

VOTING RESULTS
SEMINOLE COUNTY
BOARD OF COUNTY COMMISSIONERS

TUESDAY, JULY 28, 2009

The Seminole County Board of County Commissioners Agenda meeting is now archived and available for viewing.



[Morning](#)



[Afternoon](#)

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Chairman Convened BCC Meeting at 9:30 A.M.



Opening Ceremonies

- **Invocation**
- **Pledge of Allegiance**

Awards and Presentations:

1.  **Resolution** – Recognizing Clifford Mullins for 35 years of service and dedication to Seminole County and its citizens upon his retirement on July 31, 2009. **Board unanimously adopted. (5 – 0)**
2.  **Resolution** – Recognizing Eddie Davis for 34 plus years of service and dedication to Seminole County and its citizens upon his retirement on August 7, 2009. **Board unanimously adopted. (5 – 0)**
3.  **Presentation** – myregion.org update being presented by Shelley Lauten, President of myregion.org.
4.  **Presentation** – State of the Arts being presented by Margot Knight, President & CEO, United Arts of Central Florida. **Postponed to 8/11/09.**
5.  **Presentation** – Overview on water conservation and the Water Star Program being presented by Nancy Christman and Deirdre Irwin, St. Johns River Water Management District.

Consent Agenda

- **County Manager's Consent Agenda (Items No. 6 – 47)**
Board unanimously approved Items No. 6 through 47, including Add-on Item #23A, amendments and changes; pulling Item No. 47 for separate discussion and vote. (5 – 0)

47. Authorize staff to schedule and advertise a public hearing for the presentation of the proposed Port Authority budget for Fiscal Year 2009/2010. (Lin Polk)
After discussion, Board unanimously approved. (5 – 0)

- **Constitutional Officers Consent Agenda (Item No. 48 - 50)**
Board unanimously approved Items No. 48 through 50. (5 – 0)

Clerk's Office (Maryanne Morse, Clerk of the Court)

48. Approval of Expenditure Approval Lists dated June 8, 15, 22, & 29 and July 6, 2009; approval of Payroll Approval List dated June 11 & 25, 2009; approval of BCC Minutes dated June 9 & 23, 2009; Clerk's "Received and Filed" – for information only. (Dave Godwin)

Sheriff's Office (Donald Eslinger, Sheriff)

49. **Law Enforcement Trust Fund** - Approval by the Board of County Commissioners to expend \$500.00 from the Law Enforcement Trust Fund to provide for a contribution to various crime prevention and education programs operated by the Seminole County NAACP branch. (Penny J. Fleming)
50. **Budget Amendment Request** - Approval by the Board of County Commissioners for the Chairman to sign and process the associated Budget Amendment Request (BAR) #09-88 in the amount of \$849,866.00 for the Sheriff's Office budget. (Penny J. Fleming)


Recess as the Board of County Commissioners and convene as the U.S. Highway 17-92 Community Redevelopment Agency.






51. **US 17-92 CRA Master Plan Study** - and award M-4617-09/JVP Consultant Service Agreement, CRA Master Planning in the amount of \$490,286.50 with Miller Sellen Connor & Walsh, Inc. (MSCW, INC.) (Alison Stettner)
CRA Board unanimously approved. (5 – 0)

52. **13th Street Beautification Project** - Interlocal Agreement between the Community Redevelopment Agency and the City of Sanford, in an amount not to exceed \$400,000.00, for the 13th Street Streetscape Beautification Project; and execute a Budget Amendment Request in the amount of \$400,000.00 to be dedicated to the project; \$9,650.00 will be disbursed to hire Herbert Bellomo Landscape Architects for conceptual drawings, landscape architectural plans, and cost estimates for the project. The remainder of the grant shall not be disbursed until the TAC, RPA, and CRA approve the final plans and costs of the project. District 5 – Carey (John G. Metsopoulos)
CRA Board unanimously approved. (5 – 0)
53. **China Star Redevelopment Grant** - US 17-92 CRA Redevelopment Grant Agreement between the CRA and Long Far Inc.; and execute a resolution implementing a Budget Amendment Request through the Community Redevelopment Fund in the amount of \$25,900.00. District 5 – Carey (John G. Metsopoulos) **CRA Board unanimously approved. (5 – 0)**
54. **Sung Chang Mini-Grant** - US 17-92 CRA Mini-Grant Agreement between the CRA and Sung and JW LLC; and execute a resolution implementing a Budget Amendment Request through the Community Redevelopment Fund in the amount of \$2,250.00. District 5 – Carey (John G. Metsopoulos)
CRA Board unanimously approved. (5 – 0)
55. **Development Grant Bid Requirements** – Changes to the development grant bid requirements as proposed by the TAC, and recommended by the RPA. (John G. Metsopoulos) **CRA Board unanimously approved 1. All Development Grant applications for reimbursement should require three independent bids for cost of work; striking 2. The entire project cost, including interior and exterior, should be certified by an engineer or architect; and striking 3. Landscaping plans and costs should be certified by a registered landscape architect. (5 – 0)**
56. **Continuation of the Parcel Data and Land Use Inventory Study, Phase 2 – 4** Work outlined in the Scope of Services entitled the “Parcel Data and Land Use Inventory Study US 17-92”; and a resolution implementing a Budget Amendment Request (BAR) through the Community Redevelopment Fund in the amount of \$98,000.00. (John G. Metsopoulos) **CRA Board unanimously approved.(5 – 0)**
57. **BCC/CRA Interlocal Agreement/CRA Item-** Between The Board of County Commissioners (BCC) and The US 17-92 Community Redevelopment Agency (CRA). (Alison Stettner) **CRA Board unanimously approved. (5 – 0)**

Adjourn as the U.S. Highway 17-92 Community Redevelopment Agency and reconvene as the Board of County Commissioners.

Regular Agenda








58.  **BCC/CRA Interlocal Agreement/BCC Item-** Between The Board of County Commissioners (BCC) and The US 17-92 Community Redevelopment Agency (CRA). (Alison Stettner) **Board unanimously approved. (5 – 0)**

59.  **Downtown Sanford CRA Boundaries** - A Resolution delegating authority to amend the City of Sanford's Community Redevelopment Agency boundaries. District 5 - Carey (Dori DeBord) **Board unanimously approved. (5 – 0)**
60.  **Seventh-Day Adventist Church (Ronald Reagan Blvd) Waiver Request** - Request for a waiver from the active/passive buffer setback design standards along the east, west, and south property lines for the Seventh-Day Adventist Church located on the south side of Ronald Reagan Blvd, approximately 1/2 mile east of County Home Rd (John Herbert/American Civil Engineering) District 5 - Carey (Joy Williams) **Board unanimously approved. (5 – 0)**
61.  **Seventh-Day Adventist Church (Bunnell Rd) Waiver Request** – Request for a waiver from the active/passive buffer setback design standards along the west and east property lines for the Seventh-Day Adventist Church located on the south side of Bunnell Road approximately ½ mile south of West Town Parkway. (Jean Abi-Aoun/ Florida Engineering Group) District 3 – Van Der Weide (Joy Williams) **Board unanimously approved. (5 – 0)**
62.  **Amendment to Solid Waste Collection Franchise Agreement** – Third Amendment and Renewal to (RFP-4234-04/AJR) Solid Waste Collection Franchise Agreement Seminole County, Florida Residential Collection Services in unincorporated County Service Area 3 with Waste Pro of Florida, Inc (Waste Pro); authorize staff to solicit requests for proposals for Solid Waste Franchise Agreements to provide Residential Collection Service within Service Areas 1 and 2. (William (Johnny) Edwards) **Board requested all 3 haulers come back with a Best and Final Offer; and continue the Item to the 8/11/09 BCC meeting. (5 – 0)**
63.  **Millage Rates for TRIM Notifications** - Set the tentative millage rates to be included on Truth In Millage (TRIM) notifications and authorize staff to schedule public hearings for the adoption of the tentative and final millage levy and budget for Fiscal Year 2009/10. (Lisa Spriggs) **Board approved the motion based on the proposed tentative rollback rate and authorized staff to schedule public hearings. (3 – 2) Commissioners Carey, Commissioner Van Der Weide voted Nay**

~~Chairman Recessed BCC Meeting until 1:30 P.M.~~

- **Public Hearing Agenda**
- **Accept Proofs of Publication – Board unanimously approved. (5 – 0)**
- **Chairman's statement of Public Hearing Rules and Procedures**

Public Hearings:

66.  **MSBU – Springwood Waterway/Aquatic Weed Control** - Execute an Ordinance establishing the Springwood Waterway Aquatic Weed Control MSBU. District 3 - Van Der Weide (Carol Watral) **Board unanimously approved. (5 – 0)**
67.  Water Conservation Landscape Ordinance - Revised water conservation landscape ordinance, as recommended by the St. John's River Water Management District, by amending Seminole County Code Chapter 270, Part 5. (Debbie Meinert) **Board approved version 1 which removes reclaimed water restrictions. (4 – 1) Commissioner Carey voted Nay**
68.  **Seminole County Comprehensive Plan** - Text amendments to the Seminole County Comprehensive Plan to the State Land Planning Agency. (Sheryl Stolzenberg) **Board continued Item 68, along with Items 72 and 73 to the 8/11/09 BCC meeting for coordination purposes. (5 – 0)**
69.  **[Continued From 6/9/2009] Voluntary Billboard Agreement** - Between Seminole County and Beech Outdoor Advertising, for a proposed billboard to be located west of Interstate 4 approximately 1.5 miles north of the intersection of E.E. Williamson Road and Interstate 4. (Beech Outdoor Advertising) District 5 - Carey (Tina Williamson) **Board unanimously approved with additions. (5 – 0)**
70.  **Grand Road (1435) Rezone** - From A-1 (Agriculture) to R-1AA (Single-Family Dwelling) for approximately 2.31 acres, located approximately ¼ mile north of the intersection of Grand Road and Howell Branch Road. (Michael & June Modreski) District 1 - Dallari (Ian Sikonia) **Board unanimously approved as amended. (5 – 0)**
71.  **Airport Commerce Center Rezone** - From A-1 (Agriculture) to PCD (Planned Commercial Development) on approximately 7.6 acres, located ¼ mile south of the intersection of E. Lake Mary Boulevard and Beardall Avenue. (Hugh Harling) District 5 - Carey (Ian Sikonia) **Board unanimously approved. (5 – 0)**
72.  **Kentucky Square Large Scale Future Land Use Map Amendment** - From SE (Suburban Estates) to HIP-AP (Higher Intensity Planned Development - Airport) and rezone from A-1 (Agriculture) to PUD (Planned Unit Development) for approximately 27.6 acres, located at the southwest section of the intersection of Beardall Avenue and Kentucky Street, to the Department of Community Affairs. (Hugh Harling) District 5 - Carey (Ian Sikonia) **Board unanimously denied the requested Large Scale Future Land Use Map Amendment and authorized the Chairman to execute the Denial Development Order due to a change requested by the applicant. (5 – 0)**
Board approved the item 72 as amended, along with Items 68 and 73 to be continued to the 8/11/09 BCC meeting for coordination purposes. (5 – 0)

73.



Celery Avenue Large Scale Future Land Use Map Amendment - From SE (Suburban Estates) to LDR (Low Density Residential) for approximately 89 acres, located on the north side of Celery Avenue, approximately 1,200 feet east of Sipes Avenue, to the Department of Community Affairs. (Harling, Locklin & Associates, Hugh Harling) District 5 - Carey (Joy Williams) **Board continued Item 73, along with Items 68 and 72 to 8/11/09 BCC meeting for coordination purposes. (5 – 0)**

74.



Park Grove Court (3375) Drainage Easement Vacate - A Resolution to vacate and abandon a portion of a drainage easement as recorded on Lot 68, Alauqa Lakes Phase II, in Plat Book 53, Pages 71-74 of the public records of Seminole County, Florida in Section 14, Township 20 S, and Range 29 E and further described as 3375 Park Grove Court . (Michael and Cynthia Jackman) District 5 -Carey (Alan Willis) **Board unanimously approved. (5 – 0)**

Chairman's Report



Chairman Dallari recommended that since there were two Budget Hearings already scheduled for September (9th and 22nd) that the Board only hold one BCC Standard Session (September 15th).
Board unanimously approved. (5 – 0)

District Commissioner's/Committee Reports



District 4 – Commissioner Henley made a motion that staff would seek a court order to make Sun State Trees comply with site plan agreements and get an injunction to shut down any operation that require a COPCN.
Board unanimously approved. (5 – 0)

District 5 – Commissioner Carey – Report required no Board action.

District 2 – Commissioner McLean – Report required no Board action.

District 3 - Commissioner Van Der Weide – Report required no Board action.

- **County Manager's Report** – Report required no Board action.



- **County Attorney's Report** – Report required no Board action.



- **Items for Future Agenda – Commission, Staff or Citizens**



Adjourn BCC Meeting

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT, ADA COORDINATOR 8 HOURS IN ADVANCE OF THE MEETING AT 07-665-791.

FOR ADDITIONAL INFORMATION REGARDING THIS NOTICE, PLEASE CONTACT THE COUNTY MANAGER'S OFFICE, AT 07-665-7219. PERSONS ARE ADVISED THAT, IF THEY DECIDE TO APPEAL DECISIONS MADE AT THESE MEETINGS / HEARINGS, THEY WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, THEY MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 286.0105, FLORIDA STATUTES.