

MEETING OPENED

The Board of County Commissioners met in Commission Chambers on the First Floor, Orange County Administration Center, on Tuesday, July 25, 2000. The following were present:

- County Chairman Mel Martinez
- Commissioners Bob Freeman, Bob Sindler, Mary Johnson, Clarence Hoenstine, Ted Edwards, and Homer Hartage
- County Comptroller as Clerk Martha Haynie
- County Administrator Ajit Lalchandani
- County Attorney Tom Wilkes
- Assistant Deputy Clerk Jeanene Wells

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

The Board paused for an invocation by Jim Davey, director of the 42nd International Youth Convention of the Church of God, followed by the Pledge of Allegiance to the Flag.

Presentation of resolution recognizing the delegates of the 42nd International Youth Convention of the Church of God.

The County Chairman presented a resolution recognizing the organization's delegates to its director, Jim Davey.

COUNTY CONSENT AGENDA

Action

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

- Deferred Public Works Department Item 3 for discussion (see pages 350 and 351 for discussion and subsequent approval);

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

1. Approval of the disposition of tangible personal property:

a. Dispose of an asset that was returned to vendor under maintenance agreement.

(Property Accounting Department)

2. Acknowledgment of receipt of the following file for the record document:

a. City of Orlando ordinance notice annexing the property located at 8338 Narcoossee Road.

(Comptroller Clerk of the Board of County Commissioners)

3. Approval of the minutes of the July 11, 2000, meeting of the Board of County Commissioners (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 July 14, 2000, to July 19, 2000; total of \$11,413,087.69.

(Finance and Accounting Department)

County Administrator

1. Approval of payment of intergovernmental claims for July 6, 2000, totaling \$127,183.78 (Risk Management Division).

2. Receipt and filing of minutes for the June 29, 2000, meeting of the Intergovernmental Risk Management Committee for the official County record (Risk Management Division).

Administrative Support Department

1. Approval to award Invitation for Bid Y0-1010-SI to the low responsive and responsible bidder, Wuesthoff Reference Laboratories, for forensic toxicology laboratory analysis/medical examiner's office. The estimated annual contract award amount is \$135,000 for a three-year term contract renewable for a maximum of two additional years by the Purchasing and Contracts Division ([Health Services Division] Purchasing and Contracts Division).
2. Approval to award Invitation for Bid Y0-626-JS to the low responsive and responsible bidder, Heintzelman's Truck Center, Inc., for two tractor trucks. The total contract award amount is \$179,756 for both vehicles ([Roads and Drainage Division] Purchasing and Contracts Division).
3. Approval to award Invitation for Bid Y0-737-MK to the low responsive and responsible bidder, Terra Firma Construction Management, for Phase II/III hold-open devices. The total contract award amount is \$210,000 ([Convention Center Construction Division] Purchasing and Contracts Division).
4. Approval to award Invitation for Bid Y0-754-MK to the low responsive and responsible bidder, M.J. Simpson Corporation, for Phase II restroom American's with Disabilities Act upgrades at the Convention Center. The total contract award amount is \$303,000 ([Convention Center Construction Division] Purchasing and Contracts Division).

5. Approval of Amendment 4, Contract Y7-178-SI, with Wuesthoff Reference Laboratories, for forensic toxicology laboratory analysis services for the medical examiner's office in the amount of \$13,500 for a total contract amount of \$105,500 ([Health Services Division] Purchasing and Contracts Division).
6. Approval of Amendment 1, Contract Y9-819, with Parsons Transportation Group, for Westwood Connector and Loop Road modifications at the Orange County Convention Center in the amount of \$343,423.18 for a total contract amount of \$1,234,517.52 ([Convention Center Construction Division] Purchasing and Contracts Division).
7. Approval of Amendment 11, Contract Y6-818, with Spillis Candela/Kha Le-Huu for architectural services for the Historical Museum conversion in the amount of \$21,064.81 for a total contract amount of \$5,147,897.70 ([Construction Administration Division] Purchasing and Contracts Division).
8. Approval and execution by County Chairman of Notice of Reservation and authorization to disburse warrant to pay recording fees and record instrument for Apopka-Vineland Road (S.R. 50 to A.D. Mims Road), Districts 2 and 6 (Real Estate Management Division).
9. Approval and execution by County Chairman of an access easement and authorization to record instrument for the BETA Center access easement, District 3 (Real Estate Management Division).
10. Approval of temporary access, drainage, and utility easement and authorization to record instrument for Bridgewater Phase III, District 4 (Real Estate Management Division).

11. Approval and execution by County Chairman of Site Lease and Memorandum of Site Lease Agreement and authorization to record instruments for telecommunication tower site development at the Sandlake Road wastewater treatment facility, District 6 (Real Estate Management Division).
12. Approval of the Blanchard Park YMCA Committee List (Parks and Recreation Division).

Growth Management and Environmental Resources Department

1. Approval to file satisfaction of special assessment lien by Resolution 2000-BUI-18 against Parcel Number 29-22-29-4593-10010, 3900 West Robinson Street, District 6 (Building Division).
2. Approval to advertise Resolutions 2000-ZON-307 through 2000-ZON-332 to place special assessment liens and amended special assessment liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Resolutions for special assessment liens and amended special assessment liens:

LC 99-060; LC 00-132; LC 00-137; LC 99-040; LC 00-113;
 LC 00-153; LC 00-152; LC 00-138; LC 99-078; LC 99-099;
 LC 99-113; LC 00-124; LC 00-247; LC 99-048; LC 00-143;
 LC 00-116; LC 00-145; LC 00-115; LC 00-121; LC 99-123;
 LC 00-129; LC 99-107; LC 00-130; LC 99-085; LC 00-134;
 LC 00-135

all districts (Code Enforcement Division).

3. Approval of the revised manning table for Environmental Protection Division for the Petroleum Cleanup Section and State of Florida Department of Environmental Protection contract for services relating to petroleum contamination, all districts (Environmental Protection Division).

Public Works Department

1. Approval to establish a "No Parking" zone on the west side of Avalon Road beginning at the south right-of-way line of West Colonial Drive and extending south 250 feet, District 1 (Traffic Engineering Division).
2. Authorization to record the plat of "Southpark Unit 4-A," District 6 (Development Engineering Division).
3. Approval of the Joint Participation Agreement between Orange County and the State of Florida Department of Transportation (FDOT) for the congestion management study on S.R. 50 and for the expenditure of \$250,000 to be reimbursed by the FDOT, Districts 1 and 6 (Public Works Engineering Division).

(As stated in the above motion, this item was deferred for discussion; see pages 350 and 351 for subsequent approval.)

Utilities Department

1. Approval of Change Order 1 to Contract YO-701 with Schuller Contractors, Inc., for Narcoosee Road water main extension (McCoy Road to Elmstone Circle) in the amount of \$128,180.48. The new contract total is \$703,180.48, District 4 (Engineering Division).

CONSENT AGENDA ITEM DEFERRED FOR DISCUSSION

Public Works Department

3. Approval of the Joint Participation Agreement between Orange County and the State of Florida Department of Transportation (FDOT) for the congestion management study on S.R. 50 and

for the expenditure of \$250,000 to be reimbursed by the FDOT, Districts 1 and 6 (Public Works Engineering Division).

Discussion

Commissioner Hartage requested that staff investigate the possibility of extending the study area's eastern boundary from Hiawassee Road to Pine Hills Road.

Action

Upon a motion by Commissioner Hartage, seconded by County Chairman Martinez, and carried with all members present and voting AYE by voice vote, the Board approved the Joint Participation Agreement between Orange County and the State of Florida Department of Transportation (FDOT) for the congestion management study on S.R. 50; further, approved the expenditure of \$250,000 to be reimbursed by the FDOT; and further, authorized staff to investigate the possibility of extending the eastern boundary of the study area from Hiawassee Road to Pine Hill Road.

NONAGENDA - RECONGITION

The County Chairman recognized Chief Judge Ted Coleman, Supervisor of Elections Bill Cowles, County Comptroller Martha Haynie, State Attorney Lawson Lamar, Public Defender Joe Durocher, and County Tax Collector Earl K. Wood who were attending the meeting. He also congratulated Supervisor of Elections Bill Cowles, County Comptroller Martha Haynie, and Tax Collector Earl K. Wood on their unopposed re-election to office.

FISCAL YEAR 2000/2001 BUDGET/CAPITAL IMPROVEMENT PROGRAM (CIP) WORKSESSIONS

CONSTITUTIONAL OFFICERS

County Tax Collector

County Tax Collector Earl K. Wood addressed the Board and presented his proposed budget for fiscal year 2000-2001. He

reported that the Tax Collector's Office will be returning \$12,000,000 to the Board this year and noted that his office will be handling driver's licenses in the near future.

County Comptroller

County Comptroller Haynie addressed the Board and thanked the members for the increased level of open communication and cooperation between the two offices during the past year and for their support.

Discussion

The Board discussed recruitment of workers to man the election polls.

PUBLIC SAFETY

Radio Communications

Staff Report

911 Coordinator Marilyn Ward reviewed the County's radio services history, the system's users, and funding sources for the program. Ms. Ward overviewed the system's current status and proposed restructuring. She also identified the immediate needs of the system, explained the amended budget request, and summarized the benefits of the proposed changes.

Discussion

The Board discussed funding for restructuring and upgrading radio services and the project's proposed consultant.

Fire Rescue Department

Staff Report

Director of Public Safety Tom Hurlburt overviewed the Fire Rescue Department's operations for fiscal year 1999-2000, the current status of employment within the department, and anticipated growth

of the department. Mr. Hurlburt overviewed the human resource functions unique to public safety departments and the proposed plans for development of a Public Safety Human Resources Division. He reviewed the current status of recruitment for qualified candidates, the proposed Noncertified Recruitment Program, and the proposed budget amendment. Mr. Hurlburt concluded the presentation by highlighting the fire station reconstruction/relocation, growth, and construction projects and funding sources.

Discussion

The Board discussed targeted goals, education costs, and reduction in the number of participants in the proposed Noncertified Recruitment Program; the importance of increasing diversity while maintaining equal opportunities within the department; employment networking opportunities; and the City of Orlando's noncertified recruitment program. The Board further discussed whether minority ratios were part of the proposed program, the County's previous reverse discrimination lawsuit, the Board's responsibility for spending tax dollars prudently; donations of fire station construction sites; the status of the joint training facilities for the City of Apopka and the County; and the proposed Kelly Park, Goldenrod Road, and Chickasaw Trail construction projects.

Action

Upon a motion by Commissioner Hartage, seconded by Commissioner Sindler, and carried with County Chairman Martinez and Commissioners Freeman, Sindler, Johnson, and Hartage voting AYE by voice vote; Commissioners Hoenstine and Edwards voting NO by voice vote; the Board approved the Noncertified Recruitment Program concept for the Fire Rescue Department; and further, authorized staff to prepare the necessary documents for presentation to the Board.

Integrated Criminal Justice Information Systems

Staff Report

Director of Management Services for the Orange County Sheriff's Office Janice Knight highlighted contrasts between the old and new courthouses; law enforcement radio and remote data operations; paper and automated fingerprints; and the current and proposed criminal booking areas. Ms. Knight overviewed the current initiatives of the Sheriff's Office and the recent observations of a consultant. She reviewed the history of the County's criminal justice system and the development of the strategic plan. She summarized the presentation with an outline of the conceptual design for the proposed Integrated Criminal Justice Information System (ICJIS).

Discussion

The Board discussed sharing information among law enforcement agencies, adding the allocation of additional personnel for the State Attorney's Office to the County's legislative priorities for the upcoming year, and whether the proposed ICJIS was included in the previously approved budget.

Coalition for a Drug Free Community

Staff Report

Drug Free Community Coordinator Robert Pickerill updated the Board on the status of the Coalition for a Drug Free Community and overviewed the community's existing drug problems. Mr. Pickerill also highlighted the organization's membership and committees, its targeted performance goals for 2005, and its major initiatives.

Discussion

The Board discussed the state and local high school student survey of drug and alcohol usage, treatment for drug and alcohol abuse addictions, distribution of Coalition meeting minutes to Board members, the impact of early intervention, and the value of community programs oriented to teenagers 14 to 16 years old.

The County Chairman left the meeting.

The Board further discussed the hypodermic syringe disposal program, the cost of drug treatment programs and their success rate, and the proposed budget increase for the Corrections Department to purchase general and psychiatric medicines.

Commissioner Freeman left the meeting.

SUNTERRA PURCHASE

Staff Report

Administrative Support Department Director John Terwilliger overviewed the proposed relocation site for the Sheriff's Office complex, the status of the purchase negotiations, and the phased-in buildout proposal.

Discussion

The Board discussed the complex's proposed buildout schedule, the feasibility of combining all operations for the Sheriff's Office within the proposed complex, and existing lease obligations of the Sheriff's Office.

Action

By consensus, the Board continued the worksession regarding the Sunterra Building purchase until later in the day for discussion with Sheriff Kevin Beary present (see page 357).

The Vice-chairman adjourned the morning session.

MEETING RECONVENED

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

- Vice-chairman Homer Hartage
- Commissioners Bob Freeman, Mary Johnson, Clarence Hoenstine, and Ted Edwards
- County Comptroller as Clerk Martha Haynie
- County Administrator Ajit Lalchandani
- County Attorney Tom Wilkes
- Assistant Deputy Clerk Jeanene Wells

County Chairman Mel Martinez and Commissioner Bob Sindler joined the meeting where indicated.

FISCAL YEAR 2000/2001 BUDGET/CAPITAL IMPROVEMENT PROGRAM (CIP) WORKSESSIONS (CONTINUED)

NONAGENDA - HOSTAGE UPDATE

Sheriff Kevin Beary addressed the Board and presented an update on the recent hostage situation in the Meadow Woods Subdivision. He stated that specific details regarding the incident are not available because of ongoing internal and external investigations.

County Chairman Martinez and Commissioner Sindler joined the meeting.

CONSTITUTIONAL OFFICERS (CONTINUED)

Sheriff

Sheriff Kevin Beary stated that his office is committed to crime reduction and service to the community. He highlighted community challenges and growth issues, outside budget funding sources, and the proposed budget. Sheriff Beary also overviewed the County's criminal "hot spots" by district, "Operation Poison Ivey,"

overtime costs, increasing juvenile crime rates, and the JAM unit. He also requested that the Board consider training and deputizing a Code Enforcement Officer to assist with monitoring and enforcing the vehicle-for-hire ordinance.

Discussion

The Board discussed courtesy citations, Azalea Park area improvements, grant funding, new deputy positions, and the proposal to deputize a Code Enforcement Officer. The Board further discussed traffic violation issues, the Ivey Lane project, the need for additional school crossing guards, the Sheriff's Office payroll system, and the YMCA's summertime "Save-A-Life" program.

The County Chairman directed staff to research the County's funding commitment to the YMCA "Save-A-Life" Program for expedition of payment.

SUNTERRA PURCHASE (CONTINUED)

Administrative Support Department Director John Terwilliger overviewed the proposed relocation site for the Sheriff's Office complex, the status of the purchase negotiations, and the phased-in buildout proposal and requested approval of the purchases and authority to sole-source contract with contractors previously working for the Sunterra Corporation.

Discussion

The Board discussed the President's Drive building lease, the proposed phase-in buildout project, consolidation of the Sheriff's Office operations, and the investment benefit of purchasing the property.

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 approved the Sunterra Building purchases; and further, authorized sole-source contracting with contractors previously working for the Sunterra Corporation (see pages 359 through 361 for additional action).

LYNX

Byron Brooks, interim director of Lynx, addressed the Board and overviewed the fiscal year 2001 proposed budget. Mr. Brooks noted the following correction to the Budget Summary presentation chart: Fiscal Year 2000 Total Adjusted Budget \$183,500,134. He outlined Lynx's funding sources, local revenue budget contributions, operating expenses, and base bus service. Mr. Brooks also highlighted the increasing budget impacts, ridership trends, and the proposed east-west express route. He request that the Board approved the amended budget request.

Discussion

The Board discussed decreased funding by other contributors, services provided to contributors who decrease funding, the Volusia Express route, ridership trends, the proposed east-west express route, and government funding opportunities.

BUDGET CONSENT AGENDA**Action**

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

- Amended Budget Consent Item 4a as follows: after, "Contract for Sale and Purchase," add, "with authority for staff to make any ministerial changes or amendment to the contract and associated documents to effect the sale."
- Deleted the Lynx proposed budget request and the Corrections Department's \$700,000 budget request related general and psychiatric medications from County Budget Consent Item 10;

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

1. Approval of Budget Amendments 00-65, 00-71, 00-72, and 00-73.

(Budget Amendments 00-65 and 00-71 through 00-73 are on file in the Comptroller Finance and Accounting Department.)

2. Approval of Budget Transfers 00-419 and 00-435.

(Budget Transfers 00-419 and 00-435 are on file in the Comptroller Finance and Accounting Department.)

3. Approval of CIP Amendments 45-00 and 51-00.

(CIP Amendments 45-00 and 51-00 are on file in the Office of Management and Budget.)

4. Sunterra Buildings Purchase:

- a. Approval of purchase price above appraised value and execution by the County Chairman of Contract for Sale and Purchase with Sunterra Corporation; approval of quitclaim deed and quitclaim bill of sale; and further, authorization to conduct closing; disburse warrant(s) to pay purchase price, closing costs (including but not limited to documentary stamp tax and recording fees); broker fee; and record instrument (note: seller to pay title insurance).

(Note: The final addressing of warrants will be provided to the County Comptroller prior to closing.)

Warrants:

- \$9,436,719.50 payable to Sunterra's closing agent/attorney or the bankruptcy court, et al., for the purchase price, closing costs (including but not limited to documentary stamp tax and recording fees) and broker fee.

or

- \$9,100,000.00 payable to Sunterra Corporation or their designee (purchase price).
- \$63,719.50 payable to Orange County Comptroller (recording fees and documentary stamp tax).
- \$273,000.00 payable to Cushman and Wakefield of Florida, Inc. (broker fee).

(As stated in the above motion, this item was amended as follows: after, "Contract for Sale and Purchase," add, "with authority for staff to make any ministerial changes or amendment to the contract and associated documents to effect the sale.")

- b. Approval of purchase price above appraised value and execution by the County Chairman of the Contract for Sale and Purchase with Harpaul S. Ohri, Trustee; approval of warranty deed and Bill of Sale; and further, authorization to conduct closing; disburse warrant(s) to pay the purchase price and recording fees; and record instrument (note: seller to pay all appropriate closing costs and broker fee).

(Note: The final addressing of warrants will be provided to the County Comptroller prior to closing.)

Warrants:

- \$1,625,019.50 payable to Harpaul S. Ohri's closing agent/attorney (purchase price and recording fees).

or

- \$1,625,000.00 payable to Harpaul S. Ohri, Trustee (purchase price).
- \$19.50 payable to Orange County Comptroller (recording fees).

- c. Authorization for staff to forego any competitive procurement consideration and negotiate and contract directly with contractors and other firms previously under contract with Sunterra Corporation or Harpaul S. Ohri or their agents for the renovation/construction of the old Montgomery Ward complex on West S.R. 50 at John Young Parkway for a total amount not to exceed \$14,000,000 (Budget Amendment 00-71).
- 5. Approval for staff to prepare an ordinance and schedule a public hearing to adopt the Save Our Seniors homestead exemption of \$25,000 to apply toward the countywide millage for eligible Orange County seniors.
 - 6. Approval for the Sheriff's Office to apply for 75 new deputies under the Universal IV Hiring Grant to be phased in over three fiscal years.
 - 7. Approval of changes to the Personnel Policies Manual for the following policies:
 - a. Disaster/Emergency Compensation and Work Assignment.
 - b. Training and Development (Tuition Reimbursement).
 - c. Drug and/or Alcohol Use/Consumption.

8. Approval of the proposed revisions to the pay plan policy and pay structures to allow a four percent increase for the Broadband, 900 and 200 series pay plans.
9. Approval of the Optional Leave Buy-back Program.
10. Approval of the tentative operating budgets for fiscal year 2001.

(As stated in the above motion, the Lynx proposed budget request and the Corrections Department's \$700,000 budget request related to general and psychiatric medications were deleted from this item.)

11. Approval of the tentative Capital Improvement Program budgets for fiscal year 2001.
12. Approval of the tentative millage rates for fiscal year 2001.

BUDGET CONSENT AGENDA ADDENDUM

1. Approval for staff to pursue negotiations to acquire the TM Ranch property by leveraging County funding through partnerships and grant opportunities and by making interest-free payments over a five-year period. Also, approval to appropriate \$1,000,000 in Orange County's budget (Fund 1023) in fiscal year 2000-01 as the County's first year commitment to purchase this property.
2. Approval to increase funding for the Public Works sidewalk program by \$1,500,000. The additional funding will be provided from the following funds:
 - a. \$1,000,000 - Capital Projects Fund 1023.
 - b. \$500,000 - Local Option Gas Tax Fund 1004.

The total revised funding for the sidewalk program for fiscal year 2000-01 will be \$2,500,000.

By consensus, the Board adjourned as the Board of County Commissioners and convened as the Library District Governing Board.

LIBRARY

Orange County Library Board Director Dorothy Fields addressed the Board and overviewed the planned capital improvements, fund revenues/expenditures, and millage rates. Ms. Fields also highlighted the Library's reciprocal borrowing agreements with Lake and Seminole Counties; the Book-By-Mail and Story Hour programs; the genealogy department; and the availability of a drive-thru book pick-up and drop-off location at the downtown Orlando branch. She noted that the Library recently received a donation of 45 computers and software from the Bill and Melinda Gates Foundation.

Discussion

The Board discussed the Orange Blossom Trail, Hiawassee Road, Town of Eatonville, and Winter Garden branch libraries and labor negotiations with the union.

Action

Upon a motion by Commissioner Hartage, seconded by Commissioner Hoenstine, and carried with all members present and voting AYE by voice vote, the Board approved the Library District's tentative operating and capital improvement budgets for fiscal year 2001; and further, approved the Libaray District's tentative millage rates.

By consensus, the Board adjourned as the Library District Governing Board and reconvened as the Board of County Commissioners.

NONAGENDA - ORLANDO REGIONAL SCIENCE CENTER

Commissioner Hoenstine noted the funding support provided by the Board last year to the Orlando Regional Science Center and stated that he has concerns regarding its current financial status.

Discussion

The Board discussed media coverage of the Science Center's financial status, the Orange TV office lease, last year's funding support, and the Board's financial support of the arts.

The County Chairman directed staff to contact the Orlando Regional Science Center and request an update on the organization's financial situation; and further, to schedule a Board worksession.

MEETING ADJOURNED

There being no further business, the County Chairman adjourned the meeting at 4:20 p.m.

ATTEST:

Martha O. Haynie
County Comptroller as Clerk

County Chairman

Deputy Clerk

Minutes Coordinator