

**SEMINOLE COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA
Tuesday, July 22, 2008
COUNTY SERVICES BUILDING
BCC CHAMBERS - ROOM 1028
1101 EAST FIRST STREET
SANFORD, FLORIDA**

Convene BCC Meeting at 9:30 AM

Opening Ceremonies

- Invocation
- Pledge of Allegiance

Awards and Presentations

1. **Resolution** - Recognizing Ruth Eplin for 19 years of service to Seminole County and its citizens upon her retirement on July 31, 2008.
2. **Resolution** - Recognizing Vernon J. Dillon for 33 years of service to Seminole County and its citizens upon his retirement on July 31, 2008.
3. **Resolution** - Recognizing Alvin C. Lee, Jr. for 37 years of service to Seminole County and its citizens upon his retirement on July 31, 2008.

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

- 4 . Request the US 17-92 Community Redevelopment Agency approve and authorize work outlined in the scope of services entitled "Redevelopment Mapping and Study of Analog Case Study Areas" for the US 17-92 Community Redevelopment Area. Authorize the Economic Development Department Director to procure the services of the East Central Florida Regional Planning Council (ECFRPC) consistent with County Policy for purposes of completing the attached scope of work at a project cost of \$18,000.00.
District 4 - Henley (John Metsopoulos)

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

Consent Agenda

•County Manager's Consent Agenda (Items No. 5 - 47)

Administrative Services

Purchasing and Contracts

- 5 . Waive the procurement process for non-GSA services, and Award CC-3220-08/DMR - Seminole County Fire Training Tower in the amount of \$998,823.00 to WHP Trainingtowers of Overland Park, Kansas, for all labor, material, equipment, transportation, coordination and incidentals necessary for supply, delivery and erection of a (5) five story tower for the Seminole County Fire Training Facility located at 201 Valentine Way, Longwood, Florida. (Ray Hooper)
- 6 . Award RFP-600326-08/TLR – Term Contract for Pest Control Services to Terminix Commercial, Melbourne. (Ray Hooper)
- 7 . Award CC-3445-08/VFT in the amount of \$2,927,000.00 to Wharton-Smith, Inc., of Sanford, Florida for all labor, materials, equipment, tools, transportation, services and incidentals required for providing the Markham reclaimed water storage/repump station. The project is located at the South East corner of 1st Street and Orange Boulevard, Sanford, Florida. (Ray Hooper)
- 8 . Award CC-3519-08/JVP - Midway Regional Stormwater Facility and FDOT Embankment in the amount of \$2,875,264.86 to Johnson Brothers, LLC of Orlando, Florida, to provide for all labor, materials, equipment, transportation, coordination and incidentals necessary to construct the Midway Regional Stormwater Facility and FDOT Embankment for SR 415 from Seminole County Line to Reed Ellis Road. (Ray Hooper)
- 9 . Approve Amendment #2 for RFP-4114-01/JVP – Term Contract for Recycling Processing Services, with Recycle America Alliance, L.L.C., Milwaukee, Wisconsin (Ray Hooper)
- 10 . Approve ranking list and authorize staff to negotiate rates for PS-3166-08/DRS - Engineering Study and Design Services for SR 426 at Aloma Woods Stormwater Project and other projects within Howell Creek Basin with Inwood Consulting Engineers, Inc. of Oviedo, Florida (Estimated Usage Amount of \$450,000.00 per year). (Ray Hooper)
- 11 . Approve Amendment #1 to PS-5139-03 with Inwood Consulting Engineers, Inc. of Oviedo, Florida, to increase the Not-To-Exceed amount for the term of the Agreement by \$50,000.00. The revised Not-To-Exceed amount for the term of the Agreement will be \$350,000.00. (Ray Hooper)
- 12 . Approve Sole Source Procurement and authorize the issuance of a Purchase Order in lieu of executing the attached Proposal from ESRI for the Annual Maintenance of the Geographic Information Services (GIS), with Environmental Systems Research Institute, Inc. (ESRI), Redlands, CA (Ray Hooper)
- 13 . Waive the procurement process and approve Amendment #1 to M-3540-08/DRR with

Structural Preservation Systems, LLC of Huntington Beach, California, to increase the Fixed Fee amount of the Agreement by \$20,328.00. The revised total Fixed Fee amount of the Agreement will be \$62,328.00. (Ray Hooper)

Support Services

- 14 . Approve and authorize the Chairman to execute First Renewal of Lease Agreement for State of Florida Department of Law Enforcement Secondary Computer Data Storage Site. District 5 - Carey (Meloney Lung)

Community Services

Administration - Community Services

- 15 . Approve the eight (8) attached Byrne Grant applications and authorize the Chairman to execute all required documents. (Dr. David Medley)

Community Assistance

- 16 . Approve an amendment and revisions to the Local Affordable Housing Assistance Plan (LHAP) for Years 2007/2008, 2008/2009, and 2009/2010, and authorize Staff to submit the attached amended and revised LHAP to the Florida Housing Finance Corporation (FHFC). (Shelley McHaney)
- 17 . Approve and authorize the Community Assistance Division to submit the 2008-2009 One-Year Action Plan to the U.S. Department of Housing & Urban Development (HUD), and authorize the Chairman to execute all related forms and certifications, including the Grant Agreements with HUD, the Environmental Review Record, including the Finding of No Significant Impact and Request for Release of Funds (FONSI/RROF), and to execute all subsequent CDBG, HOME, and ESG Subrecipient Agreements. (Buddy Balagia)
- 18 . Approve and authorize the Chairman to execute the Assumption of Mortgage Agreement with Penelope Myers for the SHIP Affordable Housing mortgage originally made by Joan King encumbering the real property located at 2839 Gale Place, Sanford, Florida 32771. District 5 - Carey (Shirley Davis-Boyce)
- 19 . Approve and authorize the Chairman to execute the Satisfactions of Second Mortgage for households assisted under the SHIP Home Ownership Assistance Program or the Emergency Repair Housing Program. (Shirley Davis-Boyce)

Environmental Services

Business Office

- 20 . Approve the Release of the original Water and Sewer Maintenance Bond in the amount of \$30,536.00 for the project known as Shoppes at Hunt Club/Am South. District 3 - Van

Der Weide (Bob Briggs)

- 21 . Approve the Release of the original Water and Sewer Maintenance Bond in the amount of \$17,470.80 for the project known as Lake Mary Professional Campus. District 5 - Carey (Bob Briggs)
- 22 . Approve the Release of the original Cash Maintenance Bond and Escrow Agreement in the amount of \$4,568.94 for the project known as Tuscany Island. District 1 - Dallari (Bob Briggs)

Planning Engineering Inspections

- 23 . Approve and authorize the Chairman to execute The Second Amendment to the Memorandum of Understanding between the St. Johns River Water Management District and Seminole County for Aquifer Storage Recovery Construction and Testing. District 5 - Carey (Dennis Westrick, Hugh Sipes)
- 23A . Approve and authorize the Chairman to execute the Amendments to the Conditional Utility Agreements for Potable and Reclaimed Water and Sewer Service with Exhibit G's for both Agreements for oversizing / extension of the off-site potable and reclaimed water and sewer facilities for the subdivision Acuera. District 5 - Carey (Mike Harber)

Fiscal Services

Administration - Fiscal Services

- 24 . Approve and authorize the Chairman to execute the agreement between the Florida Division of Emergency Management and Seminole County in acceptance of \$42,321.50 in grant funds for their Homeland Security grant program. (Jennifer Bero, Alan Harris)
- 25 . Approval for the County to remain an applicant requesting \$168,750.00 from the US Department of Homeland Security through their Emergency Operations Center Grant program; and authorize the County Manager to execute supporting documents. (Jennifer Bero, Alan Harris)
- 26 . Approve and authorize the Chairman to execute a supplemental award letter from the Florida Division of Emergency Management in acceptance of an additional \$40,313.00 in grant funds through the EMPA Base Program. (Jennifer Bero, Alan Harris)

Budget

- 27 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-64 through the Public Safety Federal Grant Fund in the amount of \$42,322.00 to increase funding for the Public Safety Federal Grant Fund. (Lin Polk)
- 28 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Resolution (BAR) #08-76 through the General Fund for a total of

\$600,000.00 to increase funding for Tax Collector's commissions. (Lin Polk)

- 29 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-77 through the EMS Matching Grant Fund and Fire Protection Fund in the amount of \$308,370.00 for the purchase of sixteen (16) automated CPR devices. (Lin Polk)
- 30 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-81 through the 1991 Infrastructure Sales Tax and West Collector Transportation Impact Fee Funds in the amount of \$1,088,924.00 in order to fund the Bunnell Road and Eden Park Avenue Utility Relocation project. (Lin Polk)
- 31 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-82 through the Library Donations Fund in the amount of \$22,000.00 in order to recognize donations by the Friends of the Library and to appropriate funds necessary to lease computers for citizen use. (Lin Polk)
- 32 . Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #08-83 through the Public Safety Grants Fund in the amount of \$40,313.00 to increase funding for the Public Safety Emergency Management Performance Grant. (Lin Polk)
- 33 . Approve and authorize the Chairman to execute a Resolution implementing Budget Change Request (BCR) #08-30 through the General Fund in the amount of \$50,400.00 to transfer funding for the Community Assistance program. (Lin Polk)
- 34 . Approve and authorize the Chairman to execute Budget Change Request (BCR) #08-33 in the Water and Sewer 2006 Bond Fund, in the amount of \$1,167,680.00 to increase funding for the Markham Reclaim Storage/Repump Project. (Lin Polk)
- 35 . Approve and authorize the Chairman to execute Budget Change Request (BCR) #08-34 through the Water and Sewer 2006 Bond Fund in the amount of \$245,269 to increase funding for the Markham Woods Rd Utilities Project. (Lin Polk)
- 36 . Authorize staff to schedule and advertise a public hearing for presentation of the proposed Port Authority budget for Fiscal Year 2008/09. (Lin Polk)

MSBU

- 37 . Approve the Resolution establishing the 2008 assessment rate for each MSBU for which annual establishment of a revised assessment rate is a condition of existence. (Kathy Moore)

Information Technology Services Operations

- 38 . Approve and authorize the Chairman to execute the Seminole County 800 MHz

Rebanding Interlocal agreement with Seminole County School Board. (Tommy Oliveras)

Planning and Development

Development Review

- 39 . Approve and authorize the Chairman to execute the final plat for Enclave located on Markham Road in Section 36, Township 19S, Range 29E. District 5 - Carey (Brian Walker)
- 40 . Authorize release of the Highcroft Pointe Townhomes Private Road Maintenance Bond #5005241-2 in the amount of \$98,619.00 for the Highcroft Pointe Townhomes road improvements. District 3 - Van Der Weide (Larry Poliner)
- 41 . Authorize release of the Private Road Maintenance Agreement and Irrevocable Standby Letter of Credit #55100380 in the amount of \$55,965.00 for the Summerfield Subdivision road improvements. District 1 - Dallari (Larry Poliner)
- 42 . Approve and authorize the Chairman to execute, the final plat for the Acuera Subdivision located at the southwest corner Longwood Markham Road and Markham Road in Section 34, Township 19 south, Range 29 east. District 5 - Carey (Alan Willis)
- 43 . Authorize the release of Performance Bond # B98815017258 for Banyan Pointe Subdivision. (Ashton Orlando Residential, LLC) District 4 - Henley (Brian Walker)

Public Works

Engineering

- 44 . Approve and authorize payment in the amount of \$57,355.68 for work performed by Lake Monroe Development, LLC, in conjunction with the County Road 15 Road Improvement Project (from State Road 46 to Orange Boulevard). Capital Improvement Project Number 00005801. District 5 - Carey (Jerry McCollum)
- 45 . Adopt a Resolution and authorize the Chairman to execute a Local Agency Program (LAP) Agreement with the Florida Department of Transportation for the design of Audible Pavement Markings on Osceola Road from State Road 46 to Bee Lane. (FDOT FPN: 423965-1-38-01). District 2 - McLean , District 5 - Carey (Jerry McCollum)
- 46 . Adopt a Resolution authorizing the Chairman to execute a Quitclaim Deed releasing all interest in certain property (FDOT Parcel No. 127.4R) to the Florida Department of Transportation in conjunction with the Interchange Project at State Road 436 and Red Bug Lake Road. District 2 - McLean (Jerry McCollum)

Roads-Stormwater

- 47 . Approve and authorize the Chairman to execute an Interlocal Agreement Between Seminole County and the City of Altamonte Springs Relating to Road Transfers. (Albert English)

•County Attorney's Consent Agenda (Items No. 48 - 49)

County Attorney's Office *Litigation*

- 48 . **Sobik's of Airport Blvd., Inc.** - Authorize the issuance of an Offer of Judgment for Parcel Numbers 102/702 on the County Road 15 road improvement project. Sobik's of Airport Blvd., Inc. operates a business on the site and has claimed business damages. Therefore the offer amount of \$250,000.00 will include compensation for land, severance damages, costs to cure, and business damages. The sum of \$34,400.00 will be allocated for the total of \$250,000.00 for business damages. The Offer will be exclusive of statutory interest, attorney's fees, and cost reimbursements. Judge Simmons. District 5 - Carey (Robert McMillan)
- 49 . **Waddle Property** - Authorize the issuance of an Offer of Judgment for Parcel Number 111 of the County Road 15 road improvement project in the amount of \$45,000.00 exclusive of statutory interest, attorney's fees, and cost reimbursements. Judge Dickey. District 5 - Carey (Robert McMillan)

•Constitutional Officers Consent Agenda (Items No. 50 - 52)

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

- 50 . Approval of Expenditure Lists dated June 9, 16, 23 & 30, 2008; and Payroll Approval List dated June 12 & 26, 2008; approval of Official Minutes dated June 10 & 24, 2008; Clerk's "Received and Filed" - for information only. (Dave Godwin)

Sheriff's Office (Don Eslinger, Sheriff)

- 51 . **Child Protective Services** - Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Resolution (BAR) #08-85 through the General Fund in the amount of \$21,045.00 to increase funding for Child Protective Services training. (Sheriff Don Eslinger)
- 52 . **Sheriff's Office Operations** - Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Resolution (BAR) #08-86 through the General Fund in the amount of \$160,000.00 to increase funding for Sheriff's Office operations. (Sheriff Don Eslinger)

Regular Agenda

- 53 . (Continued From 6/24/2008) **Street Name Change** - Adopt and authorize the Chairman to execute a Resolution changing the name of Lake Drive and East Lake Drive to Seminola Boulevard. District 1 - Dallari, District 2 - McLean (Maggie Ketcham)
- 54 . **Truth In Millage Rates (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 2008/09. (Lisa Spriggs)

- 55 . **Dirt Road Paving Program** - Approve and authorize acceptance of the roadways paved through the Alternate Surface Treatment and Supplemental Paving Program into the County Road System. (Jimmie Beach)

County Manager's Briefing

- 56 . **Budget Amendment Status Report FY 2007/08** - Informational briefing. No action required. (Lin Polk)
- 57 . **Ozone Treatment** -Environmental Services Department to provide Board of County Commissioners an overview of Ozone Treatment. (Dr. John Cirello)

County Attorney's Briefing

Constitutional Officers Briefing

- **Recess BCC Meeting until 1:30 P.M.**
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- **Reconvene BCC Meeting at 1:30 P.M.**
 - **Public Hearing Agenda**
 - **Accept Proof of Publication**
 - **Chairman's Statement of Public Hearing Rules and Procedures**

Public Hearings

- 58 . **MSBU** - A Resolution establishing final assessments for the Charter Oaks/Tamarak Municipal Services Benefits Unit. District 1 - Dallari (Kathy Moore)
- 59 . **Evaluation and Appraisal Report** - (EAR)-based text and map amendments to the Seminole County Comprehensive Plan to the State Department of Community Affairs (DCA). (Sheryl Stolzenberg)
- 60 . **Appeal** -Board of Adjustment decision for a special exception on a mobile home located at 1212 Stone Street. (Louis Morgan) District 2 - McLean (Kathy Fall)
- 61 . **Small Scale Land Use Amendment and Rezone** - From Low Density Residential (LDR) to Planned Development (PD) and rezone from R-1 (Single-Family Dwelling) to PCD (Planned Commercial Development) on approximately 2.4 acres, located on the west side of the intersection of Kennedy Point and 6th Street, and Preliminary Site Plan and Development Order. (Jack Reynolds) District 2 - McLean (Ian Sikonia)

- **Chairman's Report**
- **District Commissioner's and Committee Reports**
- **County Manager's Report**
- **County Attorney's Report**
- **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 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.