

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, September 10, 1996. The following were present:

- County Chairman Linda Chapin
- Commissioners Bob Freeman, Tom Staley, Mary Johnson, Clarence Hoenstine, Bill Donegan, and Mable Butler
- County Administrator Jean Bennett
- County Attorney Tom Wilkes
- Chief Deputy Comptroller as Clerk Jim Moye
- 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 Sylvia Johnson of the Human Resources Department, followed by the Pledge of Allegiance to the Flag.

Presentation of Service Awards

County Chairman Chapin presented service awards and pins to the following employees:

- Richard H. Taunton, Fleet Management Department, for 20 years of service.
- Sondra C. Brown, Human Services Department, for 30 years of service.
- Willie Sanders, Highway Maintenance Department, for 30 years of service.

COUNTY DISCUSSION AGENDA - FISCAL AND HUMAN RESOURCES DIVISION

1. Selection of one firm and one alternate to provide engineering services for paving and drainage improvements to the Annandale Park Subdivision, RFP Y6-823-MK ([Public Works Engineering Department] Purchasing and Contracts Department).

Staff Report

County Administrator Jean Bennett requested that the Board select one firm and one alternate to enter into contract negotiations to provide paving and drainage improvements to the Annandale Park Subdivision, RFP YC-823-MK, from the following firms listed alphabetically:

- Angel and Associates
- Miller-Sellen and Associates

Discussion

The Board discussed the amount of work the firms have previously performed for the County and whether the firms are equal opportunity employers.

Motion

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

- #1 Angel and Associates
- #2 Miller-Sellen and Associates

and further, authorized staff to enter into contract negotiations to provide paving and drainage improvements to the Annandale Subdivision, RFP Y6-823-MK.

- 2. Selection of one firm and two ranked alternates to provide engineering services for International Drive improvements, RFP Y6-825-MK ([Convention Center Construction Department] Purchasing and Contracts Department).

Staff Report

County Administrator Jean Bennett requested that the Board select one firm and two ranked alternates to enter into contract negotiations to provide engineering services for International Drive improvements, RFP Y6-825-MK, from the following firms listed alphabetically:

- DeLeuw, Cather, and Company
- GAI Consultants-Southeast, Inc.
- Kunde, Sprecher, and Associates, Inc.

Motion

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

- #1 Deleuw, Cather, and Company
- #2 GAI Consultants-Southeast, Inc.
- #3 Kunde, Sprecher, and Associates, Inc.

and further, authorized staff to enter into contract negotiations to provide engineering services for International Drive improvements, RFP Y6-825-MK.

- 3. Selection of one firm and one alternate to provide engineering services for the North Tanner Road construction project (Lake Pickett Road to McCulloch Road), RFP Y6-826-MK ([Public Works Engineering Department] Purchasing and Contracts Department).

Staff Report

County Administrator Jean Bennett requested that the Board select one firm and one alternate to enter into contract negotiations to provide engineering services for the North Tanner Road construction project (Lake Pickett Road to McCulloch Road), RFP Y6-826-MK, from the following firms listed alphabetically:

- Bowyer-Singleton and Associates, Inc.
- Gee and Jenson, Inc.

Discussion

The Board discussed distributing work among different firms, the number of points awarded to the firms and their close scoring, whether the firms are equal opportunity employers, and their rating by the Minority/Womens Business Enterprise representative.

Motion

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

- #1 Bowyer-Singleton and Associates, Inc.
- #2 Gee and Jenson, Inc.

and further, authorized staff to enter into contract negotiations to provide engineering services for the North Tanner Road construction project (Lake Pickett Road to McCulloch Road), RFP Y6-826-MK.

COUNTY CONSENT AGENDA

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board:

- deleted Administrative Support Division Item 1;
- deferred Fiscal and Human Resources Division Item 6 for discussion (see page 45);

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

County Administrator

1. Approval and execution of the fiscal year 1996-97 funding agreement for the International Drive Master Transit and Improvement District, Districts 1 and 6 (County Administrator).

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

2. Approval of the Grant-In-Aid Agreement authorizing the State Court Administrator to make payment to the County in the amount of \$50,888.50 to reimburse the County for court reporter expenses (Intergovernmental Affairs Department).

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

County Attorney

1. Approval of settlement of a bond estreature in the case of the State of Florida vs. Osmond Haddad, Case No. CR92-3318, in the amount of \$25,000 (County Attorney).

County Comptroller

1. Approval to dispose of assets through sealed bid, trade-in, replacement by the vendor for an allowance toward new equipment, cannibalization of assets permanently damaged by lightning for salvageable parts, and transfer to the Sheriff's Office (Property Accounting Department).
2. Approval of the minutes of the August 27, 1996, meeting of the Board of County Commissioners (Clerk of the Board of County Commissioners).
3. Acknowledge "File for the Record" documents received in the Office of the Comptroller Clerk of the Board of County Commissioners as follows:
 - a. Florida Public Service Commission Notice of Cancellation of Commission Hearing re: Docket No. 951354-TL, Notice of Election of Price Regulation by BellSouth Telecommunications, Inc.; dated August 12, 1996.
 - b. Central Florida Research Park 1995-96 Budget; dated August 16, 1996.

- c. Florida Public Service Commission Order canceling the August 2, 1996, hearing and granting a motion for informal proceeding pursuant to Section 120.57(2), Florida Statutes re: Docket No. 951069-TL, petition and complaint of Harris Corporation against BellSouth Telecommunications, Inc., concerning complex inside wiring; dated August 1, 1996.
- d. Florida Public Service Commission Notice of Hearing re: Docket No. 960001-EI, fuel and purchased power cost recovery clause and generating performance incentive factor; dated July 31, 1996.
- e. Florida Public Service Commission Notice of Hearing and Prehearing re: Docket No. 960757-TP, petition by Metropolitan Fiber Systems of Florida, Inc.; for arbitration with BellSouth Telecommunications, Inc.; concerning interconnection rates, terms, and conditions; pursuant to the Federal Telecommunications Act of 1996; dated July 31, 1996.

(Comptroller Clerk of the Board of County Commissioners)

- 4. 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 August 27, 1996, through August 30, 1996; total of \$14,384,956.51.
 - Week of September 3, 1996, through September 9, 1996; total of \$5,868,382.40.

(Finance and Accounting Department)

Administrative Support Division

- 1. Approval and execution by the County Chairman and authorization to record instruments in connection with two distribution easements across County-owned property: New Florida Power Corporation feeder exit from Econ Substation, Distribution Easements, District 5 (Real Estate Management Department).

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

- 2. Approval and authorization to record instrument: Summit Park Place, Drainage Easement, District 2 (Real Estate Management Department).

3. Approval and execution of a resolution designating the Juvenile Courthouse as the "Thomas S. Kirk Juvenile Justice Center" in tribute to the Honorable Thomas S. Kirk (Real Estate Management Department).

(Resolution 96-M-41 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Division of Information Services Technologies

1. Approval of an additional amount of \$3,500 payable to James Steven Smith, Data and Applications Department Manager, as reimbursement of moving expenses totaling \$6,000 (Division Office).

Fiscal and Human Resources Division

1. Approval to award Invitation for Bid Y6-406-RW to the low responsive and responsible bidder, Ringhaver Equipment Company, for the lease/purchase of one large-track bulldozer, Caterpillar D8R, in the total amount of \$342,116.40 payable over a period of forty-eight (48) months ([Solid Waste Department] Purchasing and Contracts Department).
2. Approval to award Invitation for Bid Y6-750-PW to the low responsive and responsible bidder, Prime Construction Group, Inc., for roadway, drainage, and sidewalk improvements for a portion of Park Avenue in the City of Winter Garden. The total cost is \$204,500 ([Highway Construction Department] Purchasing and Contracts Department).
3. Approval to award Invitation for Bid Y6-756-PW to the low responsive and responsible bidder, Trimble Enterprises, Inc., for Kaley Street sidewalk improvements. The total cost is \$175,837.92 ([Highway Construction Department] Purchasing and Contracts Department).
4. Approval to award Invitation for Bid Y6-757-PW to the low responsive and responsible bidder, Castle Design and Construction, Inc., to improve the paving and drainage conditions of Sasson Avenue. The total cost is \$204,461 ([Highway Construction Department] Purchasing and Contracts Department).
5. Approval to award Invitation for Bid Y6-759-CT to the low responsive and responsible bidder, Pipeline, Inc., of Pinellas County, to update and install a water main to convey treated water from the new Eastern Regional Water Supply Facility to the Conway area. The total cost is \$6,260,392 ([Utilities Engineering Department] Purchasing and Contracts Department).
6. Approval to award Invitation for Bid Y6-761-CT to the low responsive and responsible bidder, Wharton Smith, Inc., for the South Service Area Reuse

Improvements Project: Part 1, Reclaimed Water Storage and Pumping Facilities; Part 2, South Service Area Reuse Pipeline. The total cost is \$10,677,000 ([Utilities Division] Purchasing and Contracts Department).

(As stated in the above motion, this item was deferred for discussion. See page 45.)

7. Approval to award Invitation for Bid Y6-762-PW to the low responsive and responsible bidder, Trimble Enterprises, Inc., for construction of a paved road from Ulster Road to Thompson Road. The total cost is \$390,394.42 ([Highway Construction Department] Purchasing and Contracts Department).
8. Approval to award Invitation for Bid Y6-764-PW to the low responsive and responsible bidder, Baron Construction Group, Inc., for replacement of an existing drainage structure and improvement of roadway safety on Lake Pickett Road. The total cost is \$192,269.40 ([Highway Construction Department] Purchasing and Contracts Department).
9. Approval to award Invitation for Bid Y6-765-PW to the low responsive and responsible bidder, Stage Door Two, Inc., for safety and geometric improvements to Good Homes Road and White Road intersection. The total cost is \$178,498.50 ([Utilities Division] Purchasing and Contracts Department).
10. Approval to award Invitation for Bid Y6-766-PW to the low responsive and responsible bidder, C and L Landscape, Inc., for landscape improvements to University Boulevard from S.R. 436 to Rouse Road. The total cost is \$257,183 ([Planning and Development Division] Purchasing and Contracts Department).
11. Approval to award Invitation for Bid Y6-768-PW to the low responsive and responsible bidder, Georgetown Enterprises, Inc., for the implementation of erosion protection to the banks of the Little Wekiva River. The total cost is \$190,500 ([Stormwater Management Department] Purchasing and Contracts Department).
12. Approval to award Invitation for Bid Y6-771-CT to the low responsive and responsible bidder, Southern Site Works, Inc., for replacement of the University Inn wastewater pump station. The total cost is \$222,170 ([Utilities Division] Purchasing and Contracts Department).
13. Approval to award Invitation for Bid Y6-775-CT to the low responsive and responsible bidder, Encore Construction Company, for constructed improvements in the Southern Regional Water System Corrosion Control Facilities which will enable the County to comply with the lead and copper rule by the Florida Department of Environmental Protection deadline of

January 1, 1997. The total cost is \$558,900 ([Utilities Division] Purchasing and Contracts Department).

14. Approval to award Invitation for Bid Y6-778-CT to the low responsive and responsible bidder, Encore Construction Company, for constructed improvements in the Southern Regional Water System Corrosion Control Facilities which will enable the County to comply with the lead and copper rule by the Florida Department of Environmental Protection deadline of January 1, 1997. The total cost is \$373,100 ([Utilities Engineering Department] Purchasing and Contracts Department).
15. Approval to award Invitation for Bid Y6-779-PW to the low responsive and responsible bidder for the construction of wastewater and stormwater collection improvements in the Rio Pinar subdivision in an amount not to exceed the budget amount of \$3,095,000 ([Stormwater Management Department] Purchasing and Contracts Department).
16. Approval to award Invitation for Bid Y6-1005-JO to the low responsive and responsible bidder, Orlando Paving Company, for a one-year term contract, renewable for an additional twenty-four (24) months, to resurface various streets throughout the County with a one-inch asphalt overlay. The total cost is \$1,073,320 ([Highway Maintenance Department] Purchasing and Contracts Department).
17. Approval to award Invitation for Bid Y6-1008-HF to the low responsive and responsible bidders by lot: Lots 1 and 2 to Tri-County Supply, Inc., and Lot 3 to Pyramid School Products, for a one-year term contract, renewable for an additional twenty-four (24) months, to furnish janitorial supplies for the Corrections Division. The total estimated annual cost is \$400,000 ([Corrections Division] Purchasing and Contracts Department).
18. Approval of Task Authorization 4, Contract Y2-804H, with Glace and Radcliffe, Inc., for general construction related services during Eastern Regional Water and Wastewater System Improvements - Phase 2 construction phase. The total cost is \$141,695 ([Utilities Construction Department] Purchasing and Contracts Department).
19. Approval of Amendment 1, Task Authorization 37, Contract Y2-902, with Boyle Engineering, for additional engineering services for the Northwest Water Reclamation Facility Rerating - Phase II. The total cost is \$97,602 ([Utilities Engineering Department] Purchasing and Contracts Department).
20. Approval of Task Authorization 17, Contract Y5-905 with Ardaman and Associates, for continuing soils and materials testing services for the Eastern Regional Water Supply Facility and the service area ground water

monitoring program. The total cost is \$186,285.58 ([Utilities Engineering Department] Purchasing and Contracts Department).

21. Approval of Task Authorization 16, Contract Y4-907 with CH2M/Glace and Radcliffe - Joint Venture, to provide engineering and permitting services for the design of landfill expansion projects. The total cost is \$325,217 ([Utilities Engineering Department] Purchasing and Contracts Department).
22. Approval to enter into a formal contract with BJM Associates for engineering services for Cheney Highlands Subdivision paving and drainage improvements, RFP Y6-809-MK. The total cost is \$106,830 ([Engineering Department] Purchasing and Contracts Department).

(Contract will be on file in the Purchasing and Contracts Department.)

23. Approval of contract award to DRS, Limited, for reclaimed water irrigation line construction costs for the Eastwood Golf Club pursuant to the Water Reuse Agreement between the County and DRS, Limited, approved January 31, 1995. The total cost is \$706,236 ([Utilities Division] Purchasing and Contracts Department).

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

24. Approval to amend Contract Y4-152 with ISS Landscape Management Services, Inc., to provide for additional right-of-way landscape maintenance for highway construction beautification projects in the amount of \$68,116.70 ([Highway Maintenance Department] Purchasing and Contracts Department).
25. Approval to increase Contract Y6-124 with Wheelabrator Ridge for removal and off-site shredding of waste tires in the increased amount of \$91,844 ([Solid Waste Department] Purchasing and Contract Department).
26. Approval to enter into a contract with Alden Equipment, Inc., for four Ford 7740 tractors with air-conditioned cab and Alamo 24-foot machete boom mowers. The total cost is \$186,600 ([Highway Maintenance Department] Purchasing and Contracts Department).

(Contract is on file in the Purchasing and Contracts Department.)

27. Approval to award invitation for Bid FFE BP 1, to the low responsive and responsible bidder, Florida Business Interiors, to provide modular office system furniture for the new Courthouse. The total cost is \$1,280,523 ([Courthouse Construction Department] Purchasing and Contracts Department).

28. Approval to award Invitation for Bid Y6-177-HF to the low responsive and responsible bidders, Sound Bites Technical Staffing, Inc., and Aerial Rigging and Leasing, Inc., for a one-year term contract, renewable for an additional twenty-four (24) months to furnish rigging labor at the Convention Center. The total estimated annual cost is \$200,000 ([Convention Center] Purchasing and Contracts Department).
29. Approval of Budget Transfers 96-597 and 96-598 (OMB).

(Budget Transfers 96-597 and 96-598 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
30. Approval of Budget Amendments 96-88 and 96-89 (OMB).

(Budget Amendments 96-88 and 96-89 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
31. Approval of CIP Amendments 54-96 through 56-96 (OMB).

(CIP Amendments 54-96 through 56-96 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
32. Approval of payment of Intergovernmental claims for August 15 and 22, 1996, totaling \$355,163.54 (Risk Management Department).
33. Receipt and filing of the minutes of the August 8 and August 15, 1996, meeting of the Intergovernmental Risk Management Committee (Risk Management Department).
34. Approval to reinstate the Local-Minority/Womens Business Enterprise Loan Initiative Program through August 1997 (Business Development Department).

Health and Community Services Division

1. Approval and execution of Florida Department of Education Food and Nutrition Management Child Care Food Program Application, Agreement, and Policy Statement; and Tax Exempt Status Form. The term of the agreement is October 1, 1996, through September 30, 1997. The approximate maximum reimbursement will be \$1,031,388. No County match is required, all districts (Department of Community Affairs).

(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
2. Approval and execution of a memorandum of agreement/contract for off-site preparation of meals between the School Board and the County for the

period October 1, 1996, through September 30, 1997. There will be no cost to the County, all districts (Department of Community Affairs).

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

3. Approval and execution of a State of Florida Department of Health and Rehabilitative Services application for a License to Operate a Child Care Facility for the new Central Homeless Head Start Program for the period October 1, 1996, through September 30, 1997. There will be no cost to the County, District 6 (Department of Community Affairs).
4. Approval and execution of an application for the Year-Round Summer Food Service Program for Children and two Summer Food Service Program Agreements with the Florida Department of Education Food and Nutrition Management, and authorization for the department manager to sign monthly reimbursement claims. The maximum reimbursement will be approximately \$35,611, of which \$33,078 will be for operational costs (food/labor) and \$2,533 for administrative costs. The term of the agreement is October 1, 1996, through September 30, 1997. No County match is required, all districts (Department of Community Affairs).

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

5. Approval and execution of a lease agreement renewal between the City of Orlando and the County for the Callahan Neighborhood Center Head Start Program for the period September 11, 1996, through September 10, 1997. The cost of janitorial services, utilities, and maintenance will be \$7,464. There will be no additional cost to the County, District 6 (Department of Community Affairs).

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

6. Approval and renewal of a Certificate of Public Convenience and Necessity for the Winter Garden Fire Department to provide basic life support nontransport services. The term of the Certificate is October 1, 1996, through October 1, 1998, District 1 (Emergency Medical Services Department).

Planning and Development Division

1. Approval of \$56,000 in County economic development incentives for Standard Motor Products, Inc.'s, participation in Florida's Qualified Target Industry Tax Refund Program Resolution (Division Office).

(Resolution 96-M-40 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

2. Approval and payment of departmental review fees totaling \$160.50 for the Central Florida Children's Home Thrift Store, District 3 (Planning Department).
3. Approval to advertise resolutions to lien property cleaned by the County, pursuant to County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Resolutions to Lien: LC-96-062, LC-96-063, LC-96-064, LC-96-065, LC-96-067; Districts 2, 4, 5, and 6 (Zoning Department).

(Resolutions 96-ZON-57 through 96-ZON-61 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

4. Confirmation of nonsubstantial deviation (extension of the build-out date of the project) to the approved Lake Vista Village Development of Regional Impact and authorization for the County Chairman to execute an amended development order incorporating the changes, District 1 (Zoning Department).

(Amended development order is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Public Works Division

1. Approval to adopt a resolution to vacate the plat of Pepper Mill West, District 4 (Development Engineering Department).

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

2. Approval to replace the existing "Stop" sign with a "Yield" sign on the Palm Beach Drive eastbound approach to Palm Bluff Drive, District 2 (Traffic Engineering Department).
3. Approval to install "Stop" and "Yield" signs in the Stonebridge Landings I Subdivision, District 4 (Traffic Engineering Department).
4. Authorization and execution of the Apopka-Vineland Road (Lake Avenue to Sand Lake Road) Stormwater Agreement between the Reedy Creek Improvement District and the County, District 1 (Highway Construction Department).

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

5. Authorization and execution of an addendum to the International Drive (Sand Lake Road to Kirkman Road) Interlocal Agreement with the City of Orlando, District 6 (Highway Construction Department).

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

6. Approval to adopt a resolution to vacate a portion of the plat of Golden Acres Section B, District 3 (Development Engineering Department).

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

COUNTY AGENDA ITEM - DEFERRED FOR DISCUSSION

Fiscal and Human Resources

6. Approval to award Invitation for Bid Y6-761-CT to the low responsive and responsible bidder, Wharton Smith, Inc., for the South Service Area Reuse Improvements Project: Part 1, Reclaimed Water Storage and Pumping Facilities; Part 2, South Service Area Reuse Pipeline. The total cost is \$10,677,000 ([Utilities Division] Purchasing and Contracts Department).

Commissioner's Report

Commissioner Hoenstine stated he requested that this item be pulled from the Consent Agenda for discussion by the Board and potential scrutiny by the newly created Capital Improvement Projects (CIP) working group. He further stated that the contracts with Orange Tree and Bay Hill golf courses contain no date certain for the installation of the pipeline, and asked for a two-week delay for the working group to review the project.

Staff Report

In response to a question from County Chairman Chapin, Utilities Division Director Alan Ispass stated that the CIP working group would not be reviewing specific projects, but rather would be examining the term of the projects, reserves, and the money to fund them. He further stated that the South Service Area water reclamation project was conceived many years ago, the design was completed in the spring, put out for bid in June, and bids were opened in July, before the CIP committee was formed.

Assistant County Administrator Byron Brooks emphasized that the CIP working group would be taking a broad view of the approach, assumptions, and methodology of the total CIP program.

Appearances

- Mike Laposh, Bay Hill Club (no address given).

Discussion

The Board discussed the number of years area golf courses have waited for the availability of reclaimed water and its benefits to the "Roadscape" project, the amount of water currently discharged to citrus irrigation and rapid infiltration basins, and the advantage of conserving potable water by using reclaimed water for irrigation.

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with County Chairman Chapin and Commissioners Freeman, Staley, Johnson, Donegan, and Butler voting AYE by voice vote; Commissioner Hoenstine voting NO by voice vote; the Board awarded Invitation for Bid Y6-761-CT to the low responsive and responsible bidder, Wharton Smith, Inc., for the South Service Area Reuse Improvements Project: Part 1, Reclaimed Water Storage and Pumping Facilities; Part 2, South Service Area Reuse Pipeline for a total cost of \$10,677,000.

NONAGENDA - BOARD OF ZONING ADJUSTMENT RECOMMENDATION OF AUGUST 1, 1996, ITEM 25, DAVID KONKOL

Staff Report

Zoning Department Manager Melvin Pittman asked for Board adoption of a Board of Zoning Adjustment recommendation for item 25, dated August 1, 1996. Mr. Pittman stated that the applicant has agreed to connect to County central sewer service in lieu of a septic tank and will sign an indemnification agreement.

Motion

Upon a motion by Commissioner Donegan, seconded by Commissioner Butler, and carried with all members present and voting AYE by voice vote, the Board accepted the recommendation of the Orange County Board of Zoning Adjustment under the date of August 1, 1996, for Item 25 in the name of David Konkol, builder, agent for John and Deen Wash, subject to the following conditions:

1. The applicant shall connect to central sewer service.
2. Prior to the issuance of a certificate of occupancy, the applicant shall record an indemnification agreement which indemnifies the County from any damages due to the rise of the lake level.

(Indemnification Agreement to be filed in the office of the Comptroller Clerk of the Board of County Commissioners.)

NONAGENDA - CLOSED SESSION

County Attorney Tom Wilkes announced a closed session on September 12, 1996, regarding Howard R. Scharlin, as Trustee, Ralph Fisch, as Trustee, and Robert A. Yeager, as Trustee vs. Orange County, as follows:

Pursuant to Section 286.011(8) of the Florida Statutes, the County Attorney is requesting a closed session with the Board of County Commissioners at a special meeting that has been called by the County Chairman for September 12, 1996, in order that the Board may discuss with its attorneys settlement negotiations or strategy related to litigation expenditures in the following litigation: Howard R. Scharlin, as Trustee, Ralph Fisch, as Trustee, and Robert A. Yeager, as Trustee vs. Orange County, Case No. CI93-6315.

This special meeting and closed session will commence at 6 p.m., or as soon thereafter as the matter may be heard and will last approximately one hour. Present will be the Board of County Commissioners, the Clerk of the Board of County Commissioners or designee, County Administrator Jean C. Bennett, County Attorney Thomas J. Wilkes, Assistant County Attorney Lynn P. Porter-Carlton, Public Works Division Director Ajit M. Lalchandani, Utilities Division Director Alan B. Ispass, Planning Manager David C. Heath, and Lawrence G. Mathews, Esquire.

The closed session will be transcribed by a certified court reporter. The session shall last approximately one hour.

ENVIRONMENTAL PROTECTION DEPARTMENT DECISION APPEAL - APPLICANT: JOHN MIKLOS, PROJECT MANAGER, THE MARRIOTT GRAND VISTA, CONSERVATION AREA IMPACT PERMIT; DISTRICT 1 (CONTINUED FROM JULY 9 AND JULY 30, 1996)

Notice was given that the Board of County Commissioners sit as a Board of Appeal to consider an appeal filed by John Miklos, for the Marriott Grand Vista, of the April 18, 1996, decision of the Orange County Environmental Protection Department on a request to mitigate the impact of 8.34 acres of wetlands by enhancing 40.00 acres of wetlands in Osceola County, per the Orange County Comprehensive Policy Plan Conservation Element Policy 1.4.6, on property generally located on the east side of International Drive approximately one (1) mile south of Central Florida Parkway, District 1; Sections 13 and 18, Township 24, Ranges 28 and 29; Orange County, Florida.

Staff Report

Environmental Protection Department Manager Anna Hacha-Long reviewed the request and the department's decision of denial. Ms. Hacha-Long stated staff now

recommends approval based on new state legislation, House Bill 2241, which prohibits local governments from denying permits for local government mitigation based solely on the location being outside of the jurisdiction.

Appearances

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

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board overruled the Orange County Environmental Protection Department's decision and approved the request by John Miklos to mitigate the impact of 8.34 acres of wetlands by enhancing 40.00 acres of wetlands in Osceola County, in accordance with the Orange County Comprehensive Policy Plan Conservation Element Policy 1.4.6, subject to the issuance of a permit by the South Florida Water Management District.

SUBSTANTIAL CHANGE PUBLIC HEARING - APPLICANT: LUCIUS CUSHMAN, P.E.; EASTWOOD PLANNED DEVELOPMENT/AUGUSTA PRELIMINARY SUBDIVISION; TO MAKE A GATED COMMUNITY WITH PRIVATE STREETS; DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider a substantial change request by Lucius Cushman, P.E., Eastwood Planned Development/Augusta Preliminary Subdivision, to make the Augusta Preliminary Subdivision a gated community with private streets subject to all conditions listed in Resolution 96-M-22 which adopts gated community standard conditions, pursuant to Orange County Code, Section 34-27; on property generally located north of Golfway Boulevard and east of Woodbury Road; District 4; Section 36, Township 22, Range 31; 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

Planning Department Manager David Heath reviewed the change request and the Development Review Committee's determination of substantial change; and further, stated the Development Review Committee recommended approval of the request subject to conditions.

Appearances

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

- Lucius Cushman, the applicant (no address given).

No one appeared in opposition to the request.

Discussion

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

Motion

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Freeman, and carried with all members present and voting AYE by voice vote, the Board approved the request by Lucius Cushman, Eastwood Planned Development/Augusta Preliminary Subdivision, to make the Augusta Preliminary Subdivision a gated community with private streets subject to all additional conditions listed in Resolution 96-M-22 which adopts gated community standard conditions, pursuant to Orange County Code; which constitutes a substantial change to the development on the above-described property.

SUBSTANTIAL CHANGE PUBLIC HEARING - APPLICANT: LUCIUS CUSHMAN, P.E.; EASTWOOD PLANNED DEVELOPMENT/HEATHER GLEN PRELIMINARY SUBDIVISION; TO MAKE A GATED COMMUNITY WITH PRIVATE STREETS; DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider a substantial change request by Lucius Cushman, P.E., Eastwood Planned Development/Heather Glen Preliminary Subdivision, to make the Heather Glen Preliminary Subdivision a gated community with private streets subject to all conditions listed in Resolution 96-M-22 which adopts gated community standard conditions, pursuant to Orange County Code, Section 34-27; on property generally located east of Eastwood Golf Course and north of Alafaya Trail; District 4; Section 36, Township 22, Range 31; 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

Planning Department Manager David Heath reviewed the change request and the Development Review Committee's determination of substantial change; and further, stated the Development Review Committee recommended approval of the request.

Appearances

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

- Lucius Cushman, the applicant (no address given).

No one appeared in opposition to the request.

Discussion

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

Motion

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Freeman, and carried with all members present and voting AYE by voice vote, the Board approved the request by Lucius Cushman, Eastwood Planned Development/Heather Glen Preliminary Subdivision, to make the Heather Glen Preliminary Subdivision a gated community with private streets subject to all additional conditions listed in Resolution 96-M-22 which adopts gated community standard conditions, pursuant to Orange County Code; which constitutes a substantial change to the development on the above-described property.

SUBSTANTIAL CHANGE PUBLIC HEARING - APPLICANT: LUCIUS CUSHMAN, P.E.; EASTWOOD PLANNED DEVELOPMENT/KENSINGTON PRELIMINARY SUBDIVISION; TO ADD SIXTEEN (16) LOTS; DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider a substantial change request by Lucius Cushman, P.E., Eastwood Planned Development/Kensington Preliminary Subdivision, to add 16 lots to Phase 2, pursuant to Orange County Code, Section 34-27; on property generally located south of Golfway Boulevard and east of Woodbury Road; District 4; Section 36, Township 22, Range 31; 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

Planning Department Manager David Heath reviewed the change request and the Development Review Committee's determination of substantial change; and further, stated the Development Review Committee recommended approval of the request subject to conditions.

Appearances

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

- Lucius Cushman, the applicant (no address given).

No one appeared in opposition to the request.

Discussion

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

Motion

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Freeman, and carried with all members present and voting AYE by voice vote, the Board approved the request by Lucius Cushman, Eastwood Planned Development/Kensington Preliminary Subdivision, to add 16 lots to Phase 2; which constitutes a substantial change to the development on the above-described property; subject to the following conditions:

1. Development shall conform to the Eastwood Planned Development/Kensington Parcel 26 Preliminary Subdivision Plan, dated "Received September 14, 1995," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on November 7, 1996, in accordance with Orange County Subdivision Regulations, as amended.

2. Prior to construction plan approval, certification with supporting calculations shall be submitted which states that this project is consistent with the approved Master Drainage Plan for this Planned Development.
3. Wastewater system shall comply with the wastewater master plan approved on December 29, 1993, or as may be amended.
4. An eight-inch water main shall be stubbed out to the south property line.
5. A waiver of Section 34-171 of the Orange County Code to allow a 24-foot pavement width for Street A (at entrance) in lieu of a 36-foot is granted.
6. If the certificate of completion for the Lakeshore Park is not issued by December 31, 1995, no development permits, including building permits, shall be issued for this development.
7. If the installation of the utility reuse lines along Golfview Boulevard has not been completed by the issuance of the 777th building permit, the number of building permits may be exceeded for a period of five (5) months. However, once the installation is completed, Golfview Drive must be completed within 90 days from the date of written notice from the County Engineer.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - CAROLINA SHORES PRELIMINARY SUBDIVISION, DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Carolina Shores Preliminary Subdivision Plan, submitted in accordance with Chapter 65-2015, Laws of Florida, and Article VI of the Orange County Subdivision Regulations; on property generally located south of Old Winter Garden Road and southeast of the East-West Expressway; District 1; Section 28, Township 22, 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

Planning Department Manager David Heath reviewed the request and the Development Review Committee's recommendation of approval subject to conditions. Mr. Heath stated that in addition to the six conditions listed in the staff report, the property owners have requested that the agreement between them and the applicant, Louis Seybold be acknowledged as part of the Board's approval.

Appearances

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

- Louis Seybold, the applicant (no address given).

No one appeared in opposition to the plan.

Discussion

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

Motion

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board approved the Carolina Shores Preliminary Subdivision Plan, on the above-described property, subject to the following conditions:

1. Development shall conform to the Carolina Shores Preliminary Subdivision Plan, dated "Received July 17, 1996," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on September 10, 1997, in accordance with Orange County Subdivision Regulations, as amended.

2. Prior to certificate of completion for each phase existing structures shall be removed.
3. The proposed request shall comply with Resolution 96-M-22 on "Gated Communities."
4. Waiver of Section 38-1501 to allow a 25-foot front yard setback in lieu of a 35-foot setback and a 25-foot rear yard setback in lieu of a 35-foot setback is granted.
5. Waiver of six-foot masonry wall along Old Winter Garden Road and the East-West Expressway is granted.
6. A sidewalk along Carolina Avenue shall be constructed or pay into the County sidewalk fund in conjunction with Ordinance 96-2 of Chapter 34 of the Orange County Code.
7. Acknowledgment of the agreement between the applicant, Louis Seybold, and the area property owners as follows:
 - a. Construction of a six-foot brick wall adjacent to the west right-of-way of Carolina Avenue (and two and one-half to three-inch trees every 70 feet, shrub groupings totaling no more than 300 three-gallon plants, areas of sod recommended by landscape architect, if any, and irrigation) from the corner of Old Winter Garden Road and Carolina Avenue to the southernmost building lot. The applicant may secure approval from the County for 85-foot lots along Carolina Avenue in lieu of 100-foot lots if the applicant locates the wall five feet west of the right-of-way.
 - b. Conditioned on receiving a sufficient easement, construct a wall segment at the southeast corner of Old Winter Garden Road and Carolina Avenue of similar design to the wall to be constructed at the southwest corner (to give the appearance of an entrance to the area) and realign the westernmost portion of the private driveway, if necessary. In exchange for such easement, deed to such corner property owner those portions of Lots 8 and 9, Carolina Terrace, plat book "J," page 105, lying south of the right-of-way for Old Winter Garden.

- c. With the County's approval, any secondary emergency access to Carolina Avenue will be unpaved and will discourage pedestrian ingress/egress. Carolina Avenue will be paved only to the main subdivision entrance.
- d. The homes within the subdivision will have a minimum of 1,800 square feet of living space.
- e. If the retention pond is adjacent to Carolina, leave a ten-foot buffer of existing trees on the south and east sides. If fenced, install some plantings to help with buffering. If existing Lot 59 is sold to the resident to the south, buffering and plantings on the south side would be waived.
- f. Contribute up to \$1,500 toward solving the existing flooding problem on or near Lot 31, Carolina Terrace.
- g. The supermajority of the neighbors along Carolina Avenue are in support of the applicant's impending request to the County to waive the 100-foot-wide lot requirement along Carolina, provided the applicant offsets the wall five feet.

The applicant's obligation to abide by any of the above provisions is expressly conditioned on:

- The rezoning case being approved on the Consent Agenda, February 27, 1996.
- No party appeals to the Commission rezoning approval after February 27.
- The rezoning takes effect as soon as possible and without delay.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - CHANTILLY PLACE, DISTRICT 5

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Chantilly Place Preliminary Subdivision Plan, submitted in accordance with Chapter 65-2015, Laws of Florida, and Article VI of the Orange County Subdivision Regulations; on property generally located south of Howell Branch Road and east of Temple Drive; District 5; Section 32, Township 21, 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

Planning Department Manager David Heath reviewed the request and the Development Review Committee's recommendation of approval subject to conditions.

Appearances

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

- Jay Jackson, Blount-Sikes (no address given), for the applicant.

The following persons appeared in opposition to the plan:

- Anthony Weremeichik, 486 Eagle Circle, Casselberry, Florida.
- Martha Jasper, 1442 Place Vendome, Winter Park, Florida.

The following person addressed the Board with general comments:

- Frank D'Elia, area resident (no address given).

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 Butler, and carried with all members present and voting AYE by voice vote, the Board approved the Chantilly Place Preliminary Subdivision Plan on the above-described property, subject to the following conditions:

1. Development shall conform to the Chantilly Place Preliminary Subdivision Plan, dated "Received July 11, 1996," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on September 10, 1997, in accordance with Orange County Subdivision Regulations, as amended.

2. Section 34-152(c) of the subdivision regulations shall be waived to allow direct access to the exterior roadways.

- 3. Waiver of Section 38-1501 to allow a 50-foot wide lot (Lot 7) in lieu of 75-foot-wide lot is granted.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - WEKIVA WALK PRELIMINARY SUBDIVISION, DISTRICT 2

Notice was given that the Board of County Commissioners would hold a public hearing to consider the Wekiva Walk Preliminary Subdivision Plan, submitted in accordance with Chapter 65-2015, Laws of Florida, and Article VI of the Orange County Subdivision Regulations; on property generally located east of Piedmont-Wekiva Road and south of Votaw Road; District 2; Section 12, 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

Planning Department Manager David Heath reviewed the request and the Development Review Committee's recommendation of approval subject to conditions.

Appearances

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

- Kerry Godwin, III (no address given), for the applicant.

No one appeared in opposition to the plan.

Discussion

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

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote, the Board approved the Wekiva Walk Preliminary Subdivision Plan on the above-described property, subject to the following conditions:

- 1. Development shall conform to the Wekiva Walk Preliminary Subdivision Plan, dated "Received July 18, 1996," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances and regulations, which are incorporated herein by reference, except to the extent [the

applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.

This Preliminary Subdivision Plan approval automatically expires on September 10, 1997, in accordance with Orange County Subdivision Regulations, as amended.

- 2. Prior to construction plan approval, the location for water mains and wastewater mains shall be determined.
- 3. Waiver of Section 38-1501 of the County Code to allow 20-foot front yard setback in lieu of 25 feet is granted.

PRELIMINARY SUBDIVISION PLAN PUBLIC HEARING - CHESTER HILL ESTATES PLANNED DEVELOPMENT/PRELIMINARY SUBDIVISION, DISTRICT 2 (CONTINUED FROM AUGUST 6, 1996)

By consensus, the Board reopened the public hearing to consider the Chester Hill Estates Planned Development Preliminary Subdivision Plan, continued from the August 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 stated that the applicant has requested a continuance.

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

Discussion

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

Motion

Upon a motion by Commissioner Staley, seconded by Commissioner Freeman, and carried with all members present and voting AYE by voice vote, the Board continued the public hearing to consider the Chester Hill Estates Planned Development/Preliminary Subdivision Plan until October 22, 1996, at 2 p.m.

NONAGENDA - DISTRIBUTION OF DISTRICT PROFILES

County Chairman Chapin distributed new County district profiles to the Board which were created by Planning and Development Division staff members Bill Pable, Gil Ihrig, and Charles Harper for the promotion of business and economic development opportunities and for use by residents.

ORDINANCE PUBLIC HEARING - PERTAINING TO ENVIRONMENTAL REGULATIONS, READOPTING ORANGE COUNTY CODE, SECTION 15-32, QUALIFICATIONS OF THE ENVIRONMENTAL PROTECTION OFFICER, DELETION AND REPEAL OF SECTION 2 OF ORDINANCE 95-30

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

AN ORDINANCE PERTAINING TO ENVIRONMENTAL REGULATION IN ORANGE COUNTY, FLORIDA; READOPTING ORANGE COUNTY CODE SECTION 15-32 PERTAINING TO THE QUALIFICATIONS OF THE ENVIRONMENTAL PROTECTION OFFICER; PROVIDING FOR THE DELETION AND REPEAL OF SECTION 2 OF ORDINANCE 95-30 WHICH REQUIRED AN ANNUAL REVIEW OF ORANGE COUNTY CODE SECTION 15-32; AND PROVIDING AN EFFECTIVE DATE.

Staff Report

Planning and Development Division Director Bruce McClendon reviewed the proposed ordinance and outlined its provisions.

Appearances

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

- Cynthia Meketa (no address given), for the Orange Audubon Society.

Discussion

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

Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Freeman, and carried with County Chairman Chapin and Commissioners Freeman, Johnson, Hoenstine, and Butler voting AYE by voice vote; Commissioners Staley and Donegan voting NO by voice vote; the Board adopted the proposed ordinance pertaining to environmental regulation; readopting Orange County Code, Section 15-32, qualifications of the Environmental Protection Officer; deletion and repeal of Section 2 of Ordinance 95-30.

(Ordinance 96-25 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

NONAGENDA - KEENE'S POINT BOAT RAMP

Staff Report

In response to a question from Commissioner Freeman regarding the status of the Keene's Point boat ramp site permit, Environmental Protection Department Manager Anna Hacha-Long stated staff was requesting an extension to allow the South Florida Water Management District to review the current permit because of regulation changes since the County submitted its original request. Ms. Hacha-Long explained that the granting of the permit might be facilitated by application under a different set of regulations, that the process would be delayed another 30 days, and that the estimated target is November, 1996.

ORDINANCE PUBLIC HEARING - AMENDING ORANGE COUNTY CODE CHAPTER 21, ARTICLE VII, REGULATING PUBLIC FORUM ACTIVITIES WITHIN PUBLIC RIGHTS-OF-WAY

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

AN ORDINANCE RELATING TO PUBLIC FORUM ACTIVITIES WITHIN PUBLIC RIGHTS-OF-WAY WITHIN ORANGE COUNTY; AMENDING SECTIONS 21-261 THROUGH 21-265, CODE OF LAWS OF ORANGE COUNTY AND DELETING SECTIONS 21-266 AND 21-267, CODE OF LAWS OF ORANGE COUNTY; PROVIDING FOR THE ISSUANCE OF RIGHT-OF-WAY/PUBLIC FORUM PERMITS; PROVIDING REGULATIONS GOVERNING THE ISSUANCE OF RIGHT-OF-WAY/ PUBLIC FORUM PERMITS; PROVIDING FOR THE DESIGNATION OF "HAZARDOUS AND UNSAFE INTERSECTIONS" BY ORDER OF THE COUNTY TRAFFIC ENGINEER AND THE PRECLUSION OF PERMIT ISSUANCE THEREFOR; PROVIDING FOR REVOCATION OF PERMITS BY THE COUNTY TRAFFIC ENGINEER, OR DESIGNEE; PROVIDING FOR AN APPEAL FROM AN ADVERSE DECISION OF THE COUNTY TRAFFIC ENGINEER; PROVIDING FOR PENALTIES FOR VIOLATIONS; PROVIDING FOR SEVERANCE; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

Staff Report

Allen Worthington, a staff engineer with the Traffic Engineering Department, reviewed the proposed ordinance and outlined its amendments.

Appearances

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

Discussion

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

Motion

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Johnson, and carried with County Chairman Chapin and Commissioners Staley, Johnson, Hoenstine, Donegan, and Butler voting AYE by voice vote; Commissioner Freeman voting NO by voice vote; the Board adopted the proposed ordinance amending

Orange County Code, Chapter 21, Article VII, regulating public forum activities within public rights-of-way.

(Ordinance 96-26 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 4 p.m.