

Orange County Government

*Orange County Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393*



Clerk's Agenda and Records Report - Final

Tuesday, August 8, 2023

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order**Invocation - District 4****Pledge of Allegiance****Presentation**

Federal Funding Supporting a County Solar Installation

Public Comment**I. CONSENT AGENDA****A. COUNTY COMPTROLLER**

1. 23-1113 Approval and execution of the minutes of the July 11, July 12, and July 13, 2023 meetings of the Board of County Commissioners (Clerk's Office)
2. 23-1114 Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. (Finance/Accounting)
3. 23-1115 Disposition of Tangible Personal Property as follows.
(Property Accounting)
 - a. Dispose of assets.

B. COUNTY ADMINISTRATOR

1. 23-1116 Appointment of Representative Jennifer Harris to the Community Action Board in the state or federal representative category with a term expiring December 31, 2024. (Agenda Development Office)
2. 23-1117 Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)
 - A. Arts and Cultural Affairs Advisory Council: Reappointment of Tammy L. Bateman in the Tourist Development Council representative category and Tiffany I. Sanders in the City of Orlando representative category with terms expiring June 30, 2025 and the appointment of Jennifer Benton to succeed Keith Smith in the District 1 representative category with a term expiring June 30, 2024.
 - B. Commission on Aging: Reappointment of Mei H. Leung in the at large representative category, Geroge McZeal, Jr. in the transportation

representative category, and Natasha Player in the media and public relations representative category and the appointment of Maria E. Rivera to succeed Barbara R. Keene in the health care representative category with terms expiring June 30, 2025.

C. Community Development Advisory Board: Appointment of Ross A. Piper to succeed Leonard E. Burnett in the District 1 representative category with a term expiring June 30, 2025.

D. Disability Advisory Board: Reappointment of James W. Byers IV in the at large representative category and the appointment of Joel J. Morales to succeed Nattacha P. Wyllie in the at large representative category with terms expiring June 30, 2025.

E. M/WBE Advisory Committee: Appointment of Joseph A. Simmons to succeed Gina R. Maxwell in the at large representative category with a term expiring June 30, 2024 and Jairo Batista to succeed Stefen Smith in the at large representative category with a term expiring June 30, 2025.

F. Neighborhood Grants Advisory Board: Appointment of Kenneth C. Zook to succeed Diane Rambo in the District 4 representative category with a term expiring June 30, 2025.

G. Sustainability Advisory Board: Appointment Ian Lahiff to succeed Shana K. Carson in the at large representative category and Clifford Hughley to succeed Edward S. Johnson in the economic development or business representative category with terms expiring June 30, 2025.

3. 23-1119 Approval and execution of Agreement between Orange County, Florida and the Orlando Philharmonic Orchestra, Inc., and the Orlando Philharmonic Plaza Foundation, Inc., - The Plaza Live. (Fiscal and Business Services Division)
4. 23-1121 Approval for the Orange County Sheriff's Office to spend \$7,500 from the FY 2023 Law Enforcement Trust Fund-State Forfeitures for eligible contributions to Camaraderie Foundation (\$7,500). (Office of Management and Budget)
5. 23-1123 Approval of budget amendment #23-49. (Office of Management and Budget)
6. 23-1125 Ratification of payment of Intergovernmental claims of March 30, 2023, April 13, 2023, April 27, 2023, May 11, 2023, and May 25, 2023, totaling \$4,041,712.38. (Risk Management Division)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. 23-1126 Approval to award Invitation for Bids Y23-185-RC, Orange County Maintenance of County Owned Stormwater Ponds, to the low responsive and responsible bidder, Frank Gay Services, LLC. The estimated contract award amount is \$375,725 for Lots A and B, for a one-year term.

- ([Administrative Services Department Facilities Management Division] Procurement Division)
2. 23-1127 Approval to award Invitation for Bids Y23-1037-AV, Water Meter Boxes for Orange County Utilities, to the low responsive and responsible bidder, Ferguson Enterprises dba Waterworks. The estimated contract award amount is \$9,700,314.75 for a three-year term. ([Utilities Department Field Services Division] Procurement Division)
 3. 23-1128 Approval to award Invitation for Bids Y23-782-ZR, Fire Station #71 Restroom Renovation, to the low responsive and responsible bidder, High Standard Construction Inc. The total contract award amount is \$515,800. ([Administrative Services Department Capital Projects Division] Procurement Division)
 4. 23-1129 Approval to award Invitation for Bids Y23-794-SH, Orange County Convention Center West Building Smoke Control Doors Electrical Modifications, to the low responsive and responsible bidder, Miller Electric Company. The total contract award amount is \$385,976.37. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
 5. 23-1130 Approval of Amendment No. 5, Contract Y20-197, Right-of-Way Mowing Bithlo Area Section I, with Lawnwalker Services, Inc., in the amount of \$17,656.80, for a revised estimated contract amount of \$364,510.40. ([Public Works Department Roads and Drainage Division] Procurement Division)
 6. 23-1131 Approval of Purchase Order M111769, AT&T Viper Upgrade, Emergency Services IP Network (ESInet) and One-Year Maintenance Agreement, with AT&T, in the amount of \$6,037,437. ([Administration and Fiscal Services Information Systems and Services Division] Procurement Division)
 7. 23-1132 Approval of Change Order No. 3, Purchase Order M108951, Purchase of Diesel Fuel for Fire Rescue Division, with Wright Express Financial SVC Corp., in the amount of \$31,000, for a revised total amount of \$116,221.50. ([Fire Rescue Department Fiscal and Operational Division] Procurement Division)
 8. 23-1133 Approval of Contracts, Request for Proposals Y23-132, Civil Engineering, Planning, Vertical Construction Management and Real Estate Acquisition Staff Augmentation - Team Contract, Lot A to Moten Tate, Inc., in the amount of \$2,093,208 and Visium Resources, Inc., in the amount of \$3,534,440 for a five-year term, Lot B to Moten Tate, Inc., in the amount of \$601,744 and Visium Resources, Inc., in the amount of \$953,680 for a five-year term, Lot C to Moten Tate, Inc., in the amount of \$869,003.20 and Visium Resources, Inc., in the amount of \$1,618,656 for a five-year term, Lot D to Moten Tate, Inc., in the amount of \$1,043,952 and Visium Resources, Inc., in the amount of \$1,929,200 for a five-year term, and Lot E

to Moten Tate, Inc. in the amount of \$2,514,304 and Visium Resources, Inc., in the amount of \$3,961,360 for a five-year term. ([Public Works Department Engineering Division] Procurement Division)

9. 23-1134 Approval and execution of Orange County, Florida and City of Orlando Facility Use Agreement for the 2023 Election Year by and between Orange County, Florida, and the City of Orlando and authorization for the Manager of the Real Estate Management Division to execute amendments, and furnish notices, required, or allowed by the lease, as needed for City of Orlando Polling Place Lease File #10122. District 3. (Real Estate Management Division)
10. 23-1135 Approval and execution of License Agreement between Orange County, Florida and Seniors First, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required, or allowed by the License Agreement, as needed for Seniors First, Inc. - Hal P. Marston Community Center (CAD) 3933 Wd Judge Dr., Orlando, Florida 32808 Lease File #10229. District 6. (Real Estate Management Division)
11. 23-1136 Approval of Request for Funds for Land Acquisition for a Distribution Easement between Orange County Board of County Commissioners and Duke Energy Florida, LLC, d/b/a Duke Energy, and authorization to disburse funds to pay recording fees, and record instrument for Dr. Phillips - OCPS Future Middle School Joint Ballfield Park. District 1. (Real Estate Management Division)
12. 23-1137 Approval and execution of Agreement for Sale and Purchase by and between Dr. Phillips, Inc. and Orange County, Florida; approval of Warranty Deed by Dr. Phillips, Inc. and Orange County; authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase; and authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Fire Station #31 (Dr. Phillips). District 1. (Real Estate Management Division)
13. 23-1138 Approval of Request for Funds for Land Acquisition for a Contract for Purchase and Sale by and between Robert N. Fairchild and Joe E. Fairchild, as Successor Co-Trustees of Bronson & Fairchild Liquidating Trust and Orange County, and Warranty Deed by Joe E. Fairchild, individually and as Successor Co-Trustee of Bronson & Fairchild Liquidating Trust to Orange County, and authorization to disburse funds for total costs for Reams Road (Summerlake Park Boulevard to Taborfield Avenue). District 1. (Real Estate Management Division)

14. 23-1139 Approval and execution of Agreement for Sale and Purchase by and between Papaya Properties, LLC and Orange County, Florida, approval of Special Warranty Deed from Papaya Properties, LLC to Orange County, Florida, authorization for the Manager of Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase, and authorization to disburse funds to pay purchase price and perform all actions necessary and incidental to closing for Sector V - Sheriff's Office. District 1. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. 23-1140 Approval of Orange County Head Start Disaster Recovery Funding 04TD000150 ACF-PI-HS-19-01 Liquidation Budget Revision in the amount of \$1,400,000 to complete playground replacements at South Orlando YMCA, Lila Mitchell, Pine Hills, and John H. Bridges Head Start Centers for an additional 12-month period from September 1, 2023 through August 31, 2024. (Head Start Division)

E. FIRE RESCUE DEPARTMENT

1. 23-1141 Approval and execution of 1) State-Funded Grant Agreement Emergency Preparedness and Assistance Grant Fiscal Year 2023-2024 in the amount of \$105,806 and 2) FY 2023-2024 EMPA Agreement Exhibit 2-27-19 Florida Administrative Code EM Director Certification. There is no match required.

F. HEALTH SERVICES DEPARTMENT

1. 23-1142 Approval and execution of 1) Agreement between the City of Orlando, Florida and Orange County, Florida for the Administration of the Housing Opportunities for Persons with AIDS (HOPWA) Grant Program for fiscal years 2023-2026 in an estimated total award amount of \$16,634,211 (including the fiscal year 2023 award of \$5,544,737); 2) Certification regarding Lobbying Certification for Contracts, Grants, Loans and Cooperative Agreements; and 3) Affidavit Federal Funding Accountability and Transparency Act (FFATA) and authorization for the Mayor or designee to sign any future amendments of this agreement. No county match is required. (Fiscal and Operational Support Division)
2. 23-1143 Approval and execution of the Paratransit Services License for DRIV'UP, LLC to provide wheelchair/stretchers service. The term of this license shall be from August 8, 2023 and terminate on August 7, 2025. There is no cost to the County. (EMS Office of the Medical Director)
3. 23-1144 Approval and execution of the renewal Paratransit Services License for DDJ Transportation, Inc. to provide wheelchair/stretchers service. The term

of this license shall be from August 8, 2023 and will terminate on August 7, 2025. There is no cost to the County. (EMS Office of the Medical Director)

4. 23-1145 Approval and execution of the renewal Paratransit Services License for Community Connections Transportation, Inc. to provide wheelchair/stretchers service. The term of this license shall be from August 8, 2023 and will terminate on August 7, 2025. There is no cost to the County. (EMS Office of the Medical Director)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. 23-1146 Approval of Solid Waste Management Facility permit renewal application No. SW-22-05-001 for Waste Management Inc. of Florida, for the facility known as The Orlando Transfer Station, subject to waivers and conditions of approval. District 6. (Environmental Protection Division)
2. 23-1147 Approval of Solid Waste Management Facility permit renewal application No. SW-23-03-001 for DeRoche Building Supply, Inc. d.b.a. CrossRoads Building Supply, Inc., for the facility known as CRS Central Rock & Supply, Inc., subject to waivers and conditions of approval. District 6. (Environmental Protection Division)
3. 23-1148 Approval of the Green PLACE Advisory Board recommendation to name the property informally known as Pine Plantation as Greeneyes Wildlife Preserve. District 2. (Environmental Protection Division)
4. 23-1149 Approval of 2023-2024 Annual Action Plan and approval and execution of: 1) Certifications, 2) Specific Community Development Block Grant Certifications, 3) Specific HOME Certifications, 4) Emergency Solutions Grants Certifications, 5) Application for Federal Assistance SF-424 and Assurances - Construction Programs for Community Development Block Grant (CDBG)/Entitlement Grant, 6) Application for Federal Assistance SF-424 and Assurances - Construction Programs for HOME Investment Partnerships program (HOME)/Entitlement Grant, and 7) Application for Federal Assistance FL-424 and Assurances - Construction Programs for Emergency Solutions Grant (ESG)/Entitlement Grant. All Districts. (Housing and Community Development Division)
5. 23-1150 Approval and execution of Interlocal Cooperation Agreements between Orange County, Florida and City of Winter Garden; Town of Eatonville; Town of Oakland; and Town of Windermere for Community Development Programs under the Urban County Program. Districts 1 and 2. (Housing and Community Development Division)
6. 23-1151 Approval and execution of Right of Way Agreement Prime Logistics Center Taft-Vineland Road by and between BSREP III Prime Logistics Center LLC and Orange County for the conveyance of 7.875 acres of right-of-way and stormwater pond for \$2,915,797.50 in transportation

impact fee credits and a one-time cash payment in the amount of \$868,652. District 4. (Roadway Agreement Committee)

7. 23-1152 Approval and execution of First Amendment to Proportionate Share Agreement for Prime Logistics Center Taft-Vineland Road by and between BSREP III Prime Logistics Center LLC and Orange County for an additional proportionate share payment in the amount of \$12,556. District 4. (Roadway Agreement Committee)

H. UTILITIES DEPARTMENT

1. 23-1153 Approval to establish the revised hauler compensation rate to Zone 5 as listed. All Districts. (Solid Waste Division)
2. 23-1154 Approval and execution of the Environmental Water & Reclamation Technology Training Agreement Between Orange County, Florida and School Board of Orange County, Florida. All Districts. (Water Division)
3. 23-1155 Approval of Irrevocable Standby Letter of Credit No. 75001507, issued by Truist Bank on behalf of Pultegroup, Inc. on behalf of Pulte Home Company, LLC in favor of Orange County in the amount of \$89,250 for the required security to guarantee compliance with the terms of The Cove at Nona Sound (22-U-028) Wastewater Capital Charge Letter of Credit Agreement and authorization for the Utilities Director or Deputy Director to release the Letter of Credit to the issuing institution upon completion of the term of the Agreement or upon the Board's acceptance of a replacement letter of credit. District 4. (Engineering Division)
4. 23-1156 Approval and execution of The Cove at Nona Sound (22-U-028) Wastewater Capital Charge Letter of Credit Agreement by and between Pulte Home Company, LLC and Orange County. District 4. (Engineering Division)
5. 23-1157 Approval and execution of Able Linen - Commercial Laundry Services Wastewater Flow Monitoring Agreement by and among Able Linen LLC, Able Land Investments LLC, and Orange County for an initial 10-year period to monitor wastewater discharges from the facility. District 3. (Engineering Division)
6. 23-1158 Approval and execution of First Amendment to Water Conserv II Lease Agreement by and amongst the City of Orlando, Florida, Orange County, and the Orange County FFA Alumni, Inc. to extend the Lease Agreement term, revise insurance provisions, and adjust the reclaimed water rate to current standards. District 1. (Water Reclamation Division)
7. 23-1159 Approval of Resolution of the Orange County Board of County Commissioners regarding lease of property to FFA Alumni, Inc. in accordance with Section 125.38, Florida Statutes. District 1. (Water

Reclamation Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. 23-1103 Receipt of the following items to file for the record:
 - a. Florida Public Service Commission Consummating Order. In re: Petition for approval of renewable energy tariff and standard offer contract, by Florida Power & Light Company.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

Adjourn as the Orange County Board of County Commissioners and convene as the Orange County Library District Governing Board

1. 23-1112 Appointment of Ashley C. Mejia to the Library Board of Trustees as a City of Orlando representative with a term effective August 8, 2023 and expiring December 31, 2023.

Adjourn as the Orange County Library District Governing Board and reconvene as the Orange County Board of County Commissioners

B. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. 23-1118 Approval and execution of Resolution of the Orange County Board of County Commissioners regarding adoption of the Standard Operating Procedures to implement the requirements of the Live Local Act. All Districts.

IV. WORK SESSION AGENDA

A. HEALTH SERVICES DEPARTMENT

1. 23-1120 Regional Opioid Settlement Fund. (Drug Free Office)

B. COUNTY ADMINISTRATOR

1. 23-1122 Shingle Creek Transit and Utility Community Development District.

Meeting Starts at 2:00 p.m.

V. RECOMMENDATIONS

1. 23-1124 July 20, 2023 Planning and Zoning Commission Recommendations

VI. PUBLIC HEARINGS

A. Petition to Vacate

1. 23-1027 Case # PTV 22-03-013

Irina Haydon on behalf of Matthew and Sarah Beck, vacate portions of drainage and utility easements; District 1

2. 23-1028 Case # PTV 22-11-026

Tara Tedrow of Lowndes, Drosdick, Doster, Kantor & Reed, P.A., on behalf of Mid-Florida Freezer Properties LLC and MG 88 Central Florida Cold Storage II LLC., vacate a portion of a right-of-way; District 2

3. 23-1029 Case # PTV 23-03-009

Nick Louloudis, on behalf of Park Square Enterprises LLC., vacate a portion of a utility easement; District 1

B. Shoreline Alteration/Dredge and Fill

4. 23-932 Case # SADF 22-05-018

Ende Family Trust, Lake Conway, permit; District 3

C. Board of Zoning Adjustment Board-Called

5. 23-931 Case # VA-23-06-031

Edward Bharath for Orange Tires & Wheels, June 1, 2023; District 3

D. Development Plan

6. 23-937 Case # DP-23-01-018

Morgan Hampton, Common Oak Engineering, Epic Retail Clarcona PD / Epic Retail Clarcona PSP / Lot 2 - Big Dan's Car Wash DP; District 2

E. Preliminary Subdivision Plan

7. 23-1043 Case # PSP-22-12-362

Chad H. Moorhead, Madden, Moorhead & Glunt, Inc., Corner Lake

Gardens Planned Development / Solace at Corner Lake Preliminary Subdivision Plan; District 5

F. Substantial Change

8. 23-1030 Case # CDR-23-03-082

Lance Bennett, Poulos & Bennett, LLC, Kensington Church - Village H Planned Development / Land Use Plan (PD / LUP), amend plan; District 1

G. Resolution

9. 23-1042 Adopting a revised fee structure for solid waste disposal at Orange County disposal facilities; All Districts

H. Ordinance/Comprehensive Plan - Adoption of Regular Cycle Amendment, Ordinance, and Concurrent PD Substantial Change Request

10. 23-820 Adoption of Future Land Use Map Amendment, Ordinance, and Concurrent PD Substantial Change Request (Continued from June 20, 2023 for decision only)

a. Amendment 2023-1-A-4-2

Jim Hall, Hall Development Services, Inc., and Eric Raasch, Inspire Placemaking Collective, Inc., for SBEGC, LLC, Parks and Recreation/Open Space (PR/OS) to Low Density Residential (LDR); District 4

And

b. Ordinance for Proposed Amendment

And

c. CDR-23-01-023

Stoneybrook Planned Development/Land Use Plan (PD/LUP); District 4

I. Ordinance

11. 23-1040 Amending Orange County Code, Chapter 23, Article IV, Section 23-98, impact fees relating to Transportation Impact Fee exemptions; All Districts

√ The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

* * *

Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5517.

Para mayor información en español, por favor llame al (407) 836-3111.

NOTE: Reports from the County Mayor, the County Commissioners, the County Administrator, and the County Attorney may be presented at unscheduled times throughout the day, depending on the length of time required for advertised public hearings.

Copies of Specific Project Expenditure Reports and Relationship Disclosure Forms are not included with agenda items unless there is a listed expenditure or disclosure. Copies of these completed reports and forms may be obtained by contacting the relevant Department/Division Office.