

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS' MEETING

Date: Tuesday, July 17, 2007
Location: Commission Chambers, Orange County Administration Center, First Floor, 201 S. Rosalind Avenue, Orlando, Florida
Members Present: County Mayor Richard T. Crotty; Commissioners Teresa Jacobs, Fred Brummer, Mildred Fernandez, Linda Stewart, Tiffany Moore
Member Absent: Commissioner Bill Segal joined the meeting where indicated.
Others Present: County Comptroller as Clerk Martha Haynie, County Administrator Ajit Lalchandani, County Attorney Tom Drage, Minutes Supervisor Kathleen Johnson

• CALL TO ORDER, 9:05 a.m.

- Invocation-Pastor Caretha Brown, The Living Hope Ministries
- Pledge of Allegiance

Member exited-Commissioner Jacobs

• COUNTY CONSENT AGENDA

Motion/Second: Commissioners Fernandez/Stewart

Members absent: Commissioners Jacobs, Segal

AYEs-voice vote: All present members

The Board took the following action:

- Deferred Administrative Services Department Item 1 for separate vote (see page 8 for subsequent approval)
- Deleted Health and Family Services Department Item 2

and further, approved the balance of the County Consent Agenda items as follows, including County Administrator Addendum 1:

County Comptroller

1. Approval for the disposition of Tangible Personal Property as follows:

- a. Sell assets at public auction. If no bids are received, offer to non-profit organizations, then scrap the remaining assets.

(Property Accounting Department)

2. Authorize the disbursement of warrants, vouchers, and wire transfers, having been certified that same had not been drawn on overexpended accounts, for the following period: July 6, 2007, to July 12, 2007; total of \$24,874,791.01 (Finance and Accounting Department).

County Administrator

1. Approval for the Orange County Sheriff's Office to spend \$2,000 from the Law Enforcement Trust Fund to provide eligible contribution to the Orange County Cooperative Extension 4-H and Youth programs (Office of Management and Budget).
2. Approval of budget amendment #07-58 (Office of Management and Budget).

(Budget amendment is on file in the Comptroller Finance and Accounting Department.)
3. Approval of budget transfer #07C-9341 (Office of Management and Budget).

(Budget transfer is on file in the Comptroller Finance and Accounting Department.)
4. Approval of CIP amendment #07C-9341 (Office of Management and Budget).

(CIP amendment is on file in the Comptroller Finance and Accounting Department.)
5. Approval to award Invitation for Bids Y7-638-PD, Truck Tractor - All Wheel Drive, to the low responsive and responsible bidder, Maudlin International Trucks, Inc. The estimated contract award amount is \$319,912 for two trucks at \$159,956 each [Solid Waste Division] Purchasing and Contracts Division).
6. Approval to award Invitation for Bids Y7-779-EZ, Moss Park Entrance, Resurfacing and Drainage Improvements, to the low responsive and responsible bidder, Parthenon Construction Company. The total contract award amount is \$144,949.40 ([Parks and Recreation Division] Purchasing and Contracts Division).
7. Approval of Task Authorization 61, Development of Additional Environmental Monitoring Sites, Contract Y2-903, Integrated Water Resource Project, with PB Americas, Inc., in the amount of \$408,236 ([Utilities Engineering Division] Purchasing and Contracts Division).

8. Approval to award Invitation for Bids Y7-752-DB, Wetherbee Road, Phase II (from Landstar Boulevard to approximately 1.7 miles east) Roadway and Utility Improvements, to the low responsive and responsible bidder, Cathcart Contracting Company, Inc. The total contract award amount is \$8,514,947.42 ([Highway Construction Division] Purchasing and Contracts Division).
9. Approval to award Invitation for Bids Y7-772-DB, Clarcona-Ocoee Road, West Section A (from Ocoee-Apopka Road to S.R. 429), to the low responsive and responsible bidder, Southern Site Works, Inc. The total contract award amount is \$2,643,455.35 ([Highway Construction Division] Purchasing and Contracts Division).
10. Approval of the Membership and Mission Review Board's recommendations for the following advisory board appointments:
 - a. Agricultural Advisory Board: Reappointment of Clifford Drinkwater in the cattle industry representative category with a term expiring December 31, 2008.
 - b. Arts and Cultural Affairs Advisory Council: Appointment of Walter A. Ketcham, Jr., to succeed Shannon McAleavey in the County Mayor's representative category as requested by County Mayor Crotty with a term expiring June 30, 2008.
 - c. Civic Facilities Authority: Reappointment of Daniel F. Dill in the City of Orlando representative category as requested by the City of Orlando with a term expiring December 31, 2009.
 - d. Commission on Aging: Appointment of Rev. Joaquin Perez-Aponte to succeed Rev. Angel L. Rios in the faith representative category with a term expiring June 30, 2008, and the appointment of Joan E. Nelson to succeed Darryl Leon Perry in the local foundation representative category with a term expiring June 30, 2009.
 - e. Community Development Advisory Board: Reappointment of Kirt R. Thomas as the District 1 representative as requested by Commissioner Jacobs, David W. Bundy as the District 5 representative as requested by Commissioner Segal, and Johnny Rivers as the County Mayor's representative as requested by County Mayor Crotty with terms expiring June 30, 2009.
 - f. Development Advisory Board: Reappointment of Marlo S. Dickens in the development-related disciplines representative category, Mary M. Hurley in the developer category, Louis L. Roeder in the homeowners' interest representative category, David Shirk in the homeowners' interest representative category, and Marion I. Skilling in the development-related disciplines representative category with terms expiring June 30, 2009.

- g. Disability Advisory Board: Reappointment of Louis Fazio, Jr., as the District 1 representative as requested by Commissioner Jacobs, Monserrate Vargas as the District 3 representative as requested by Commissioner Fernandez, and Michele B. Rivers as the District 5 representative as requested by Commissioner Segal with terms expiring June 30, 2009.
- h. Environmental Protection Commission: Appointment of Thomas Lee Gregory, III, to succeed Jon H. Sloan in the environmental specialist category and the appointment of David B. Twedell in the regulated business representative category with terms expiring December 31, 2007.
- i. Health Facilities Authority: Appointment of Dr. Neil R. Newberg to succeed Jaiseery Arjoonsingh in the at large representative category with a term expiring December 31, 2009, and the appointment Dr. Peter Donovan Taylor to succeed Dr. John V. Murray in the at large representative category with a term expiring December 31, 2010.
- j. Neighborhood Grants Advisory Board: Reappointment of Wade C. Vose, Simonetta Carrell-Knapp, and Susan Plasencia in the at large member category and the appointment of Irma Thomas Keys to succeed Walter Johnson, Jr., in the at large representative category with terms expiring June 30, 2009.
- k. Parks and Recreation Advisory Board: Reappointment of Andy Plaza in the District 6 representative category as requested by Commissioner Moore and the appointment of Suzanne Winter Arnold to succeed Doris A. Click in the District 4 representative category as requested by Commissioner Stewart with terms expiring June 30, 2009.

(Agenda Development Office)

County Administrator Addendum 1

- 11. Confirmation of the Board's action of July 10, 2007, approving clarification of Article 25.1 of the Charles E. Brookfield Lodge #86 of the Fraternal Order of Police (FOP) Collective Bargaining Agreement for Fiscal Years 06-07, 07-08, and 08-09 regarding accrual of leave based on up to an 86-hour work schedule and approval of retroactive accrual of leave at the time of Corrections transition to 12-hour shifts.

Administrative Services Department

1. Approval of Contract for Sale and Purchase and Warranty Deed between Damon Road, LLC, a Florida limited liability company f/k/a Damon Road, Inc., and Orange County, and authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Lake Cora Lee Augmentation at Northwest Water Reclamation Facility (NWRf), District 2 (Real Estate Management Division).

(As stated in above motion this item was deferred for separate vote. See page 8 for subsequent approval.)

Community and Environmental Services Department

1. Approval to file by Resolution Claim of Special Assessment Liens and Satisfaction of Special Assessment Lien for unsafe structures abatement by Orange County, pursuant to Orange County Ordinance Number 2000-04:
Claim of Special Assessment Liens:

<u>District</u>	<u>Property</u>	<u>Resolution #</u>	<u>Owner</u>	<u>Cost</u>
4	1210 36th Street	2007-CEDD-007	Ronnie Willis	\$3,395.27
5	2448 Garbelia Avenue	2007-CEDD-006	Clyde A. Rush and Edna M. Rush	6,532.84
6	4611 Cypress Street	2007-CEDD-005	Bulah Mae Laidler	4,765.42
6	4520 College Drive	2007-CEDD-004	Ramavales Inv. Inc.	4,236.39
6	904 Campanella Avenue	2007-CEDD-003	Mayo Smith	8,433.63

Satisfaction of Special Assessment Lien:

<u>District</u>	<u>Property</u>	<u>CEB No.</u>	<u>Owner</u>	<u>Cost</u>
2	5112 McDonald Street	2007-CEDD-002	Marcelino Sanchez	\$2,940.42

Districts 2, 4, 5, and 6 (Code Enforcement Division)

Growth Management Department

1. Approval of the Third Amended Development Order for the Orlando Jetport Center Development of Regional Impact to include the conversion of land uses from Business Park to Industrial, District 4 (Planning Division).

Health and Family Services Department

1. Approval of Revision to Agreement #04-0971 with the State of Florida Department of Education in the revised amount of \$1,437,451 for the Summer Food Service Program for Children 2007. There will be no cost to the County (Community Action Division).
2. Approval and execution by the County Mayor of the State of Florida Voluntary Pre-Kindergarten Education Program Statewide Provider Agreement between the State of Florida, Early Learning Coalition of Orange County, and Orange County, Florida. There is no match required by the County (Head Start Division).

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

Public Works Department

1. Approval to renew Excavation/Fill Permit #96-EF5-029, District 5 (Development Engineering Division).
2. Approval of Reimbursement Agreement Concrete Coat 10-Inch and 16-Inch CFPL Pipelines, Wetherbee Road Phase I, Orange County, Florida, between Orange County and Central Florida Pipeline, LLC, for construction of a concrete coating to protect the Central Florida Pipeline, LLC, 10-inch and 16-inch petroleum pipelines property along Wetherbee Road, District 4 (Public Works Engineering Division).

Utilities Department

1. Approval of the Agreement between City of Orlando and Orange County for the Delivery and Use of Reclaimed Water for the Horizon West Villages, all districts (Water Reclamation Division).

• INFORMATIONAL ITEMS*

County Comptroller

1. Receipt of the following items to file for the record:

- a. Minutes of the May 31, 2007, meeting in the sunshine with Commissioners Teresa Jacobs and Linda Stewart attending to discuss property tax reform.
- b. Minutes of the June 6, 2007, meeting in the sunshine with Commissioners Teresa Jacobs, Fred Brummer, Mildred Fernandez, and Bill Segal attending to discuss issues of interest to west Orange County residents and businesses.
- c. East Park Community Development District Proposed Operating Budget for Fiscal Year 2008.
- d. Interlocal Agreement creating the Florida Municipal Power Agency.
- e. City of Ocoee Ordinance No. 2007-008, annexing approximately 0.85 acre located south of and adjacent to White Road and approximately 1,300 feet west of Clarke Road.
- f. City of Ocoee Ordinance No. 2007-010, annexing approximately 37.12 acres located east of and adjacent, in part, to Ocoee Apopka Road and approximately 2,500 feet south of Fullers Cross Road.
- g. City of Ocoee Ordinance No. 2007-012, annexing approximately 1.95 acres located north of and adjacent to Colonial Drive (S.R. 50) and approximately 1,280 feet east of Blackwood Avenue.
- h. City of Ocoee Ordinance No. 2007-014, annexing approximately 2.249 acres located approximately 586 feet south of S.R. 50, and to the east and north of the Florida Turnpike.
- i. City of Winter Garden Ordinance 07-13, annexing ±0.34 acre located at 81 Broad Street.

(Comptroller Clerk of the Board of County Commissioners)

2. Board acknowledgement and filing of the Audit of the Utilities Department Construction Projects. A copy of the subject audit will be provided under separate cover (Administrative/Fiscal Division).

*With respect to informational items, Board action is neither required nor necessary, and Board approval (or disapproval) is not to be implied.

- COUNTY CONSENT AGENDA ITEM DEFERRED FOR DISCUSSION

Administrative Services Department

1. Approval of Contract for Sale and Purchase and Warranty Deed between Damon Road, LLC, a Florida limited liability company f/k/a Damon Road, Inc., and Orange County; and authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Lake Cora Lee Augmentation at Northwest Water Reclamation Facility (NWRf), District 2 (Real Estate Management Division).

Commissioner Brummer announced a conflict of interest for the following reason, as stated in a Memorandum of Voting Conflict filed in the Clerk's Office: "Mr. Risser is a member of the Damon Road, LLC, whose property the County will acquire under item I.C.1, on the July 17, 2007, agenda. Mr. Risser is also a client of my accounting firm."

Motion/Second: County Mayor Crotty/Stewart

Members absent: Commissioners Jacobs, Segal

Abstaining: Commissioner Brummer

AYEs-voice vote: County Mayor Crotty; Commissioners Mildred Fernandez, Linda Stewart, Tiffany Moore

Action: The Board approved the Contract for Sale and Purchase and Warranty Deed between Damon Road, LLC, a Florida limited liability company f/k/a Damon Road, Inc., and Orange County; and authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Lake Cora Lee Augmentation at Northwest Water Reclamation Facility (NWRf).

Member joined-Commissioner Segal

- BOARD OF ZONING ADJUSTMENT RECOMMENDATIONS, JULY 5, 2007

Staff presented the recommendations.

Motion/Second: Commissioners Stewart/Fernandez

AYEs-voice vote: All present members

Member absent: Commissioner Jacobs

Action: The Board accepted the recommendations of the Orange County Board of Zoning Adjustment under the date of July 5, 2007, with the exception of and authorizing a public hearing be scheduled as follows; subject to the usual right of appeal by any aggrieved party: Case SE-07-07-013, Sonder Hawkins, on August 14, 2007.

Member re-entered-Commissioner Jacobs

- BUDGET WORKSESSION

- Budget Introduction

County Mayor Crotty presented an introduction to the budget process.

County Administrator Lalchandani presented an overview of the agenda for the worksessions; outlined the worksessions' timelines; the departments' presentations; and other financial issues regarding the budget. Board discussion ensued.

Action: None

- Administrative Services Department

Administrative Services Department Director John Terwilliger presented a budget report; Board discussion ensued.

Action: None

- Growth Management Department

Growth Management Department Director Jim Harrison presented a budget report; Board discussion ensued. County Administrator Lalchandani contributed to the discussion.

Action: None

- Health and Family Services Department

Health and Family Services Department Director Larry Jones presented a budget report; Board discussion ensued. County Administrator Lalchandani contributed to the discussion.

Action: None

- MEETING ADJOURNED, 12:30 p.m.

- MEETING RECONVENED, 1:40 p.m.

Members Present: County Mayor Richard T. Crotty; Commissioners Teresa Jacobs, Fred Brummer, Mildred Fernandez, Linda Stewart, Bill Segal, Tiffany Moore

Others Present: County Comptroller as Clerk Martha Haynie, County Administrator Ajit Lalchandani, County Attorney Tom Drage, Senior County Attorney Robert Guthrie, Minutes Supervisor Kathleen Johnson

- BUDGET WORKSESSION-CONTINUED

- Community and Environmental Services Department

Community and Environmental Services Department Director Melvin Pittman presented a budget report; Board discussion ensued.

Action: None

- Information Systems Services Division

Information Systems Services Department Chief Information Officer Rafael Mena presented a budget report; Board discussion ensued. County Comptroller Haynie contributed to the discussion.

Action: None

- Convention Center

Convention Center General Manager Jessie Allen presented a budget report; Board discussion ensued. County Comptroller Haynie and County Administrator Lalchandani contributed to the discussion.

Action: None

- Medical Benefits

Human Resources Benefits Administrator Nancy Callahan presented a budget report. Board discussion ensued.

Action: None

Nonagenda-Commissioner Jacobs stated her concerns regarding the impact of incoming telephone calls regarding the venues issue. Board discussion ensued. County Administrator Lalchandani contributed to the discussion.

- MEETING ADJOURNED, 4:05 p.m.

There being no further business, the County Mayor adjourned the meeting.

ATTEST:

Martha O. Haynie
County Comptroller as Clerk

County Mayor

Deputy Clerk

Senior Minutes Coordinator