



**SEMINOLE COUNTY
GOVERNMENT
Minutes - Final**

COUNTY SERVICES
BUILDING
1101 EAST FIRST STREET
SANFORD, FLORIDA
32771-1468

Board of County Commissioners

Tuesday, January 10, 2012

9:30 AM

BCC Chambers

CONVENE BCC MEETING AT 9:30 AM

Present: 4 - Commissioner Bob Dallari; Commissioner John Horan; Vice Chairman Carlton D. Henley and Chairman Brenda Carey

Absent: 1 - Commissioner Dick Van Der Weide

(Please silence all cell phones and electronic devices)

OPENING CEREMONIES

Invocation

Pledge of Allegiance

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

- 1 [A-1695-11](#) **US HWY 17-92 CRA** - Consider approval of a Redevelopment and Construction Grant Application and associated Budget Amendment Request #12-033 in the amount of \$42,138 for property located at at 7800 S. US 17-92 in Fern Park (aka "Mainstreet Square" shopping center). (Great Falls Pass, LLC) District 4 - Henley (Jeff Hopper)

A motion was made by Vice Chairman Carlton D. Henley, seconded by Commissioner Bob Dallari, to Approve this item as amended; by striking Section 4E as part of the agreement. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

- 2 [A-1691-11](#) **US HWY 17-92 CRA** - Consider approval of a Redevelopment and Construction Grant Application and associated Budget Amendment Request #12-032 in the amount of \$25,680 for property located at 310 S. French Ave. (Dilip Patel) District 5 - Carey (Jeff Hopper)
- A motion was made by Commissioner John Horan, seconded by Commissioner Bob Dallari, to Approve this item as amended; by striking Section 4E as part of the agreement. The motion PASSED by an unanimous vote. (4 - 0)
Commissioner Dick Van Der Weide - Absent
- 3 [A-1701-11](#) **US HWY 17-92 CRA** - Consider approval of a US 17-92 Mini-Grant and associated Budget Amendment Request #12-034 for Big T Tire & Automotive of Sanford Inc., located at at 2408 S. French Ave., in the amount of \$3,244. District5 - Carey (Jeff Hopper)
- A motion was made by Vice Chairman Carlton D. Henley, seconded by Commissioner Bob Dallari, to Approve this item as presented. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent
- 21 [A-1650-11](#) Consider approval of the Resolution recommending that Evolution Auto be approved as a Qualified Brownfield Business pursuant to s. 288.107, Florida Statutes, for the purposes of the Brownfield Redevelopment Bonus Refund Program; affirming that the project site is in a designated Brownfield Area; and executing Budget Amendment Request #12-035 providing for local financial match in the amount of \$20,000. (Bill McDermott)
- This item was brought forward as a US 17-92 CRA item: A motion was made by Commissioner Bob Dallari, seconded by Vice Chairman Carlton D. Henley, to Approve this item as amended; creating 20 jobs in the first year, 10 in the second year and 10 in the third year. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

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

PUBLIC PARTICIPATION

All agenda items, excluding public hearings, may be presented to the Board of County Commissioners following Awards and Presentations and prior to Consent Agenda Items. Public comment on issues on the agenda shall be limited to three (3) minutes.

CONSENT AGENDA

County Manager's Consent Agenda (Items No. 4 - 25)

Approval of the Consent Agenda

A motion was made to Approve the Consent Agenda; excluding Item 21 which was moved to the US 17-92 CRA Agenda; pulling Item 23A for a separate discussion and vote; amending Items 7, 10 and 15. The motion CARRIED by the following vote:

Aye: 4 - Commissioner Bob Dallari; Commissioner John Horan; Vice Chairman Carlton D. Henley and Chairman Brenda Carey

Absent: 1 - Commissioner Dick Van Der Weide

County Manager's Office

Purchasing & Contracts Division

- 4 [A-1641-11](#) Approve the assignment of four (4) Master Services Agreements (MSAs) to AMEC Environment & Infrastructure, Inc. - One (1) under PS-1501-06/JVP (Surveying & Mapping Services); Two (2) under PS-2468-07/BHJ (National Pollutant Discharge Elimination System - NPDES); and One (1) under PS-5151-03 (Cassel Creek Stormwater Management); and authorize the Purchasing & Contracts Division to execute the Assignments. (Ray Hooper)
Requesting Departments - Countywide
Approved

- 5 [A-1715-11](#) Approve Single Source Procurement for SS-601334-12/BJC - Wellness Program Consulting Services with The Nice Life, LLC, Winter Park. Countywide (Ray Hooper) Requesting Department - Central Services/Human Resources
Approved
- 6 [A-1648-11](#) Approve ranking list; authorize staff to negotiate rates in accordance with F.S. 287.055, the Consultants Competitive Negotiation Act (CCNA); and authorize the Purchasing & Contracts Division to execute one (1) Master Services Agreement (MSA) for PS-7105-11/RTB - Engineering and Design Services for the Safety Improvements Along CR46A from Ridgewood Avenue to Hartwell Avenue (Estimated Term Usage of \$300,000.00). Countywide (Ray Hooper) Requesting Department - Public Works/Engineering Division
Approved
- 7 [A-1699-11](#) Approve a modification to the Master Services Agreements (MSAs) for PS-6658-11/DRR - Central Transfer Station Engineering Services for both the Primary and Secondary Consultants; and authorize the Purchasing & Contracts Division to execute these modified MSAs. Countywide (Ray Hooper) Requesting Department - Environmental Services/Solid Waste Management Division.
Approved as amended
- 8 [A-1589-11](#) Approve the Assignment of PS-1742-07/BLH (Design Services for Subdivision Rehabilitation Program) from Carter & Burgess, Inc. of Orlando, Florida to Jacobs Engineering Group, Inc. of Orlando, Florida; and authorize the Purchasing & Contracts Division to execute the Assignment. Countywide (Ray Hooper) Requesting Department - Public Works/Engineering Division
Approved

- 9 [A-1704-11](#) Approve Change Order #1 to CC-6784-11/DRR - Seminole County Lynwood Exploratory Test/Observation Well #1 Construction with A.C. Schultes of Florida, Inc. of Gibsonton, Florida in the amount of \$40,359.38; add an additional nine (9) calendar days to Substantial Completion; and authorize the Purchasing & Contracts Division to execute the Change Order. Countywide (Ray Hooper) Requesting Department - Environmental Services/Utilities Engineering Division
- Approved

Central Services

Fleet & Facilities Management Division

- 10 [A-1671-11](#) Approve and authorize the Chairman to execute the Contract for Sale and Purchase of Land and County Deed conveying a .129 acre (5600 sq. ft.) unbuildable portion of the County-owned vacant lot, Parcel # 04-20-30-501-0600-0010, H.E. Thomas Parkway (CR 46A), Sanford, FL 32771. Written notification was sent by certified mail to the adjacent property owners on October 14, 2011, as required by F.S. 125.35, offering this property as surplus. Mr. Troy Black was the only property owner to respond, offering the minimum bid of \$2,800. District5 - Carey (Ed Bayton)
- Approved as amended

Community Services

Community Assistance Division

- 11 [A-1571-11](#) Approve and authorize Community Development staff to submit a Substantial Amendment to the 2006-2007 and 2010-2011 One-Year Action Plans to the U.S. Department of Housing & Urban Development (HUD) to delete activities for Hopper Academy and Recovery House of Central Florida, and reallocate funds to supplement existing CDBG activities. District1 - Carey (Sonia Nordelo)
- Approved

Environmental Services

Utilities Engineering Division

- 12 [A-1658-11](#) Approve the Vacation and Grant of Utility Easement between Seminole County and Central Florida Box Corporation. (Central Florida Box Corporation) District5 - Carey (Carol Hunter)
- Approved
- 13 [A-1673-11](#) Approve Utility Easement Agreement between Thomas Youngblood and Seminole County (Thomas Youngblood) District5 - Carey (Carol Hunter)
- Approved

Water-Waste Water Division

- 14 [A-1674-11](#) Approve the Orange County/Seminole County Emergency Potable Water Supply Interconnection Agreement. (Orange County) District3 - Van Der Weide (Gary Rudolph)
Approved

Fiscal Services

Budget Division

- 15 [A-1661-11](#) Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #12-025 in the amount of \$271,331 through various funds, to increase the carryforward budget of unexpended project funds from FY2010/11 to FY2011/12, approved on 12/13/11, by \$191,331. Countywide (Lin Polk)
Approved as amended

- 16 [A-1672-11](#) Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #12-027 through the Fire Protection Fund in the amount of \$236,669 to appropriate funds for the Fire District tax increment payment to the 17-92 CRA associated with the City of Winter Springs Fire District merger; payment is for the 2008 through 2011 tax rolls. Countywide (Lin Polk)
Approved

- 17 [A-1675-11](#) Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #12-028 through the Facilities Maintenance Fund and Fire Protection Fund in the amount of \$150,000 to create Building Exterior Capital Maintenance - Fire (00273944W) project within the Proactive Maintenance Family and appropriate funding for maintenance to the exterior of Fire Station 14. Countywide (Lin Polk)

Approved

- 18 [A-1624-11](#) Approve and authorize the Chairman to execute a Budget Change Request (BCR) #12-002 through the Economic Development Trust Fund in the amount of \$54,000 for the Axium Healthcare Pharmacy, Inc. Qualified Target Industry Grant Award. Countywide (Lin Polk)

Approved

- 19 [A-1709-11](#) Approve and authorize the Chairman to execute a Budget Change Request (BCR) #12-003 through the General Fund in the amount of \$6,995 to appropriate funding for the purchase of a large format scanner to support the E-Permitting initiative through Growth Management. Countywide (Lin Polk)

Approved

MSBU Program

- 20 [A-1736-11](#) Approve and authorize the Chairman to execute the Lakes Burkett/Martha Aquatic Vegetation Control Interlocal Agreement between Seminole County and Orange County which provides definition to the role, responsibility and financial commitment of each County relative to the public aquatic weed control and lake management services authorized by Ordinance 2011-21/Lakes Burkett/Martha Aquatic Weed Control MSBU. District1 - Dallari (Kathy Moore)
- Approved

Leisure Services**Business Office – Leisure Services**

- 22 [A-1604-11](#) Approve and authorize the Chairman to execute the attached Resolution Amending Subsection 3.554(3) of the Seminole County Administrative Code; Updating the Approval Authority of the Leisure Services Director. This resolution would allow for certain contracted services related to programming to be exempt from the competitive process and provide the Director of Leisure Services the authority to award and execute the respective contracts. Countywide (Bryan Nipe and Steve Waring)
- Approved

Parks & Recreation Division

- 23 [A-1644-11](#) Approve and authorize the Chairman to sign the Facility Use Agreement for the Innovative Soccer Network to operate soccer programs for children to encourage exercise, soccer fundamentals and health at the County's active parks. (Steve Waring)
- Approved

Public Safety

EMS/Fire/Rescue Division

- 23A [A-0001-12](#) Approve and authorize the Chairman, the County Manager and the Public Safety Director to execute the negotiated collective bargaining agreement between Seminole County and Bargaining Unit 3254 International Association of Firefighters/A-Unit. (Joe Forte)
- Approved as amended

Public Works

Engineering Division

- 24 [A-1140-11](#) Adopt a Resolution accepting a Quit Claim Deed from the Florida Department of Transportation (FDOT) conveying property determined to be surplus that was acquired by FDOT in conjunction with the State Road 436 at Red Bug Lake Road Flyover Project. (Remainders of FDOT Parcel Numbers 103, 112 and 123). District2 - Horan (Brett Blackadar)
- Approved

Traffic Engineering Division

- 25 [A-1630-11](#) Approve and authorize the Chairman to execute a Traffic Signal Maintenance Covenant with The Shoppes at Hunt Club, LLC in conjunction with the maintenance of the traffic signal located on Hunt Club Boulevard at Shoppes of Hunt Club. District3 -Van Der Weide (Charlie Wetzel)
- Approved

Constitutional Officers Consent Agenda

Clerk's Office (Maryanne Morse, Clerk of the Court) (Item No. 26)

- 26 [A-1721-11](#) Approval of Expenditure Approval Lists dated November 21, 28 and December 5, 12 & 19, 2011; and Payroll Approval Lists dated November 23 and December 8, 2011; BCC Minutes; Clerk's Received and Filed; and Clerk's Briefing. (Jenny Spencer)
- Approved

Sheriff's Office (Donald Eslinger, Sheriff) (Item No. 27 - 28)

Approval of the Consent Agenda

A motion was made to Approve the Sheriff's Office Consent Agenda. The motion CARRIED by the following vote:

Aye: 4 - Commissioner Bob Dallari; Commissioner John Horan; Vice Chairman Carlton D. Henley and Chairman Brenda Carey

Absent: 1 - Commissioner Dick Van Der Weide

- 27 [A-1710-11](#) **Law Enforcement Trust Fund** - Approval by the Board of County Commissioners to expend \$5,000 from the Law Enforcement Trust Fund to provide funding in support of Meals on Wheels. Countywide (Penny J. Fleming)
- Approved
- 28 [A-1713-11](#) **Law Enforcement Trust Fund** - Approval by the Board of County Commissioners to expend \$2,000 from the Law Enforcement Trust Fund to provide for a contribution to the Boys and Girls Clubs of Seminole County. Countywide (Penny J. Fleming)
- Approved

REGULAR AGENDA

- 29 [A-1660-11](#) **Code Enforcement Board Lien** - Consider reduction of the Code Enforcement Board lien, from \$59,750.00 to \$0.00, for Case # 09-57-CEB on the property located at 1550 Baywater Court, Lake Mary - Equity Holding Corporation Trustee (previous owner), Citibank Trustee C/O EMC Mortgage Corporation (current owner). (Gregg Buckley) District5- Carey (Joy Williams)
- A motion was made by Vice Chairman Carlton D. Henley, seconded by Commissioner Bob Dallari, to Deny the reduction of penalty of the Code Enforcement Board lien. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent
- 30 [A-1647-11](#) **Wekiva Island Special Event Permit** - Wekiva Island Super Bowl Party & Pregame Festivities at 1014 Miami Springs Drive from January 20, 2012 through February 5, 2012, with hours of music ranging from 2 PM to 10 PM throughout the event. (The Wekiva Green Camp, LLC) District3 - Van Der Weide (Brian M. Walker)
- A motion was made by Commissioner Bob Dallari, seconded by Commissioner John Horan, to Approve this item. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent
- 31 [A-1328-11](#) **Memorandum of Understanding with Florida Fish and Wildlife Conservation Commission and Wildlife Foundation of Florida** - Request Board approval of a Memorandum of Understanding with the Florida Fish and Wildlife Conservation Commission and the Wildlife Foundation of Florida, which allows the parties to work in a unified effort during the initial stages of planning and development of the Seminole County Youth Conservation Center on County property. Countywide (Jim Duby)
- A motion was made by Commissioner Bob Dallari, seconded by Vice Chairman Carlton D. Henley, to Approve this item as amended; by striking the next to the last section of the termination clause, keeping the first two sentences in tact. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

- 32 [A-1655-11](#) **Update on Trail Program** - Provide an update of the status of the following trail system projects: Downtown Oviedo Trail Connector (including a Budget Amendment Request (BAR 12-026) to establish design and construction funding); Seminole Wekiva Trail, Phase 4; Cross Seminole Trail missing link in Winter Springs; Longwood-Markham Road Trail Connector; and Rinehart Trail missing gaps. Countywide (Brett Blackadar)

A motion was made by Commissioner Bob Dallari, seconded by Vice Chairman Carlton D. Henley, to Approve the Budget Amendment Request associated with this item as presented. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

COUNTY MANAGER AND STAFF BRIEFINGS

- 33 [A-1681-11](#) **Legislative Update** - Countywide (Sabrina O'Bryan and Susan Dietrich)
For Informational purposes only - No Board action required
- 33A [A-1771-11](#) **School and Mobility Concurrency Discussion**
For informational purposes only - No Board action required
- 33AA [A-1773-11](#) Approve and authorize staff to submit an Environmental Protection Agency, Urban Waters Small Grant Application in the amount of \$60,000 for Lake Jesup; and authorize the Chairman to execute any associated documents for the application. Countywide (Sabrina O'Bryan)

A motion was made by Commissioner Bob Dallari, seconded by Vice Chairman Carlton D. Henley, to Approve this item. The motion PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

COUNTY ATTORNEY BRIEFING

For informational purposes only - No Board action required

Chairman's Report

Report required no Board action

District Commissioner's/Committee Reports – 1, 2, 3, 4 and 5

District 5 - Commissioner Brenda Carey requested the following District Appointments and Reappointments by Resolution: Appoint Katrina Powell to the Planning & Zoning Commission for a 4-yr term ending January 1, 2016, Reappoint Steve Coover to the Board of Adjustment for a 4-yr term ending January 1, 2016, Reappoint Gayle Hair to the Animal Control Board for a 1-yr term ending January 1, 2013, Reappoint Stan Weinroth to the SCIDA Board for a 4-yr term ending January 1, 2016, Reappoint Deanna Schott to the Contractors Examiners Board for a 1-yr term ending January 1, 2013, Reappoint Don Nicholas to the Parks & Preservation Advisory Board for a 3-yr term ending January 1, 2015, and a Resolution of Appreciation to Walt Eisemann for his service on the Planning & Zoning Commission. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

Commissioner Carey requested the following Board Reappointment by Resolution: Reappoint Keith Wiseman to the Animal Control Board. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

District 1 - Commissioner Bob Dallari requested the following District Appointments and Reappointments by Resolution: Reappoint Eunice Mann to the Historical Commission for a 2-yr term ending January 1, 2014, Reappoint David Putz to the Contractors Examiners Board for a 1-yr term ending January 1, 2013, Reappoint Charles Libscomb to the Contractors Examiners Board for a 1-yr term ending January 1, 2013, Reappoint Jeff Ebers to the Parks & Preservation Advisory Board for a 3-yr term ending January 1, 2015. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

Commissioner Dallari requested the following Board Appointment by Resolution: Appoint Giovanni Vergel as the Veterinarian to the Animal Control Board, and a Resolution of Appreciation to Dr. Vaughn for his service as the Veterinarian on the Animal Control Board. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

Commissioner Dallari requested the following Board Reappointments by Resolution: Reappoint Brindley Pieters and Regina Bereswell to MPO CAC. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

District 2 - Commissioner John Horan requested the following District Appointments and Reappointments by Resolution: Appoint Chuck Drago to the Parks & Preservation Advisory Board for a 2-yr term January 1, 2014, Appoint Paul Sladek to the Planning and Zoning Commission for a 4-yr term ending January 1, 2016, Reappoint Jennifer Finch to the Library Services Advisory Board for a 2-yr term ending January 1, 2014, and a Resolution of Appreciation to Bob Adolphe for his service on the Parks & Preservation Advisory Board, and a Resolution of Appreciation to Alex Setzer for his service on the Planning and Zoning Board. A motion was made and PASSED by an unanimous vote. (4 - 0)

Commissioner Dick Van Der Weide - Absent

District 4 - Commissioner Carlton D. Henley requested the following District Appointments and Reappointments by Resolution: Reappoint Cliff Miller to SCOPA for a 4-yr term ending January 1, 2016, Appoint Greg Zulig to the Library Services Advisory Board for a 2-yr term ending January 1, 2014, Appoint Katrina Power to MPO CAC for a 3-yr term ending January 1, 2015, and a Resolution of Appreciation to Brandi Triplett for her service on MPO CAC. A motion was made and PASSED by an unanimous vote. (4 - 0) Commissioner Dick Van Der Weide - Absent

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, ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING AT 407-665-7941.

FOR ADDITIONAL INFORMATION REGARDING THIS NOTICE, PLEASE CONTACT THE COUNTY MANAGER'S OFFICE, AT 407-665-7219. 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.