

**MEETING OPENED**

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, September 29, 1998. The following were present:

- County Chairman Linda Chapin
- Commissioners Bob Freeman, Tom Staley, Mary Johnson, Clarence Hoenstine, and Ted Edwards
- County Comptroller as Clerk Martha Haynie
- County Administrator Jean Bennett
- County Attorney Tom Wilkes
- Deputy Clerk Rosilyn Stapleton

Commissioner Mable Butler joined the meeting where indicated.

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

**COUNTY CONSENT AGENDA****Action**

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

- deleted County Attorney Item 1;
- corrected County Attorney Item 3 to reflect changes to Administrative Regulation 2.11.01 (copy of revised regulations are on file in the office of the Comptroller Clerk of the Board of County Commissioners);
- corrected Administrative Support Division Item 3 to reflect the District as 2 instead of 1;
- corrected Fiscal and Human Resource Division Item 17 to reflect updates to the Authorizing Resolution;

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

**County Comptroller**

1. Approval of Amendment to Agreement for Banking Services Contract with SunTrust Bank, Central Florida, NA, approving

the new Wire Transfer Agreement (Administrative/Fiscal Division).

2. Approval to make monthly draws to the Supervisor of Elections for fiscal year 1998-99 as follows: October 1998, the amount of \$983,450 (which represents 25 percent of 1998-99 budget); November 1998 through August 1999, equal payments of \$268,213; and September 1999, the amount of \$268,219 (Administrative/ Fiscal Division).
3. Approval to advance payment to the Clerk of the Circuit and County Courts for the month of October 1998, the amount of \$1,064,003, and to make equal monthly payments of \$460,955 for the months of November 1998 through September 1999 (Administrative/Fiscal Division).
4. Approval to make monthly draws to the Orange County Sheriff's Office as follows:

Draw Schedule: October 1998, the amount of \$11,590,341; November through July, equal amounts of \$7,918,349, with the exception of January 1999, the amount of \$15,836,699; and for August 1999, the amount of \$7,918,354.

(Administrative/Fiscal Division)

5. Approval to advance to the Tax Collector the amount of \$1,077,780.51. This advance is needed to maintain the financial operation of the office during the month of October 1998 (Administrative/Fiscal Division).
6. Approval to make payments to the Orange County Comptroller from the General Fund on a recurring basis for fees in providing accounting, clerk, and treasury services to the Board of County Commissioners. This amount represents 1/12th of the fiscal year 1999 budget and should be generated automatically on the first Tuesday of each month through September 1999:

Draw Schedule: October 1998, the amount of \$241,641; November 1998 through September 1999, equal amounts of \$241,640.

(Administrative/Fiscal Division)

7. Approval to make payments to the Orange County Comptroller from the Building Department Fund for fees in providing accounting services. These payments represent one quarter of the fiscal year 1999 budget and are to be generated automatically on a quarterly basis as follows: October 1998, the amount of \$34,280; January, April, and July 1999, equal payments of \$34,279 (Administrative/Fiscal Division).
  
8. Approval to make payments to the Orange County Comptroller from the Fire Rescue Division Fund for fees in providing accounting services. This amount represents 1/12th of the fiscal year 1999 budget. These payments are to be generated automatically on the first Tuesday of each month through September 1999, as follows:  
  
Draw schedule: October 1998, the amount of \$19,823; November 1998 through September 1999, equal payments of \$19,820.  
  
(Administrative/Fiscal Division)
  
9. Approval to make payments to the Orange County Comptroller on a recurring basis for fees in providing collection and audit services to the Board of County Commissioners for Public Service Tax. This amount represents 1/12th of the fiscal year 1999 budget. These payments are to be generated automatically on the first Tuesday of each month through September 1999, as follows:  
  
Draw schedule: October 1998, the amount of \$20,923; November 1998 through September 1999, equal payments of \$20,915.  
  
(Administrative/Fiscal Division)
  
10. Approval to make payments to the Orange County Comptroller from the Convention Center Fund for fees in providing accounting services. These payments represent one quarter of the fiscal year 1999 budget and are to be generated automatically on a quarterly basis as follows: October 1998, January 1999, April 1999, and July 1999, equal payments of \$156,104 (Administrative/Fiscal Division).

11. Approval to make payments to the Orange County Comptroller from the Water Utilities System Fund for fees in providing accounting services. These payments represent one quarter of the fiscal year 1999 budget and are to be generated automatically on a quarterly basis as follows: October 1998, January 1999, April 1999, and July 1999, equal payments of \$107,666 (Administrative/Fiscal Division).
12. Approval to make payments to the Orange County Comptroller from the Solid Waste Department Fund for fees in providing accounting services. These payments represent one quarter of the fiscal year 1999 budget and are to be generated automatically on a quarterly basis as follows: October 1998, the amount of \$54,107; January, April, and July 1999, equal payments of \$54,104 (Administrative/Fiscal Division).
13. Approval to advance \$500,000 to the Property Appraiser against the first quarterly billing for the 1998-99 fiscal year. This advance is needed to cover expenses for the first weeks of the new fiscal year (Administrative/Fiscal Division).
14. Approval of the minutes of the following meetings: September 15, 1998, Board of County Commission meeting; September 16, 1998, Library District Governing Board meeting (Comptroller Clerk of the Board of County Commissioners).
15. 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 September 17, 1998; to September 23, 1998; total of \$10,508,559.35.

(Finance and Accounting Department)

**County Attorney**

1. Approval of the Stipulated Settlement Agreement in the federal lawsuit styled Keith Johnson and N.2.U., Inc., dba "Original Bookstore" vs. Orange County, Florida, Case No. 97-889-CIV-ORL-19A, involving a constitutional challenge to Orange County's Adult Entertainment Code.

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

2. Approval of the proposed settlement for the eminent domain case of Orange County vs. Jade Bridge, CI95-7999, Parcels 101/701/801/901 for property located on Turkey Lake Road.
3. Approval of revised Administrative Regulation 2.11 and proposed new Administrative Regulation 2.11.01 pertaining respectively to requests for assistance from the County Attorney's Office and waivers of conflicts of interest to outside legal counsel.

**(As stated in the above motion, this item was corrected to reflect changes to Administrative Regulation 2.11.01.)**

#### **Administrative Support Division**

1. Approval and authorization to record instruments and disburse warrant to pay appropriate recording fees: Bonneville Outfall, Drainage Easement and Subordination of Encumbrance, District 5 (Real Estate Management Department).
2. Approval and authorization to record instruments and disburse warrant to pay appropriate recording fees: South Service Area Reuse improvements, Utility Easement and Subordination of Encumbrance, District 1 (Real Estate Management Department).
3. Approval and authorization to conduct closing, disburse warrant, record instruments, pay appropriate closing costs, and approval of any additional recording fees not to exceed \$100: Northwest Service Area Reuse System, Contract for sale and purchase and warranty deed, District 1 (Real Estate Management Department).

**(As stated in the above motion, this item was corrected to reflect the District as 2 instead of 1.)**

#### **Fiscal and Human Resources Division**

1. Approval to award Invitation for Bid Y8-1023-R2 to the three low responsive and responsible bidders, Grandview Pipe and Supply, Corcel Corporation, and Ferguson Underground for sewer pipes and fittings. The total estimated annual cost is \$500,000 ([Water Department] Purchasing and Contracts Department).
2. Approval to award Invitation for Bid Y8-7004-BI/PW to the low responsive and responsible bidder, Sunshine Building and Development Corporation for Orange County Utilities pump station modifications for Capehart Drive,

Yucca Street, and Westgate Drive. The total cost is \$395,331 ([Wastewater Department] Purchasing and Contracts Department).

3. Approval to award contracts for various services for fiscal year 1998-1999 to Human Services providers. The total cost is \$3,085,760. ([Health and Family Services Division] Purchasing and Contracts Department).
4. Approval to award contracts for Citizens' Commission for Children grant awards to the providers listed for fiscal year 1998-1999 for a total cost of \$5,869,715 ([Citizens' Commission for Children] Purchasing and Contracts Department).
5. Approval to award Contract Y9-801, Design-Build Services, Sheriff's Firing Range, with Allen E. Smith, and authorization to conduct closing, disburse warrant, pay appropriate closing costs, and record instruments at a cost not to exceed \$3,100. The total cost is \$2,720,000 ([Construction Administration Department] Purchasing and Contracts Department).
6. Approval to execute a contract with Specialized Treatment, Education and Prevention Services, Inc., to provide treatment services at the Juvenile Residential Secure School for the period of September 1, 1998, through September 30, 1999, at a total cost not to exceed \$147,978 ([Community Corrections] Purchasing and Contracts Department).
7. Approval to award a sole source purchase with Little Giant Corporation for the purchase of one (1) forty-eight foot lattice boom crane. The total cost is \$314,679 ([Roads and Drainage Department] Purchasing and Contracts Department).
8. Approval to award Invitation for Bid Y8-793-MK to the low responsive and responsible bidder, Westra Construction Corporation for Hiawassee sanitary sewer improvements (West Colonial Drive to Ironwood Street). The total cost is \$449,950 ([Utilities Engineering] Purchasing and Contracts Department).
9. Approval of designated holidays for calendar year 1999 (Human Resources Department).

10. Approval for the Orange County Sheriff's Office to spend \$10,000 from the Law Enforcement Trust Fund to defray cost of operating the Sheriff's Office Explorer Post 61 (Office of Management and Budget).
11. Approval of Budget Amendments 98-85, 98-86, and 98-87 (Office of Management and Budget).  
  
(Budget Amendments 98-85 through 98-87 are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
12. Approval of Budget Transfer 98-646 (Office of Management and Budget).  
  
(Budget Transfer 98-646 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
13. Approve payment of intergovernmental claims for September 10, 1998, totaling \$139,463.12 (Risk Management Department).
14. Receipt and filing of the minutes of the September 3, 1998, meeting of the Intergovernmental Risk Management Committee, for the official County record (Risk Management Department).
15. Approval of revised Administrative Regulation 2.08.01 pertaining to Continuing Disclosure for Debt Issues (Division Office).
16. Approval of Collective Bargaining Agreement with Laborers' International Union of North America, Local 517 (LIUNA) (Division Office).  
  
(Articles to agreement are on file in the office of the Comptroller Clerk of the Board of County Commissioners.)
17. Approval of the Capital Improvement Refunding Revenue Bonds, Series 1998 Bond Resolution, which authorizes the issuance of the bonds and public sale of the bonds; provides for the purchase of municipal bond insurance; delegates authority to the County Chairman or her designee to award the sale of the bonds to the successful bidder subject to certain terms and conditions and to execute an award certificate in connection

therewith; authorizes the distribution of a preliminary official statement; the execution and delivery of an escrow deposit agreement and the appointment of an escrow agent; approves the execution of a continuing disclosure undertaking; and delegates authority to the County Chairman to take other required actions (Division Office).

**(As stated in the above motion, this item was corrected to reflect updates to the Authorizing Resolution.)**

(Resolution 98-B-16 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**Health and Family Services Division**

1. Approval to accept \$80,000 in supplemental grant funds from the U.S. Department of Health and Human Services to supplement services offered at the Youth Shelter at Great Oaks Village and add three positions to the manning table. The match by Orange County is in-kind only. There is no cost to the County, all districts (Department of Human Services).
2. Approval and execution of Florida Department of Health Bureau of Emergency Medical Services County Grant Award Application in the amount of \$250,729.63 and resolution, all districts (Emergency Medical Services Department).

(Resolution 98-M-44 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**Planning and Community Services Division**

1. Approval and execution of the Callahan Neighborhood Center/Head Start Program Lease Agreement between the City of Orlando and Orange County (Community Affairs Department).

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

2. Approval and execution of a Developer's Agreement for discounts of impact fees and wastewater capital charges for the Buchanan Bay Affordable Housing Development (Department of Housing and Community Development).

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

3. Approval and execution of a resolution in support of the City of Orlando's application to designate the Parramore Heritage Community as a federal Empowerment Zone, District 6 (Division Office).

(Resolution 98-M-45 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 vacating a portion of the plat of map of land of T. Ellwood Zell (Control No. VA 9819), District 2 (Development Engineering Department).

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

2. Authorization to record the plat of Sam's at Goldenrod, District 3 (Development Engineering Department).

3. Approval and execution of the agreement between Orange County and CSX Transportation, Inc., for the construction of an aerial highway structure carrying Southchase Road over CSX at Railroad Milepost A-802.90 in Taft, District 4 (Public Works Engineering Department).

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

4. Approval to establish a "No Parking" zone on the west side of Beulah Road beginning 290 feet from the south right-of-way line of Beard Road and extending south 770 feet, District 1 (Traffic Engineering Department).

5. Approval and execution of the Boggy Creek Road Use Agreement between Greater Orlando Aviation Authority (GOAA) and Orange County to utilize Boggy Creek Road as a haul route from Orlando Kissimmee Farms to the Orlando International Airport, District 4 (Development Engineering Department).

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

ADMINISTRATIVE SUPPORT DIVISION DISCUSSION AGENDA

- 1. Consideration of Membership and Mission Review Board recommendations for appointments/reappointments to the following advisory boards (General Services Department/Agenda Development).

Staff Report

Earl Denton, chairman of the Membership and Mission Review Board (MMRB) introduced Steve Brice, the District 2 liason, to the MMRB.

Mr. Denton presented the MMRB's recommendations, and the Board took the following actions:

Affordable Housing Advisory Board

Action

Upon a motion by Commissioner Johnson, seconded by Commissioner Hoenstine, and carried with all present members voting AYE by voice vote; Commissioner Butler was absent; the Board appointed Arthor Lee Threats to the Affordable Housing Advisory Board, to succeed Teresa deArrigiotia as an at large representative, for a term expiring June 30, 2000.

Commissioner Butler joined the meeting.

Building Codes Board of Adjustments and Appeals

Action

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Edwards, and carried with all members present and voting AYE by voice vote; the Board appointed John J. Heffernan to the Building Codes Board of Adjustments and Appeals, in the fire sprinkler contractors category, for a term expiring December 31, 1998.

Community Development Advisory Board

Action

Upon a motion by Commissioner Edwards, seconded by Commissioner Freeman, and carried with all members present and voting AYE by voice vote; the Board reappointed Annie

Washington to the Community Development Advisory Board as the District 4 representative for a term expiring June 30, 2000; and further, appointed Michael David Fender to the Community Development Advisory Board, to succeed Barbara Rushing, for a term expiring June 30, 1999.

Housing Finance Authority

Action

Upon a motion by County Chairman Chapin, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote; the Board appointed Ann Brown-Harris to the Housing Finance Authority, to succeed Ellem N. Niewold as a representative in the Finance category, with an effective date of December 31, 1998; and a term expiring December 31, 2002, to facilitate the appointee's orientation to the functions and processes of the Authority.

Local Health Council of East Central Florida, Inc.

Action

Upon a motion by County Chairman Chapin, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote, the Board reappointed Dr. Lynda Carter to the Local Health Council of East Central Florida, Inc., in the Health Care Purchaser category, for a term expiring September 30, 2000.

MetroPlan Orlando Citizens' Advisory Committee

MMRB Chairman Earl Denton stated the MMRB wishes to withdraw this appointment for further study.

Action

Upon a motion by Commissioner Staley, seconded by Commissioner Hoenstine, and carried with County Chairman Chapin and Commissioners Staley, Johnson, Hoenstine, and Butler voting AYE by voice vote; Commissioners Freeman and Edwards voting NO by voice vote; the Board deferred consideration of this item to give the commissioners additional time to submit their nominations to the Membership and Mission Review Board.

2. Consideration of Membership and Mission Review Board recommendations regarding sunseting of the following boards (General Services Department/Agenda Development):

- Community Development Advisory Board
- Development Advisory Board
- Industrial Development Authority

Staff Report

Membership and Mission Review Board (MMRB) Chairman Earl Denton reviewed the advisory board sunset provisions of the County Code and presented the MMRB's recommendation.

Discussion

The Board discussed review of each board's make-up during the sunset review.

Action

Upon a motion by Commissioner Johnson, seconded by Commissioner Butler, and carried with all members present and voting AYE by voice vote, the Board accepted the recommendations of the MMRB to extend the existence and specify new sunset dates of 2004 for the following advisory boards:

- Community Development Advisory Board;
- Development Advisory Board;
- Industrial Development Authority.

NONAGENDA - INVITATION FOR ORIENTATION

Membership and Mission Review Board Chairman Earl Denton invited the Board of County Commissioners to attend a training session on October 7, 1998, from 4 p.m. until 7 p.m., at the Orlando Museum of Art in Loch Haven Park at which time new members will be informed regarding various boards.

COUNTY COMPTROLLER DISCUSSION AGENDA

1. Discussion concerning the audit of the Central Florida Regional Transportation Authority (dba Lynx) performed for the period October 1, 1996, through September 30, 1997.

County Comptroller's Report

County Comptroller Martha Haynie reported that her office has

conducted an audit of the Central Florida Regional Transportation Authority (dba Lynx) for the period of October 1, 1996, through September 30, 1997. She stated that the audit was limited to a review of internal controls relating to revenue collection, the budget process, investment procedures, expenditure processing, fixed asset procedures, and procurement and purchasing procedures.

County Comptroller Haynie stated that a recommendation has been made for a written agreement between the County and Lynx regarding distribution of monies. She stated the agreement should specify allowability of charitable contributions. County Comptroller Haynie noted the audit reviewed ridership numbers and the need for improved controls for maintaining, issuing, and disposing of bus tickets and passes.

County Comptroller Haynie summarized her presentation by noting 16 recommendations for improvement were submitted to Lynx and that many of them have already been implemented.

#### Discussion

The Board discussed the importance of the Lynx audit, expenditures for diesel fuel and charitable contributions, ridership statistics, more accountability from Lynx, CSX tracks, and the possibility of more voting representation on the Lynx Board.

#### Action

**The Board did not take any action.**

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

#### FISCAL AND HUMAN RESOURCES DIVISION DISCUSSION AGENDA

1. Selection of one firm and two alternates to provide design-build services for Fire Stations 63 and 70, RFP Y8-808-JO ([Construction Administration Department] Purchasing and Contracts Department).

#### Commissioner's Report

Commissioner Johnson stated that she was present at the August 31, 1998, Procurement Review Committee meeting and reviewed the committee's recommendation on the selection of one firm

and two ranked alternates for design-build services for Fire Stations 63 and 70 from the following firms listed alphabetically:

- Advanced Building Constructors
- R C Stevens Construction Company
- Wharton-Smith, Inc.

**Action**

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

- #1 Wharton-Smith, Inc.
- #2 R C Stevens Construction Company
- #3 Advanced Building Constructors

and further, authorized staff to enter into contract negotiations to provide design-build services for Fire Stations 63 and 70, RFP Y8-808-JO.

(Contract Y8-808-JO will be on file in the Purchasing and Contracts Department.)

2. Selection of one firm and two alternates to provide design-build services for Administrative Center HVAC System renovation, RFP Y8-816-JO ([Construction Administration Department] Purchasing and Contracts Department).

Commissioner's Report

County Chairman Chapin noted that no commissioner was present at the September 14, 1998, Procurement Review Committee meeting to review the committee's recommendation on the selection of one firm and two ranked alternates for design-build services for Administrative Center HVAC System renovation from the following firms listed alphabetically:

- Bosek Gibson and Associates
- Harper Mechanical Corporation
- S I Goldman Company

**Action**

Upon a motion by County Chairman Chapin, seconded by Commissioner Freeman, and carried with all commissioners

present and voting AYE by voice vote, the Board approved the following short list ranked as follows:

- #1 Bosek Gibson and Associates
- #2 S I Goldman Company
- #3 Harper Mechanical Corporation

and further, authorized staff to enter into contract negotiations to provide design-build services for Administrative Center HVAC System renovation, RFP Y8-816-JO.

(Contract Y8-816-JO will be on file in the Purchasing and Contracts Department.)

**NONAGENDA - DESIGN OF FIRE STATIONS**

In response to questions from the Board regarding Fire Station 58, Fire Chief Mike Iacona responded that this is currently in the permitting process. Mr. Iacona noted that the first series of prints have been submitted for approval; that some changes were necessary and these changes are being revised by the architect. He stated that when the changes are completed, the contract will be bid and construction should begin in December and be completed in approximately eight months.

Mr. Iacona stated that the two fire stations approved today are for a design-build process whereby both design and construction are approved under one contract.

**NONAGENDA - INTRODUCTION OF GUEST**

Commissioner Edwards introduced his brother, Bruce Edwards, city councilman from Plantation, Florida.

**PLANNING AND COMMUNITY SERVICES DIVISION DISCUSSION AGENDA**

1. Approval to process payment of \$100,000 to the Central Florida Innovation Corporation (CFIC) and execution by the County Chairman of a Letter of Agreement with CFIC for payment, all districts (Division Office).

Staff Report

Economic Development Administrator John Lewis requested Board approval for payment of \$100,000 to the Central Florida

Innovation Corporation (CFIC) to strengthen the economic base of Central Florida by providing start-up assistance for emerging companies which have a strong possibility for high technology jobs in Orange County. Mr. Lewis pointed out that this payment represents the fourth year of an anticipated five-year commitment by the County.

Richard Fox, president of CFIC, presented an update on its progress. Mr. Fox noted that 36 million dollars has been raised for fiscal year 1998. He stated that three new companies have been created; 726 entrepreneurs applied for service; and 230 businesses have received assistance. Mr. Fox identified various companies that have relocated to Orange County as a result of the CFIC program, and he stated that the financial return to the County is projected to exceed its investment.

#### Discussion

The Board discussed Orange County's financial commitment to CFIC's program and the possibility that new businesses might have relocated to Orange County through the efforts of the Economic Development Council.

#### Action

Upon a motion by County Chairman Chapin, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board approved payment of \$100,000 to the Central Florida Innovation Corporation (CFIC) and execution of a Letter of Agreement with CFIC.

#### PRESENTATION OF AWARD FOR THE NETWORKED COMMUNITY CD-ROM

County Chairman Chapin deferred this item until a later date.

#### PUBLIC WORKS DIVISION DISCUSSION AGENDA

1. Discussion concerning Speed Humps - Policy Issues (Division Office).

#### Staff Report

Traffic Engineering Department Manager Ruby Rozier outlined the Speed Hump Program. Ms. Rozier showed several neighborhoods where speed humps have been installed using the Municipal Service Taxing Unit mechanism.

Ms. Rozier reviewed the existing eligibility criteria for speed humps, proposed modifications, increased cost, and the three-tier funding mechanism. She noted other common traffic devices such as roundabouts, median chokers, entry features, and bulbouts.

Ms. Rozier outlined the following proposed eligibility criteria:

- Local streets or collector roads;
- Maximum 3,000 vehicles per day;
- Posted speed limit of 30 miles per hour or less;
- Observed 85th percentile speed of more than 5 miles per hour over the posted speed limit;
- Maximum pavement width of 24 feet.

Ms. Rozier also reviewed the following proposed funding options for speed hump installation:

- County funding;
- 50/50 partnership funding;
- Citizen funding.

**Discussion**

The Board discussed the proposed increased cost for speed hump installation from \$1,400 per speed hump to \$2,130; removal of speed humps; County-funding criteria; limiting speed humps to unpaved roads; the ratio of community residents requesting speed humps; and the possibility of installing speed machines on local roadways.

**Commissioner Staley left the meeting.**

**Action**

**The Board did not take any action.**

**County Chairman Chapin adjourned the morning session.**

**MEETING RECONVENED**

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

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

Commissioner Butler joined the meeting where indicated.

The Board paused for an invocation by Father John Hamatie, pastor of St. George Orthodox Church, followed by the Pledge of Allegiance to the Flag.

**NONAGENDA - WORKPLACE RECOGNITION**

Fiscal and Human Resources Division Director Sharon Laisure announced that Orange County ranked eighth out of 600 of the "Top 100 Companies for Working Families" as cited in Central Florida Family Magazine.

**NONAGENDA - NAVY SOUND LAB**

Commissioner Hoenstine announced that a bill to remove the Navy Sound Lab dock at Summerlin Avenue and Gatlin Street will be presented to President Clinton for his signature and, if signed, will become effective in June 1999.

Commissioner Butler joined the meeting.

**SEPTEMBER 17, 1998, PLANNING AND ZONING COMMISSION RECOMMENDATIONS**

**Action**

Upon a motion by Commissioner Hoenstine, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote; the Board accepted the recommendations of the Orange County Planning and Zoning Commission under date of September 17, 1998, with the exception of Cases Z-98-094; Z-98-096; Z-98-097; Z-98-099; Z-98-100; further, with the exception of an Ordinance regarding building and construction regulation; an Ordinance amending the Orange County Road Impact Fee Ordinance; and an Ordinance amending the actual list of permitted, conditional, or prohibited uses within zoning categories in the unincorporated area

of Orange County which will be heard by the Board; and further, correcting the commission district for Case Z-98-094 to reflect District 1; subject to the usual right of appeal by any aggrieved parties; and further, authorized scheduling the following public hearings:

- Case Z-98-094 in the name of Butler Cove Limited Partnership on December 1, 1998;
- Case Z-98-096 in the name of Edna S. Pierce on December 8, 1998;
- Case Z-98-097 in the name of James W. Smith, Woodland Lakes, on November 10, 1998;
- Case Z-98-099 in the name of Kenneth W. Wright on December 1, 1998;
- Case Z-98-100 in the name of Chris Bowley on December 8, 1998.

For the record, appeals of the recommendations of the Orange County Planning and Zoning Commission under date of September 17, 1998, were filed in the Zoning Department and scheduled by the Comptroller Clerk's Office for public hearing, as follows:

- None filed.

**MSTU/BU PUBLIC HEARING - BAY VISTA ESTATES UNITS 1 - 4, ESTABLISH FOR WALL CONSTRUCTION, 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 wall construction at Bay Vista Estates Units 1-4, District 1; Section 3, Township 24, Range 28; Orange County, Florida.

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

Staff Report

MSTU Supervisor Elizabeth Godwin reported that this request from property owners has an annual flat rate cost per lot of \$131.38.

Appearances

The following person addressed the Board in opposition to the

request:

- Phyllis Zunk, 9569 Wickham Way, Orlando, Florida.

No one appeared in favor of the request.

#### Discussion

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

#### Action

Upon a motion by Commissioner Freeman, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board adopted a resolution establishing an MSTU/BU for wall construction at Bay Vista Estates, Units 1-4.

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

#### ORDINANCE PUBLIC HEARING - AMENDING ORANGE COUNTY CODE, CHAPTER 31.5, ARTICLE IV, THE SIGN ORDINANCE (2ND HEARING)

Notice was given that the Board of County Commissioners would hold the second of two public hearings to consider the following proposed ordinance affecting the use of land:

AN ORDINANCE PERTAINING TO SIGN REGULATION IN UNINCORPORATED ORANGE COUNTY; AMENDING ORANGE COUNTY CODE CHAPTER 31.5, SIGNS, ARTICLE IV, MISCELLANEOUS SIGNS AND STANDARDS, DIVISION 2, TOURIST COMMERCIAL DEVELOPMENTS, TO PROVIDE FOR ENLARGED AREA OF APPLICABILITY, ADDING ROOF SIGNS AND MOST POLE SIGNS TO THE LIST OF PROHIBITED SIGNS, ENLARGING AVAILABLE COPY AREA OF GROUND SIGNS, AND AMENDING THE SETBACK REQUIREMENTS FOR ALLOWABLE POLE SIGNS; AND PROVIDING AN EFFECTIVE DATE.

#### Staff Report

Chief Planner John Smogor stated that this is the second of two public hearings to consider the proposed ordinance. Mr. Smogor reviewed the proposed ordinance and outlined its amendments.

#### Appearances

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

- Trevor Hall (no address given), for the Urban Design

Commission.

- Mr. Van Slyke (no address given), for the Urban Design Commission.

No one appeared in opposition to the proposed ordinance.

Discussion

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

Action

**Upon a motion by County Chairman Chapin, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote, the Board adopted the proposed ordinance amending the sign ordinance.**

(Ordinance 98-23 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**DEVELOPMENT PLAN PUBLIC HEARING - APPLICANT: TOM CLOUD; WATERBRIDGE APARTMENTS DP, SKY LAKE PLANNED DEVELOPMENT; DISTRICT 1**

Notice was given that the Board of County Commissioners would hold a public hearing to consider a request by Tom Cloud, Sky Lake Planned Development/Waterbridge Apartments Development Plan, to consider the Waterbridge Apartments Development Plan for 280 multi-family units, for property generally located south of Waterbridge Boulevard, 700 feet west of U.S. 441; District 1; Section 15, Township 24, Range 29, Orange County, Florida. (The legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

Staff Report

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

Appearances

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

- Tom Cloud, Esquire, the applicant; Gray, Harris, and Robinson, P.A. (no address given).
- Scott Culp, director of Development for Community Development

District (no address given).

The following person addressed the Board with general comments:

- Linda Phalen, 11142 Dory Court, Orlando, Florida; for Skylake Homeowners' Association.

No one appeared in opposition to the request.

Discussion

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

For the record, Commissioner Hoenstine stated he will be looking at oversaturation of multi-family zoning since this will subsequently affect school overcrowding.

Action

Upon a motion by Commissioner Freeman, seconded by Commissioner Butler, and carried with all members present and voting AYE by voice vote, the Board approved the request by Tom Cloud, Sky Lake Planned Development/Waterbridge Apartments Development Plan, to consider the Waterbridge Apartments Development Plan for 280 multi-family units, on the above-described property; subject to the following conditions:

1. Development shall conform to the Skylake Planned Development, Board of County Commissioners' approvals; Waterbridge Preliminary Subdivision Plan; Board of County Commissioners approvals; and Waterbridge Apartments Development Plan, dated "Received September 22, 1998," and to the following conditions of approval. Development based on this approval shall comply with all other applicable federal, state, and county laws, ordinances, and regulations, which are incorporated herein by reference, except to the extent [the applicable laws, ordinances, and regulations] are expressly waived or modified by these conditions, or by action approved by the Orange County Board of County Commissioners, or by action of the Board of County Commissioners.
2. Prior to construction plan approval, certification with supporting calculations shall be submitted which state that the existing outfall system has the capacity to accommodate this project.

- 3. Orange County will not own or operate on-site water and wastewater distribution system.
- 4. Prior to construction plan approval, unless an agreement is executed between the applicant and Costco on a modified median opening, this project entrance on Waterbridge Boulevard shall be aligned with the existing median opening.

ORDINANCE PUBLIC HEARING - CREATING THE INTERNATIONAL DRIVE CRA TRUST FUND AND RESOLUTIONS AMENDING THE BLIGHT RESOLUTION AND THE REDEVELOPMENT PLAN

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

AN ORDINANCE OF ORANGE COUNTY, FLORIDA, TO BE ENTITLED, "INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT TRUST FUND," ESTABLISHING A REDEVELOPMENT TRUST FUND FOR THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT AGENCY; PROVIDING FOR ADMINISTRATION OF THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT TRUST FUND; PROVIDING FOR THE FUNDING OF A REDEVELOPMENT TRUST FUND FOR COMMUNITY REDEVELOPMENT WITHIN THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT AREA; DETERMINING THE TAX INCREMENT TO BE DEPOSITED IN THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT TRUST FUND; ESTABLISHING THE BASE YEAR FOR DETERMINING ASSESSED VALUES OF PROPERTY IN THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT AREA FOR TAX INCREMENT PURPOSES; PROVIDING FOR THE ANNUAL APPROPRIATION OF THE TAX INCREMENT BY TAXING AUTHORITIES IN THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT AREA; APPOINTING THE GOVERNING BODY OF THE COMMUNITY REDEVELOPMENT AGENCY AS THE TRUSTEE OF THE REDEVELOPMENT TRUST FUND; FINDING THAT REQUIRED NOTICES HAVE BEEN GIVEN; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE;

and

A RESOLUTION REGARDING THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT AREA;

and

A RESOLUTION REGARDING ADOPTION OF THE INTERNATIONAL DRIVE COMMUNITY REDEVELOPMENT PLAN.

Staff Report

Planning Department Manager David Heath reviewed the proposed ordinance and outlined its provisions.

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.

**Action**

**Upon a motion by Commissioner Johnson, seconded by Commissioner Butler, and carried with all members present and voting AYE by voice vote, the Board adopted a resolution regarding the International Drive Community Redevelopment Area.**

(Resolution 98-M-42 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**Action**

**Upon a motion by Commissioner Butler, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote, the Board adopted a resolution regarding adoption of the International Drive Community Redevelopment Plan.**

(Resolution 98-M-43 is on file in the office of the Comptroller Clerk of the Board of County Commissioners.)

**Action**

**Upon a motion by Commissioner Butler, seconded by Commissioner Johnson, and carried with all members present and voting AYE by voice vote, the Board adopted the proposed ordinance creating the International Drive Community Redevelopment Trust Fund.**

(Ordinance 98-22 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.