MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, April 16, 1996. The following were present:

- County Chairman Linda Chapin
- Commissioners Tom Staley, Mary Johnson, Clarence Hoenstine, and Mable Butler
- County Comptroller as Clerk Martha Haynie
- County Administrator Jean Bennett
- County Attorney Tom Wilkes
- Assistant Deputy Clerk Tom Stark

Commissioner Bob Freeman joined the meeting where indicated. Commissioner Bill Donegan was absent.

There being a quorum, the County Chairman called the meeting to order at 9 a.m.

WORKSESSION - STORMWATER UTILITY

Staff Report
Public Works Division Director Ajit Lalchandani presented background information for the proposed stormwater utility and pointed out the local municipalities which have established stormwater utilities.

Commissioner Bob Freeman joined the meeting.

Senior Engineer Rodney Lynn explained the structure of the proposed stormwater utility and outlined its projected revenues and financial strategy. Through examples, he noted the economic impact the proposed utility will have on various land uses.

Mr. Lalchandani discussed the existing expenses related to stormwater management including primary and secondary drainage maintenance, MSTU maintenance, and stormwater administration. He listed the advantages of the proposed utility as follows:

- a dedicated funding source for the stormwater Capital Improvements Plan;
- enhanced operations and maintenance;
- improved level of service for primary and secondary drainage systems including 155 additional ponds;
- municipal service taxing unit (MSTU) assessments adjusted or eliminated.
- Public Service Tax funds would no longer be needed for stormwater management projects.

Mr. Lalchandani outlined the timeline for implementing the proposed stormwater utility. He explained the proposed public information program to inform citizens about the proposed utility and requested Board approval to proceed with a public information program for the proposed stormwater utility.

Discussion
The Board discussed funding for localized stormwater maintenance from the water management districts, allowing credits for lake advisory board MSTU assessments, and whether or not to spend the funds only in the drainage basin where they are collected. Further, the Board discussed annexations related to higher County taxes, Florida counties which have implemented a stormwater utility, joint stormwater management projects with municipalities, and the timeframe for the public information program.

Motion
Upon a motion by Commissioner Butler, seconded by Commissioner Hoenstine, and carried with all present members voting AYE by voice vote; Commissioner Donegan was absent; the Board authorized staff to proceed with a public information program dealing with the rates, revenues collected, impact on various parcels, and other related information for the proposed stormwater utility.

COUNTY ADMINISTRATOR DISCUSSION AGENDA

1. Appointment of members to the Jobs and Education Partnership Regional Development Board.

   Staff Report
   Assistant County Administrator Ceretha Leon explained the Job Training Partnership Act (JTPA).

   Joan Keller, assistant vice-president of technical education at Valencia Community College explained the Jobs and Education Partnership Regional Board (JEPRB) includes Orange, Osceola, Seminole, Lake, and Sumter Counties. Ms. Keller outlined the nomination process which follows JPTA guidelines. She stated that the Economic Development Commission of Mid-Florida (EDC) coordinated the nomination process with input from the local chambers of commerce for the region.

   Ms. Keller noted the make-up of the board and the criteria for membership. She added that the new board will play a critical role in ensuring the continued training and education of the region's work force.

   Pat Werner, vice-president of the EDC, presented the list of nominees endorsed by the EDC to fill the 17 private sector business and industry representative seats on the JEPRB.

Discussion
The Board discussed including a representative from the Hispanic Business Council and the hotel industry on the JEPRB, expanding its membership, and whether to reserve the right to reconsider the nominations at a later time.

Legal Counsel
In response to Commissioner Hoenstine, County Attorney Tom Wilkes explained the JTPA criteria for categorizing employers.

Motion
Upon a motion by Commissioner Johnson, seconded by Commissioner Staley, and carried with all present members voting AYE by voice vote; Commissioner Donegan was absent; the Board confirmed the private-sector nominations to the Jobs and Education Partnership Regional Board, as endorsed by the Economic Development Commission, as follows:

- **Valerie Brooks, Eye-Rise Productions**
- **Ernesto Gonzalez-Chavez, Architects in Partnership**
- **Joe Cleveland, Lockheed Martin**
- **Willanne Colwell, Orlando Regional Healthcare System**
- **Victor Diaz, Holihan and Diaz**
- **Judy Fontenot, Sivad Services, dba Norrell Services**
- **David Charles Hill, WFTV, Inc., Cox Enterprises, Inc.**
- **David Hughes, Hughes Supply**
- **Thomas Hunt, BellSouth**
- **Bob Klettner, Barnett Bank of Central Florida**
- **Richard Larson, Universal Studios Florida**
- **Joe Lee, Darden Restaurants**
- **Diana Morgan, Walt Disney World**
- **Derrick Wallace, Construct Two Construction Managers**
- **Joe McWhertor, Westinghouse Electric**
- **Dennis Strausbaugh, Lucent Technologies**
- **Richard W. Tesch, Campus Crusade for Christ**

COUNTY COMPTROLLER DISCUSSION AGENDA

1. Acknowledgment and filing of the following audits:

   a. The Orange County Property Appraiser's Office - Purchasing Policies and Procedures.
   b. The Orange County Property Appraiser's Office - Financial Controls and Revenue Collection Procedures.
   c. The Orange County Property Appraiser's Office - Payroll and Human Resources.

County Comptroller's Report

County Comptroller Martha Haynie stated that the review focused on purchasing policies and procedures, financial controls and revenue collection procedures, and payroll and human resources. County Comptroller Haynie pointed out where, in each report, the Board members could find specific information regarding the scope of the audit. Further, County Comptroller Haynie noted since the audit was completed, the Property Appraiser's Office has implemented purchasing procedures which are comparable with the County's.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; Commissioner Donegan was absent; the Board acknowledged and accepted for filing the following audits:

a. The Orange County Property Appraiser's Office - Purchasing Policies and Procedures.
b. The Orange County Property Appraiser's Office - Financial Controls and Revenue Collection Procedures.
c. The Orange County Property Appraiser's Office - Payroll and Human Resources.

FISCAL AND HUMAN RESOURCES DIVISION DISCUSSION AGENDA

1. Oral presentations and selection of one firm and two ranked alternates to provide valet parking services for the Convention Center, RFP Y6-116-HF ([Convention Center] Purchasing and Contracts Department).

Staff Report
Chief of Purchasing and Contracts Department Warren Geltch stated that three firms would make presentations for selection of one firm and two ranked alternates for entering into contract negotiations to provide valet parking services for the Convention Center, RFP Y6-116-HF. Further, Mr. Geltch explained the order of the presentation and the time limitations.

The Board heard presentations from the following firms, after which there was a question and answer period:

- City Nights Valet, Inc.
- Guest Services Management, Inc.
- Transportation Services, Inc.

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Johnson, and carried with Commissioners Freeman, Staley, Johnson, and Hoenstine voting AYE by voice vote; County Chairman Chapin and Commissioner Butler voting NO by voice vote; Commissioner Donegan was absent; the Board approved the following short list ranked as follows:

#1 Guest Services Management, Inc.
#2 City Nights Valet, Inc.
#3 Transportation Services, Inc.

and further, authorized staff to enter into contract negotiations to provide valet parking services for the Convention Center, RFP Y6-116-HF.

County Chairman Chapin left the meeting.

2. Selection of one firm and two ranked alternates to provide architectural/space planning services for development of a County Facility Master Plan, RFP Y6-803-MK ([Construction Administration Department] Purchasing and Contracts Department).

Staff Report
Chief of Purchasing and Contracts Warren Geltch requested that the Board select one firm an two ranked alternates to enter into contract negotiations to provide architectural/space planning services for development of a County Facility Master Plan, RFP Y6-803-MK, from the following firms listed alphabetically:

- Helmuth, Obata & Kassabaum, Inc.
- Sverdrup Facilities, Inc.
- VOA Associates, Inc.

Motion
Upon a motion by Vice-chairman Johnson seconded by Commissioner Freeman, and carried with Vice-chairman Johnson and Commissioners Freeman, Staley, and Hoenstine voting AYE by voice vote; Commissioner Butler voting NO by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved the following short list ranked as follows:

#1 VOA Associates, Inc.
#2 Sverdrup Facilities, Inc.
#3 Helmuth, Obata & Kassabaum, Inc.

and further, authorized staff to enter into contract negotiations to provide architectural/space planning services for development of a County Facility Master Plan, RFP Y6-803-MK.

3. Selection of one firm and two ranked alternates to provide engineering services for a water quality model for the Butler Chain of Lakes, RFP Y6-811-MK ([Environmental Protection Department] Purchasing and Contracts Department).

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 to provide engineering services for a water quality model for the Butler Chain of Lakes, RFP Y6-811-MK, from the following firms listed alphabetically:

- Apex/Hydrologic Associates USA - A Joint Venture
- Coastal Environmental, Inc.
- Parsons Engineering Science, Inc.

Motion
Upon a motion by Commissioner Freeman seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and Commissioners Freeman, Staley, and Hoenstine voting AYE by voice vote; Commissioner Butler voting NO by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved the following short list ranked as follows:

#1 Parsons Engineering Science, Inc.
#2 Coastal Environmental, Inc.
#3 Apex/Hydrologic Associates USA - A Joint Venture

and further, authorized staff to enter into contract negotiations to provide engineering services for a water quality model for the Butler Chain of Lakes, RFP Y6-811-MK.

COMMISSIONERS' REPORT

1. Discussion concerning the Metropolitan Planning Organization (MPO), House Bill 593.

Staff Report
County Administrator Jean Bennett distributed copies of Bill 593 to the Board members and stated the Bill may be discussed at the next MPO meeting. Ms. Bennett stated that Commissioner Donegan would prefer that this legislation not pass in its present form and should be tabled at this time.

Discussion
The Board discussed prior restructuring of the MPO and whether or not further restructuring is necessary.

Motion
Upon a motion by Commissioner Staley, seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and Commissioners Staley, Hoenstine, and Butler voting AYE by voice vote; Commissioner Freeman voting NO by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board affirmed its opposition to House Bill 593.

COUNTY CONSENT AGENDA

Upon a motion by Commissioner Freeman, seconded by Commissioner Hoenstine, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board:

- **corrected Administrative Support Division Item 9 appointing Norwood Nutting instead of Jeff Holaday;**

- **deferred Fiscal and Human Resources Items 5 (see page 205) and 17 (see page 204) for discussion;**

and further, approved the balance of the County Consent Agenda items as follows:

County Attorney

1. Authorization for the County Administrator to execute a buyout agreement and payment of $16,150 to the Seaboard Group Executive Committee (County Attorney).

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

County Comptroller

1. Acknowledgment and filing of the Audited Financial Statements of the Orange County Housing Finance Authority for the fiscal year ended September 30, 1995 (Administrative/Fiscal Division).

2. Approval to dispose of assets through public auction due to relocation of the proposed Data Center Department. The Construction Administration Department has requested that the current vehicle storage location be vacated within 30 days. Also, approval to dispose of assets through sealed bid and internal sale (Property Accounting Department).

3. Approval of the minutes of the March 26 and April 2, 1996, meetings of the Board of County Commissioners (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. St. Johns River Water Management District Annual Local Government Financial Report, fiscal year 1994-1995; dated March 14, 1996.

   b. Greater Orlando Aviation Authority Airport Comprehensive Annual Financial Report, fiscal year ended September 30, 1995; dated March 15, 1996.

   (Comptroller Clerk of the Board of County Commissioners).

5. Authorize the disbursement of warrants, vouchers, and wire transfers, having been certified that same had not been drawn on overexpended accounts, as follows:

   - Week of April 2, 1996, through April 8, 1996; total of $7,391,566.30.

   - Week of April 9, 1996, through April 15, 1996; total of $16,730,314.32.

   (Finance and Accounting Department).

Administrative Support Division

1. Approval and authorization to record instruments: Aloma Bowling Center East, Utility Easement, Sidewalk Easement, and Subordinations of Encumbrances, District 3 (Real Estate Management Department).

2. Approval and authorization to record instrument: Plat of Southchase Phase 1A, Parcel 10, Temporary Drainage Easement, District 4 (Real Estate Management Department).

3. Approval and authorization to record instruments: Waterview Townhomes, Section 2, Temporary Utility Easement and Temporary Access Easement, District 1 (Real Estate Management Department).

4. Approval and authorization to record instrument and pay appropriate recording fees: Danny Boy Circle drainage retrofit (Danny Boy Circle to Pine Hills Road), Drainage Easement, Parcel 801, District 2 (Real Estate Management Department).

5. Approval of purchase price above appraised value and authorization to conduct closing, disburse warrant, record instrument, pay appropriate closing costs, and approval of any additional recording fees not to exceed

$25: Water Conserv II, joint facilities with the City of Orlando, Warranty Deed, Parcel 129, District 1 (Real Estate Management Department).

6. Approval of purchase price above appraised value and authorization to conduct closing, disburse warrant, record instrument, pay appropriate closing costs, and approval of any additional recording fees not to exceed $25: Water Conserv II, joint facilities with the City of Orlando, Warranty Deed, Parcels 131 and 132, District 1 (Real Estate Management Department).

7. Approval and execution by the County Chairman of a lease agreement between Marx Realty and Improvement Company, Inc., and the County: State Attorney's Office expansion, Lease Agreement, District 3 (Real Estate Management Department).

8. Approval and execution by the County Chairman of a lease agreement between Buckhead Industrial Properties, Inc., and the County: Corrections Division warehouse, Lease Agreement, District 6 (Real Estate Management Department).

9. Confirmation of Commissioner Hoenstine's appointment of Norwood Nutting and Hutson McCorkle to the Lake Conway Water and Navigation Control Board (General Services Department/Agenda Development).

(As stated in the motion above, this item was corrected appointing Norwood Nutting instead of Jeff Holaday.)

Fiscal and Human Resources Division

1. Approval to award Invitation for Bid Y6-615-JS to the low responsive and responsible bidder, Ocala Ford New Holland, for two tractors. The total cost is $128,053 ([Wastewater Department] Purchasing and Contracts Department).

2. Approval to award Invitation for Bid Y6-625-HF to the low responsive and responsible bidder, Steco, Division of Blue Tee Corporation, for the purchase of 14 Steco Model SW045104 transfer trailers. The total cost is $502,600 ([Solid Waste Department] Purchasing and Contracts Department).

3. Approval to award Invitation for Bid Y6-731-PW to the low responsive and responsible bidder, Perri Builders, Inc., for the Old Winter Garden Road widening project (Ivey Lane to Ferguson Drive) The total cost is $2,460,100.29 ([Highway Construction Department] Purchasing and Contracts Department).

4. Approval to award Contract Y6-2056 to the Local Health Council of East Central Florida, Inc., for a Title I Supplemental Grant for fiscal agent

services for the Ryan White Title I pass-through accounts. The total cost is $301,435 ([Medical Clinic] Purchasing and Contracts Department).

5. Approval to enter into a three-year term contract, renewable for an additional 24 months, with the proprietary source, Motorola, Inc., for continuing purchases of radios and equipment for all County departments that utilize the 800MHz and 900MHz radio backbone network. The estimated annual amount will be $500,000 ([Network and Systems Department] Purchasing and Contracts Department).

   (As stated in the motion above, this item was deferred for discussion; see page 205.)

6. Approval of Amendment 2 to Task Authorization 21, Contract Y2-902, for continuing engineering services with Boyle Engineering, Inc., for the South Water Reclamation Facility. Total cost not to exceed $5,154 ([Utilities Engineering Department] Purchasing and Contracts Department).

7. Approval of Amendment 4 to Contract Y4-152 with ISS Landscape Management Services, Inc., to increase the scope and renew the contract for right-of-way landscape maintenance for the Highway Maintenance Department. Total cost is $42,537.77 ([Highway Maintenance Department] Purchasing and Contracts Department).

8. Approval to award Invitation for Bid Y6-733-PW to the low responsive and responsible bidder, Central Coast Contracting Corporation, for the Christmas Park Subdivision - Luke Street paving and drainage improvements project. The total cost is $278,653.15 ([Highway Construction Department] Purchasing and Contracts Department).

9. Approval to purchase a proprietary computerized fingerprint system from Printrak International, Inc., for the Sheriff's Office and the Corrections Division. The total cost is $733,000 ([Sheriff's Office and Corrections Division] Purchasing and Contracts Department).

10. Confirmation of the County Chairman's staff reappointments for the month of April 1996:

    - Sally Graham, manager, Policy and Operations Review Department, Corrections Division
    - Alan Ispass, division director, Administration, Utilities Division
    - Edward Royal, deputy director, Administration, Corrections Division

    (Human Resources Department).

11. Approval for the Sheriff's Office to spend approximately $150,366 of Law Enforcement Impact Fees to purchase equipment for 22 vehicles (OMB).

12. Approval for the Sheriff's Office to spend approximately $1,500 from the Law Enforcement Trust Fund to fund a contribution to Orlando/Orange County COMPACT (OMB).

13. Approval for the Sheriff's Office to spend approximately $1,000 from the Law Enforcement Trust Fund to fund a contribution to Great Oaks Village (OMB).

14. Approval of Budget Transfers 96-301 and 96-327 (OMB).

    (Budget Transfers 96-301 and 96-327 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

15. Approval of Budget Amendments 96-55 through 96-58 (OMB).

    (Budget Amendments 96-55 through 96-58 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

16. Approval of CIP Amendment 28-96 (OMB).

    (CIP Amendment 28-96 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

17. Approval of issuance of Orange County Health Facilities Authority Hospital Revenue Bonds, Series 1996A (Orlando Regional Healthcare System) in a principal amount not to exceed $200,000,000 (Health Facilities Authority).

    (As stated in the motion above, this item was deferred for discussion; see page 204.)

Health and Community Services Division

1. Approval and execution of Nonemergency Transportation Licenses for Metro Ride, Inc.; Quality Transportation, Inc.; and Magic Transportation, Inc.; all districts (Emergency Medical Services Department).

2. Confirmation of the County Chairman's appointment of Jane L. Myers, R.N., as manager of the Medical Clinic (Health and Community Services Division Office).

Planning and Development Division

1. Receipt and filing of the minutes of the Windermere Water and Navigation Control District Advisory Board meeting of February 23, 1996, District 1 (Environmental Protection Department).

2. Receipt and filing of the minutes of the Lake Jessamine Water Advisory Board meeting of February 15, 1996, District 4 (Environmental Protection Department).

3. Receipt and filing of the minutes of the Lake Holden Advisory Board meeting of January 25, 1996, District 4 (Environmental Protection Department).

4. Approval of a resolution establishing uniform requirements regarding terms of office, removal from office, attendance, and rules of procedure for all lake and water and navigation control advisory boards (Environmental Protection Department).

   (Resolution No. 96-M-20 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

5. Approval and execution of the HOME Partnership Agreement among the County, the Orlando Neighborhood Improvement Corporation, and the Housing Authority of the City of Winter Park, District 5 (Housing and Community Development Department).

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

6. Approval and execution of an amendment to a Multi-family Affordable Housing Funding and Program Administration Agreement between the County and the Central Florida Community Reinvestment Corporation, all districts (Housing and Community Development Department).

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

7. Approval of the Amended 1995/96 and 1996/97 SHIP Local Housing Assistance Plan and execution of a resolution adopting the plan, all districts (Housing and Community Development Department).

   (Resolution No. 96-M-21 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

8. Approval of a resolution adopting gated community minimum standard conditions, all districts (Planning Department).

(Resolution No. 96-M-22 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

9. Approval and execution of the Road Impact Fee Agreement regarding an alternative traffic study between Florida Express Lube and the County, District 3 (Planning Department).

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

Public Works Division

1. Approval to issue Borrow Pit Excavation Permit 95-E4-399 and grant a waiver of the normal boundary survey requirements, District 4 (Development Engineering Department).

2. Approval of traffic controls in the Pine Castle Elementary school area as follows:

   - Modify established one-way, westbound traffic on Waltham Avenue between Randolph Street and Hansel Avenue to be effective only from:

     - 7:30 a.m. to 8:30 a.m., Monday through Friday;
     - 1:30 p.m. to 2:30 p.m., Monday, Tuesday, Thursday, and Friday;
     - 12:30 p.m. to 1:30 p.m., Wednesday;

   - Restrict the established "No Parking" zone on the south side of Waltham Avenue between Randolph Street and Hansel Avenue to be effective only from 7 a.m. to 4 p.m., Monday through Friday;

   District 4 (Traffic Engineering Department).

3. Approval to install "12-Ton Weight Limit" signs on Keystone Heights Street eastbound at Overland Road and on Keystone Heights Street westbound approaching the intersection of Merrit Road, District 2 (Traffic Engineering Department).

4. Approval to install a "Stop" sign on Glenmont Lane at Elm Street, District 3 (Traffic Engineering Department).

5. Approval of "Stop" and "Yield" sign installations in Emerald Forest Unit 2 Subdivision, District 1 (Traffic Engineering Department).

6. Approval of "Yield" sign installations in Cypress Landing Phase Three Subdivision, District 1 (Traffic Engineering Department).

7. Approval of "Yield" sign installation in Rosetta Villas Subdivision, District 2 (Traffic Engineering Department).

8. Approval of "Stop" and "Yield" sign installations in Villages II at Eastwood Phase 1 Subdivision, a replat of a portion of Parcels 3 and 4, Deer Run South Planned Urban Development Phase 1, District 4 (Traffic Engineering Department).

9. Approval of "Yield" sign installations in Waterford Lakes Tract N-25A Subdivision, District 4 (Traffic Engineering Department).

10. Approval of "Yield" sign installations in GreenPointe Subdivision, District 4 (Traffic Engineering Department).

11. Approval of "Yield" sign installations in Dean's Reserve Subdivision, District 5 (Traffic Engineering Department).

NONAGENDA - KEENE PARK BOAT RAMP

Commissioner's Report
Commissioner Freeman distributed for the Board member's information a report prepared by the Phoenix Environmental Group, Inc. The report is entitled "Analysis of Factors Influencing the Proposed Keene Park and Boat Ramp Facility on Lake Isleworth in the Butler Chain of Lakes."

NONAGENDA - WRONGFUL TERMINATION CLAIM

Commissioner's Report
Commissioner Freeman reported that he received a letter from the firm of Williams, McGuire, Bragg, and Head regarding the claim of wrongful termination of John Bohman, William Driburg, Ed Jones, James Johnson, John Kent, Don Payne, and Reginald Williams; former Fire Rescue Division employees.

County Administrator Jean Bennett stated that the County Attorney's Office will handle the matter and send a copy of its response to the Board members.

Vice-chairman Johnson adjourned the morning session.

MEETING RECONVENED

The Board of County Commissioners reconvened in Commission Chambers on the First Floor, Orange County Administration Center. The following were present:

- Vice-chairman Mary Johnson
- Commissioners Bob Freeman, Tom Staley, Clarence Hoenstine, and Mable Butler

- Deputy County Administrator Howard Tipton
- County Attorney Tom Wilkes
- Director of Finance as Clerk Mark Fostier
- Assistant Deputy Clerk Tom Stark

County Chairman Chapin and Commissioner Donegan were absent.

The Board paused for an invocation by the Reverend Susan York, pastor of Grace United Church of Orlando, followed by the Pledge of Allegiance to the Flag.

Presentation of Proclamation designating April 21 through April 27, 1996, as "County Government Week."

Vice-chairman Johnson read a proclamation designating the week of April 21 through 27, 1996, as County Government Week and announced the County-sponsored events commemorating County Government Week.

COUNTY CONSENT AGENDA ITEM DEFERRED FOR DISCUSSION

Fiscal and Human Resources Division

17. Approval of issuance of Orange County Health Facilities Authority Hospital Revenue Bonds, Series 1996A (Orlando Regional Healthcare System), in a principal amount not to exceed $200,000,000 (Orange County Health Facilities Authority).

    Commissioner's Report
    Commissioner Freeman stated he received the information he requested regarding the bonds.

    Motion
    Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved issuance of Orange County Health Facilities Authority Hospital Revenue Bonds, Series 1996A (Orlando Regional Healthcare System) in a principal amount not to exceed $200,000,000.

    (Resolution No. 96-B-04 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

COUNTY CONSENT AGENDA ITEM DEFERRED FOR DISCUSSION

Fiscal and Human Resources Division

5. Approval to enter into a three-year term contract, renewable for an additional 24 months, with the proprietary source, Motorola, Inc., for continuing purchases of radios and equipment for all Orange County departments that utilize 800MHz and 900MHz radio backbone network. The estimated annual amount will be $500,000.

   Staff Report
   County Administrator Jean Bennett announced that this item will appear on the April 30, 1996, agenda.

   Motion
   The Board did not take any action.

BOARD OF ZONING ADJUSTMENT RECOMMENDATIONS OF APRIL 4, 1996

Motion
Upon a motion by Vice-chairman Johnson, seconded by Commissioner Staley, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board accepted the recommendations of the Orange County Board of Zoning Adjustment under the date of April 4, 1996, with the exception of Item 18 subject to the usual right of appeal by any aggrieved parties; and further, deferred Board consideration of Item 18 in the name of Clifton's Tower Service until after the final public hearing to consider the proposed Communications Tower Ordinance, April 30, 1996, at 2:45 p.m.

For the record, appeals of the recommendations of the Orange County Board of Zoning Adjustment under the date of April 4, 1996. were filed in the Zoning Department and scheduled by the Comptroller Clerk's Office for public hearing, as follows:

- Appellant: Windy Whittlesey; Applicant: Michael Ramey, Item 20; Public Hearing date: May 21, 1996, at 2:45 p.m.

- Appellant/Applicant: Hugh Harling, Harling Locklin and Associates, Inc., "Sadie's Grove" Item 7, Public Hearing date: May 21, 1996, at 2:45 p.m.

- Appellant/Applicant: Giovanni Krasniqi, Johnny's Diner, Item 16; Public Hearing date: May 21, 1996, at 2:45 p.m.

ORDINANCE PUBLIC HEARING - AMENDING ORANGE COUNTY CODE, CHAPTER 38, ZONING; THE COMMUNICATIONS TOWER ORDINANCE; AMENDING THE ACTUAL LIST OF PERMITTED, CONDITIONAL, OR PROHIBITED USES WITHIN ZONING CATEGORIES FOR A PLANNED DEVELOPMENT DISTRICT (2ND HEARING)

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

AN ORDINANCE AMENDING THE ACTUAL LIST OF PERMITTED, CONDITIONAL OR PROHIBITED USES WITHIN ZONING CATEGORIES IN THE UNINCORPORATED AREA OF ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY CODE, CHAPTER 38, ZONING; AMENDING SECTION 38-1206 AND CREATING SECTION 38-1236 TO PROVIDE STANDARDS AND CRITERIA FOR COMMUNICATIONS TOWERS IN THE P-D PLANNED DEVELOPMENT DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

Staff Report
Zoning Coordinator Gail Tyree reviewed the proposed ordinance and outlined its provisions.

Appearances
No one appeared in favor of or in opposition to the proposed ordinance.

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

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Staley, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board continued the second of two public hearings to consider the proposed ordinance amending the actual list of permitted, conditional, or prohibited uses within zoning categories for a Planned Development District until April 30, 1996, at 2:45 p.m.

ORDINANCE PUBLIC HEARING - AMENDING ORANGE COUNTY CODE, SUBSECTION 2-208(4), THE ADVISORY BOARD ORDINANCE, ADDING A REQUIREMENT THAT EACH BOARD ADOPT RULES

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

AN ORDINANCE PERTAINING TO ADVISORY BOARDS IN ORANGE COUNTY; AMENDING SUBSECTION 2-208(4) OF THE ORANGE COUNTY CODE BY ADDING A REQUIREMENT THAT EACH BOARD ADOPT RULES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Report
County Attorney Tom Wilkes reviewed the proposed ordinance and outlined its provisions.

Appearances
No one appeared in favor of or in opposition to the proposed ordinance.

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

Motion
Upon a motion by Commissioner Staley, seconded by Commissioner Hoenstine, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted the proposed ordinance pertaining to advisory boards in Orange County; amending subsection 2-208(4) of the Orange County Code by adding a requirement that each board adopt rules.

(Ordinance No. 96-09 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

PETITION TO VACATE PUBLIC HEARING - APPLICANT: ELIVIRA SANABRIA; PETITION TO VACATE 95-35, A 30.0-FOOT BY 6.7-FOOT PORTION OF A 10.0-FOOT UTILITY EASEMENT; DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Elivira Sanabria, Petition to Vacate 95-35, to vacate a 30.5-foot by 6.7-foot portion of a 10.0-foot utility easement; on property generally located in the Granada Villas Subdivision at the southeast corner of Sand Lake Road and Apopka-Vineland Road at 8200 Andalucia Court; District 1; Section 34, Township 23, Range 28; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with Vice-chairman Johnson and all present members voting AYE by voice

vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the a 30.5-foot by 6.7-foot portion of a 10.0-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: DIOCESE OF THE ARMENIAN CHURCH OF AMERICA; PETITION TO VACATE 95-54; A 15.0-FOOT RIGHT-OF-WAY; DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by the Diocese of the Armenian Church of America, Petition to Vacate 95-54, to vacate a 15.0-foot right-of-way; on property generally located on the west side of Vineland-Winter Garden Road approximately 1.5 miles west of its intersection with Apopka-Vineland Road; District 1; Section 16, Township 24, Range 28; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter reviewed the request and the recommendation for approval of the Petition to Vacate as submitted.

Appearances
The following persons addressed the Board with general comments:

- David Rice (no address given), for Grand Cypress Resort.

- Angelica Harvey (no address given), for the applicant.

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

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 15.0-foot right-of-way 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: ALBERT L. COPELAND; PETITION TO VACATE 95-57, A 1.5-FOOT BY 28.0-FOOT UTILITY EASEMENT; DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Albert L. Copeland, Petition to Vacate 95-57, to vacate a 1.5-foot by 28.0-foot utility easement; on property generally located in the Anderson Manor Subdivision at the southwest corner of Massey Avenue and Tichnor Street; District 1; Section 27, Township 22 South, Range 27 East; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 1.5-foot by 28.0-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: ORANGE PETROLEUM, INC.; PETITION TO VACATE 96-05, A 10-FOOT UTILITY EASEMENT; DISTRICT 2

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Orange Petroleum, Inc., Petition to Vacate 96-05, to vacate a 10.0-foot utility easement; on property generally located on the west side of Apopka Boulevard approximately 1/2 mile north of Overland Road; District 2; Section 24, Township 21 South, Range 28 East; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Staley, seconded by Commissioner Butler, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 10.0-foot utility easement described as above.

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

PETITION TO VACATE PUBLIC HEARING - APPLICANT: ROBERT W. HODSON, II; PETITION TO VACATE 96-09, A 6.0-FOOT PORTION OF A 15.0-FOOT UTILITY EASEMENT; DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Robert W. Hodson, II, Petition to Vacate 96-09, to vacate a 6.0-foot portion of a 15.0-foot utility easement; on property generally located in the Woodbury First Addition Subdivision at the southeast corner of Hurd Avenue and Lake Margaret Drive, or 4800 Berrywood Drive; District 4; Section 09, Township 23, Range 30; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Hoenstine, seconded by Commissioner Freeman, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 6.0-foot portion of a 15.0-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: DR. CHRISTOPHER RAFFERTY; PETITION TO VACATE 96-10; A 5.0-FOOT UTILITY EASEMENT; DISTRICT 2

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Christopher Rafferty, Petition to Vacate 96-10, to vacate a 5.0-foot utility easement; on property generally located on the north side of Lee Road approximately 3300 feet west of its intersection with U.S. 17-92; District 2; Section 01, Township 22, Range 29; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Staley, seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 5.0-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: KELLY CONCEPTS, INC.; PETITION TO VACATE 96-11, A 10.0-FOOT UTILITY EASEMENT; DISTRICT 2

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Kelly Concepts, Inc., Petition to Vacate 96-11, to vacate a 10.0-foot utility easement; on property generally located along the common lot line between between Lots 92 and 93 of the Willow Creek Phase IIIB Subdivision at the southeast corner of Hiawassee Road and Beggs Road; District 2; Section 36, Township 21, Range 28; Orange County, Florida.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Public Works Division Deputy Director Bill Baxter 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 request.

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Staley, seconded by Commissioner Freeman, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board adopted a resolution vacating the 10.0-foot utility easement as described above.

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

SUBSTANTIAL CHANGE PUBLIC HEARING - APPLICANT: SHIRLEY BOYKIN, METROPOLITAN URBAN LEAGUE, INC., PINE HILLS CENTER PLANNED DEVELOPMENT; TO ELIMINATE CONDITION 6 REGARDING WALL AND FENCING (CONTINUED FROM JANUARY 9, 1996, AND FEBRUARY 6, 1996); DISTRICT 2

By consensus, the Board reopened the public hearing to consider a substantial change request by Shirley Boykin for the Metropolitan Urban League, Inc., Pine Hills Center Planned Development, to eliminate Condition 6 regarding the wall and

fencing requirement along the north and west property lines, continued from the February 6, 1996, Board meeting.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Planning Department Manager David Heath announced that this request has been withdrawn.

Action
By consensus, the Board accepted the applicant's withdrawal.

SUBSTANTIAL CHANGE PUBLIC HEARING - APPLICANT: DAVID BARKER, ISLEWORTH PLANNED DEVELOPMENT (PD) /LAND USE PLAN (LUP); AMEND LUP TO ALLOW OPERATION OF REAL ESTATE BROKERAGE OFFICE (NEW AND EXISTING SALES) (CONTINUED FROM MARCH 19, 1996); DISTRICT 1

By consensus, the Board reopened the public hearing to consider a substantial change request by David Barker for Isleworth Planned Development (PD)/Land Use Plan (LUP) to allow the operation of a Real Estate Brokerage Office for both initial property sales as well as resales of existing homes within Isleworth, continued from the March 19, 1996, Board meeting.

(The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Planning Department Manager David Heath explained that the public hearing was continued so the Development Review Committee (DRC) could reconsider the request. Mr. Heath reviewed the change request and stated the DRC recommended approval of the substantial change to allow sales of lots in a residential area for five (5) years, to May 1, 2001, for new sales only and approval for resales for six (6) months only.

A court reporter, Nanette Hernandez of Barbara Perry & Company, was present. Assistant Deputy Clerk Tom Stark read the Notice of Appeal into the record.

A court reporter, Jeanne Evans of Century Court Reports, was present; Assistant Deputy Clerk Tom Stark read the Notice of Appeal into the record.

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

- Peter Latham, Esquire; 390 North Orange Avenue, Suite 600, Orlando, Florida; for the applicant.

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

- Jim Driscoll, 5243 Isleworth Country Club Drive, Orlando, Florida.

Vice-chairman Johnson accepted the following exhibit from Mr. Latham:

- Clerk's Composite Exhibit 1

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Legal Counsel
County Attorney Tom Wilkes clarified that this request does not constitute spot zoning.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved the request by David Barker for Isleworth Planned Development/Land Use Plan to allow the operation of a Real Estate Brokerage Office for both initial property sales as well as resales of existing homes within Isleworth for five (5) years, to May 1, 2001, which constitutes a substantial change to the development on the above-described property; and further, directed staff to develop regulations addressing resales of existing homes.

REZONING PUBLIC HEARING - APPLICANT: MIRANDA FITZGERALD, ESQUIRE; LAKE BRYAN PLANNED DEVELOPMENT (PD)/LAND USE PLAN (LUP)/DEVELOPMENT OF REGIONAL IMPACT (DRI); TO CHANGE ZONING CLASSIFICATION AND APPROVAL OF MIXED-USE PROJECT, DRI, AND DEVELOPMENT ORDER (CONTINUED FROM DECEMBER 12, 1995; JANUARY 9, 1996; FEBRUARY 13, 1996, AND MARCH 26, 1996)); DISTRICT 1

By consensus, the Board reopened the public hearing to consider a request by Miranda Fitzgerald, Esquire, for Lake Bryan Planned Development (PD)/Land Use Plan (LUP)/Development of Regional Impact (DRI), to rezone the 162.48-acre property from commercial and agricultural designations to Planned Development, approve a mixed-use project, DRI, and development order; continued from the March 26, 1996, Board meeting.

(The legal description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report
Planning Department Manager David Heath outlined the request and explained the hearing was continued to address issues regarding access for an adjacent property owner.

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

- Miranda Fitzgerald, Esquire, applicant; Lowndes, Drosdick, Doster, Kantor, and Reed, P.A.; 214 North Eola Drive, Orlando, Florida.

The following person addressed the Board with general comments:

- Hugh Harling, Harling Locklin and Associates; 850 Courtland Street, Orlando, Florida; for Mary Lamar and the Rybolt family, adjacent property owners.

- Mary Lamar (no address given).

Discussion
Vice-chairman Johnson closed the hearing and opened the matter for Board discussion.

Motion
Upon a motion by Commissioner Freeman, seconded by Commissioner Hoenstine, and carried with Vice-chairman Johnson and all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved request by Miranda Fitzgerald, Esquire, for Lake Bryan Planned Development (PD)/Land Use Plan (LUP)/Development of Regional Impact (DRI), to rezone the 162.48-acre property from commercial and agricultural designations to Planned Development further, approved the Land Use Plan (LUP) for a mixed-use project on the above-described property subject to the following conditions:

1. **Development shall conform to the Lake Bryan PD/DRI, dated "Received August 2, 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. **A dedicated access shall be provided to the north property line to allow access to the Little Lake Bryan PD/DRI consistent with the joint north,**

south easement to Little Lake Bryan at a location to be determined at development plan stage.

3. **Prior to development plan submittal, a master drainage study consistent with Orange County requirements shall be submitted for approval.**

4. **To the extent required to comply with the consistency provisions of the Growth Management Act, the following additional conditions shall be added to the conditions of approval:**

   a. **Land use changes shall be limited to those stated in Policy 1.1.3 of the International Drive Activity Center Plan. Furthermore, Policy 1.1.6 of the International Drive Activity Center Plan dealing with prohibited uses shall apply to development approvals. Notwithstanding the foregoing, agricultural uses shall continue to be permitted uses in each parcel depicted on the master plan until such time as construction activities which preclude agricultural uses commence in that particular parcel.**

   b. **The Development Guidelines of the International Drive Activity Center shall apply to the subject property if they are established prior to development plan submittal, including but not limited to lighting standards, sign regulations, open space regulations, trip reduction program, access management controls, transit access design standards, building orientation, and location of the parking lots.**

   c. **The property owner shall be required to participate in a property owners' association upon its creation.**

   d. **Required stormwater management facilities shall be designed as an aesthetic feature, except: i)where determined by the County Engineer to be technically unfeasible or ii) where the facilities are not readily visible by the public.**

   e. **A 20-foot-wide pedestrian/landscape/utility easement plus a 15-foot-wide transit easement along International Drive for a total of 35 feet (with the transit easement closest to International Drive), shall be included in the development plan.**

   f. **Sidewalks shall be a minimum of ten (10) feet wide along International Drive.**

   g. **Participation in a shuttle service connecting area attractions, major transportation centers, and on-site development shall be required.**

5. **Prior to any development plan submittal, a mitigation plan for Conservation Area encroachment shall be submitted to Orange County for review and approval.**

6. **The developer shall obtain wastewater and water service from Orange County subject to County rate resolutions and ordinances. No construction plans will be approved until capacity has been obtained.**

7. **Prior to construction plan approval, the developer shall work with the County in utilizing reclaimed water for landscape and green area irrigation when available.**

8. **A 20-foot stabilized grassed and gated emergency access and utility easement shall be constructed from Vineland Avenue to the proposed hotel site.**

9. **Prior to approval of any development plan, an access plan for Tax Parcel Number 27-24-28-5844-00-310 (the Lamar Parcel) shall be approved by the County.**

and further, approved the Lake Bryan Development of Regional Impact (DRI) and Development Order.

FISCAL AND HUMAN RESOURCES DIVISION DISCUSSION AGENDA (CONTINUED)

4. Approval to contract with the Florida Atlantic University/Florida International University (FAU/FIU) Joint Center for Environmental and Urban Problems to conduct an analysis/determine feasibility of establishing an Interim Services Fee for Orange County (OMB).

   Staff Report
   Office of Management and Budget Manager Sharon Donoghue defined interim services fees and explained the difference between interim services fees and impact fees. Ms. Donoghue outlined what services could be subject to an interim services fee and pointed out the local municipalities that currently levy an interim services fee.

   Ms. Donoghue discussed the estimated annual revenue from the proposed fee and how the revenue could be utilized. She explained why an outside entity should conduct the study, and the cost of the study. In conclusion, she outlined a timeline for completing the study and implementing an interim services fee.

   Discussion
   The Board discussed the possible passage by the Florida Legislature of a Bill relating to partial year assessments and how it affects this issue, the

number of separate fees currently in force, and deleting this item from the agenda and rescheduling it a part of a discussion relating to all current fees and taxes.

Motion
By consensus, the Board directed staff to reschedule this item as part of the budget process including a matrix of the various fees, costs, and budget priorities.

5. Approval of the fee revisions and approval and execution by the Chairman of the Fee Resolution (OMB).

Staff Report
Budget Analyst Lynn Wiggins summarized the proposed fee revisions and acknowledged the staff members that were present to respond to questions.

Discussion
The Board members discussed fee revisions proposed by each department.

Motion
Upon a motion by Commissioner Hoenstine, seconded by Commissioner Butler, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board approved the proposed fee revisions with the exception of the Fire Rescue Division's Additional Services Records Research Fee.

(Resolution No. 96-M-23 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

ADDENDUM 1 - COUNTY COMPTROLLER CONSENT AGENDA

6. Approval for legislative lobbyist to request that the Legislature table House Bill 1969 until the 1997 legislative session.

Staff Report
County Administrator Jean Bennett reported that Assistant County Administrator Lane Stephens and Chief Deputy Comptroller Jim Moye met with individuals involved in collection of the Public Services Tax in Tallahassee and drafted some technical amendments to House Bill 1969 which are acceptable to the County Comptroller and which would make the Bill acceptable to the County.

Ms. Bennett recommended that the Board direct staff to pursue the following strategy:

- Push the adoption of all proposed amendments.
- Oppose and work vigorously to kill the Bill if the amendments are not adopted in their entirety.
- Encourage, as a fallback position, tabling the Bill.

Motion
Upon a motion by Commissioner Butler, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; County Chairman Chapin and Commissioner Donegan were absent; the Board directed staff to pursue the following strategy regarding House Bill 1967:

- **Push the adoption of all proposed amendments.**
- **Oppose and work vigorously to kill the Bill if the amendments are not adopted in their entirety.**
- **Encourage, as a fallback position, tabling the Bill.**

NONAGENDA - THE WESTERN BELTWAY

Commissioner's Report
Commissioner Freeman reported that he met with a representative from the Florida Power Corporation who indicated that the State Department of Transportation is considering allowing the placement of transmission lines along the Western Beltway which would allow removal of transmission lines in some residential areas.

WORKSESSION - UNDERDRAINS/WATERTABLES/ROADS

Staff Report
Development Engineering Department Manager James Show reviewed the historical problems regarding underdrains/watertables/roads. Mr. Show discussed road design standards, the role of underdrains, and pavement failures.

Mr. Show discussed ways to involve the development community and citizens in addressing the problem. In conclusion, he outlined staff's recommendations for addressing the problems.

Discussion
The Board discussed pre-existing conditions which can be addressed by the proposed stormwater utility, regulations to address new development, and developer accountability.

ORDINANCE PUBLIC HEARING - AMENDING ORANGE COUNTY CODE, CHAPTER 38, ZONING; POOL DECK AND SCREEN ENCLOSURE SETBACKS (1ST HEARING)

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

AN ORDINANCE AMENDING THE ACTUAL LIST OF PERMITTED, CONDITIONAL OR PROHIBITED USES WITHIN ZONING CATEGORIES IN UNINCORPORATED ORANGE COUNTY; AMENDING CHAPTER 38, ZONING; AMENDING SECTION 39-79(10)F.1. TO PROVIDE THAT POOL DECKS AND SCREEN ENCLOSURES OR SECURITY FENCES MAY EXTEND UP TO THE ZERO LOT LINE IN A ZERO SIDE YARD DEVELOPMENT; AND PROVIDING AN EFFECTIVE DATE.

Staff Report
Zoning Department Assistant Manager Mitch Gordon reviewed the proposed ordinance and outlined its provisions. Mr. Gordon summarized the Local Planning Agency and Planning and Zoning Commission recommendations regarding the ordinance.

Appearances
The following persons addressed the Board in opposition to the proposed ordinance:

- John Suski, 11230 Purple Plum Court, Orlando, Florida.

- Frank A. Viteritto, 5637 Parkview Lake Drive, Orlando, Florida, for the Parkview Pointe Homeowners' Association.

No one appeared in favor of the proposed ordinance.

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

Vice-chairman Johnson announced that the second of two public hearings to consider the proposed ordinance will be held on April 30, 1996, at 2:45 p.m.

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 6 p.m.