

# Orange County Government

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



## Clerk's Agenda and Records Report - Final

Tuesday, January 23, 2024

9:00 AM

County Commission Chambers

### Board of County Commissioners

*Language Assistance and Translation Services Available:*

*Para asistencia lingüística o servicios de traducción en español, llame al (407)*

*836-3111*

*Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111*

**Call to Order****Invocation - Mayor****Pledge of Allegiance****Presentation**

Proclamation designating February 2, 2024 as School Crossing Guard Appreciation Day

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

1. 24-132 Approval and execution of the minutes of the December 12, 2023 meeting of the Board of County Commissioners. (Clerk's Office)
2. 24-133 Approval of the check register authorizing the most recently disbursed County funds, having been certified that no accounts have been overdrawn due to the issuance of same.

Periods are as follows:

- January 5, 2024, to January 11, 2024; \$80,851,830.83
- January 12, 2024, to January 18, 2024; \$28,868,454.26

(Finance/Accounting)

**B. COUNTY SHERIFF**

1. 24-134 Approval and execution of Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award Agreement for Award Title: C-R7159: DNA Outsourcing in the amount of \$35,000 for the period of October 1, 2023 through September 30, 2024. No matching funds are required.

**C. COUNTY ADMINISTRATOR**

1. 24-135 Approval of revisions to Section 2.10 E. of the Board's Rules of Procedure.
2. 24-136 Approval of budget amendments #24-12, #24-13, and #24-14. (Office of Management and Budget)

**D. ADMINISTRATIVE SERVICES DEPARTMENT**

1. 24-137 Approval and execution of Modification to Subgrant Agreement between the Division of Emergency Management and Orange County Contract Number: H0273 Project Number 4337-184-R to amend the expiration date to May 31, 2024 and increase the funding by \$36,392.54 for the maximum amount payable of \$592,005.75 for the Barnett Park Gym and Recreation Center and authorization for the Mayor or designee to execute any further necessary amendments to such Grant Agreement that do not change the scope of the project or increase the overall project budget. (Fiscal and Operational Support Division)
2. 24-138 Approval to award Invitation for Bids Y24-707-CR, Bentonshire Park, to the low responsive and responsible bidder, CIC Construction Group USA, LLC. The total contract award amount is \$1,495,516, inclusive of additive number one. ([Administrative Services Department Capital Projects Division] Procurement Division)
3. 24-139 Approval of Amendment No. 3, Contract Y22-107A, Construction Services for the Sidewalk Safety Improvement Program, with Huffman Inc., d/b/a NuWave Concrete, in the amount of \$500,000, for a revised estimated contract amount of \$1,223,405. ([Public Works Department Highway Construction Division] Procurement Division)
4. 24-140 Approval of Amendment No. 3, Contract Y22-107B, Construction Services for the Sidewalk Safety Improvement Program, with Parthenon Construction Company, in the amount of \$500,000, for a revised estimated contract amount of \$1,288,925. ([Public Works Department Highway Construction Division] Procurement Division)
5. 24-141 Approval of Amendment No. 3, Contract Y22-107C, Construction Services for the Sidewalk Safety Improvement Program, with American Persian Engineering and Construction, LLC, in the amount of \$500,000, for a revised estimated contract amount of \$1,339,770. ([Public Works Department Highway Construction Division] Procurement Division)
6. 24-143 Approval of Amendment No. 3, Contract Y22-107D, Construction Services for the Sidewalk Safety Improvement Program, with RMS Constructors Group, LLC, in the amount of \$500,000, for a revised estimated contract amount of \$1,410,900. ([Public Works Department Highway Construction Division] Procurement Division)
7. 24-144 Ratification of Purchase Order M113426, Emergency Wastewater Force Main Replacement at North Hiawassee Road and Crooked Lake Trail, with Metro Equipment Service, Inc., in the amount of \$2,500,000. ([Utilities Department Field Services Division] Procurement Division)

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8. 24-145 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. East Orange Community Center (CAD) 12050 E. Colonial Dr., Orlando, Florida 32826. Lease File #10251. District 4. (Real Estate Management Division)
9. 24-146 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Hal P. Marston Community Center (CAD), 3933 Wd Judge Dr., Orlando, Florida 32808. Lease File #10252. District 6. (Real Estate Management Division)
10. 24-147 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Holden Heights Community Center (CAD) 1201 20th Street, Orlando, Florida 32805. Lease File #10253. District 6. (Real Estate Management Division)
11. 24-148 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. John Bridges Community Center (CAD) 445 W. 13th St., Apopka, Florida 32703. Lease File #10254. District 2. (Real Estate Management Division)
12. 24-149 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Maxey Community Center (CAD) 830 Klondike Ave., Winter Garden, Florida 34787. Lease File #10255. District 1. (Real Estate Management Division)
13. 24-150 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Multicultural Center (CAD) 7149 West Colonial Drive, Orlando, Florida 32818. Lease File #10258. District 6. (Real Estate Management Division)
14. 24-151 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Pine Hills Community Center (CAD) 6400 Jennings Rd., Orlando, Florida 32818. Lease File #10256 District 6. (Real Estate Management Division)
15. 24-152 Approval and execution of License Agreement between Orange County, Florida and LBJ Behavioral Services, 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 LBJ Behavioral Services, Inc. Taft Orange Community Center (CAD) 9450 S. Orange Ave., Orlando, Florida 32824. Lease File #10257. District 3. (Real Estate Management Division)
16. 24-153 Approval and execution of First Amendment to Drainage Easement by and between Shenandoah Reserve, LLC and Orange County and authorization to record instrument for Shenandoah Reserve (PSP-21-12-378). District 3. (Real Estate Management Division)
17. 24-154 Approval and execution of First Amendment to Drainage and Sewer Easement by and between AGPM Acquisitions, LLC and Orange County and authorization to record instrument for The Villages at Lake Lawne (DP-22-01-026). District 6. (Real Estate Management Division)
18. 24-155 Approval and execution of Orange County, Florida and the Orange County Supervisor of Elections Facility Use Agreement for the 2024 Election Year and authorization for the Real Estate Management Division to provide updates and furnish notices, required, or allowed by the Use Agreement, as needed for Supervisor of Elections Facility Use Agreement, Lease File #10018. All Districts. (Real Estate Management Division)
19. 24-156 Approval and execution of Notice of Reservation and authorization to disburse funds to pay recording fees and record instrument for Orange County Fire Station #80 B22900527. District 5. (Real Estate Management Division)

**E. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1. 24-157 Receipt and filing of Head Start Policy Council Program Information and Updates November 2023, Head Start Policy Council Program Information and Updates December 2023, and Head Start Policy Council Meeting Minutes November 16, 2023 for the official county record. (Head Start Division)

**F. HEALTH SERVICES DEPARTMENT**

1. 24-158 Approval and execution of Mosquito Control Memorandum of Understanding FDACS Contract# 30748 by and between the Florida Department of Agriculture and Consumer Services and Orange County Mosquito Control and authorization for the Mayor or designee to sign any future amendments to this agreement. No county match is required. (Mosquito Control Division)
2. 24-159 Approval and execution of 1) Florida Department of Health Emergency Medical Services Program EMS County Grant Award Application in the amount of \$237,962.72 and 2) Resolution 2024-M-02 of the Orange County Board of County Commissioners regarding Certification for use of Florida Emergency Medical Services Grant Act funds; and authorization for the County Mayor or designee to sign for the award payment. There is no county match required for this grant. (EMS Office of the Medical Director)
3. 24-160 Approval and execution of Contract between Orange County, Florida and State of Florida Department of Health for Operation of the Orange County Health Department Contract Year 2023-2024. Orange County's total cash contribution in the amount of \$1,419,449 will be submitted to the Health Department in quarterly installments of \$354,862.25.
4. 24-161 Approval and execution of Data Sharing Agreement between State of Florida, Department of Health Orange County Health Department ("FDOH-Orange") and Orange County, Florida ("Provider"). (Drug Free Office)

**G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT**

1. 24-162 Approval of three new positions within the Environmental Protection Division to support the recently-adopted Chapter 15, Article X, Wetland and Surface Water Protection Ordinance and approval and execution of Resolution 2024-M-03 of the Orange County Board of County Commissioners regarding the Orange County Fee Directory as to certain fees charged for a Wetland Determination Application and associated Wetland Permit types and a Variance or Appeal and creating new certain fees for a Wetland Permit extension, Transfer or Modification; and

Providing for an Effective Date. All Districts. (Environmental Protection Division)

2. 24-163 Approval and execution of Subrecipient Agreement between Orange County, Florida and Rebuilding Together Tampa Bay, Inc. d.b.a. Rebuilding Together Central Florida regarding Housing Trust Fund Safe at Home Program in the total amount of \$760,000 for minor home repair services. All Districts. (Housing and Community Development Division)
3. 24-164 Approval and execution of 1) Subrecipient Agreement between Orange County, Florida and Health Care Center for the Homeless, Inc. regarding U.S. Department of Housing and Urban Development ("HUD") Community Development Block Grant ("CDBG") Program FY 2022-2023 in the amount of \$500,000 and 2) Federal Subrecipient Agreement (#Y23-2407) between Orange County, Florida and Health Care Center for the Homeless, Inc. for a federal subaward of an amount not to exceed \$500,000.00 from a federal award issued by the U.S. Department of the Treasury for the specific purpose of Providing additional funding in support of the Ivey Lane Health Center CDBG CIP Project. District 6. (Housing and Community Development Division)
4. 24-165 Approval and execution of Project Administration Subrecipient Agreements between Orange County, Florida and public service agencies regarding the Community Development Block Grant ("CDBG") Program in the amount of \$1,090,590 and the Emergency Solutions Grant ("ESG") Program in the amount of \$571,763 for FY 2023-2024. All Districts. (Housing and Community Development Division)
5. 24-166 Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services, and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Districts 2, 3, 5, and 6. (Neighborhood Services Division)

LC 23-0320	LC 24-0065	LC 24-0060	LC 24-0006	LC 24-0026
LC 24-0017	LC 24-0019	LC 24-0062	LC 24-0008	LC 24-0031
LC 24-0055	LC 24-0028	LC 23-0336	LC 24-0010	LC 24-0044
LC 24-0013	LC 24-0047	LC 23-0347	LC 24-0025	LC 24-0045

#### H. PUBLIC WORKS DEPARTMENT

1. 24-167 Authorization to record the plat of Good Storage. District 5. (Development Engineering)
2. 24-168 Approval and execution of First Amendment to Amended and Restated Escrow Agreement for Town Center West (Silverleaf) Road Network

Agreement by and among Jen Florida 36, LLC, Hamlin Partners at Silverleaf, LLC, Shutts & Bowen, LLP and Orange County to allow the Escrow Agent to receive and disburse Transportation Fees in order to facilitate and accelerate the road construction as identified within the Town Center West (Silverleaf) Road Network Agreement. District 1. (Roadway Agreement Committee)

(This item was deferred.)

3. 24-169 Acceptance of the Sustanee Global Transportation Mitigation Term Sheet and Board direction for the Roadway Agreement Committee to negotiate terms for a Transportation and Mitigation Agreement. District 5. (Roadway Agreement Committee)

## I. UTILITIES DEPARTMENT

1. 24-170 Approval and execution of Master License Agreement by and between Orange County and University of Central Florida Research Foundation, Inc. for research projects on Orange County Utilities properties and authorization for the Director of Orange County Utilities to review materials or information produced by the research, furnish notices required under the Master License Agreement, and execute term extensions and Statements of Work according to the terms of the Master License Agreement. All Districts. (Water Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPROLLER

1. 24-115 Receipt of the following items to file for the record:
  - a. Florida Public Service Commission Order Approving Duke Energy Florida, LLC's interim storm cost recovery charge. In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricane Idalia, by Duke Energy Florida, LLC. In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricanes Elsa, Eta, Isaias, Ian, Nicole, and Tropical Storm Fred, by Duke Energy Florida, LLC.
  - b. City of Orlando Annexation Ordinance No. 2023-35 with Exhibit A (Legal Description), Exhibit B, (Location Map), Exhibit C, (Future Land Use Map), Exhibit D, (Zoning Map),. City of Orlando Business Impact Estimate and Fiscal Impact Statement and the Orlando Sentinel Notice of Proposed Enactment. Ordinance No 2023-35 entitled: An Ordinance of the city of council of Orlando, Florida, annexing to the corporate limits of the city certain land generally located north of McCoy Road, east of Narcoossee



Road, south of Lee Vista Boulevard and west of S. Goldenrod Road, and compromised of 19.50 acres of land, more or less, and amending the city's boundary description; amending the city's adopted growth management plan to designate the property as industrial on the city's official future land use maps; designating the property as industrial park with the aircraft noise overlay district on the city's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

c. Florida Public Service Commission Order Approving interim rates and suspending proposed final rates. In re: Application for increase in water and wastewater rates in Orange County by Pluris Wedgefield, LLC.

### III. DISCUSSION AGENDA

#### A. PUBLIC WORKS DEPARTMENT

1. 24-172 Sunshine Corridor Project and SunRail Update. (Transportation Planning Division)

#### B. COUNTY ADMINISTRATOR

1. 24-173 Direction on amendments to the Visit Orlando Agreement and appropriation of available TDT funds to projects, as determined by the Board of County Commissioners.

Meeting Starts at 2:00 p.m.

### IV. RECOMMENDATIONS

1. 24-142 January 4, 2024 Board of Zoning Adjustment Recommendations

### V. PUBLIC HEARINGS

#### A. Budget Amendment

1. 24-012 Amending Fiscal Year 2023-24 Budget

#### B. Petition to Vacate

2. 24-015 Case # PTV 22-09-024

Christine Elise Bussey, vacate a portion of a drainage easement; District 5

**C. Board of Zoning Adjustment Appeal**

3.     23-1105           Case # SE-22-11-118

Nathan Milch for Temple on Hempel, Kimley-Horn, July 6, 2023; District 1  
(Continued from September 26, 2023)

**D. Substantial Change**

4.     23-1481           Case # CDR-23-02-063

Carlos E Perero, Kimley-Horn & Associates, Inc., Kerina Parkside  
Planned Development / Land Use Plan (PD / LUP); amend plan; District  
1 (Continued from November 14, 2023)

5.     24-013           Case # CDR-23-08-241

Bryan Potts, Tannath Design, Inc., Harbor Bend Planned Development  
(PD), amend plan; District 3

**E. Comprehensive Plan - Transmittal of Regular Cycle Amendments**

6.     24-016           Transmittal of Regular Cycle Future Land Use Map Amendment  
2023-2-A-5-1; and FLU8.1.4 Text Amendment 2023-2-B-FLUE-1, Brian  
Canin, Kimley-Horn and Associates, Inc. (Sustanee - Lake Pickett North)

√ **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>.**

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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.

Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (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.