

MEETING OPENED

There being a quorum, the County Chairman called the meeting of the Orange County Board of County Commissioners to order at 9 a.m. in Commission Chambers on the First Floor, Orange County Administration Center, on Thursday, July 24, 2003. The following were present:

- County Chairman Richard Crotty
- Commissioners Teresa Jacobs, Bob Sindler, Mary I. Johnson, Linda Stewart, Ted Edwards, and Homer Hartage
- County Comptroller as Clerk Martha Haynie
- County Administrator Ajit Lalchandani
- Deputy Clerk Rosilyn Stapleton

The Board paused for the invocation by Jay Wallace, Revenue Coordinator, Office of Management and Budget, followed by the Pledge of Allegiance to the Flag. The County Chairman presented a certificate of appreciation to Mr. Wallace.

NONAGENDA

In reference to the death of a New York City councilman, the County Chairman asked the Board members to set an example by using their ID badges to enter County buildings. Deputy Administrative Support Director John Terwilliger updated the Board on the County's building security.

BUDGET/CAPITAL IMPROVEMENT PROGRAMS (CIP) WORKSESSION FISCAL YEARS 2003-2004 AND 2004-2005Clerk of Courts

Clerk of the Circuit and County Courts Lydia Gardner addressed the Board and presented her budget report; Board discussion ensued. County Administrator Lalchandani contributed to the discussion. No action was taken.

County Comptroller

Comptroller Martha Haynie addressed the Board and overviewed her budget. No action was taken.

Public Defender

Public Defender Robert Wesley addressed the Board on the Article 7 issue. No action was taken.

Tax Collector

Tax Collector Earl K. Wood addressed the Board and overviewed his budget. No action was taken.

Commissioner Jacobs left the meeting.

Property Appraiser

Property Appraiser Bill Donegan addressed the Board and overviewed his budget. Board discussion ensued. No action was taken.

Supervisor of Elections

Supervisor of Elections Bill Cowles addressed the Board and answered questions regarding new voting equipment. Board discussion ensued. No action was taken.

Center for Drug Free Living

Babette F. Hankey, chief administrative officer and executive director of the Center for Drug Free Living addressed the Board and presented a budget report. Stacy Seikel, M.D., medical director of the Center, and County Administrator Lalchandani contributed to the report. Board discussion ensued. No action was taken (see page 259 for action).

Guardian ad Litem

Staff presented a budget report and noted that the State has cut funding for this program. Susan Khoury, Guardian ad Litem program coordinator, and Sally D.M. Kest, president of the Legal Aid Society Board of Trustees, contributed to the report.

Staff requested approval of a 1-time financial contribution of \$100,000 from Orange County from the current budget year because of the urgency of this matter; also requested authorization of a budget transfer from general revenue reserves; authorization

for the County to accept \$200,000 contribution from Dr. Phillips charities; authorization for the County Chairman to execute contract with Legal Aid Society in the amount of \$300,000, and authorization for contribution to be paid this fiscal year. Board discussion ensued.

Upon a motion by Commissioner Stewart, seconded by Commissioner Sindler, and carried with all present members voting AYE by voice vote; Commissioner Jacobs was absent; the Board authorized the following:

- One-time financial contribution of \$100,000 from Orange County
- Budget transfer of \$100,000 from the current fiscal year's general revenue reserves
- Acceptance of \$200,000 contribution from Dr. Phillips charities
- County Chairman to execute contract with Legal Aid Society in the amount of \$300,000
- Contribution to be paid this fiscal year

Commissioner Jacobs rejoined the meeting.

The County Chairman presented a resolution to Jim Henson of Dr. Phillips Charities for the contribution to the Guardian ad Litem Program.

The County 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:

- County Chairman Richard Crotty
- Commissioners Teresa Jacobs, Bob Sindler, Mary I. Johnson, Linda Stewart, Ted Edwards, and Homer Hartage
- County Comptroller as Clerk Martha Haynie
- County Administrator Ajit Lalchandani
- Deputy Clerk Rosilyn Stapleton

Public Works Department

Staff presented a budget report; Board discussion ensued. No action was taken.

Nehrling House and Gardens

The County Chairman stated that Commissioners Jacobs and Edwards requested further discussion on this item (see July 23, 2003, minutes). Board discussion ensued; County Administrator Lalchandani contributed to the discussion.

Upon a motion by Commissioner Jacobs, seconded by Commissioner Sindler, and carried with all members present and voting AYE by voice vote, the Board authorized the County Chairman to facilitate the purchase of the Nehrling House and Gardens to be publicly owned by Orange County subject to the following conditions as amended in the subsequent motion:

1. The County's contribution towards the purchase shall not exceed the appraised value of \$375,000.
2. An agreement shall be executed with a minimum term of 5 years, whereby the Nehrling Society or another organization with a proven track record in the botanical field or a proven track record managing botanical gardens or historical museums accepts responsibility for developing the gardens and for the ownership and maintenance for the gardens, house, and property.
3. The remaining \$125,000, previously budgeted, for the Nehrling House and Gardens shall be used to renovate the property.
4. In the event we are not presented with an operation and maintenance agreement acceptable to the Board or the Nehrling Society notifies the County Administrator's Office that they have exhausted all reasonable efforts to bring forth such an agreement, the Board of County Commissioners hereby authorizes the County Chairman to facilitate the issuance of a check in the amount of \$375,000, upon presentation of a fully executed contract for sale and purchase of the property known as the Nehrling House and Gardens (located at 2267 Hemple Avenue, Gotha, Florida) by the Nehrling Society. Such amount shall be the County's contribution for the acquisition of the Nehrling House and Gardens. A check in this amount shall be presented at closing on said property.
5. If the property ever ceases to be operated for the benefit of the public as the Nehrling House and Gardens, the title to the property shall revert to Orange County. The deed to the Nehrling Society shall include a clause to this effect.

6. The property shall not be encumbered at any time without the express approval of Orange County.
7. Upon closing and verification of matching dollars for renovation of the Nehrling Property, the County shall contribute up to \$125,000 payable to the Nehrling Society.
8. This motion supercedes the Boards' previous action taken on July 25, 2001;

as amended below.

Upon a motion by Commissioner Edwards, seconded by Commissioner Johnson, and carried with County Chairman Crotty and Commissioners Johnson, Edwards, and Hartage voting AYE by voice vote; Commissioners Jacobs, Sindler, and Stewart voting NO by voice vote; the Board amended the main motion to strike the following language: "... the purchase of the Nehrling House and Gardens to be publicly owned by Orange County subject to the following conditions:

1. The County's contribution towards the purchase shall not exceed the appraised value of \$375,000.
2. An agreement shall be executed with a minimum term of 5 years, whereby the Nehrling Society or another organization with a proven track record in the botanical field or a proven track record managing botanical gardens or historical museums accepts responsibility for developing the gardens and for the ownership and maintenance for the gardens, house, and property.
3. The remaining \$125,000, previously budgeted, for the Nehrling House and Gardens shall be used to renovate the property."
4. In the event we are not presented with an operation and maintenance agreement acceptable to the Board or the Nehrling Society notifies the County Administrator's Office that they have exhausted all reasonable efforts to bring forth such an agreement, the Board of County Commissioners hereby authorizes the County Chairman to facilitate ..."

and further, added the following language to precede the last sentence in Condition 4 of the main motion: "If additional funding is needed to close on the property, the Nehrling Society may use up to \$75,000 of this \$125,000 for closing. It is intended that the County's total contribution shall be \$500,000."

Budget Worksession Summary

Deputy County Administrator Sharon Donoghue presented a summary outlining the tentative millages, the General Fund reserves, and recommendations for commissioner requests as follows:

<u>Requests</u>	<u>FY 03-04</u>	<u>FY 04-05</u>
Lynx	\$889K	
Citrus Bowl Float - Capital 1 Bowl	25K	\$25K
Center for Drug Free Living	581K	
Lake Susannah Retrofit Study	200K	
Districts 3/4 Community Center Study	50K	
Sky Lake Feasibility Study	25K	
Sportsplex East Study	30K	
Econ. Environment Education Center Study	50K	
Ft. Christmas Park Expansion Study	50K	
Total	1.9 M	\$25 K

Ms. Donoghue further requested approval of the consent agenda as follows:

- Pine Hills Community Center Capital Improvement Project
- Sheriff's Memorandum of Understanding between Orange County and the Office of the Sheriff to return \$2,000,000 in excess fees to the County at the end of the current fiscal year 2002-03
- Guardian ad Litem Budget Transfer 03-1674
- Tentative County millage rates and the tentative County budget with changes as noted

Board discussion ensued; County Comptroller Haynie contributed to the discussion. The following changes were requested:

- Divide the Center for Drug Free Living request to approve \$200,000 for the Heroin Initiative and \$381,000 for the Ivey Lane Initiative and Level 4 Beds (combined), with an increase from 10 beds to 16 beds
- add to Sportsplex East Study, "Phase II"

Upon a motion by Commissioner Johnson, seconded by County Chairman Crotty, and carried with all members present and voting AYE by voice vote; the Board approved the Consent Agenda as follows:

- Pine Hills Community Center Capital Improvement Project
- Sheriff's Memorandum of Understanding between Orange County and the Office of the Sheriff to return \$2,000,000 in excess fees to the County at the end of the current fiscal year 2002-03
- Guardian ad Litem Budget Transfer 03-1674
- Tentative County millage rates and the tentative County budget with changes as noted;

further, the Center for Drug Free Living request be divided to approve \$200,000 for the Heroin Initiative and \$381,000 for the Ivey Lane Initiative and Level 4 Beds (combined), with an increase from 10 beds to 16 beds;

and further, approved Commissioners' requests as follows:

<u>Requests</u>	<u>FY 03-04</u>	<u>FY 04-05</u>
Lynx	\$ 889K	
Citrus Bowl Float - Capital 1 Bowl	25K	\$25K
Center for Drug Free Living	581K	
Lake Susannah Retrofit Study	200K	
Districts 3/4 Community Center Study	50K	
Sky Lake Feasibility Study	25K	
Sportsplex East Phase II Study	30K	
Econ. Environment Education Center Study	50K	
Ft. Christmas Park Expansion Study	50K	
 Total	 1.9 M	 \$25 K

MEETING ADJOURNED

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

ATTEST:

Martha O. Haynie
County Comptroller as Clerk

County Chairman

Deputy Clerk

Minutes Coordinator