

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, July 12, 1994. County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Mary Johnson, Bill Donegan, and Mable Butler were present. Commissioner Fran Pignone entered where indicated. Also present were County Administrator Jean Bennett, County Attorney Tom Wilkes, and Assistant Deputy Clerk Thomas Stark. County Comptroller as Clerk Martha Haynie was absent. There being a quorum, the County Chairman called the meeting to order at 9:45 a.m.

ORAL INTERVIEWS REGARDING ARCHITECTURAL DESIGN SERVICES FOR THE CONVENTION CENTER PHASE I RETROFIT

Staff Report

Chief of Purchasing and Contracts Warren Geltch requested the Board to select one firm and three ranked alternates for architectural design services for the Convention Center Phase I Retrofit, RFP Y4-814-MK. He explained that the Board would hear individual ten-minute oral presentations from four firms in the following order:

- VOA
- Bellon & Taylor/Hok - a Joint Venture
- Borrelli & Associates
- Spillis Candela

Commissioner Pignone joined the meeting.

Each presentation was followed by a five-minute question and answer session.

Discussion

The Board discussed the proposals and Mr. Geltch responded to questions.

Motion

A motion by Commissioner Butler to approve rankings as recommended by staff failed for lack of second.

Action

County Chairman Chapin requested Board members vote for the proposers by a show of hands to select one firm and three ranked alternates. Votes were tallied as follows:

<u>Firm</u>	<u>Votes Received</u>
VOA	None

Bellon & Taylor/Hok -
a Joint Venture

Commissioners Butler and Staley

Borrelli & Associates

County Chairman Chapin, Commissioners,
Freeman, Johnson, Pignone, and Donegan

Spillis Candela

None

Resulting in a ranking of:

- #1 - Borrelli & Associates
- #2 - Bellon & Taylor/Hok - a Joint Venture

The Chairman requested the Board to vote again to determine the 3rd and 4th rankings. Votes were tallied as follows:

<u>Firm</u>	<u>Votes Received</u>
VOA	County Chairman Chapin, Commissioners Freeman, Pignone, Donegan, and Butler.
Spillis Candela	Commissioner Staley

Resulting in the selection of one firm and three ranked alternates as follows:

- #1 - Borrelli & Associates
- #2 - Bellon & Taylor/Hok - A Joint Venture
- #3 - VOA
- #4 - Spillis Candela

County Chairman Chapin left the meeting.

County Administrator Jean Bennett left the meeting.

Deputy County Administrator Byron Brooks joined the meeting.

ORAL INTERVIEWS REGARDING CONTINUING PROFESSIONAL CONSTRUCTION COST ESTIMATING AND SCHEDULE EVALUATION SERVICES RELATED TO COURTHOUSE CONSTRUCTION AND OTHER COUNTY CONSTRUCTION PROJECTS

Staff Report

Chief of Purchasing and Contracts Warren Geltch requested the Board to select one firm and two ranked alternates for entering into contract negotiations for Continuing Professional Construction Cost Estimating and Schedule Evaluation

Services, RFP Y4-905-MK. He explained that the Board would hear individual ten-minute oral presentations from three firms in the following order:

- R. W. Beck
- Engineering & Construction Services
- Associated Cost Engineering

Commissioner Johnson left the meeting.

Each presentation was followed by a five-minute question and answer session.

Discussion

The Board discussed the proposals and Mr. Geltch responded to questions.

Motion

Vice chairman Staley requested Board members vote for the proposers by a show of hands to select one firm and two ranked alternates. Votes were tallied as follows:

<u>Firm</u>	<u>Votes Received</u>
Associated Cost Engineering	Commissioners Freeman, Staley, Pignone.
Engineering & Construction Services	Commissioners Donegan and Butler
R. W. Beck	None

Resulting in the selection of one firm and two ranked alternates as follows:

- #1 - Associated Cost Engineering
- #2 - Engineering & Construction Services
- #3 - R. W. Beck

Vice-chairman Staley adjourned the morning session.

MEETING RECONVENED

The Board of County Commissioners reconvened in Commission Chambers on the First Floor, Orange County Administration Center, with County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Bill Donegan, and Mable Butler present. Commissioners Pignone and Johnson entered where indicated. Also present were County Administrator Jean Bennett, Chief Deputy Comptroller as Clerk Jim Moye, and Assistant Deputy Clerk Thomas Stark. County Attorney Tom Wilkes entered where indicated. The Board paused for an invocation by Membership and Mission Review Board member Leecie Doyle, followed by the Pledge of Allegiance to the Flag.

PUBLIC DISCUSSION

Commissioner Pignone joined the meeting.

1. Employee Service Awards

County Chairman Chapin presented Service Awards and Pins to the following employees:

Fire and Rescue Services Division

- Kenneth Cleckner (20 years)
- William Cravey (20 years)
- Thomas Lyon (20 years)
- Winston Russell (20 years)

Health and Community Services Division

- Doris Taylor (20 years)
- Nicholas Sassic (20 years)
- Richard Chapman (20 years)

SHORELINE ALTERATION PUBLIC HEARING - APPLICANT: DR. CHARLES MOOREFIELD, VEGETATION REMOVAL AND REPLANTING, LAKE CONWAY, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the permit application of Dr. Charles Moorefield to remove vegetation and replant in accordance with Orange County Code, Chapter 15, Article VII, on property described as follows:

Lot 8, Northshore, according to the plat thereof, as recorded in Plat Book 27, Pages 121 and 122, Public Records of Orange County, Florida, said property being located adjacent to Lake Conway.

Staff Report

Acting Environmental Protection Department Manager Nick Sassic outlined the request and the recommendation for approval subject to conditions.

Appearances

No one appeared in favor of or in opposition to the request.

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 present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board approved the permit application of Dr. Charles Moorefield to remove vegetation and replant on Lake Conway, subject to the following conditions:

1. The Environmental Protection Department will be notified by the applicant of the date the activity will begin and upon completion of the work.
2. Excluding a 30-foot access clearing, the cleared areas must be planted with the species listed in the application.
3. Cleared vegetation must be removed to landward of the normal high water elevation, 86.9 feet.
4. Revegetation will occur in the above-cleared areas within 30 days of removal. An 80% survival rate will be required after one (1) year, otherwise replanting will be required.
5. At the end of one (1) year, a survey of surviving plants, including photographic representation, will be submitted to the Department.
6. This permit must be posted in a conspicuous place on site, before activity begins, and must remain until completion.
7. Erosion and turbidity which may result must be controlled with screens and/or other technology so that turbidity is confined to the area of work.
8. This permit does not release the permittee from complying with all other federal, state, and local rules and regulations. If these conditions conflict with those of any other department or agency, the permittee must comply with the strictest conditions.

SHORELINE ALTERATION PUBLIC HEARING - APPLICANT: CHARLES O'BRIEN, VEGETATION REMOVAL AND REPLANTING, LAKE TUCKER, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the permit application of Charles O'Brien to remove vegetation and replant in accordance with Orange County Code, Chapter 15, Article VII, on property described as follows:

Parcel 34-23-28-0530-00-400, Bay Lakes at Granada, Section 1, Plat Book 8, Pages 67 and 68, Lot 40 (unincorporated), said property being located adjacent to Lake Tucker.

Staff Report

Acting Environmental Protection Department Manager Nick Sassic outlined the request and the recommendation for approval subject to conditions.

Appearances

No one appeared in favor of or in opposition to the request.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board approved the permit application of Charles O'Brien to remove vegetation and replant on Lake Tucker, subject to the following conditions:

1. The Environmental Protection Department will be notified by the applicant of the date the activity will begin and upon completion of the work.
2. Excluding a 30-foot access clearing, the cleared areas must be planted with the species listed in the application.
3. Cleared vegetation must be removed to landward of the normal high water elevation, 102.5 feet.
4. Revegetation will occur in the above-cleared areas within 30 days of removal. An 80% survival rate will be required after one (1) year, otherwise replanting will be required.
5. At the end of one (1) year, a survey of surviving plants, including photographic representation, will be submitted to the Department.
6. This permit must be posted in a conspicuous place on site, before activity begins, and must remain until completion.
7. Erosion and turbidity which may result must be controlled with screens and/or other technology so that turbidity is confined to the area of work.
8. This permit does not release the permittee from complying with all other federal, state, and local rules and regulations. If these conditions conflict with those of any other department or agency, the permittee must comply with the strictest conditions.

SHORELINE ALTERATION PUBLIC HEARING - APPLICANT: DR. WAYNE SCHRADER, VEGETATION REMOVAL AND REPLANTING, LAKE CONWAY, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the permit application of Dr. Wayne Schrader to remove vegetation and replant in accordance with Orange County Code, Chapter 15, Article VII, on property described as follows:

Back Acres Estates, Plat Book 7, Page 17, Lot 3, 1/5 int. in Lot A, Parcel #182330048000030, said property being located adjacent to Lake Conway.

Staff Report

Acting Environmental Protection Department Manager Nick Sassic outlined the request and the recommendation for approval subject to conditions.

Appearances

No one appeared in favor of or in opposition to the request.

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 Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board approved the permit application of Dr. Wayne Schrader to remove vegetation and replant on Lake Conway, subject to the following conditions:

1. The Environmental Protection Department will be notified by the applicant of the date the activity will begin and upon completion of the work.
2. Excluding a 30-foot access clearing, the cleared areas must be planted with the species listed in the application.
3. Cleared vegetation must be removed to landward of the normal high water elevation, 86.9 feet.
4. Revegetation will occur in the above-cleared areas within 30 days of removal. An 80% survival rate will be required after one (1) year, otherwise replanting will be required.
5. At the end of one (1) year, a survey of surviving plants, including photographic representation, will be submitted to the Department.

6. This permit must be posted in a conspicuous place on site, before activity begins, and must remain until completion.
7. Erosion and turbidity which may result must be controlled with screens and/or other technology so that turbidity is confined to the area of work.
8. This permit does not release the permittee from complying with all other federal, state, and local rules and regulations. If these conditions conflict with those of any other department or agency, the permittee must comply with the strictest conditions.

PETITION TO VACATE PUBLIC HEARING - APPLICANT: JACK ZIMMERMAN; PETITION TO VACATE 94-09, AN ENCROACHMENT ON A DRAINAGE AND UTILITY EASEMENT, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain encroachment on a drainage and utility easement in Orange County, Florida, described as follows:

Commence at the westernmost corner of Lot 2, Cypress Isle, as recorded in Plat Book 24, Pages 71 and 72, of the Public Records of Orange County, Florida; thence run south 48°46'18" east along the southwesterly line of said lot 2 a distance of 84.54 feet; thence run north 41°13'42" east a distance of 11.09 feet to a point of beginning; thence run north 37°14'32" east a distance of 3.92 feet; thence run south 48°46'18" east a distance of 46.09 feet; thence run south 36°26'59" west a distance of 1.13 feet; thence run north 52°14'32" west a distance of 46.00 feet to the point of beginning.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain encroachment on a drainage and utility easement as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: DIANE LAPLANTE; PETITION TO VACATE 94-13, A PORTION OF A 6-FOOT UTILITY EASEMENT, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain portion of a 6-foot utility easement in Orange County, Florida, described as follows:

The southwesterly 3.00 feet of that 6.00 foot utility easement abutting the northeasterly line of Lot 32, Block 136, Meadow Woods Village 6, as recorded in Plat Book 14, Page 70, of the Official Records of Orange County, Florida, lying between the front and rear 10.00 foot utility easement.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

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 present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain portion of a 6-foot utility easement as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: EUGENE J. LAFRANCE; PETITION TO VACATE 94-14, A 3.5-FOOT PORTION OF A 15-FOOT DRAINAGE AND UTILITY EASEMENT, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain 3.5-foot portion of a 15-foot drainage and utility easement, in Orange County, Florida, described as follows:

That portion of a drainage and utility easement being the southerly 15.00 feet of Lot 912, Sand Lake Hills, Section 10, according to the plat thereof as recorded in

Plat Book 14, Page 14 of the Public Records of Orange County, Florida. Being more particularly described as follows: The north 3.50 feet of the south 15.00 feet of Lot 912, less the east 5.00 feet and the west 5.00 feet thereof, Sand Lake Hills, Section 10, according to the plat thereof as recorded in Plat Book 14, Page 14, of the Public Records of Orange County, Florida.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain 3.5-foot portion of a 15-foot drainage and utility easement, as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: ESSENEFF, INC.; PETITION TO VACATE 94-15, A 3-FOOT UTILITY EASEMENT, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain 3-foot utility easement in Orange County, Florida, described as follows:

Lots 38 and 39 of Cypress Park, Unit 1, as recorded in the Public Records of Orange County, Florida, Plat Book 4, Pages 46 and 47. Utility easements to be vacated: The north three (3) feet of Lot 38 and the south three (3) feet of Lot 39 less the west three (3) feet thereof for continuation of the three foot rear easement for said Lots of Cypress Park, Unit 1, as recorded in the Public Records of Orange County, Florida, Plat Book 4, Pages 46 and 47.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

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 present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain 3-foot utility easement as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: DWAN CARLTON; PETITION TO VACATE 94-16, A PORTION OF AN UNOPENED ALLEYWAY, DISTRICT 2

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain portion of an unopened alleyway in Orange County, Florida, described as follows:

That part of that certain 20-foot wide alley lying in Block 5, Revised Plot of O. H. Fleming's addition to Zellwood, in Section 22, Township 20 South, Range 27 East, and recorded in Plat Book A, Page 64, Public Records of Orange County, Florida, said alley bounded on the west by the east lines of Lots 12 through 19, inclusive, bounded on the east by the east lines of Lots 1 through 8, inclusive, all being of said Block 5, bounded on the north by the southerly right-of-way line of Church Street, aka, King Road, and bounded on the south by the westerly extension of the southerly line of said Lot 8.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

Discussion

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

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain portion of an unopened alleyway as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: REICHE & SILLIMAN, INC.; PETITION TO VACATE 94-17, A 1-FOOT PORTION OF A 10-FOOT DRAINAGE EASEMENT, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain 1-foot portion of a 10-foot drainage easement in Orange County, Florida, described as follows:

That part of the 10.00 foot wide drainage easement along the northeasterly line of Lot 19, Palm Cove Estates IV recorded in Plat Book 30, Pages 147 and 148, Public Records of Orange County, Florida, being more particularly described as follows: Commence at the most easterly corner of said Lot 19, Palm Cove Estates IV, thence S14°30'19"W, 10.00 feet along the southeasterly line of said Lot 19 to the most southerly corner of said 10.00 foot wide drainage easement; thence N75°29'41"W, 10.00 feet along the southwesterly line of said 10.00 foot wide drainage easement for a point of beginning; thence continue N75°29'41"W, 105.00 feet along the southwesterly line of said 10.00 foot wide drainage easement; thence N14°30'19"E, 1.00 foot; thence S75°29'41"E, 105.00 feet; thence S14°30'19"W, 1.00 foot to the point of beginning.

Staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain 1-foot portion of a 10-foot drainage easement as described above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: DAVID B. REIDENBACH AND SHARI B. REIDENBACH; PETITION TO VACATE 94-18, A PORTION OF A SANITARY SEWER EASEMENT, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the vacation of that certain portion of a sanitary sewer easement in Orange County, Florida, described as follows:

A portion of Lot 38, Chickasaw Trails, Phase I, as recorded in Plat Book 24, Pages 128, 129, and 130, of the Public Records of Orange County, Florida, described as: Commence at the most westerly corner of Lot 38. Thence run S23°54'03"E along the westerly lot line of said Lot 38 a distance of 58.33 feet; thence N66°05'57"E a distance of 7.50 feet to the northerly line of a sanitary sewer easement and for a point of beginning. Thence N44°54'09"W a distance of 7.45 feet; thence N45°05'51"E a distance of 2.87 feet; thence along said northerly line of sanitary sewer easement run S23°54'03"E a distance of 7.98 feet to the point of beginning.

staff Report

Public Works Division Director George Cole reviewed the request and the recommendation for approval of the petition to vacate as submitted.

Appearances

No one appeared in favor of or in opposition to the vacation.

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 present commissioners voting AYE by voice vote; Commissioner Johnson was absent; the Board adopted a resolution vacating that certain portion of a sanitary sewer easement as described above.

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

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - PALM LAKE TERRACE PRELIMINARY SUBDIVISION PLAN, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Palm Lake Terrace Preliminary Subdivision Plan on the following described property:

Lots 5, 6, 7, and 8, Block A, "Palm Lake Manor," according to the plat thereof, as recorded in Plat Book T, Page 29, of the Public Records of Orange County, Florida.

Staff Report

Public Works Division Director George Cole reviewed the request and the Development Review Committee's recommendation for approval subject to conditions.

County Attorney Tom Wilkes joined the meeting.

Commissioner Johnson joined the meeting.

Appearances

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

- Paul Curtis, the applicant, Paul Curtis Realty, Inc., 425 West Colonial Drive, Orlando, Florida.
- Dan Sappley, 8705 Palm Lake Drive, Orlando, Florida.
- Jeff Kelvey, Mutual Fence Company (no address given).

The following persons addressed the Board with general comments:

- R. P. Mohnacky, 1820 Prairie Lake Boulevard, Ocoee, Florida.
- Hanan Ben-Zeev, AnRo International Limited, 2414 Mandan Trail, Winter Park, Florida.
- Bill Silliman, Reiche & Silliman, Inc., 2901 West S. R. 434, Longwood, Florida.

No one appeared in opposition to the plan.

Discussion

County Chairman Chapin closed the public hearing and opened the matter for discussion. The Board discussed gated communities, private streets, and private retention ponds.

Public Works Division Director George Cole provided proposed conditions permitting private streets for Palm Lake Terrace Preliminary Subdivision Plan for the Board's consideration.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with Commissioners Freeman, Johnson, Staley, and Butler voting AYE by voice vote; County Chairman Chapin and Commissioners Pignone and Donegan voting NO by voice vote; the Board approved the Palm Lake Terrace Preliminary Subdivision Plan on the above-described property, subject to the following conditions as amended:

1. Development shall conform to the Palm Lake Terrace Preliminary Subdivision Plan, dated "Received May 12, 1994," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on July 12, 1995, in accordance with Orange County Subdivision Regulations, as amended.

2. Streets and drainage ponds shall be platted as separate tract.
 - a. Tract shall be owned by the property owners with an undivided interest among all lot owners.
 - b. Easement rights over tract shall be dedicated to mandatory property owners association that shall be responsible for operation, maintenance, and repair of tract.
3. Prior to construction plan approval, the developer shall obtain approval from the Florida Game and Freshwater Fish Commission for gopher tortoises.
4. A four-foot (4') wide sidewalk shall be constructed fronting this project boundary.
5. Prior to the construction plan submittal, permits from Florida Power shall be obtained for the proposed construction encroaching into the utility easement.
6. Developer's agreement shall be executed between Orange County and developer prior to recording of plat that provides:
 - a. Establishment of mandatory homeowners' association with ability and duty to make assessments and collect on assessments.

- b. Establishment of fund for reserves for periodic major maintenance with minimum level of reserves to be maintained. The amount of the fund shall be determined jointly by Orange County and developer prior to execution of agreement.
- c. Require annual audit report to be submitted to County confirming existence of fund.
- d. Require annual inspection of infrastructure of the tract by registered engineer. This inspection shall, using good engineering practice, determine the level of maintenance and identify any needed repairs. Within 60 days of receipt of the report, the homeowners' association shall complete remedial work recommended by the engineer.
- e. Annual engineering report shall be submitted to County Engineer within 15 days of completion of report.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - CHINABERRY COVE PRELIMINARY SUBDIVISION PLAN, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Chinaberry Cove Preliminary Subdivision Plan on the following described property:

Parcel 1: The east 330 feet of the north 1110 feet (less the east 270 feet of the north 340 feet thereof) of the southwest 1/4 of the southwest 1/4 of the Section 8, Township 22 South, Range 28 East, Orange County, Florida, more particularly described as follows: Commence at the northwest corner of the southwest 1/4 of the southwest 1/4 of said Section 8; run thence N89°19'23"E along the north line of the southwest 1/4 of the southwest 1/4 of said Section 8 and the south right-of-way line of 17th Avenue, a distance of 1013.59 feet for a point of beginning; continue thence N89°19'23"E along said south right-of-way line, a distance of 60.00 feet; thence S01°45'01"E parallel with the east line of the southwest 1/4 of the southwest 1/4 of said Section 8, a distance of 340.00 feet; thence N89°19'23"E, parallel with the south right-of-way line of said 17th Avenue, a distance of 270.01 feet to the east line of the southwest 1/4 of the southwest 1/4; thence S01°45'01"E along said east line of the southwest 1/4 of the southwest 1/4, a distance of 770.20 feet; thence S89°19'23"W along the south line of the north 1110 feet of the southwest 1/4 of the southwest 1/4 of said Section 8, a distance of 330.01 feet; thence N01°45'01"W along the west line of the east 330 feet of the north 1110 feet of the southwest 1/4 of the southwest 1/4 of said Section 8, a distance of 1110.20 feet to the point of beginning.

Parcel 2: Begin 1080 feet north and 25 east of the southwest corner of Section 8, Township 22 South, Range 28 East, thence run south for 220 feet; thence east 990

feet; thence north 220 feet; thence west 990 feet to point of beginning; and the south 150 feet of the north 352 feet of the west 990 feet of the southwest 1/4 of the southwest 1/4 of Section 8, Township 22 South, Range 28 East, Orange County, Florida (less the west 355 feet thereof). Contains 653,400 square feet, or 15 acres, more or less.

Staff Report

Public Works Division Director George Cole reviewed the request and the Development Review Committee's recommendation for approval subject to conditions.

Appearances

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

- Steve Skipper, Esquire; Sendero, Inc.; 801 Second Avenue, Windermere, Florida; for the applicant.

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

- Manning Spivey, 233 17th Avenue, Ocoee, Florida.
- Christine Booth (no address given), Ocoee, Florida.

The following persons addressed the Board with general comments:

- R. P. Mohnacky, 1820 Prairie Lake Boulevard, Ocoee, Florida.
- Mazie Creech, 118 Mobile Lane, Ocoee, Florida.
- James Creech, 118 Mobile Lane, Ocoee, Florida.

Discussion

County Chairman Chapin closed the public hearing and opened the matter for Board discussion. Commissioner Freeman stated he wanted to include a condition calling for a natural buffer for the property.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote; the Board approved the Chinaberry Cove Preliminary Subdivision Plan on the above-described property, subject to the following conditions as amended:

1. Development shall conform to the Chinaberry Cove Preliminary Subdivision Plan, dated "Received May 31, 1994," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which

are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on July 12, 1995, in accordance with Orange County Subdivision Regulations, as amended.

- 2. The sidewalk on Clarcona-Ocoee Road at Lot 1 shall be located in public right-of-way.
- 3. Waiver of Section 34-266(c) of the Orange County Code to permit roadside swale drainage along 50-foot lots is denied.
- 4. The westerly 35 feet of Lots 22 through 30 shall be maintained as a native vegetative buffer. At the time of platting, covenants and restrictions shall be prepared to maintain the buffer.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - WINDERMERE ESTATES PRELIMINARY SUBDIVISION PLAN, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Windermere Estates Preliminary Subdivision Plan on the following described property:

The northwest 1/4 of the northwest 1/4 of Section 12, Township 23 South, Range 27 East, Orange County, Florida; less road on east and south and the southwest 1/4 of the southwest 1/4 of Section 1, Township 23 South, Range 27 East, less the north 245 feet, Orange County, Florida; less road on east.

Staff Report

Public Works Division Director George Cole reviewed the request and the Development Review Committee's recommendation for approval subject to conditions.

County Chairman Chapin left the meeting.

Appearances

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

- Marion Skilling, Marion I. Skilling & Associates; 5210 South Orange Avenue, Edgewood, Florida; for the applicant.

No one appeared in opposition to the plan.

Discussion

Vice-chairman Staley closed the public hearing and opened the matter for Board discussion.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all commissioners present and voting AYE by voice vote; County Chairman Chapin was absent; the Board approved the Windermere Estates Preliminary Subdivision Plan on the above-described property, subject to the following conditions:

1. Development shall conform to the Windermere Estates Preliminary Subdivision Plan, dated "Received June 3, 1994," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on July 12, 1995, in accordance with Orange County Subdivision Regulations, as amended.

2. The open drainageway located between Lots 21 and 22 shall be enclosed consistent with Section 34-250(J).
3. Rear-yard drainage facilities shall be owned and maintained by the individual lot owners with dedicated easement to the homeowners' association.
4. The architectural feature proposed within Tract "J" shall be located a minimum of six feet (6') from the curb and shall be owned and maintained by the Homeowners Association.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - WATERFORD LAKES/ VILLAGE N-22
PRELIMINARY SUBDIVISION PLAN, DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Waterford Lakes/Village N-22 Preliminary Subdivision Plan on the following described property:

Commence at the northeast corner of Section 26, Township 22 South, Range 31 East; thence run S00°20'40"E, along the east line of said Section 26, a distance of 1316.38 feet; thence departing said east line, run S89°39'20"W, a distance of 1010.98 feet for a point of beginning; thence run S45°54'54"W, a distance of 374.00 feet; thence run S84°28'31"W, a distance of 1752.00 feet; thence run N26°56'21"W, a distance of 370.83 feet; thence run N22°55'46"W, a distance of

151.46 feet; thence run N23°44'31"W, a distance of 358.66 feet thence run N11°07'48"W, a distance of 337.06 feet to a point on a curve, concave southerly, having a central angle of 01°57'03", and a radius of 17038.73 feet; thence from a tangent bearing of N78°52'12"E, run easterly along the arc of said curve, a distance of 580.13 feet; thence departing said curve, run S44°00'42"E, a distance of 167.14 feet; thence run S66°12'42"E, a distance of 82.76 feet; thence run S59°44'58"E, a distance of 105.34 feet; thence run N86°32'26"E, a distance of 283.53 feet; thence run N03°01'22"E, a distance of 171.84 feet to a point on a curve, concave southwesterly, having a central angle of 39°54'09", and a radius of 1160.00 feet; thence from a tangent bearing of S86°58'38"E, run southeasterly along the arc of said curve, a distance of 807.86 feet; thence departing said curve, run N42°55'31"E, a distance of 80.00 feet to a point on a curve, concave southwesterly, having a central angle of 02°59'24", and a radius of 1240.00 feet; thence from a tangent bearing of S47°51'31"E, run southeasterly on the arc of said curve, a distance of 64.71 feet to the point of tangency; thence run S44°05'06"E, a distance of 680.58 feet to the point of beginning. Containing 47.774 acres, more or less.

Staff Report

Public Works Division Director George Cole reviewed the request and the Development Review Committee's recommendation for approval subject to conditions.

Appearances

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

- Tom Trainer, Bowyer-Singleton & Associates, 520 South Magnolia Avenue, Orlando, Florida, for the applicant.

No one appeared in opposition to the plan.

Discussion

Vice-chairman Staley 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 all commissioners present and voting AYE by voice vote; County Chairman Chapin was absent; the Board approved the Waterford Lakes/Village N-22 Preliminary Subdivision Plan on the above-described property, subject to the following conditions:

1. Development shall conform to the Waterford Lakes/Village N-22 Preliminary Subdivision Plan, dated "Received May 11, 1994," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and

regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on July 12, 1995, in accordance with Orange County Subdivision Regulations, as amended.

2. The waiver request to delete the sidewalk along one side of cul-de-sac "B" and "D" is denied per Section 34-171(g) of the Orange County Code.
3. A drainage easement over Tracts 8, 9, 11, 12, and 13 shall be granted to Orange County.
4. Prior to construction plan approval, certification with supporting calculations shall be submitted which states that this project is consistent with the approved Master Drainage Plan for this PD.
5. A left turn lane shall be provided on Lake Underhill Drive at Street "A" consistent with Green Book standards.
6. The conservation tract shall be owned by the homeowners' association with the development rights dedicated to Orange County.

APPEAL OF DEVELOPMENT REVIEW COMMITTEE (DRC) DECISION PUBLIC HEARING - APPELLANT: HANAN BEN-ZEEV, WINDER HIGHLANDS PRELIMINARY SUBDIVISION PLAN, REQUEST FOR ONE-YEAR EXTENSION OF THE WINDER HIGHLANDS PRELIMINARY SUBDIVISION PLAN, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider an appeal filed by Hanan Ben-Zeev of a Development Review Committee (DRC) decision of denial of a one-year extension of the Winder Highlands Preliminary Subdivision Plan.

Staff Report

Public Works Division Director George Cole reviewed the request and the DRC's determination of denial.

Appearances

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

- Hanan Ben-Zeev, the applicant; AnRo International Limited, 2414 Mandan Trail, Winter Park, Florida.

No one appeared in opposition to the plan.

Discussion

Vice-chairman Staley closed the public hearing and opened the matter for Board discussion.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with Vice-chairman Staley and all commissioners present and voting AYE by voice vote; County Chairman Chapin was absent; the Board overruled the determination of the DRC and approved the request by Hanan Ben-Zeev for a one-year extension of the Winder Highlands Preliminary Subdivision Plan.

County Chairman Chapin joined the meeting.

APPEAL OF DEVELOPMENT REVIEW COMMITTEE (DRC) DECISION - PUBLIC HEARING - APPELLANT: HANAN BEN-ZEEV, WINDER RIDGE PRELIMINARY SUBDIVISION PLAN, REQUEST FOR ONE-YEAR EXTENSION OF THE WINDER RIDGE PRELIMINARY SUBDIVISION PLAN, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider an appeal filed by Hanan Ben-Zeev of a Development Review Committee (DRC) decision of denial of a one-year extension of the Winder Ridge Preliminary Subdivision Plan.

Staff Report

Public Works Division Director George Cole reviewed the request and the DRC's determination of denial.

Appearances

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

- Hanan Ben-Zeev, the applicant, AnRo International Limited, 2414 Mandan Trail, Winter Park, Florida.

No one appeared in opposition to the plan.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board overruled the determination of the DRC and approved the

request by Hanan Ben-Zeev for a one-year extension of the Winder Ridge Preliminary Subdivision Plan.

PRELIMINARY SUBDIVISION PLAN - PUBLIC HEARING - SOUTHCHASE/PARCEL 6A, PRELIMINARY SUBDIVISION PLAN (CONTINUED FROM FEBRUARY 22, 1994, APRIL 12, 1994, MAY 10, 1994, AND MAY 24, 1994), DISTRICT 4;

AND

COUNTY CHAIRMAN - MOTION TO RESCIND THE BOARD'S ACTION OF JANUARY 25, 1994, REGARDING THE SOUTHCHASE PLANNED DEVELOPMENT/DEVELOPMENT OF REGIONAL IMPACT AND DEVELOPMENT ORDER

By consensus, the Board reopened the public hearing to consider the Southchase/Parcel 6A Preliminary Subdivision Plan continued from the February 22, 1994, April 12, 1994, May 10, 1994, and May 24, 1994, Board meetings.

Chairman's Report

County Chairman Chapin announced that the current request for approval of the Southchase/Parcel 6A Preliminary Subdivision Plan has been withdrawn by the developer.

County Chairman Chapin explained she intended to make a motion to rescind the Board's January 25, 1994, approval of the amendment to the Land Use Plan, the nonsubstantial deviation to the DRI, and the Sixth Amended Development Order for Southchase Planned Development/Development of Regional Impact. She noted the development order has not been executed. County Chairman Chapin reviewed the facts regarding the Orange County School Board's option to place a school on site.

Appearances

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

- Miranda Fitzgerald, Esquire; Lowndes, Drosdick, Doster, Kantor & Reed, 215 North Eola Drive, Orlando, Florida; for the applicant.

No one appeared in opposition to the plan.

Discussion

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

Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Staley, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board rescinded the Board action taken at the January 25, 1994,

meeting approving the amendment to the Land Use Plan, the nonsubstantial deviation to the DRI, and the Sixth Amended Development Order for Southchase Planned Development/Development of Regional Impact.

Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board approved the requested Sixth Amended Development Order, the requested amendment to the land use plan, the finding of such changes to be a "nonsubstantial deviation," and the requested change in zoning of a certain part of the property from PD to IND-1, all of which are subject to the conditions of approval recommended by the Planning and Zoning Commission on November 18, 1993, except that:

- a. The proposed conditions of approval are modified to reflect the changes to Condition 7 recommended by DRC on January 13, 1994;
- b. Condition 7 is further revised to reflect that the frontage road alignment is subject to receiving the required permits and to receiving a finding from the Florida Department of Community Affairs that the impacts to the wetlands will be a nonsubstantial deviation; and
- c. All changes with respect to the land use designations on the portions of the property identified as Parcels 6-A and 20-A are deleted.

FISCAL AND HUMAN RESOURCE DIVISION DISCUSSION AGENDA

1. Review and discuss the Supervisor of Elections' FY 1994-95 Budget in the amount of \$3,765,496. Approval will be requested during the July 25, 1994 budget worksession (OMB).

Staff Report

Supervisor of Elections Betty Carter presented her FY 1994-95 total budget to the Board in the amount of \$3,765,496. She noted the budget requires no additional staff and represents a reduction of 3.9 percent from the current fiscal year. Ms. Carter concluded by distributing new precinct map books to the Board.

Motion

The Board did not take any action.

Chief Deputy Comptroller as Clerk Jim Moye left the meeting.

County Comptroller as Clerk Martha Haynie joined the meeting.

PUBLIC UTILITIES DIVISION DISCUSSION AGENDA

1. Authorization to advertise the proposed rate of \$162 per year for mandatory solid waste and recycling collection.

Staff Report

Public Utilities Division Deputy Director Stanley Keely summarized the procedure for establishing the annual rate for franchise collection of solid waste and recyclables for single family homes. Mr. Keeley utilized an overhead projector to illustrate tonnage for solid waste, recycling, and yard waste collections, as well as hauler complaints. He requested Board authorization to advertise the proposed rate of \$162 per year for mandatory solid waste and recycling collection, noting that this rate is the same as for the previous year.

Doris Click, a citizen from the Holden area, addressed the Board and requested help in seeing that the area's trash collectors stop throwing trash cans into the street.

Motion

Upon a motion by Commissioner Butler, seconded by County Chairman Chapin, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board authorized advertising the proposed rate of \$162 per year for mandatory solid waste and recycling collection.

COUNTY CONSENT AGENDA

Commissioner Freeman left the meeting.

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 approved the County Consent Agenda items as follows:

County Comptroller

1. Acknowledgment and filing of the Audit of Tennis Professional's Contract No. Y2-174, Fort Gatlin Tennis Complex (Administrative/Fiscal).
2. Approval to pay Lynx invoices in the amount of \$823,463.41. This represents operating subsidy and capital expenditure for July 1994 (Administrative/Fiscal).
3. Approval to dispose of tangible personal property (Property Accounting).

4. Approval to demolish a house at Cypress Grove Park (Property Accounting).
5. Approval of the minutes of the May 24, 1994, June 7, 1994, and June 14, 1994, Board of County Commissioners meetings (Clerk of the Board of County Commissioners).
6. Acknowledge "File for the Record" documents received and filed in the Comptroller Clerk to the Board of County Commissioners' Office as follows (Clerk of the Board of County Commissioners):
 - a. Oath of Office for David J. Stanford, received from the West Orange Healthcare District; dated May 15, 1994.
 - b. Proof of Publication of Notice for June 23, 1994, meeting of the Healthcare Facilities Authority; dated June 9, 1994.
 - c. Florida Public Service Commission Hearing Notice re: Adoption of numeric conservation goals and consideration of National Energy Policy Act Standards (Section 111); dated June 10, 1994.
7. Warrants and vouchers, having been certified that same had not been drawn on overexpended accounts:

Regular Board - Total:	\$18,592,328.49
Regular Board - Total:	\$ 8,882,687.56
Regular Board - Total:	\$ 8,448,545.52
Regular Board - Total:	\$10,802,437.31

Administrative Support Division

1. Approval and execution by County Chairman of resolution and quit claim deed and authorization to record instrument in connection with the transfer of retention areas and drainage easement to the State of Florida, Department of Transportation: S.R. 434 (Forest City Road), Resolution and Quit Claim Deed, District 2 (Real Estate Management Department).
2. Approval and authorization to record instrument: Cypress Landing Phase I, temporary drainage easement, District 1 (Real Estate Management Department).
3. Approval and authorization to disburse warrant for the replacement of screen wall fence: Apopka-Vineland Road (Sand Lake Road to Conroy-Windermere Road), Parcel 9041, District 1 (Real Estate Management Department).

Convention Center

1. Approval to increase the authorized staffing level for the Convention Center by six positions (adding 7 positions, deleting 1) for FY 1993-94.

Fiscal and Human Resource Division

1. Award of Invitation for Bid Y4-179-GJ to the low responsive and responsible bidder, Helena Chemical Company, for a one year term contract to furnish herbicides, \$719,996.70 estimated annual cost ([Highway Maintenance Department] Purchasing and Contracts Department).
2. Award of Invitation for Bid Y4-645-SS to the low responsive and responsible bidder, Continental Aerial Surveys, Inc., for mapping/photogrammetry, \$130,000 ([Stormwater Management] Purchasing and Contracts Department).
3. Award of Invitation for Bid Y4-746-NS to the low responsive and responsible bidder, Ivy Construction Corporation, Convention Center Relocation Renovations and Overlook, Phase II Renovations, \$124,800 ([Construction Administration] Purchasing and Contracts Department).
4. Award of Invitation for Bid Y4-750 to the low responsive and responsible bidder, Metropolitan Construction, Inc./Adel, a Joint Venture, for miscellaneous sidewalk improvements, \$151,737.91 ([Highway Construction] Purchasing and Contracts Department).
5. Approval of Purchase Order to Martin Marietta Technologies for reimbursement for the construction of reclaimed water pipelines as part of the Community Resource Investment Agreement, not to exceed \$304,427 ([Public Utilities Division] Purchasing and Contracts Department).
6. Ratification of emergency purchase of PVC pipe from Southeastern Municipal Supply to replace the wastewater forcemain along Sand Lake Road, \$272,950 ([Public Utilities Division] Purchasing and Contracts Department).
7. Approval to enter into a contract with the only known source, AT&T Catalog, a division of AT&T, for the purchase of digital telephone/circuit packs, \$68,000 ([Telecommunications Department] Purchasing and Contracts Department).
8. Approval of Change Order No. 2, Contract Y4-716 construction and testing of southern wellfield APT wells with Diversified Drilling Corporation, \$59,458 ([Public Utilities Construction] Purchasing and Contracts Department).
9. Approval of Task Authorization #4, Contract Y3-123M, appraisal updates for order of takings on Old Winter Garden Road, with Pardue Heid, Church, Smith & Waller, INC., \$72,123.50 ([Highway Construction Department] Procurement Committee).

10. Approval of funding allocations (1) in the amount of \$150,000 to the Black Business Investment Fund; (2) in the amount of \$50,000 to the Orlando Minority Business Development Center; and (3) an allocation of \$35,000 to the Orange County Courthouse Resource Center in accordance with the County's ten-point plan for M/WBE initiatives. Funding is available in the 1993-94 budget for pooled accounts for M/WBE initiatives (Division Office).
11. Confirmation of the County Chairman's staff reappointments for the month of July (Human Resource Department):
 - Larry Bacon, Deputy Director, Corrections
 - James Brock, Manager, Fleet Management
 - Ella Gilmore, Manager, Community Affairs
 - Mark Massaro, Manager, Traffic Engineering
12. Approval for the Sheriff's Office to spend approximately \$4,953 from the Law Enforcement Trust Fund to fund the purchase of equipment for its Computer Crimes Unit (OMB).
13. Approval of Budget Amendments 94-64 through 94-68 (OMB).

(Budget Amendments 94-64 through 94-68 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
14. Approval of CIP Amendments 63-94 and 65-94 (OMB).

(CIP Amendments 63-94 and 65-94 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
15. Approval of payment of Intergovernmental claims (June 16 and 23, 1994) totaling \$289,924.68 (Risk Management Department).
16. Receipt and filing of the June 9 and 16, 1994, minutes of the Intergovernmental Risk Management Committee (Risk Management Department).

Health and Community Services Division

1. Approval and execution of an application for relicensing to the State of Florida Department of Health and Rehabilitative Services to operate a child care facility at the Allen Head Start Center, District 6 (Community Affairs).
2. Approval and execution of an application for relicensing to the State of Florida Department of Health and Rehabilitative Services to operate a child care facility at the Eatonville Head Start Center, District 2 (Community Affairs).

3. Approval and execution of an Amendment to the Grant Award Agreement and Modification of the Interagency Agreement for Split Oak Forest Mitigation Park, setting aside 387 acres, District 4 (Division Office).

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

4. Approval and execution of an Endorsement of the new 4C Child Care Crisis effort, all districts (Division Office-Program Development Unit).
5. Approval and execution of Interlocal Agreement between the County, the City of Orlando, and the Orlando Rowing Club for a boat facility to be constructed at Lake Fairview Park. The City and County will contribute \$35,000 each toward the construction of this facility, District 2 (Parks and Recreation Department).

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

Planning and Development Division

1. Approval to authorize the Building Department to accept escrow deposits for temporarily waiving driveway approach and sidewalk requirements for any contractors on any parcel of land; and, authorization for the Building Department to refund these escrow deposits when sidewalk requirements are installed by the contractor (Building Department).
2. Approval and execution of the Interlocal Agreement between Florida Development Finance Corporation (FDFC) and Orange County, all districts (Division Office).
3. Approval and execution of the Road Impact Fee Agreement regarding an Alternative Traffic Study between Whirlpool Corporation and Orange County, District 1 (Planning Department).
4. Approval and execution of the Road Impact Fee Agreement regarding an alternative traffic study between Tailwheel Holding Company and Orange County, District 2 (Planning Department).

(Agreements for Items 2, 3, and 4 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

5. Approval of Street Name Petition, Recycle Center Road, District 4 (Zoning Department).

6. Approval of Street Name Petition, Lake Bryan Beach Boulevard, District 1 (Zoning Department).
7. Approval of Model Homes Request, Bay Hill Cove, District 1 (Zoning Department).
8. Approval of Model Homes Request, Gatlin Gardens, District 4 (Zoning Department).
9. Approval of Change Determination Request, Les Springs Planned Development/Land Use Plan, District 4 (Zoning Department).
10. Approval of Change Determination Request, Lost Lake Village Planned Development/Unigold Shopping Center Planned Development, District 5 (Zoning Department).

Public Utilities Division

1. Approval to designate Joyce Savage as Hearing Officer for the Mandatory Refuse Collection Program and Maureen Arago as alternate, all districts.
2. Approval of resolution supporting legislation which would grant flow control to local governments by modifying interstate commerce laws, all districts countywide.

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

County Chairman Chapin adjourned the afternoon session.

MEETING RECONVENED

The Board of County Commissioners reconvened in Commission Chambers on the First Floor, Orange County Administration Center, with County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Bill Donegan, and Mable Butler present. Commissioner Johnson joined the meeting where indicated. Commissioner Pignone was absent. Also present were County Administrator Jean Bennett, County Attorney Tom Wilkes, County Comptroller as Clerk Martha Haynie, and Assistant Deputy Clerk Thomas Stark.

PUBLIC DISCUSSION

The County Chairman opened discussion to the public. No one appeared to address the Board.

DIVISION OF INFORMATION TECHNOLOGIES (DOIT) ANNUAL REPORT

Division of Information Technologies Director Tom Babington presented the DOIT's 1994 Annual Report through the use of a video highlighting the DOIT accomplishments over the past three years.

Acting Telecommunications Department Manager Sherry DeLand presented an overview on radio system technologies.

Commissioner Johnson joined the meeting.

Management Information Services Department Manager David Staymates reviewed information systems including Jailtrac, the hardware network, and software applications.

Acting Geographic Information Services Department Manager Al Daroszewski and Senior Mapping Graphics Analyst Hal Trask recapped the latest technology in the Geographic Information Services (GIS) Department and demonstrated the GIS desktop mapping application.

Cable Communications Department Manager Monica Dunneho accounted for franchise fees collected and cable company complaints resolved. She displayed the Explorer kiosk designed to inform the public about County government, parks, activities, events, and more. Ms. Dunneho described employee and government access cable channels soon to be available.

Discussion

The Board discussed the use of the GIS system, the kiosk, and radio technology. The Board expressed great satisfaction with "The Source," an information booklet designed and distributed by DOIT staff.

ORDINANCE PUBLIC HEARING - SIGN ORDINANCE (1ST HEARING)

Notice was given that the Board of County Commissioners would hold a public hearing to consider the following proposed ordinance:

AN ORDINANCE AFFECTING THE USE OF LAND IN THE UNINCORPORATED AREA OF ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY SIGN ORDINANCE, CODIFIED AT CHAPTER 31.5 OF THE ORANGE COUNTY CODE, AS MORE SPECIFICALLY SET FORTH BELOW IN THIS TITLE CAPTION; AMENDING SECTION 31.5-5 ("DEFINITIONS"); AMENDING SECTION 31.5-7 ("NONCONFORMING SIGNS"); AMENDING SECTION 31.5-8 ("VARIANCES AND APPEALS");, AMENDING SECTION 31.5-11 ("ERECTION, MAINTENANCE, AND REPAIR OF SIGNS, AND REPLACEMENT OF DEFECTIVE SIGNS"); AMENDING SECTION 31.5-12 ("SIGNS ALLOWED, BUILDING PERMITS, ETC."); AMENDING SECTION 31.5-13 ("SIGNS EXEMPTED"); AMENDING

SECTION 31.5-14 ("PROHIBITED SIGNS"); AMENDING SECTION 31.5-15 ("MAXIMUM ALLOWABLE COPY AREA"); AMENDING SECTION 31.5-16 ("CHANGEABLE COPY SIGNS"); AMENDING SECTION 31.5-18 ("ILLUMINATED SIGNS"); AMENDING SECTION 31.5-67 ("GROUND SIGNS"); AMENDING SECTION 31.5-68 ("POLE SIGNS"); AMENDING SECTION 31.5-69 ("MARQUEE SIGNS AND AWNING SIGNS"); AMENDING SECTION 31.5-71 ("ROOF SIGNS, FENCE SIGNS"); AMENDING SECTION 31.5-72 ("WALL SIGNS"); AMENDING SECTION 31.5-73 ("SIGNS IDENTIFYING A SUBDIVISION, MOBILE HOME PARK OR MULTI-FAMILY DEVELOPMENT"); CREATING A NEW SECTION 31.5-74 ("COMMUNITY IDENTIFICATION SIGNS"); AND RENUMBERING EXISTING SECTIONS 31.5-74, 31.5-75, AND 31.5-76; AMENDING SECTION 31.5-75, ("[ON-SITE] DIRECTION SIGNS"); AMENDING SECTION 31.5-76 ("INCIDENTAL SIGNS"); AMENDING SECTION 31.5-93 ("SPECIAL EVENT SIGNS"); AMENDING SECTION 31.5-127 ("OFF-SITE DIRECTIONAL SIGNS"); AMENDING SECTION 31.5-141 ("POLITICAL SIGNS AND IDEOLOGICAL SIGNS"); AMENDING SECTIONS 31.5-161 THROUGH 31.5-177; AND PROVIDING AN EFFECTIVE DATE.

Staff Report

Planning and Development Division Director Bruce McClendon stated this is the first of two public hearings for the proposed ordinance.

Senior Planner John Smogor reviewed the proposed ordinance and outlined the provisions.

Appearances

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

- Gene Rich, 401 East Robinson, Orlando, Florida.

No one appeared in opposition to the proposed ordinance.

Discussion

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

County Attorney Tom Wilkes announced the second of two public hearings will be held July 26, 1994, at 5:01 p.m.

County Comptroller as Clerk Martha Haynie left the meeting.

PLANNING AND ZONING COMMISSION BOARD-CALLED PUBLIC HEARING - APPLICANT: CITY OF ORLANDO, PLANNING AND ZONING CONTINUED #13 (APRIL 1994), MAY 19, 1994, DISTRICT 6

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by the City of Orlando for a change in zoning classification from R-2 (residential district) to Planned Development (PD) (City of Orlando materials storage yard) on the following described property:

Lot 14, Orlando Farm and Truck Company, Plat Book D, Page 45, less E 15 Feet for R/W, located on the northwest corner of Westmoreland Drive and Miller Street (S 1/2 of SE 1/4 34-22-29 Tract Size: 5 acres +/- District 6).

Staff Report

Planning and Development Division Director Bruce McClendon explained the location of the subject property, the zoning classifications in the area, and the recommendation for approval subject to conditions.

Appearances

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

- Len Johnson, City of Orlando Department of Public Works, One Commons Place, Orlando, Florida.
- Jeff Tanner, Prudential Real Estate, 1031 West Morse Boulevard, Winter Park, Florida.
- Randall Grief, director, Orange Blossom Trail Development Board; 4640 South Orange Blossom Trail, Orlando, Florida.

No one appeared in opposition to the request.

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 Donegan, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Pignone was absent; the Board approved the request by the City of Orlando for a change in zoning classification from R-2 (residential district) to PD (City of Orlando materials storage yard) on the above-described property, subject to the following conditions:

1. Development shall conform to the Miller and Westmoreland Streets/Land Use Plan, dated "Received March 11, 1994," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

2. To the south and east are residentially zoned properties. The applicant proposes a 15-foot natural buffer along these property lines. The landscape, buffering, and open space regulations require a 25-foot wide buffer (Type B opaque buffer). The plan should provide for a 25-foot buffer along the east and south property boundaries.
3. A development plan is not required.
4. A portion of Woods Avenue shall be paved from Conroy Street to the project entrance.
5. An additional 30-feet of right-of-way shall be dedicated for Miller Street and for Woods Avenue.
6. Conroy Street shall be paved from its current terminus to Woods Avenue.
7. No hazardous wastes or material shall be stored on site.

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 7:45 p.m.

ATTEST:

Martha O. Haynie

County Comptroller as Clerk

County Chairman

Assistant Deputy Clerk

Minutes Coordinator