

**MEETING OPENED**

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, December 31, 1996. The following were present:

- County Chairman Linda Chapin
- Commissioners Bob Freeman, Mary Johnson, Clarence Hoenstine, Ted Edwards, and Mable Butler
- County Administrator Jean Bennett
- County Attorney Tom Wilkes
- Chief Deputy Comptroller as Clerk Jim Moye
- Deputy Clerk Rosilyn Stapleton

Commissioner Tom Staley was absent. There being a quorum, the County Chairman called the meeting to order at 9 a.m.

**COUNTY CHAIRMAN'S REPORT - DISCUSSION AGENDA****1. Appointment of County Commissioners to boards and committees.****County Chairman's Report**

County Chairman Chapin announced that she is delaying appointments to the Value Adjustment Board until the current cycle is past, allowing the current members to continue. She stated that she will solicit interest for the upcoming year.

**Discussion**

The Board discussed the status and activities of the Value Adjustment Board (VAB) and the possibility of delaying appointments to the VAB in order to allow the current members to complete their tasks. The Board also discussed asking former County Commissioner Bill Donegan to continue as chairman of the Mayor's Task Force on the Performing Arts Center, and the importance of having an Orange County Commissioner as chairman of the Metropolitan Planning Organization (MPO).

County Chairman Chapin noted that the bylaws of the MPO have been altered to make the chairman's position effective through June, and that a new chairman must be found to complete the present term through June 1997. She also stated that the bylaws call for a new election, but if the Board advances one of its members, Seminole County is likely to agree.

**Motion**

**Upon a motion by Commissioner Hoenstine, seconded by Commissioner Butler, and carried with all present members voting AYE by voice vote; Commissioner**

Staley was absent; the Board appointed Commissioner Johnson as the chairman of the Metropolitan Planning Organization.

Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board ratified the County Chairman's appointments to boards and committees as follows:

Commissioner Bob Freeman, District 1

Metropolitan Planning Organization (new term beginning January 1997)  
Winter Garden Community Redevelopment Agency  
Citrus Sports Commission  
Orlando Science Center Board  
East Central Florida Regional Planning Council

Commissioner Tom Staley, District 2

Central Florida Community Reinvestment Corporation  
Metropolitan Planning Organization  
Orlando/Orange County Airport Zoning Board  
Apopka Community Redevelopment Agency  
Tax Equalization Task Force

Commissioner Mary Johnson, District 3

Metropolitan Planning Organization (new term beginning January 1997)  
Downtown Development Board  
Florida League of Cities Board of Directors  
National Recreation and Parks Board of Trustees  
United Arts Board of Trustees

Commissioner Clarence Hoenstine, District 4

Metropolitan Planning Organization  
Children and Family Services Board  
Community Action Board  
Orange Blossom Trail Development Board (new term beginning January 1997)

Commissioner Ted Edwards, District 5

Metropolitan Planning Organization (new term beginning January 1997)  
Citizen's Commission for Children  
Orlando/Orange County Convention and Visitors Bureau Board of Directors

Winter Park Community Redevelopment Agency  
Orange County Research and Development Authority

Commissioner Mable Butler, District 6

Black Business Investment Fund Board of Directors  
Florida Association of Counties Social and Criminal Justice Committee  
National Association of Counties Criminal Justice and Public Safety  
Committee  
International Drive Master Transit and Improvement District Governing  
Board  
Central Florida Regional Transit Authority (term expires May 1997)  
Central Florida Fair Board of Directors  
Florida Association of Counties Board of Directors

County Chairman Linda Chapin

Metropolitan Planning Organization  
Orlando/Orange County Expressway Authority  
Greater Orlando Aviation Authority  
Economic Development Commission  
Tourist Development Council  
International Drive Master Transit and Improvement District Governing  
Board

COUNTY ADMINISTRATOR DISCUSSION AGENDA

1. Approval to renew a 12-month Federal Lobbying Contract with the team of Richard L. Spees, Inc./Dick Batchelor Management Group, Inc./Katz, Kutter, Haigler, Alderman, Marks, Bryant & Yon, P.A. (County Administrator).

Staff Report

Assistant County to the Administrator Bob Spivey reported that in 1993 County Chairman Chapin led the effort to form a unified federal transportation effort. Mr. Spivey explained that the coalition consists of Orange County, the Orlando/Orange County Expressway Authority, the Central Florida Regional Transportation Authority, the City of Orlando, and the Greater Orlando Aviation Authority. He noted that the lobbying team is a bipartisan group. Mr. Spivey pointed out that last year, at the Board's direction, the County became the managing partner in the lobbying effort, and the County receives monthly reports. He explained that a Request for Proposal (RFP) was issued, and the procurement committee ranked the current team the highest.

Mr. Spivey reviewed the accomplishments of the current team and described its planned efforts.

#### Discussion

The Board discussed the benefits of having all of the transportation providers in the region pulling together in a united effort, the need to examine lobbying efforts for issues other than transportation, and the possibility of issuing a Request for Proposal (RFP) for lobbying services.

#### Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Butler, and carried with County Chairman Chapin and Commissioners Johnson, Edwards, and Butler voting AYE by voice vote; Commissioners Freeman and Hoenstine voting NO by voice vote; Commissioner Staley was absent; the Board approved extending the current federal lobbying contract with the team of Richard L. Spees, Inc./Dick Batchelor Management Group, Inc./Katz, Kutter, Haigler, Alderman, Marks, Bryant & Yon, P.A., for one year; and further, authorized issuing a Request for Proposal in 1998 for federal lobbying services.

#### ADMINISTRATIVE SUPPORT DIVISION DISCUSSION AGENDA

1. Appointments/reappointments to the Code Enforcement Board (General Services Department/Agenda Development).

#### Staff Report

County Administrator Jean Bennett reported that the terms of Stephen Wiedenbeck, Carl Fabry, and Ronald Hill expire on December 31, 1996. Ms. Bennett stated Mr. Hill has indicated a willingness to continue and wishes to be reappointed. She stated that neither Mr. Wiedenbeck nor Mr. Hill wish to be reappointed and need to be replaced.

#### Discussion

The Board discussed the composition of the membership.

#### Legal Counsel

County Attorney Tom Wilkes clarified that the appointments are not district appointments, even though an effort is made at district parity among the membership. Mr. Wilkes explained that the Code Enforcement Board is not an advisory Board, that it makes decisions that do not come before the Board of County Commissioners, and he emphasized that the appointments should not be district appointments.

**Motion**

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

- appointed Jimmy Wayne Wrye to the Code Enforcement Board to fill a vacancy in the Subcontractor category for a term expiring December 31, 1999.
- appointed Tulie L. Phillips to the Code Enforcement Board to fill a vacancy in the Real Estate category for a term expiring December 31, 1999.
- reappointed Ron Hill to the Code Enforcement Board in the Business category for a term expiring December 31, 1999.

**FISCAL AND HUMAN RESOURCES DIVISION DISCUSSION AGENDA**

1. Selection of one firm and one ranked alternate for a three- year term contract, renewable for a maximum two additional years, for IBM Hardware Maintenance, RFP Y7-102-SS ([Division of Information Technologies/Computing Services Network and Systems] Purchasing and Contracts Department).

## Staff Report

County Administrator Jean Bennett requested that the Board select from the following three firms listed alphabetically:

- Decision One Corporation
- IBM Corporation
- Telos Field Engineering

## Discussion

There was not any further discussion.

**Motion**

Upon a motion by Commissioner Johnson, seconded by Commissioner Hoenstine, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board approved the following short list ranked as follows:

- #1 IBM Corporation
- #2 Decision One Corporation
- #3 Telos Field Engineering

and further, authorized staff to enter into contract negotiations for IBM Hardware Maintenance, Contract Y7-102-SS.

(Contract Y7-102-SS will be on file in the Purchasing and Contracts Department.)

2. Selection of one firm and one ranked alternate to provide architectural and engineering services for the Apopka-Vineland Highway Maintenance Yard, RFP Y7-803-MK ([Construction Administration] Purchasing and Contracts Department).

Staff Report

County Administrator Jean Bennett requested that the Board select from the following three firms listed alphabetically:

- Bellon & Taylor Architects, Inc.
- Perez & Perez/Martin, Inc.
- Ray Johnson & Associates, Inc.

Discussion

There was not any further discussion.

Motion

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board approved the following short list ranked as follows:

- #1 Perez & Perez/Martin, Inc.
- #2 Bellon & Taylor Architects, Inc.
- #3 Ray Johnson & Associates, Inc.

and further, authorized staff to enter into contract negotiations for architectural and engineering services for the Apopka-Vineland Highway Maintenance Yard, Contract Y7-803-MK.

(Contract Y7-803-MK will be on file in the Purchasing and Contracts Department.)

3. Approval of one of the following alternatives: waive City of Edgewood aquatic weed control fees for fiscal year 1996-1997 for Lake Jessamine totaling \$18,708, or require a four-year repayment schedule from the City of Edgewood with equal installments of \$4,677 for fiscal year 1997-1998 through fiscal year 2000-2001 (OMB).

**Staff Report**

County Administrator Jean Bennett reported that the City of Edgewood owes the aquatic weed control fees because it owns property subject to these fees. Ms. Bennett explained that, according to officials from the City of Edgewood, they did not receive notice of the fees in time to include them in the budget and they are unable to make provisions for them in fiscal year 1996-1997. She stated that the Office of Management and Budget proposed a third alternative, which is to accept payment without interest over four years.

**Discussion**

The Board discussed the origin of the fees, possible alternatives, and the terms of an applicable agreement which the County has with the City of Edgewood.

**Motion**

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board approved a full payment from the City of Edgewood of \$18,708 for aquatic weed control services in Lake Jessamine by January 1, 1998, without penalty; and further, authorized an alternative four-year repayment schedule with interest.

**PLANNING AND DEVELOPMENT DIVISION DISCUSSION AGENDA**

1. Approval or denial of the request for a resolution recommending Hewitt Associates for participation under the State's Qualified Tax Refund Program and the commitment of \$1 million in matching funds (Division Office).

**Staff Report**

Planning and Development Division Director Bruce McClendon stated that the request is from a major corporation involved in a growth industry. Mr. McClendon explained that the State's Qualified Tax Refund Program provides tax incentives up to \$1000 per employee, and the County would be required to pay \$1 million over five or six years. He reported that Hewitt Associates is modifying its request, asking for \$2.5 million instead of the original \$5 million, and that the County's share would be \$500,000. Mr. McClendon commented that there is a component of Hewitt Associates that deals with health care, which is a targeted industry, and he stated staff recommends approval of 20 percent of the request.

Dan Lynch, executive director of the Economic Development Commission (EDC), addressed the Board and stated one of the goals of the EDC is to create quality, head-of-household jobs, and he endorsed Hewitt Associates as meeting that criteria. Mr. Lynch also noted the large local investment in

building that the company would be making, and he reviewed some of the awards that Hewitt Associates has won.

Joe Wallace, director of the County Research Authority, addressed the Board and stated that the authority for the Research Park was created 16 years ago to strengthen the University of Central Florida and to attract the type of industry that would strengthen the County's economic base. Mr. Wallace commented on the large differential between Hewitt Associates wages and the wages of the companies presently located in the research park.

Jay McAveney, director of taxation and government compliance for Hewitt Associates, addressed the Board and reviewed some of the factors being considered in the decision regarding location. Mr. McAveney also explained the importance of tax incentives in the decision-making process.

Joe Bielik, Hewitt Associates partner, addressed the Board and described the company as the premier benefits outsourcing company in the United States. Mr. Bielik reviewed the company's standing and the types of jobs that are associated with the company.

#### Discussion

The Board discussed whether other companies in the research park received tax incentives, competing municipalities, and the average wage base of Hewitt Associates. The Board also discussed having a net gain for the County under this program and whether an impact analysis has been done. Further, the Board discussed whether it is the function of government to provide tax incentives and the use of tax dollars to fund corporate ventures.

#### Motion

Upon a motion by County Chairman Chapin, seconded by Commissioner Hoenstine, and carried with County Chairman Chapin and Commissioners Freeman, Johnson, Hoenstine, and Butler voting AYE by voice vote; Commissioner Edwards voting NO by voice vote; Commissioner Staley was absent; the Board adopted a resolution granting \$500,000 in economic incentives to Hewitt Associates with an additional stipulation that County disbursements do not exceed ad valorem tax payments made by Hewitt Associates.

(Resolution 96-M-67 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**COUNTY CONSENT AGENDA**

For the record, County Attorney Tom Wilkes stated that the indemnity clause of the Water Reuse Agreement, Utilities Division Item 2, will be revised to reflect several technical changes.

For the record, County Chairman Chapin announced she will not vote on Utilities Division Items 5 and 6 because of a conflict of interest.

**Motion**

Upon a motion by Commissioner Johnson, seconded by Commissioner Freeman, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; County Chairman Chapin abstained from voting on Utilities Division Items 5 and 6; the Board:

- deleted Administrative Support Division Item 3;
- added Richard Rankin to Administrative Support Division Item 9;
- deleted Fiscal and Human Resources Division Item 6;
- deleted Planning and Development Division Item 4;

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

**County Comptroller**

1. Approval to pay the Property Appraiser's second quarter billing in the amount of \$1,840,700.80 (Administrative/ Fiscal Division).
2. Approval of the minutes of the December 10 and 17, 1996, meetings of the Board of County Commissioners (Comptroller 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 notices for hearing and prehearing conferences as follows:
    - Petition for numbering plan area relief for the 904 area code by BellSouth Telecommunications, Inc.; dated November 19, 1996.
    - State of Florida, Office of the Auditor General, operational performance audit of the District Board of Trustees of Valencia Community College, fiscal year ended June 30, 1996; dated November 25, 1996.

- Zellwood Drainage and Water Control District Budget Report, fiscal year 1995-1996; dated September 30, 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:

- Period from December 17, 1996, to December 24, 1996; total of \$39,725,704.11.

(Finance and Accounting Department)

**Supervisor of Elections**

1. Approval of a resolution to create 12 new precincts, remove Precinct 902, and make precinct boundary adjustments in eight precincts (Supervisor of Elections).

(Resolution 96-M-65 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**Administrative Support Division**

1. Approval and authorization to record instruments and pay appropriate recording fees: Clubhouse Estates screen wall improvements, temporary construction easements, Parcels 706, 707, 713, 715, 716, 719, 733, 734, 735, 736, 738, 739, and 740, District 1 (Real Estate Management Department).
2. Approval and authorization to record instruments: Pine Ridge Hollow East Phase I, temporary drainage easements and Temporary Utility Easement, District 3 (Real Estate Management Department).
3. Approval and execution by the County Chairman of a resolution and County deed and authorization to record instruments in connection with the transfer of surplus property: BETA Transfer, Resolution and County Deed, District 3 (Real Estate Management Department).

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

4. Approval and execution by the County Chairman of a grant of easement and authorization to record instrument and pay appropriate recording fees: Juvenile Treatment Facility and Secure School, Grant of Easement, Parcel 802, District 6 (Real Estate Management Department).

5. Approval and execution by the County Chairman of a renewal agreement between Orlando Gateway Limited and the County: Temporary Administration Center Parking Renewal Agreement, District 3 (Real Estate Management Department).

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

6. Approval and authorization to record instrument and pay appropriate recording fees: Fourth Street sidewalk improvements, Quit Claim Deed, Parcel 101, District 4 (Real Estate Management Department).

7. Confirmation of the County Commissioners' and County Chairman's appointments/reappointments to the Planning and Zoning Commission as follows:

- Reappointment of Bill Burch as the District 1 representative as requested by Commissioner Freeman for a term expiring December 31, 1998.
- Appointment of Monty Knox as the District 2 representative as requested by Commissioner Staley for a term expiring December 31, 1998.
- Appointment of John J. Fallon as the District 3 representative as requested by Commissioner Johnson for a term expiring December 31, 1998.
- Reappointment of Judith LaRue as the District 4 representative as requested by Commissioner Hoenstine for a term expiring December 31, 1998.
- Appointment of Grant Timothy Downing as the District 5 representative as requested by Commissioner Edwards for a term expiring December 31, 1998.
- Reappointment of Love Williams as the District 6 representative as requested by Commissioner Butler for a term expiring December 31, 1998.
- Appointment of Ernesto Gonzales as the County Chairman's representative for a term expiring December 31, 1998.

(General Services Department/Agenda Development).

8. Confirmation of the County Commissioners' and County Chairman's appointments/reappointments to the Membership and Mission Review Board as follows:

- Appointment of Fred Brummer as the District 2 representative as requested by Commissioner Staley for a term expiring December 31, 1998.
- Reappointment of Marco Franco as the District 3 representative as requested by Commissioner Johnson for a term expiring December 31, 1998.
- Reappointment of Bud Brewer as the District 4 representative as requested by Commissioner Hoenstine for a term expiring December 31, 1998.
- Appointment of Donald J. Palladeno as the District 5 representative as requested by Commissioner Edwards for a term expiring December 31, 1998.
- Reappointment of Jeffrey Bender as the District 6 representative as requested by Commissioner Butler for a term expiring December 31, 1998.
- Reappointment of Earle Lewis Denton as the County Chairman's at large representative for a term expiring December 31, 1998.

(General Services Department/Agenda Development).

9. Confirmation of the County Commissioners' and County Chairman's appointments/reappointments to the Sheriff's Independent Citizens' Review Board as follows:

- Appointment of Bryan Nelson as the District 2 representative as requested by Commissioner Staley for a term expiring December 31, 1998.
- Reappointment of Anita Byro as the District 4 representative as requested by Commissioner Hoenstine for a term expiring December 31, 1998.
- Reappointment of Wardel Sims as the District 6 representative as requested by Commissioner Butler for a term expiring December 31, 1998.
- Appointment of Richard Rankin to the Sheriff's Independent Citizens' Review Board for a term expiring December 31, 1998.

(General Services Department/Agenda Development).

**(As stated in the above motion, the appointment of Richard Rankin to the Sheriff's Independent Citizens' Review Board was added.)**

**Fiscal and Human Resources Division**

1. Approval of Change Order 1, Contract Y6-502 with Powercerv, Inc., for assisting/mentoring the development of a client/ server application for Great Oaks Village. The total cost is \$24,000 ([Division of Information Technologies/Great Oaks Village] Purchasing and Contracts Department).
2. Approval to award Invitation For Bid Y7-708-BI to the low responsive and responsible bidder, Weller Pool Constructors, Inc., for construction of a new Fort Gatlin Recreation Complex swimming pool. The total cost is \$403,420 ([Parks and Recreation Department] Purchasing and Contracts Department).
3. Approval of revision to the Personnel Policy Manual, Section 8, a part of Administrative Regulation 7.01, to delete Section 12 which requires departments to seek the approval and concurrence of the Human Resources Department when disciplinary action affects the pay of an employee; and approval to delete Section 12 of the Personnel Policy Manual, a part of Administrative Regulation 7.01, regarding employees covered by the LIUNA Collective Bargaining Agreement (Human Resources Department).
4. Confirmation of the County Chairman's staff reappointments for December 1996 (Human Resources Department):
  - Howard Tipton, Deputy County Administrator, County Administrator's Office
  - William Baxter, Deputy Director, Public Works Division
5. Approval to pay moving expenses of \$8,100 for Mark Platts, the selected candidate for assistant manager, Community Affairs Department (Human Resources Department).
6. Approval for the Sheriff's Office to spend approximately \$1,000 of the Law Enforcement Trust Fund to provide a contribution to the Shriners (OMB).

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

7. Approval for the Sheriff's Office to spend approximately \$3,500 of the Law Enforcement Trust Fund: \$1,000 to The Buffalo Soldiers of Florida-Explorer Post 373; \$2,500 to Central Florida YMCA Black Achievers (OMB).

8. Approval of Budget Transfers 97-135 through 97-137 (OMB).  
(Budget Transfers 97-135 through 97-137 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
9. Approval of Budget Amendments 97-26 and 97-27 (OMB).  
(Budget Amendments 97-26 and 97-27 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
10. Approval of CIP Amendments 11-97 through 13-97 (OMB).  
(CIP Amendments 11-97 through 13-97 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
11. Confirmation of the County Chairman's staff appointments of Eric Gassman as manager of the Risk Management Department at a starting salary of \$62,900 and Fitzhugh Long as manager of the Business Development Department at a starting salary of \$60,000 (Division Office).

#### **Health and Community Services Division**

1. Approval to renew a lease agreement between Allen Outreach and Development Center, Inc., and the County. The Allen Center will provide a Head Start Home Base Program, social services, and other support services to low-income residents for the period of October 1, 1996, through September 30, 1997. The value of the agreement is \$26,400, of which \$15,600 will be treated as as in-kind contribution to the Head Start Program. The total cost of rent and janitorial services is \$17,870. There will be no additional cost to the County, District 6 (Community Affairs Department).  
  
(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

#### **Planning and Development Division**

1. Approval of a Road Impact Fee Agreement regarding an alternative traffic study between the County and Meineke Muffler (Building Department).  
  
(Agreement is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
2. Approval of a Road Impact Fee Agreement regarding an alternative traffic study between the County and Corporex Development Services, Inc. (for Orlando Central Park South)(Building Department).

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

3. Approval of a Road Impact Fee Agreement regarding an alternative traffic study between the County and Corporex Development Services, Inc. (for Crossroads II) (Building Department).

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

4. Approval for the use of public service funds to acquire government-owned properties and, where appropriate, to negotiate a settlement with mortgage lenders that have initiated foreclosure action on properties secured by a second mortgage from the County (Housing and Community Development Department).

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

5. Approval for Alex Lyon & Sons, Sales Manager and Auctioneers, Inc., to conduct a four-day auction of farm and construction equipment, February 5 through 8, 1997 (Zoning Department).

#### **Public Works Division**

1. Approval to issue Excavation Permit 96-E1-206, District 1 (Development Engineering Department).
2. Approval to renew Excavation Permit 87-E2-194, District 2 (Development Engineering Department).

#### **Utilities Division**

1. Approval of Change Order 4 (Final), Contract YT-704-CT, with Southland Construction, Inc., for the Bonneville Area Water Distribution System Wastewater Collection and Master Drainage Improvements in the increased amount of \$69,805.45, District 5 (Utilities Engineering Department).
2. Approval and authorization for the County Chairman to sign the Water Reuse Agreement with Marriott's Ownership Resorts, Inc., District 1 (Division Office).

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

3. Approval of Change Order 8 (Final), Contract Y2-789, with Central Florida Underground, Inc., for the Curry Ford Road/Goldenrod Road utility improvements in the increased amount of \$76,186.49, District 4 (Utilities Engineering Department).
4. Acknowledgment of changes in ownership of the following four residential and commercial hauling companies, all districts:
  - Metro Waste of St. Cloud, Florida, purchased by Browning Ferris Industries of Florida, Inc.;
  - Western Waste Industries, purchased by U.S.A. Waste Services, Inc.;
  - Jennings Environmental Services, Inc.; purchased by U.S.A. Waste Services, Inc.;
  - Ace Disposal Service, purchased by Bert's Waste Tire.

(Solid Waste Department).

5. Approval to issue commercial registrations to the following seven companies to provide commercial recycling services, all districts:
  - Bio Waste Industries, Inc.;
  - County Environmental Services, Inc.;
  - Florida Dragline Services, Inc.;
  - LCS, Inc.;
  - Piper Industries;
  - Recycling Service of Orlando;
  - Scrap Systems, Inc.

(Solid Waste Department).

6. Approval to issue commercial hauler licenses to County Environmental Services, Inc., Filiberto & Son Carting, and Kimmins Recycling Corporation, all districts (Solid Waste Department).

**(As stated in the above motion, County Chairman Chapin abstained on the vote for items 5 and 6.)**

(County Chairman Chapin's Memorandum of Voting Conflict is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

PLANNING AND ZONING COMMISSION RECOMMENDATIONS OF DECEMBER 19, 1996**Motion**

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board accepted the recommendations of the Orange County Planning and Zoning Commission under date of December 19, 1996, with the exception of Cases Z-96-012, Z-96-100, and Z-96-103; and with the exception of the Zoning Category Ordinance which will be heard by the Board; subject to:

- the usual right of appeal by any aggrieved parties;

and further, authorized scheduling a public hearing for Cases Z-96-012 in the name of Hal Kantor, "Cumberland Farms," on February 4, 1997, Z-96-100 in the name of Alberto and Nelly Reveiz, "Nelly's House of Beauty," on February 4, 1997, and Z-96-103 in the name of Stennett James on February 4, 1997.

For the record, appeals of the recommendations of the Orange County Planning and Zoning Commission under the date of December 19, 1996, were filed in the Zoning Department and scheduled by the Comptroller Clerk's Office for public hearing, as follows:

- None filed.

(NOTE: THE FOLLOWING FIVE PUBLIC HEARINGS WERE CONSIDERED TOGETHER. (SEE PAGE 413 FOR THE APPEARANCES, DISCUSSION, AND MOTION.)

MSTU/BU PUBLIC HEARING - AMEND BANANA BAY ESTATES AND LOT 29 BANANA BAY ESTATES, MSTU/BU, STREETLIGHTING AND MAINTENANCE OF RETENTION POND(S); DISTRICT 1

Notice was given that the Board of County Commissioners would hold a public hearing to consider the establishment of an MSTU/BU for streetlighting and maintenance of retention pond(s) at Banana Bay Estates and Lot 29 Banana Bay Estates; Sections 2 and 11, Township 23, Range 27; 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**

MSTU Supervisor Elizabeth Godwin reported that this request from the developer has an annual cost of \$62 per lot for streetlighting and an annual cost of \$54 per lot for maintenance of retention pond(s).

MSTU/BU PUBLIC HEARING - ESTABLISH CRYSTAL LAKE OAKS MSTU/BU, STREETLIGHTING AND MAINTENANCE OF RETENTION POND(S); DISTRICT 4

Notice was given that the Board of County Commissioners would hold a public hearing to consider the establishment of an MSTU/BU for streetlighting and maintenance of retention pond(s) at Crystal Lake Oaks; Section 7, 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

MSTU Supervisor Elizabeth Godwin reported that this request from the developer has an annual cost of \$173 per lot for streetlighting and an annual cost of \$54 per lot for maintenance of retention pond(s).

**MSTU/BU PUBLIC HEARING - ESTABLISH OAKS AT POWERS PARK MSTU/BU, STREETLIGHTING AND MAINTENANCE OF RETENTION POND(S); DISTRICT 2**

Notice was given that the Board of County Commissioners would hold a public hearing to consider the establishment of an MSTU/BU for streetlighting and maintenance of retention pond(s) at Oaks at Powers Park; Section 12, 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

MSTU Supervisor Elizabeth Godwin reported that this request from the developer has an annual cost of \$34 per lot for streetlighting and an annual cost of \$27 per lot for maintenance of retention pond(s).

**MSTU/BU PUBLIC HEARING - ESTABLISH PERCIVAL POINT MSTU/BU, STREETLIGHTING AND MAINTENANCE OF RETENTION POND(S); DISTRICT 5**

Notice was given that the Board of County Commissioners would hold a public hearing to consider the establishment of an MSTU/BU for streetlighting and maintenance of retention pond(s) at Percival Point; Section 13, 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

MSTU Supervisor Elizabeth Godwin reported that this request from the developer has an annual cost of \$104 per lot for streetlighting and an annual cost of \$54 per lot for maintenance of retention pond(s).

**MSTU/BU PUBLIC HEARING - ESTABLISH LAKE PRICE SUBDIVISION(S) MSTU/BU; LAKE CLEANING MAINTENANCE AND AQUATIC PLANT CONTROL; DISTRICT 5**

Notice was given that the Board of County Commissioners would hold a public hearing to consider the establishment of an MSTU/BU for general lake cleaning maintenance and aquatic plant control for Lake Price; Sections 1 and 12, 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**

MSTU Supervisor Elizabeth Godwin reported that this request from the area residents will have an annual cost of 1.29 mills, or \$1.29 per one thousand dollars of assessed real property value, when levied for the first time as of November 1, 1997. Ms. Godwin explained that the ad valorem tax millage rate may be adjusted, but shall not exceed three (3) mills or \$3 per one thousand dollars of assessed real property value.

County Administrator Jean Bennett directed staff to delay aquatic weed control treatment on Lake Price for approximately two weeks to give Commissioner Edwards time to meet with the area residents and receive recommendations regarding the administration of the proposed MSTU/BU.

**Appearances**

The following persons addressed the Board in favor of the proposed Lake Price MSTU/BU:

- Bob Marant, area resident (no address given).
- Alan Jones (no address given).

The following person addressed the Board in opposition to the proposed Lake Price MSTU/BU:

- Luigi Bajamente, 14158 Lake Price Drive, Orlando, Florida.

**Discussion**

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

**Motion**

Upon a motion by Commissioner Johnson, seconded by Commissioner Butler, and carried with all present members voting AYE by voice vote; Commissioner Staley was absent; the Board adopted resolutions:

- Amending Banana Bay Estates and Lot 29 Banana Bay Estates MSTU/BU, annual cost of \$62 per lot for streetlighting and \$54 per lot for retention pond(s) maintenance.
- Establishing Crystal Lake Oaks MSTU/BU, annual cost of \$173 per lot for streetlighting and \$54 per lot for retention pond(s) maintenance.
- Establishing Oaks at Powers Park MSTU/BU, annual cost of \$34 per lot for streetlighting and \$27 per lot for retention pond(s) maintenance.
- Establishing Percival Point MSTU/BU, annual cost of \$104 per lot for streetlighting and \$54 per lot for retention pond(s) maintenance.
- Establishing Lake Price MSTU/BU, annual cost of 1.29 mills or \$1.29 per one thousand dollars of all taxable assessed real property.

(Resolutions are on file in the office of the Clerk of the Board of County Commissioners.)

**MEETING ADJOURNED**

There being no further business, the County Chairman adjourned the meeting at 11:30 a.m.