

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Monday, September 12, 1994. County Chairman Linda Chapin, Commissioners Bob Freeman, Tom Staley, Mary Johnson, Fran Pignone, and Bill Donegan were present. Commissioner Mable Butler was absent. Also present were County Comptroller as Clerk Martha Haynie, County Administrator Jean Bennett, County Attorney Tom Wilkes, and Deputy Clerk Rosilyn Stapleton. The Board paused for the Pledge of Allegiance to the flag. There being a quorum, the County Chairman convened the first budget public hearing for fiscal year 1994-95 at 7 p.m.

County Administrator Jean Bennett announced that the purpose of the public hearing is to consider and adopt tentative millages and budgets for the fiscal year beginning October 1, 1994, and ending September 30, 1995.

Ms. Bennett stated that items to be considered include: mandatory refuse collection special assessment; non-ad valorem assessment roll; countywide base millage; municipal service taxing units for law enforcement, fire protection, and lake weed cleaning and navigation; flat rate assessments for street lighting, fire hydrants, street paving, or retention pond maintenance; and all other County budgets.

Ms. Bennett noted the order of the public hearings and said that at the conclusion of each public hearing the Board will adopt individual tentative millages, to be followed by the reading and adoption of the tentative millage resolution. She added that the adoption of the tentative budget resolution will be the last item on the agenda.

Ms. Bennett pointed out that the first Library budget hearing is scheduled for Wednesday, September 14, 1994, at 5:01 p.m.

Ms. Bennett announced that the second and final public hearing to adopt all millages and budgets will be held at 7 p.m. on Thursday, September 22, 1994.

County Chairman Chapin announced that Commissioner Butler was absent from this meeting because she is in Washington D.C. to witness the signing of the National Crime Bill.

PUBLIC HEARING - MANDATORY REFUSE COLLECTION SPECIAL ASSESSMENT

Notice was given that the Board of County Commissioners would hold a public hearing to consider the special assessment resolution for mandatory garbage as follows:

RESOLUTION OF THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS CONTINUING THE 1985 MANDATORY REFUSE PROGRAM; INCLUDING THE RECYCLING PROGRAM AND, SETTING THE CALENDAR YEAR 1995 SPECIAL ASSESSMENT AT \$162, AND SETTING THE ANNUAL RATE OF COMPENSATION FOR FRANCHISEES AT \$149.76 PER RESIDENTIAL UNIT.

Staff Report

Public Utilities Division Director Alan Ispass explained the requests for exemptions to the Mandatory Refuse Collection Program and Recycling Program. Mr. Ispass presented the staff and hearing officer recommendations for exemptions. In conclusion, he requested Board acceptance of the recommendations.

Appearances

The following person addressed the Board in opposition to the staff and hearing officer recommendations:

- Lois Warren, 40011 West Ponkan Road, Plymouth, Florida.

Discussion

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

Motion

A motion by Commissioner Staley, seconded by Commissioner Freeman, to grant Lois Warren an exemption from the Mandatory Refuse Collection Program with Commissioners Freeman, Staley, and Johnson voting AYE by voice vote; County Chairman Chapin and Commissioners Pignone and Donegan voting NO by voice vote; Commissioner Butler was absent; failed.

Motion

A motion by County Chairman Chapin to accept the staff and hearing officer recommendations died for the lack of a second.

Motion

A motion by Commissioner Freeman, seconded by Commissioner Staley, to reconsider the above motion with Commissioners Freeman, Staley, and Johnson voting AYE by voice vote; County Chairman Chapin and Commissioners Pignone and Donegan voting NO by voice vote; Commissioner Butler was absent; failed.

Motion

Upon a motion by Commissioner Pignone, seconded by County Chairman Chapin, and carried with County Chairman Chapin and all present commissioners voting AYE by

voice vote; Commissioner Butler was absent; the Board accepted the staff and hearing officer recommendations for exemptions to the Mandatory Refuse Collection Program.

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

Public Utilities Division Director Alan Ispass explained that Orange County Code requires the Board to annually set the rate that is charged for mandatory garbage collection service. Mr. Ispass noted that the Board set a tentative rate of \$162 per year for 1995; however, since the Board's award of the "Blue Bag" Program on August 30, 1994, the rate will be reduced to \$154.32 per year. He informed the Board that the final agreement with the "Blue Bag" vendor has not been signed as of today; therefore, he recommended that approval of the resolution setting the rate be continued until the September 22, 1994, budget public hearing.

Appearances

No one appeared in favor of or in opposition to the Mandatory Refuse Collection Resolution.

Discussion

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

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Donegan, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Butler was absent; the Board continued the public hearing to adopt the Special Assessment Resolution for the the Mandatory Refuse Program until September 22, 1994, at 7 p.m.

PUBLIC HEARING - NON-AD VALOREM ASSESSMENT ROLL

Notice was given that the Board of County Commissioners would hold a public hearing to consider the adoption of the Non-ad Valorem Assessment Roll authorizing the tax collector to use the uniform method of collection of non-ad valorem assessments levied by the Orange County Board of County Commissioners as provided in Section 197.3632, Florida Statutes.

Staff Report

Office of Management and Budget Manager Sharon Donoghue stated this public hearing pertains to non-ad valorem assessments such as street lights and retention pond

charges for various municipal service taxing units (MSTUs) to be billed for the first time on the November 1994 tax bill.

Appearances

No one appeared in favor of or in opposition to the non-ad valorem assessment roll.

Discussion

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

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Staley, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioner Butler was absent; the Board accepted and adopted the Non-ad Valorem Assessment Roll as presented, with the unit of measurement and the respective amounts by subdivision as stated in the assessment roll.

PUBLIC HEARING - ALL OTHER MILLAGES AND FUNDS

County Administrator Jean Bennett informed the Board that there would be no change in the countywide tax millages, which have been constant for the past six years.

Staff Report

Office of Management and Budget Manager Sharon Donoghue announced the countywide tax millage.

County Chairman Chapin introduced a recommendation to allow for funding the special master's recommendation to increase the firefighters' salaries 5% for FY93-94 and 15% for FY94-95. County Chairman Chapin stated that her plan would require that a few capital projects be placed on hold until 1) the budget amendment for cash-brought-forward in December and 2) consideration of the recommendation of the Emergency Transport Service Task Force. She stated that either or both events may provide additional funding which could be applied to complete the projects proposed to be placed on hold.

Appearances

The following person addressed the Board in favor of County Chairman Chapin's proposal:

- Paul Chatham, CPA; 16433 Sandhill Road, Winter Garden, Florida.

The following person addressed the Board in opposition to an increase in fire taxes:

- Aaron Kaufman, 346 Prairie Dune Way, Orlando, Florida.

The following persons addressed the Board with general comments regarding fire taxes:

- Deanna Maynard, 317 Alba Lane, Lake Mary, Florida.
- Tom Moise, 5205 Turkey Lake Road, Orlando, Florida.

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 Freeman, and carried with County Chairman Chapin and Commissioners Freeman, Staley, Johnson, and Donegan voting AYE by voice vote; Commissioner Pignone voting NO by voice vote; Commissioner Butler was absent; the Board reduced the County Fire and EMS millage by one quarter mil to 2.6487 mils.

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board adopted the following tentative millage rate resolution for Orange County after it was read in full by Office of Management and Budget Manager Sharon Donoghue:

MILLAGE RESOLUTION NO. 94-M-48

A RESOLUTION ADOPTING A TENTATIVE MILLAGE RATE FOR ORANGE COUNTY AND FOR ALL OTHER PURPOSES OR ENTITIES IDENTIFIED IN THIS RESOLUTION; STATING THE PERCENTAGE BY WHICH THE TENTATIVE MILLAGE RATE AS ADOPTED HEREIN EXCEEDS THE INDIVIDUAL ROLLED BACK MILLAGE RATE FOR EACH PURPOSE OR ENTITY IDENTIFIED; STATING THE PERCENTAGE INCREASE OF PROPERTY TAXES FOR ORANGE COUNTY AND FOR THE PURPOSES AND ENTITIES IDENTIFIED HEREIN; PROVIDING AN EFFECTIVE DATE.

PREMISES

1. Orange County, as the taxing authority for the purposes and for the entities identified below, pursuant to F.S. 200.065, established a rolled back rate, for each purpose and for each entity identified below.
2. At public meeting scheduled to consider adoption of the proposed millages, in conformance with F.S. 200.065(2)b, held on July 25, 1994, Orange County adopted proposed millages for the purposes and for the entities set forth below.

3. A public hearing was held beginning at 7:00 p.m. on September 12, 1994, to adopt tentative millage rates for the purposes and for the entities identified below.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS:

Section 1. The following tentative millage rates are hereby established and fixed for the following purposes and entities; and, the associated percentages are the percentages by which the millage rates adopted herein exceed the rolled back millage rate for each of the following purposes and entities.

<u>Fund</u>	<u>Millage</u>	<u>Percentage Increase/Decrease Over Rolled Back Rate</u>
Countywide Base Millage	5.2889	0.91%
Municipal Service Tax Unit	2.0734	1.08%
County Fire & EMS	2.6487	1.08%
OBT Corridor IMP	0.7000	3.90%
OBT Neighborhoods IMP	0.3000	1.52%
I-Drive Master Transit	0.1000	I-Drive Bus Service
	3.52%	2.02%
N. I-Drive Improvement	0.2000	-1.72%
Lake Jessamine	0.5200	53.35%
Lake Holden	3.0000	1.18%
Lake Sue	1.9533	-0.28%
Lake Waumpi	1.5000	193.83%
South Lake Fairview	0.2500	N/A
Asbury Park Canal	1.1201	0.00%
Lake Conway Canal	0.4886	0.00%
Aggregate	7.8633	1.07%

Section 2. The percentages set forth in the immediately preceding section are the percentage increases or decreases in property taxes for each of the foregoing purposes and entities.

Section 3. The tentative millage rates set forth above and the percentage increases set forth above are adopted for the purposes specified in F.S. 200.065, subject to revision by the Board of County Commissioners at the final budget hearing September 22, 1994.

Section 4. This resolution shall be effective immediately upon its adoption.

ADOPTED THIS 12th DAY OF September, 1994.

(Resolution No. 94-M-48 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Office of Management and Budget Manager Sharon Donoghue stated that the recommended budget for FY 94-95 is \$1,712,972,978 which is a 5.2 percent decrease over the revised FY93-94 budget.

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all commissioners present and voting AYE by voice vote, the Board adopted the following tentative Budget Resolution for Orange County:

BUDGET RESOLUTION NO. 94-M-49

A RESOLUTION ADOPTING THE TENTATIVE BUDGETS FOR ORANGE COUNTY AND FOR ALL OTHER PURPOSES AND ENTITIES IDENTIFIED IN THE RESOLUTION; STATING THE AMOUNT ADOPTED FOR EACH FUND; PROVIDING AN EFFECTIVE DATE.

P R E M I S E S

1. Orange County, as the Governmental Authority for the purposes and for the entities identified in Attachment "A" pursuant to F.S. 200.065(2)b, established a proposed budget for each purpose and for each entity identified in Attachment "A" at a public meeting scheduled to consider adoption of the proposed budgets, held on July 25, 1994.
2. A public hearing was held beginning at 7:00 p.m. on September 12, 1994, to adopt tentative budgets for the purposes and entities identified in Attachment "A."

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS:

Section 1. The tentative budgets, as set forth in Attachment "A," are hereby established and fixed for the purposes and entities enumerated.

Section 2. The tentative budgets set forth in Attachment "A" are adopted for the year commencing October 1, 1994, and ending September 30, 1995, and for the purposes specified in F.S. 200.065.

Section 3. In order to effect an orderly year-end closeout of all financial books and records for the County, the County Administrator is hereby authorized and directed to increase the corresponding line item

appropriations in the budget herein contained to the extent of those purchase orders which shall have been issued prior to September 30, 1994, but shall not have been filled prior to that date, and is authorized and directed to pay all such purchase orders upon receipt of the goods or services therein specified from the funds so appropriated. The County Administrator is hereby further authorized and directed to increase the within budget appropriations to the extent of any unexpended balances from state, federal or other grants as of the end of business on September 30, 1994; and the County Administrator shall be authorized to expend such appropriations for the purposes approved by the Board of County Commissioners in connection with such state, federal and other grants. Corresponding changes in the anticipated revenue accounts also are hereby authorized. The County Administrator shall, prior to December 31, 1994, report to the Board of County Commissioners all such purchase orders and grants and the Board of County Commissioners shall hold a public hearing in accordance with the requirements of 200.065, Florida Statutes, to consider amending the budget accordingly.

Section 4. This resolution shall be effective immediately upon its adoption.

ADOPTED THIS 12th DAY OF September, 1994.

(Resolution No. 94-M-49 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 8:05 p.m.

ATTEST:

Martha O. Haynie

County Comptroller as Clerk

County Chairman

Deputy Clerk

Minutes Coordinator

jyw