - W. D. Morris, Manager, Community Services, Community Development and Housing
 - Sandra Price, Manager, Fiscal and Human Resources, Human Resources
 - Betty Robertson, Manager, Corrections, Medical Services

HEALTH AND HUMAN SERVICES DIVISION

1. Receipt and filing of the minutes of the August 23, 1993, September 17, 1993, and October 25, 1993, meetings of the Windermere Water and Navigation Control District Advisory Board, District 1 (Environmental Protection).

(Minutes are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
2. Approval and execution of consent order for Hodgskin Construction, 4625 Sloewood Drive, Mt. Dora 32757, District 2 (Environmental Protection).
3. Approval and execution of contract between Orange County School Board and Head Start for Preparation of Meals, District 2 (Community Affairs).

(Contract is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

4. Approval and execution of a proposal to the Private Industry Council of Central Florida, Inc., for the Summer Youth Employment Training Program (Community Affairs).
5. Approval and execution of application for Federal Assistance for a Head Start/HUD Child Care Demonstration Grant, District 6 (Community Affairs).

PLANNING AND DEVELOPMENT DIVISION

1. Approval and execution of the Road Impact Fee Agreement regarding an Alternative Traffic Study between Pizzazz Bar-B-Que Restaurant and Orange County, District 6 (Planning Department).

(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

2. Approval and execution of the Road Impact Fee Agreement regarding an Alternative Traffic Study between Lake Bryan Resort Time Share and Orange County, District 3 (Planning Department).

(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

3. Approval of payment of all associated costs (\$7,201.52) by the County for the construction of the Miracle House, District 5 (Planning Department).

(As stated in the above motion, the district number on this item was corrected from District 2 to District 5.)

PUBLIC UTILITIES DIVISION

1. Approval and execution by the County Chairman of the Partial Release of Rights, Reclaimed Water Agreement among Charles Bradshaw, Jr., Orange County, and the City of Orlando, District 1.

(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

PUBLIC WORKS DIVISION

1. Approval to issue Excavation Permit #94-E5-005, District 5.
2. Approval to issue Fill Permit #94-F4-366, District 4.
3. Approval to install "Stop" and "Yield" signs in the following subdivisions:

- a. Sutton Ridge Phase Three Unit V, District 3.
- b. Arbor Woods Unit 4, District 5.
- c. Suncrest Unit Six, District 5.

ADDENDUM #1

PUBLIC WORKS DIVISION

- 1. Approval to Issue Fill Permit #94-F4-365, District 4.

(As stated in the above motion, this item was added to the Consent Agenda.)

NONAGENDA - PROPOSED ORLANDO/ORANGE COUNTY JOINT PLANNING AGREEMENT

Legal Counsel

County Attorney Tom Wilkes distributed copies of his letter to Richard C. Bernhardt, dated February 8, 1994, regarding a proposed Orlando/Orange County Joint Planning Agreement. Mr. Wilkes advised the Board what areas need to be addressed in a proposed joint planning agreement with the City of Orlando regarding the proposed annexation of Lake Nona.

Staff Report

Planning and Development Division Director Bruce McClendon discussed the planning strategies involved in setting boundaries for annexations.

Commissioner Butler left the meeting.

Discussion

County Chairman Chapin suggested a citizens committee be established to review the joint planning area agreement.

Commissioner Donegan requested additional information regarding utility service for the Lake Nona Annexation area.

For the record, Commissioner Pignone discussed the financial, planning, land use, transportation, and sheriff and fire service issues relating to the proposed annexation.

County Chairman Chapin adjourned the afternoon session.

MEETING RECONVENED

The Board of County Commissioners reconvened at the Colonial 9th Grade Center, 7775 Valencia College Lane, Orlando, Florida, with County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Mary Johnson, Fran Pignone, Bill Donegan, and Mable Butler present. Also present were County Administrator Jean Bennett, County Attorney Tom Wilkes, County Comptroller as Clerk Martha Haynie, and Deputy Clerk Rosilyn Stapleton.

PUBLIC DISCUSSION PERIOD

County Chairman Chapin introduced the Board and the staff members to the citizens assembled at the Colonial 9th Grade Center.

Commissioner Johnson announced that a District Three Family Day will be held on May 21, 1994, from 11:00 a.m. until 3:00 p.m. at Blanchard Park.

DISCUSSION AGENDA**COUNTY ADMINISTRATOR**

1. Residents of Winding Creek wish to discuss roads, drainage, etc., in the Winding Creek Subdivision.

A court reporter, Sandra Moser from Barbara Perry and Associates, was present. Deputy Clerk Rosilyn Stapleton read the Notice of Appeal into the record.

Kimberly Emmons, 10308 Little Econ Street, Orlando, Florida, addressed the Board and related the problems the residents of the Winding Creek Subdivision are experiencing with their homes including poor construction, deterioration of the infrastructure, and resistance and inconsistency by the builder and developer in handling complaints.

Linda Jones (no address given), a resident of Winding Creek Subdivision, addressed the Board and discussed issues relating to problems with the builder, and presented the results of a survey relating to Winding Creek Subdivision resident satisfaction.

Ed Hall (no address given), addressed the Board and discussed issues relating to problems with the subdivision's infrastructure.

Discussion

Public Works Division Director George Cole explained the development approval process and the role of the developer and Orange County as it relates to subdivision approvals.

Building Director John Warbington explained the Building Department's role as it relates to subdivision approval and inspection.

Commissioner Pignone reviewed the issues presented by the Winding Creek Subdivision residents.

Motion

The Board did not take any action.

- 2. Presentation of Citizens' Commission for Children Annual Report by John Bozard, Chairman.

County Chairman Chapin recognized former County Commissioner Hal Marston and commended him for his work with the Citizens' Commission for Children.

John Bozard, chairman of the Citizens' Commission for Children, presented its annual report.

Motion

The Board did not take any action.

- 3. Juvenile Justice Task Force Recommendations.

County Chairman Chapin announced that in two or three weeks she will present the plan of implementation from the Juvenile Justice Task Force to the Board.

ORDINANCE PUBLIC HEARING - AMEND ORANGE COUNTY CODE, CHAPTER 34, SUBDIVISION REGULATIONS (2ND HEARING)

Notice was given that the Board of County Commissioners would hold the second of two public hearings after 5:00 p.m. to consider the following proposed ordinance:

AN ORDINANCE PERTAINING TO THE REGULATION OF LAND USE IN THE UNINCORPORATED AREA OF ORANGE COUNTY; AMENDING ORANGE COUNTY CODE, CHAPTER 34, SUBDIVISION REGULATIONS, TO PROVIDE FOR UPDATED, CLARIFIED, REVISED AND STREAMLINED SUBDIVISION STANDARDS AND PROCEDURES; AMENDING ORANGE COUNTY CODE, SECTION 30-43, PERTAINING TO THE POWERS AND DUTIES OF THE BOARD OF ZONING ADJUSTMENT TO PROVIDE THAT A VARIANCE TO A ZONING STANDARD WHICH AFFECTS MORE THAN ONE LOT AND REQUIRES A CHANGE TO THE PRELIMINARY SUBDIVISION PLAN SHALL BE PROCESSED THROUGH THE

SUBDIVISION REVIEW PROCESS PURSUANT TO SECTION 34-27; AMENDING ORANGE COUNTY CODE, SECTION 30-85, TO ESTABLISH NON-SUBSTANTIAL AND SUBSTANTIAL VARIANCE PROCEDURES FOR THE SUBDIVISION REGULATIONS; AMENDING ORANGE COUNTY CODE, SECTION 38-1207, TO PROVIDE THAT ALTERATIONS TO A PLANNED DEVELOPMENT USE PLAN OR DEVELOPMENT PLAN SHALL BE SUBJECT TO REVIEW BY THE DEVELOPMENT REVIEW COMMITTEE AND A PUBLIC HEARING BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

and the following proposed resolution:

A RESOLUTION AMENDING THE ORANGE COUNTY SCHEDULE OF FEES AS TO CERTAIN FEES CHARGED BY THE PLANNING DEPARTMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Staff Report

Mr. Cole reviewed the proposed ordinance and the changes that were made from the previous draft.

Appearances

The following person addressed the Board in favor of the proposed ordinance and resolution:

- Tom Shutts, chairman of the Development Advisory Board (no address given).

No one appeared in opposition to the proposed ordinance and resolution.

Discussion

County Chairman Chapin closed the public hearing and opened the matter for Board discussion.

Motion

Upon a motion by Commissioner Butler, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board adopted an ordinance amending Orange County Code, Chapter 34, Subdivision Regulations, as amended; and further, adopted a resolution amending the Orange County schedule of fees.

(Resolution No. 94-M-02 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

(Ordinance No. 94-04 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

NONAGENDA - GREATER ORLANDO AVIATION AUTHORITY

Commissioner's Report

Commissioner Johnson apprised the Board of her conversation with a representative of the Greater Orlando Aviation Authority (GOAA) who confirmed that her son's employment at GOAA as an electrician would not be considered a conflict of interest if she was designated as the Board's appointee to GOAA. Further, she outlined her qualifications for service on the Greater Orlando Aviation Authority.

Motion

A motion by Commissioner Butler, seconded by Commissioner Freeman, to delay making an appointment to the Greater Orlando Aviation Authority until Chairman Chapin's term expires April 1994, with Commissioners Freeman and Butler voting AYE by voice vote; County Chairman Chapin and Commissioners Staley, Johnson, Pignone, and Donegan voting NO by voice vote; failed.

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Staley, and carried with County Chairman Chapin and Commissioners Staley, Johnson, Pignone, and Donegan and voting AYE by voice vote; Commissioners Freeman and Butler voting NO by voice vote; the Board appointed Mary Johnson to the Greater Orlando Aviation Authority effective May 1994 for a term expiring April 1996.

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 7:55 p.m.

ATTEST:

Martha O. Haynie

County Comptroller as Clerk

County Chairman

Deputy Clerk

Minutes Coordinator

