

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, September 13, 1994. County Chairman Linda Chapin, Commissioners Bob Freeman, Mary Johnson, Fran Pignone, and Bill Donegan were present. Commissioners Tom Staley and Mable Butler were absent. Also present were County Administrator Jean Bennett, County Attorney Tom Wilkes, Chief Deputy Comptroller as Clerk Jim Moye, and Deputy Clerk Rosilyn Stapleton. There being a quorum, the County Chairman called the meeting to order at 1:30 p.m. The Board paused for an invocation by Commissioner Pignone, followed by the Pledge of Allegiance to the Flag.

EMPLOYEE SERVICE AWARDS

County Chairman Chapin presented service awards to the following employees:

Health and Community Services Division

- George Alexander (35 years), Arthropod Control Department
- Doris Green (20 years), Community Affairs Department
- Beverly Broner (20 years), Community Affairs Department
- Joy Karchesky (25 years), Community Affairs Department
- Betty Stephens (25 years), Community Affairs Department

Public Works Division

- Arthur O'Dell (20 years), Highway Maintenance Department
- Jerry Rumsey (20 years), Highway Maintenance Department
- Jimmy Davidson (25 years), Highway Maintenance Department
- Donald Rhoades (20 years), Highway Maintenance Department

Public Utilities Division

- James Davis (20 years), Wastewater Department

NONAGENDA - FLORIDA LEAGUE OF CITIES

County Chairman's Report

County Chairman Chapin announced that Commissioner Johnson has been elected to the Board of the Florida League of Cities.

Commissioner Johnson read a certificate of appreciation presented by the Florida League of Cities to Orange County for contributing to the success of the 1994 Cities Innovation Showcase.

BOARD OF ZONING ADJUSTMENT RECOMMENDATIONS OF SEPTEMBER 1, 1994

Staff Report

Zoning Department Manager Melvin Pittman presented the recommendations of the Orange County Board of Zoning Adjustment under the date September 1, 1994.

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board accepted the recommendations of the Orange County Board of Zoning Adjustment under the date of September 1, 1994, subject to the usual right of appeal by any aggrieved parties.

For the record, appeals of the recommendations of the Orange County Board of Zoning Adjustment under the date of September 1, 1994, were filed in the Zoning Department and scheduled by the Comptroller Clerk's Office for public hearing as follows:

- None filed.

PLANNING AND ZONING COMMISSION BOARD-CALLED PUBLIC HEARING -
 APPLICANT: MILLER-SELLEN ASSOCIATES, "LAKE BRYAN PD/DRI," PLANNING AND ZONING
 CONTINUED #3 (JANUARY 1994), FEBRUARY 17, 1994 (CONTINUED FROM APRIL 5, 1994,
 AND JUNE 7, 1994), DISTRICT 1

By consensus, the Board reopened the public hearing to consider a request by Miller-Sellen Associates, "Lake Bryan Planned Development (PD)/Development of Regional Impact (DRI)," for a change in zoning classification from C-1 and A-2 to Planned Development, land use approval for a mixed-use project, and approval of a Development of Regional Impact and the Development Order.

Staff Report

Planning and Development Division Director Bruce McClendon announced that the applicant has requested a 90-day continuance.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board continued the request by Miller-Sellen Associates, "Lake Bryan Planned Development/ Development of Regional Impact," for a change in zoning classification from C-1 and A-2 to Planned Development, land use approval for a mixed-use project, and approval of a Development of Regional Impact and the Development Order until December 13, 1994, at 1:35 p.m.

APPEAL OF BOARD OF ZONING ADJUSTMENT - APPELLANT/APPLICANT: MIRANDA FITZGERALD,
 ESQUIRE; BOARD OF ZONING ADJUSTMENT #14, AUGUST 4, 1994; DISTRICT 3

Notice was given that the Board of County Commissioners would sit as a Board of Appeal to consider an appeal by Miranda Fitzgerald, Esquire, of the recommendations of the Board of Zoning Adjustment, dated August 4, 1994, on a request by Miranda Fitzgerald, Esquire, for approval of a request in A-1 zone for the following variances:

Parcel A:

1. To create a substandard lot (lot area only);
2. To allow single family residence to remain 26.2 feet from front (north) property line in lieu of 35 feet;
3. To allow single family residence to remain 33 feet from rear (south) property line in lieu of 50 feet;

Parcel B:

1. To create a substandard lot (lot area only);
2. To allow single family residence to remain 23.7 feet from the front (north) property line in lieu of 35 feet;
3. To allow single family residence to remain 9.5 feet from side (east) property line in lieu of 10 feet;
4. To allow single family residence to remain 43 feet from rear (south) property line in lieu of 50 feet;

Parcel C:

1. To create a substandard lot (lot area only);
2. To allow single family residence to remain 25 feet from front (north) property line in lieu of 35 feet;
3. To allow single family residence to remain 45 feet from the rear (south) property line in lieu of 50 feet;

on the following described property:

Lots 178 and 179, First Leawood Addition, as recorded in Plat Book S, Page 122, Public Records, Orange County, Florida.

Staff Report

Zoning Department Manager Melvin Pittman reviewed the location of the subject property, the zoning classifications in the area, and noted that the Board of Zoning Adjustment recommended denial of the request.

Court reporters, Holly Mincy-Delai, Accurate Reporters, Inc.; 20 North Orange Avenue, Orlando, Florida; and Barbara Tanturri, Century Reporters; 14 East Washington Street, Orlando, Florida, were present; Deputy Clerk Rosilyn Stapleton read the Notice of Appeal into the record.

Appearances

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

- Miranda Fitzgerald, Esquire; Lowndes, Drosdick, Doster, Kantor & Reed, P.A.; 215 North Eola Drive, Orlando, Florida; for the owner, Edward C. Smith.

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

- Bert Auman, 2103 Carrington Drive, Orlando, Florida.
- Gayle Meagher, 2003 Carrington Drive, Orlando, Florida.
- Charles Belcher, 7124 Partridge Lane, Orlando, Florida.

The following person addressed the Board with general comments:

- R.P. Mohnacky, 1820 Prairie Lake Boulevard, Ocoee, Florida.

The County Chairman accepted the following exhibit from Bert Auman:

- Clerk's Exhibit #1, letter from Humberto and Linda Gutierrez.

Discussion

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

For the record Commissioner Donegan stated that this is not to restrict reasonable use of the property; that the County's Comprehensive Policy Plan Future Land Use Map designated the property as low density residential; and further, that this designation would allow up to four units per acre and is much greater than the 1.86 units per acre as proposed by the applicant.

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; Commissioners Staley and Butler were absent; the Board upheld the decision of the Orange County Board of Zoning Adjustment and denied the request of Miranda Fitzgerald, Esquire, for the following variances in A-1 zone:

Parcel A:

1. To create a substandard lot (lot area only);
2. To allow single family residence to remain 26.2 feet from front (north) property line in lieu of 35 feet;

- 3. To allow single family residence to remain 33 feet from rear (south) property line in lieu of 50 feet;

Parcel B:

- 1. To create a substandard lot (lot area only);
- 2. To allow single family residence to remain 23.7 feet from the front (north) property line in lieu of 35 feet;
- 3. To allow single family residence to remain 9.5 feet from side (east) property line in lieu of 10 feet;
- 4. To allow single family residence to remain 43 feet from rear (south) property line in lieu of 50 feet;

Parcel C:

- 1. To create a substandard lot (lot area only);
- 2. To allow single family residence to remain 25 feet from front (north) property line in lieu of 35 feet;
- 3. To allow single family residence to remain 45 feet from the rear (south) property line in lieu of 50 feet;

and further, approved a revised site plan labeled "Compromise Option as Recommended"; which approved Variances #1 and #2 for Parcel A; Variances #1, #2, and #3 for Parcel B; and Variances #1 and #2 for Parcel C.

APPEAL OF BOARD OF ZONING ADJUSTMENT - APPELLANT: J. L. RICHARDS, RBSJR, INC.; APPLICANT: ORANGE COUNTY RACEWAY, BOARD OF ZONING ADJUSTMENT #29, AUGUST 4, 1994; DISTRICT 5

Notice was given that the Board of County Commissioners would sit as a Board of Appeal to consider an appeal by J.L. Richards, RBSJR, Inc., of the recommendation of the Board of Zoning Adjustment, dated August 4, 1994, on a request by Orange County Raceway for approval in A-2 zone, to modify land uses and conditions of special exception approval rendered by the Board of County Commissioners on August 18, 1992 (original approval January 6, 1972), with regard to amusement/recreational facilities open to the public as follows:

- 1. Expand size of banked oval racetrack within south 30 acres from 1/8 mile (660 linear feet) to 3/16 mile (990 linear feet);
- 2. Expand hours of operation (for oval racetrack and motocross facilities only) to include Fridays, 8 a.m. to midnight (all race tracks currently restricted to Wednesday evenings, Saturdays, and Sundays);
- 3. Within the north 14 acres, change community recreational use from softball field to the following: two soccer fields concurrent with

approved bicycle motocross (BMX) track, ancillary children's playground, pavilion, and restroom/ shower facilities;

on the following described property:

W 1/2 of SE 1/4 of SW 1/4, Section 26, Township 22 South, Range 32 East (less N 400 feet thereof) and W 1/2 of NE 1/4 of NW 1/4 and NW 1/4 of SE 1/4 of NW 1/4, Section 35, Township 22 South, Range 32 East, which is located south side Colonial Drive, one mile east of State Road 13, 1/4 mile north of intersection of State Road 50 and State Road 520 or 19444 East Colonial Drive (SE 1/4 26-22-32 NW 1/4 35-22-32 Tract Size: 44.1 acres.

Staff Report

Zoning Department Manager Melvin Pittman reviewed the location of the subject property, the zoning classifications in the area, and noted that the Board of Zoning Adjustment recommended approval subject to conditions. For the record, Mr. Pittman read letters from Diane K. Weisinger and Carl Weisinger into the record (Clerk's Exhibits #1 and #2).

Court reporters, Holly Mincy-Delai, Accurate Reporters, Inc.; 20 North Orange Avenue, Orlando, Florida; and Barbara Tanturri, Century Reporters; 14 East Washington Street, Orlando, Florida, were present; Deputy Clerk Rosilyn Stapleton read the Notice of Appeal into the record.

Appearances

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

- Paul SanGiovanni, Esquire; Pleus, Adams, Davis & Spears, P.A.; 940 Highland Avenue, Orlando, Florida; for the applicant.
- Charles E. Sanford, 3839 Willow Avenue, Deland, Florida, for the applicant.

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

- Dan Warren, Esquire; 315 Silver Beach Avenue, Daytona Beach, Florida; for the appellant.

The County Chairman accepted the following exhibits from Zoning Department Manager Melvin Pittman:

- Clerk's Exhibit #1, letter from Diane K. Weisinger, successor personal representative and successor trustee of Estate of Chester D. Hiatt.
- Clerk's Exhibit #2, letter from Charles Weisinger.

The County Chairman accepted the following exhibit from Paul SanGiovanni, Esquire:

- Clerk's Exhibit #3, Affidavit of Eric H. Neilson in opposition to appeal of RBSJR, Inc.

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 Johnson, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board upheld the decision of the Orange County Board of Zoning Adjustment and approved the request of Orange County Raceway, in A-2 zone, to modify land uses and conditions of special exception approval rendered by the Board of County Commissioners on August 18, 1992 (original approval January 6, 1972), with regard to amusement/recreational facilities open to the public, as follows:

1. Expand size of banked oval racetrack within south 30 acres from 1/8 mile (660 linear feet) to 3/16 mile (990 linear feet);
2. Expand hours of operation (for oval racetrack and motocross facilities only) to include Fridays, 8 a.m. to midnight (all race tracks currently restricted to Wednesday evenings, Saturdays, and Sundays);
3. Within the north 14 acres, change community recreational use from softball field to the following: two soccer fields concurrent with approved bicycle motocross (BMX) track, ancillary children's playground, pavilion, and restroom/ shower facilities;

on property described above and subject to the following conditions:

1. Add northern 14-acre parcel abutting original 30-acre site approved by Board of Zoning Adjustment in 1972.
2. Allow ticket booth to remain within northern 14 acres. The ticket booth shall meet all setback requirements and must be located 300 feet south of the north property line. A chainlink fence (running east-west) will be erected at the 300 feet point to separate the community recreation area from the race track area.
3. Allow mobile home for caretaker use.

4. Allow expanded parking facilities within the northern 14 acres, with a minimum 35-foot setback from front (north) property boundary.
5. Allow one dirt oval race track (3/16 mile track) within the south 30 acres, including customary ancillary uses. The partially completed 1/4 mile oval track shall be removed.
6. Hours of operation for all race tracks (sand drags, mud bogs, [motocross], 3/16 mile oval race track) (and ancillary uses) as follows:
 - a. Wednesdays (practice) - 3 p.m. to 10 p.m.;
 - b. Saturdays - 8 a.m. to midnight;
 - c. Sundays - 8 a.m. to 6 p.m.; and
 - d. Expanded hours of operation: Fridays - 8 a.m. to midnight (oval race track and motocross facilities only).
 - e. Maximum of four (4) days per year for special racing events on Mondays, Tuesdays or Thursdays, subject to approval by the Zoning manager. The applicant shall give, in writing, at least 30 days advance notice to the Zoning manager.
7. Allow within the northern 14 acres two soccer fields, BMX bicycle race track, and children's playground, all as community recreational services, with spectator facilities, all of which must maintain a minimum 35-foot setback from front (north) property line. Hours of operation are to be seven days per week, commencing no sooner than 10 a.m. and ending no later than 10 p.m. Lighting plan for soccer facility shall be approved by the Zoning Manager prior to requesting permits.

No public address system will be allowed for the soccer or bicycle racing facilities. The children's playground shall be maintained with ground cover (sand or mulch), shall be secured with fencing and provided with shade. The soccer and bicycle facilities and the children's playground are private and Orange County will not be responsible for operation, maintenance, or any liability whatsoever.

8. Renovate existing barn to include pavilion, showers, and locker room. Use of ancillary facilities (pavilion, showers, locker room) is for use only by patrons of the race track facilities, children's playground, BMX racing facilities, and soccer facility.

Add four exterior shower heads for cool rinses for patrons of the community recreational uses.

9. Special Exception approval is strictly limited to the following:

- a. Race tracks consisting of sand drag, mud bogs, motocross and 3/16 mile oval. The sand drag and mud bog tracks will be allowed to extend into the North 14 acres, however, no portion of the tracks shall extend north of the renovated barn; finish line of the racing portion of both tracks shall not extend more than 100' north of the section line; deacceleration ("slow-down") area shall terminate no further beyond the northern-most wall of the renovated barn. Race cars using the sand drag and mud bog tracks shall run from south to north. The motocross and 3/16 mile oval tracks shall be confined to the south 30 acres;
 - b. Community recreational uses: soccer fields, BMX bicycle races, and children's playground; and
 - c. Ancillary uses (i.e., race track support facilities, concessions, spectator accommodations, and other related uses [and minimal modifications]), as approved by the Zoning manager. No other recreational/amusement-type facilities or activities (such as camping, hikers, rest-stop, musical shows, etc.) shall be permitted.
10. Conditions as follows:
- a. Provide a minimum 10-foot wide landscape buffer along front (north) property boundary. (The landscape buffer shall achieve a minimum opacity of 75% and 6 feet in height within one year of planting.) A revised landscape plan, (to include irrigation,) is to be submitted to and approved by the Zoning manager, prior to application for permits for oval track expansion (1/8 mile to 3/16 mile) and community recreational uses. The revised plan must enhance the current buffer via additional plantings at no greater than 10 feet on center.
 - b. Submit modified site plan incorporating the specifics of the special exception approval and conditions as listed, for approval by the zoning manager, prior to application for permits. (Requirements of the Commercial Site Plan Ordinance, Chapter 30, Article VIII, Orange County Unified Land Development Code, shall be met unless otherwise waived by the County.)
11. The consumption of alcoholic beverages shall not be permitted on the north 14 acres in conjunction with the community recreational areas and renovated barn. The consumption of alcoholic beverages will be allowed on the south 30 acres.

12. All previous special exceptions, all amendments or other modifications thereto, and all conditions of approval and site plans in connection therewith are repealed and of no further force or effect.

COMMISSIONER'S REPORT - DISCUSSION AGENDA

1. Commissioner Freeman has notified the Board of County Commissioners of his intent to make a motion to rescind the Board's April 30, 1990, approval of the widening of Turkey Lake Road from Orlando-Vineland Road to Conroy-Windermere Road.

Commissioner's Report

Commissioner Freeman stated that several weeks ago a meeting was held in the Lake Cane Hills and Lake Marsha areas where over 110 property owners attended and voiced their opposition to the widening of Turkey Lake Road.

Appearances

The following persons addressed the Board in favor:

- Michael Mullins, 7052 Archwood Drive, Orlando, Florida.
- Neil E. Babbs, Jr., 7024 Skylane Drive, Orlando, Florida.
- Barry Hepner, 5207 Ridgeway Drive, Orlando, Florida.

The following person addressed the Board in opposition:

- R.P. Mohnacky, 1820 Prairie Lake Boulevard, Ocoee, Florida.

The following persons addressed the Board with general comments:

- Leslie Weimer, 116 East Concord Street, Orlando, Florida.

Discussion

The Board discussed the utilization of funds from Universal for projects in the vicinity of Turkey Lake Road.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board approved postponing the widening of Turkey Lake Road from Orlando-Vineland Road to Conroy-Windermere Road; further, continuing rights-of way purchases for that portion; and further, revisiting the issue in five years.

FISCAL AND HUMAN RESOURCES DIVISION DISCUSSION AGENDA

1. Selection of one firm and two ranked alternates for entering into contract negotiations for work release expansion, RFP Y4-818-MK ([Construction Administration Department] Procurement Committee):

Staff Report

Chief of Purchasing and Contracts Warren Geltch requested that the Board select one firm and two ranked alternates to enter into contract negotiations for work release expansion, RFP Y4-818-MK, from the following firms, listed alphabetically:

- Kha Le-Huu
- Powell Design
- Sverdrup

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Freeman, and carried with County Chairman Chapin and all present commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board approved the following short list ranked as follows:

- #1 Kha Le-Huu
- #2 Powell Design
- #3 Sverdrup

and further, authorized staff to enter into contract negotiations for work release expansion, RFP Y4-818-MK.

2. Selection of one firm and one alternate for award of a contract for Security/Guard Services, RFP Y4-1001-CI, \$1,010,239.36 ([General Services, Public Utilities, Health and Human Services, Supervisor of Elections] Procurement Committee):

Staff Report

Chief of Purchasing and Contracts Warren Geltch requested that the Board select one firm and one alternate for award of a contract for security/guard services, RFP Y4-1001-CI, \$1,010,239.36, from the following firms, listed alphabetically:

- Argenbright & Associates
- Wells Fargo Guard Services

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; Commissioners Staley and Butler were absent; the Board approved the following short list ranked as follows:

- #1 Argenbright & Associates
- #2 Wells Fargo Guard Services

and further, authorized staff to award a contract for security/guard services, RFP Y4-1001-CI.

COUNTY ADMINISTRATOR DISCUSSION AGENDA - ADDENDUM 2

1. Approval of resolution accepting the offer of the Herrick Group to serve as our major league baseball ownership group and authorization for staff to continue related negotiations.

Staff Report

Assistant County Administrator Warren Wagner outlined the proposed resolution, the lease terms, and the steps necessary to pursue major league baseball in Orlando. Mr. Wagner pointed out that a resolution was adopted by the City of Orlando on September 12, 1994.

Discussion

The Board questioned the use of the "5th cent" of the resort tax. County Attorney Tom Wilkes advised the Board that the Herrick ownership group has been told that the "5th cent" must first be used to pay off debts for the Orlando Arena and the Citrus Bowl before it would be used for baseball. He further stated that the "5th cent" and the "freed up" portion of the first "four cents" would then be used to supplement the promotion of tourism and the Orange County Convention Center operations expenses.

The Board discussed the terms of the lease agreement, and staff responded to questions.

County Comptroller Martha Haynie joined the meeting.

Appearances

The following persons addressed the Board in support of the resolution:

- Cheryl Taubensee, executive director of the Central Florida Hotel and Motel Association (no address given).
- Lenny Starke, past president and chairman of the Board of the Florida Hotel and Motel Association (no address given).

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Freeman, and carried with County Chairman Chapin and Commissioners Johnson, Donegan, and Freeman voting AYE by voice vote; Commissioner Pignone voting NO by voice vote; Commissioners Staley and Butler were absent; the Board adopted a resolution accepting the offer of the Herrick Group to serve as its major league baseball ownership group; and further, authorized staff to continue related negotiations.

(Resolution No. 94-M-50 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

COUNTY ADMINISTRATOR DISCUSSION AGENDA - ADDENDUM 3

- 1. Approval of resolution opposing casino gambling.

Chairman's Report

County Chairman Chapin announced that there will be an issue on the ballot in November regarding casino gambling. She noted that the City of Orlando has signed a similar resolution.

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; Commissioners Staley and Butler were absent; the Board adopted a resolution opposing casino gambling.

(Resolution No. 94-M-52 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

COUNTY CONSENT AGENDA

Motion

Upon a motion by Commissioner Johnson, seconded by Commissioner Freeman and carried with County Chairman Chapin and all present Commissioners voting AYE by voice vote; Commissioners Staley and Butler were absent; the Board deleted Health and Community Services Item 9; and further, approved the balance of the County Consent Agenda items, including Fiscal and Human Resources Division Addendum 1, as follows:

County Comptroller

- 1. Approval to pay Lynx invoices in the amount of \$823,464.15 representing operating subsidy and capital expenditures for September 1994 (Administrative/Fiscal).
- 2. Approval to dispose of tangible personal property.

3. Approval of the minutes of the August 9 and August 16, 1994, BCC meetings (Comptroller Clerk of the Board of County Commissioners).
4. Acknowledge "File for the Record" documents received in the Office of the Comptroller Clerk of the BCC, as follows:
 - a. Ordinances 94-3 through 94-43 from the Town of Oakland, providing for the voluntary annexation, comprehensive plan, future land use designation and zoning; dated August 23, 1994.

(Comptroller Clerk of the Board of County Commissioners).

Warrants, vouchers, and wire transfers, having been certified that same had not been drawn on overexpended accounts:

Total for the week of August 31, 1994, to September 6, 1994: \$14,023,589.36

County Administrator

1. Approval to grant Gary Wallace 10-year service status and authorization to pay out 25% of his term leave balance.

Administrative Support Division

1. Approval and execution by County Chairman of resolution and authorization to initiate condemnation proceedings: Old Winter Garden Road (Kirkman Road to Ivey Lane [Group IX]), Resolution, Districts 1 and 6 (Real Estate Management Department).
2. Approval and execution by County Chairman of resolution and County deed and authorization to record instrument: Florida Department of Transportation Southern Connector Extension, Resolution and County Deed, District 1 (Real Estate Management Department).

(Resolution No. 94-M-51 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

3. Approval and authorization to conduct closing, disburse warrant, record instrument and pay appropriate closing costs and approval of any additional recording fees not to exceed \$25: Lake Holden Water Quality Improvement Program, Deed, Parcel 101, District 4 (Real Estate Management Department).

4. Approval and execution by County Chairman of first amendment to lease agreement between Angebilt Hotel Investors Limited and Orange County: Leased space for the 9th Judicial Circuit Civil Court and the Clerk of the Courts, First Amendment to Lease Agreement, District 3 (Real Estate Management Department).

(First amendment to lease agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

5. Approval and execution by County Chairman of quit-claim deed and authorization to record instrument: Bradford Cove Phase II, Quit-Claim Deed, District 5 (Real Estate Management Department).
6. Approval and authorization to advertise notification of auction and conduct public auction, execute the resolution and County deed upon closing of auction and sale of surplus property to the highest bidder (provided that bid is an amount not less than the County's original purchase price of \$10,500) and authorization to record County deed: Sale of surplus property (Fire Department property, Powers Drive), Resolution and County Deed, District 2 (Real Estate Management Department).
7. Approval and authorization to advertise notification of auction and conduct public auction, execute the resolution and County deed upon closing of auction and sale of surplus property to the highest bidder (provided that bid is an amount not less than the County's original purchase price of \$150,000) and authorization to record County deed: Sale of surplus property (f/k/a Fire Station #65), Resolution and County Deed, District 5 (Real Estate Management Department).

Division of Information Services Technologies

1. Approval of Time Warner Cable's basic service rates and related equipment charges for the period beginning September 1, 1993, and ending May 14, 1994 (Cable Communications Department).
2. Authorization to request that FCC investigate TWC's a la carte tier and determine if those three channels which comprise its a la carte tier should be deemed part of the cable programming services tier, which is regulated by the FCC, and order any rollbacks and/or refunds if warranted (Cable Communications Department).

Fiscal and Human Resources Division

1. Award of Invitation for Bid Y4-771-NS to the low responsive and responsible bidder, Southland Building Contractors, Inc., Forsyth Road

- Highway Maintenance Department District Office, \$77,490 ([Construction Administration] Purchasing and Contracts Department).
2. Award of Invitation for Bid Y4-774-EG to the sole bidder, JMHC, Inc., Americana Boulevard/Rio Grande Avenue and Americana Boulevard/San Antonio Avenue intersection improvements, \$122,827 ([Highway Construction Department] Purchasing and Contracts Department).
 3. Award of Invitation for Bid Y4-776-CT to the low responsive and responsible bidder, G. H. Johnson Construction Company, operations and maintenance facility for Orange County landfill, \$7,429,000 ([Public Utilities Division] Purchasing and Contracts Department).
 4. Award of Invitation for Bid Y4-778-NS to the sole bidder, Ellis Tower Company, Inc., remove and replace guyed radio towers, \$265,775 ([Telecommunications Department] Purchasing and Contracts Department).
 5. Award of Invitation for Bid Y4-779-NS to the sole bidder, Hartford South, Inc., Historical Museum Re-Roof Project, \$53,140 ([Construction Administration Department] Purchasing and Contracts Department).
 6. Award of Invitation for Bid Y4-780-NS to the low responsive and responsible bidder, Great Southern Contractors, Inc., Horizons Acoustical Modifications Training Section, \$56,000 ([Construction Administration Department] Purchasing and Contracts Department).
 7. Award of Invitation for Bid Y4-781-NS to the low responsive and responsible bidder, M & V Builders, Inc., Sheriff's Department Evidence Facility Interior Alterations, \$302,300, ([Construction Administration Department] Purchasing and Contracts Department).
 8. Approval of sole source purchase of floating boardwalk for Tibet-Butler Preserve from only known source, Superdeck Marketing, \$66,883 ([Parks and Recreation Department] Purchasing and Contracts Department).
 9. Approval to enter into a five-year telephone service lease/maintenance agreement and purchase installation services for associated equipment for the Fire/Rescue Division Public Safety Building with the only source, Sprint/United Telephone of Florida, \$275,828.32 ([Fire/ Rescue-Telecommunications Department] Purchasing and Contracts Department).
 10. Approval to enter into a formal contract with Borrelli and Associates for architectural design services for the Convention Center Phase I Retrofit, RFP Y4-814-MK, \$3,010,302 ([Construction Administration] Purchasing and Contracts Department).

11. Approval to enter into a formal contract with Transportation Consulting Group for continuing engineering services, RFP Y4-904-MK ([Highway Construction Department] Purchasing and Contracts Department).
12. Approval to enter into a formal contract with Associated Cost Engineering for continuing professional construction cost estimating and schedule evaluation services, RFP Y4-905-MK, ([Construction Administration Department] Purchasing and Contracts Department).
13. Approval to enter into a formal contract with Glatting Jackson Kercher Anglin Lopez Rinehart, Inc., for continuing landscape architectural/engineering services, RFP Y4-906A-MK ([Parks and Recreation Department] Purchasing and Contracts Department).
14. Approval to enter into a formal contract with Ivey, Harris, and Walls, Inc., for continuing landscape architectural/ engineering services, RFP Y4-906B-MK ([Parks and Recreation Department] Purchasing and Contracts Department).
15. Approval to enter into a formal contract with Thomas Lucido and Associates for continuing landscape architectural/engineering services, RFP Y4-906C-MK ([Parks and Recreation Department] Purchasing and Contracts Department).
16. Approval to enter into a formal contract with Miller-Sellen Associates, Inc., for continuing eminent domain engineering services, RFP Y4-908A-MK ([Highway Construction Department] Purchasing and Contracts Department).
17. Approval to enter into a formal contract with Transportation Consulting Group for continuing eminent domain engineering services, RFP Y4-908B-MK ([Highway Construction Department] Purchasing and Contracts Department).
18. Approval of Amendment 2, Contract Y2-904, to extend existing contract with Williams Development Services for land planning services for eminent domain cases at same terms and conditions through April 6, 1995, with increased amount not to exceed \$70,000 ([Public Utilities Division] Purchasing and Contracts Department).

(Contracts for Items 10-18 are on file in the office of the Purchasing and Contracts Department.)

19. Approval of waiver of Administrative Regulations 7.12.01, allowing reimbursement of moving expenses for Johnny Richardson, Deputy Chief of Purchasing and Contracts, in an amount not to exceed \$4,000 ([Fiscal and Human Resource Division] Purchasing and Contracts Department).

20. Approval of Task Authorization #15, Contract Y4-900B, Continuing Soils Testing with L. J. Nodarse & Associates, Inc., for Piedmont-Wekiva Springs Road, \$88,040 ([Highway Construction Department] Procurement Committee).
21. Approval of Task Authorization #5, Contract Y2-903, Continuing Mechanical/Electrical Engineering Architectural Services for Indoor Air Quality Building Repairs with Boyle Engineering, \$108,048 ([Public Utilities Engineering] Procurement Committee).
22. Confirmation of the County Chairman's staff reappointments for the month of September 1994 (Human Resources Department):
 - George Alexander, Manager, Arthropod Control, Health and Community Services Division
 - Thomas Babington, Division Director, Division of Information Technologies
 - Sharon Donoghue, Manager, Office of Management and Budget, Fiscal and Human Resource Division
 - William Greenleaf, Manager, Utilities Fiscal and Customer Services, Public Utilities Division
 - Stanley Keely, Deputy Director, Public Utilities Division
 - M. Krishnamurthy, Manager, Stormwater Management, Public Works Division
 - Bruce McClendon, Division Director, Planning and Development Division
23. Approval for the Sheriff's Office to spend approximately \$5,000 from the Law Enforcement Trust Fund to fund a contribution to CrimeLine to be used for its crime prevention programs (OMB).
24. Approval of Budget Transfers 94-531 through 94-535 (OMB).

(Budget Transfers 94-531 through 94-535 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
25. Approval of Budget Amendments 94-87 through 94-90 (OMB).

(Budget Amendments 94-87 through 94-90 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
26. Approval of CIP Amendment 68-94 (OMB).

(CIP Amendment 68-94 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

27. Approval of payment of Intergovernmental claims (August 11 and 18, 1994) totaling \$228,164.17 (Risk Management Department).
28. Receipt and filing of the August 4 and 11, 1994, minutes of the Intergovernmental Risk Management Committee (Risk Management Department).

Fiscal and Human Resources Division - Addendum 1

29. Approval of Budget Amendment 94-91 (OMB).

(Budget Amendment 94-91 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Health and Community Services Division

1. Approval and execution of State of Florida Department of Health and Rehabilitative Services, Emergency Medical Services County Grant Application, all districts (Health and Community Services Division).
2. Approval and execution of Department of Emergency Services Non-Emergency License for Orlando Regional Healthcare System, all districts (Health and Community Services Division).
3. Approval and execution of a temporary nonemergency license for Laidlaw Transit, Inc., all districts (Health and Community Services Division).
4. Receipt and filing of the minutes of the Lake Conway Water and Navigational Control District Advisory Committee meeting of August 9, 1994, District 4 (Environmental Protection Department).
5. Receipt and filing of the minutes of the Lake Jessamine Water Advisory Board meeting of July 21, 1994, District 4 (Environmental Protection Department).
6. Receipt and filing of the minutes of the Lake Sue Advisory Board meeting of July 7, 1994, and approval to expend district funds for surveying, District 5 (Environmental Protection Department).
7. Receipt and filing of the minutes of the Windermere Water and Navigation Control District Advisory Board meeting of July 22, 1994, and approval to expend district funds for surveying, District 1 (Environmental Protection Department).
8. Approval and execution of the Consent Order for H. L. Small Construction Company, Inc., 1717 South Rio Grande Avenue, Orlando, Florida 32805, District 4 (Environmental Protection Department).

9. Approval to amend the restriction found in Administrative Regulation 2.16.04 which prohibits the consumption of "hard liquor" at the Cypress Grove Estate House and the Marks Street Senior Recreation Center (Parks and Recreation Department).

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

Planning and Development Division

1. Approval of Model Homes Request, Silver Pines, District 6 (Zoning Department).
2. Approval of Nonsubstantial Change Determination, Silver Pines PD/LUP/PSP (Affordable Housing), District 6 (Zoning Department).
3. Approval of Nonsubstantial Change Determination, Hunter's Creek PD/DRI/LUP, District 1 (Zoning Department).
4. Approval of Street Name Petition, Ace Coleman Lane, District 2 (Zoning Department).
5. Approval to advertise Resolutions to Lien property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning (LC 94-112, LC 94-114, LC 94-115, LC 94-116, LC 94-117, and LC 94-118)(Zoning Department).

(Resolution Nos. 94-ZON-136 to 94-ZON-141 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Public Works Division

1. Approval to install "Stop" signs on the platted right-of-way of Town Loop Boulevard, District 1 (Traffic Engineering).
2. Approval to install "Stop" and "Yield" signs in the Willowbrook Phase 3 Subdivision, District 4 (Traffic Engineering).

Commissioner Pignone left the meeting.

WORKSESSION - LOBBYIST REGISTRATION

Chairman's Report

County Chairman Chapin announced that this is the second of two worksessions regarding lobbyist registration. She stated the purpose of this worksession is to solicit public comment prior to drafting an ordinance.

Staff Report

Assistant County Attorney Jeffrey Newton reviewed the list of policy issues discussed at the August 30, 1994, Board meeting relating to the proposed lobbyist ordinance. He stated that at today's meeting interested groups and members of the public will have an opportunity to speak in order to guide the Board in its public policy decision.

Commissioner Donegan left the meeting.

Appearances

The following persons addressed the Board:

- Richard Foglesong, Chairman of County Watch (no address given).
- Caroline Emmons-Schramm, League of Women Voters, 1541 Highland Road, Winter Park, Florida.

Commissioner Pignone rejoined the meeting.

- Dick Batchelor, 8841 Lake Sheen Court, Orlando, Florida.

County Comptroller Martha Haynie left the meeting.

- Dottie Wynn (no address given).
- Frankie Cann, Greater Orlando Association of Realtors (no address given).

County Chairman Chapin left the meeting.

The Board discussed registration of lobbyists, handling public meetings with commissioners, the differences between paid and non-paid lobbyists, and logging of lobbyists meetings.

County Attorney Tom Wilkes pointed out one issue to be considered is who would bear the burden of keeping a log to record meetings between commissioners, staff, and outside entities.

County Chairman Chapin rejoined the meeting.

Mr. Newton stated that an ordinance will be drafted and forwarded to various individuals and groups for their comments prior to the Board considering adoption of the ordinance.

Motion

The Board did not take any action.

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 5:30 p.m.

ATTEST:

Martha O. Haynie

County Comptroller as Clerk

County Chairman

Deputy Clerk

Minutes Coordinator