

Orange County Government

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



Clerk's Agenda and Records Report - Final

Tuesday, August 21, 2018

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order**Invocation - County Mayor**

Pastor Antwoyn Mells, Sr., Mt. Sinai Seventh-day Adventist Church

Pledge of Allegiance**Presentation**

Proclamation recognizing September as National Recovery Month

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

1. [18-1082](#) Approval of the minutes of the July 16 and July 17, 2018 meeting of the Board of County Commissioners.
2. [18-1083](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Period is as follows: August 3, 2018, to August 9, 2018; \$30,550,270.97. (Finance/Accounting)
3. [18-1084](#) Disposition of Tangible Personal Property as follows.
(Property Accounting)
 - a. Scrap assets

B. COUNTY ADMINISTRATOR

1. [18-1085](#) Approval for the Orange County Sheriff's Office to spend \$5,000 from the FY 2018 Law Enforcement Trust Fund to provide an eligible contribution to Harbor House. (Office of Management and Budget)
2. [18-1086](#) Approval of budget amendments #18-48, #18-49, #18-50, and #18-51. (Office of Management and Budget)
3. [18-1087](#) Approval of budget transfers #18-1293 and #18C-0145. (Office of Management and Budget)
4. [18-1088](#) Approval of CIP amendment #18C-0145. (Office of Management and Budget)

Addendum #1

5. [18-1141](#) Approval to add 75 new deputies to the Sheriff's FY 2018-2019 budget to serve as School Resource Officers. (Office of Management and Budget)

C. COUNTY ATTORNEY

1. [18-1089](#) Approval of proposed new Administrative Regulation titled *"Delegation of Limited Authority to Execute Agreements Relating to Animal Services."*
2. [18-1090](#) Approval of Resolution of the Orange County Board of County Commissioners regarding approval of a form Rescue Agreement relating to the Animal Services Division.
3. [18-1091](#) Approval of the Mediated Settlement Agreement in the case of *Orange County v. Mohammad Sajjad, et al.*, Case No. 2017-CA-008978-O, Parcels 1009 and 7009, Boggy Creek Road South Project (Osceola County line to SR 417), and authorization for the County Attorney's Office to agree to the entry of the proposed Stipulated Final Judgment as to Parcels 1009 and 7009 on behalf of Orange County.

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [18-1092](#) Approval to award Invitation for Bids Y18-771-RC, Marks Street Senior Center Ballroom HVAC Replacement, to the sole responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$223,112. ([Administrative Services Department Capital Projects Division] Procurement Division)
2. [18-1093](#) Approval to award Invitation for Bids Y18-723-TA, Presidents Drive (PS 3177 to Sand Lake Road) Wastewater System Improvements, to the low responsive and responsible bidder, Metro Equipment Service, Inc. The estimated contract award amount is \$2,109,057.30. ([Utilities Department Engineering Division] Procurement Division)
3. [18-1094](#) Approval to award Invitation for Bids Y18-764-EB, Orange County Convention Center Campus Cooler Alert System, to the sole responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$1,022,700. ([Convention Center Capital Planning Division] Procurement Division)
4. [18-1095](#) Approval of Amendment No. 7, Contract Y15-1053, Wellness Nurse Services, with Adventist Health System/Sunbelt, Inc. dba Florida Hospital Centra Care, in the amount of \$39,245, for a revised contract amount of \$187,070. ([Office of Accountability Human Resources Division] Procurement Division)

5. [18-1096](#) Selection of CDM Smith Inc. to provide Continuing Professional Consulting Services for Construction Engineering and Inspection (CEI) Services, Request for Proposals Y18-906-CH. ([Public Works Department Highway Construction Division] Procurement Division)
6. [18-1097](#) Approval and execution of Commercial Lease Agreement between MDH ORL/JAX Portfolio, LLC and Orange County and delegation of authority to the Real Estate Management Division to exercise renewal option, furnish notices, and execute Tenant Estoppel Certificates, required or allowed by the lease, as needed for Vineland Warehouse Storage 3600 Vineland Road, Orlando, Florida, 32811 Lease File #10001. District 6. (Real Estate Management Division)
7. [18-1098](#) Approval and execution of Sovereignty Submerged Lands Fee Waived Lease Renewal between the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and Orange County and authorization to disburse funds to pay submerged lands renewal fee, recording fees, and record instrument for Moss Park and Lake Mary Jane - Boat Dock 12901 Moss Park Road, Orlando, Florida, 32832 Lease File #4022. District 4. (Real Estate Management Division)
8. [18-1099](#) Approval and execution of Distribution Easement from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy and authorization to record instrument for Eastern Regional Water Supply Facility. District 4. (Real Estate Management Division)
9. [18-1100](#) Approval and execution of Easement for Access and Utilities (Ingress/Egress and Utility Line Construction) between Orange County and M/I Homes of Orlando, LLC with Joinder and Consent to Easement for Access and Utilities from BFC Plant Street, LLC and authorization to record instrument for Heritage at Plant Street Easement. District 1. (Real Estate Management Division)
10. [18-1101](#) Approval and execution of Utility Easement from The School Board of Orange County, Florida to Orange County and authorization to record instrument for Liberty Middle School Permit #15-E-025 OCU File #:81049. District 4. (Real Estate Management Division)
11. [18-1102](#) Approval and execution of Utility Easement from The School Board of Orange County, Florida to Orange County and authorization to record instrument for Meadow Woods ES Permit #16-U-046 OCU File #85906. District 4. (Real Estate Management Division)
12. [18-1103](#) Approval of Special Warranty Deed, Utilities, Sidewalk, Multi-Purpose Pathway, Roadway Appurtenances, Landscaping, and Drainage Easement, Temporary Slope Easement, and Temporary Construction Easement from Lennar Homes, LLC to Orange County and authorization to

perform all actions necessary and incidental to closing for Innovation Way South Transportation Corridor - Segment 1. District 4. (Real Estate Management Division)

13. [18-1104](#) Approval of Utility Easement from Racetrac Petroleum, Inc. to Orange County and authorization to record instrument for RaceTrac #1091 - Crystal Creek Permit: B16904152 OCU File #: 89026. District 1. (Real Estate Management Division)
14. [18-1105](#) Approval of Utility Easement from JSF Landstar Boulevard CMPI, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Synovus Bank and authorization to record instruments for JDA/Meadow Woods Site Work Only Permit: B16902960 OCU File #: 87606. District 4. (Real Estate Management Division)
15. [18-1106](#) Approval of Drainage Easement from Eagle Creek Development Corporation to Orange County and authorization to record instrument for Eagle Creek Village K Phase 1A. District 4. (Real Estate Management Division)
16. [18-1107](#) Approval of Sidewalk Easement from Avalon Business Centre, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Axiom Bank, National Association and authorization to record instruments for Avalon Business Center Permit #B17905032. District 4. (Real Estate Management Division)
17. [18-1108](#) Approval of Utility Easement from MWAD Phase II, LLC to Orange County and Subordination of Encumbrance to Property Rights to Orange County from Maitland West LLLP and authorization to record instruments for Maitland West Apartments Phase 1 Permit #16-E-083 OCU File#: 87766. District 5. (Real Estate Management Division)

E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [18-1109](#) 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. All Districts. (Code Enforcement Division)

LC 18-0560	LC 18-0548	LC 18-0567	LC 18-0440	LC 18-0512
LC 18-0597	LC 18-0551	LC 18-0256	LC 18-0443	LC 18-0517
LC 18-0600	LC 18-0637	LC 18-0461	LC 18-0483	LC 18-0534
LC 18-0511	LC 18-0492	LC 18-0603	LC 18-0485	LC 18-0570

2. [18-1110](#) Approval and execution of Air Pollution Control Specific Operating Agreement between the State of Florida Department of Environmental Protection (DEP) and Orange County. All Districts. (Environmental

Protection Division)

3. [18-1111](#) Approval and execution of the Amended and Restated Agreement to offer donation of Real Property between Orange County, Florida and Hubbard Construction Company. District 2. (Environmental Protection Division)
4. [18-1112](#) Approval and execution of Proportionate Share Agreement for "Windermere Center" Reams Road by and between Reams Development, LLC and Orange County for a proportionate share payment in the amount of \$551,041. District 1. (Roadway Agreement Committee)
5. [18-1113](#) Approval and execution of Proportionate Share Agreement for Bonneville Drive Properties Office Colonial Drive by and between Sunset Associates, LLC and Orange County for a proportionate share payment in the amount of \$7,996. District 5. (Roadway Agreement Committee)
6. [18-1114](#) Approval and execution of Proportionate Share Agreement for Plunk Property Dean Road and Lake Underhill Road by and between The Singleton Family Limited Partnership and Orange County for a proportionate share payment in the amount of \$382,425. District 3. (Roadway Agreement Committee)
7. [18-1115](#) Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID: 32-23-28-1874-00-200 by and between Elliot Ferwerda and Orange County to construct a new residence, pool, pool deck, and pool enclosure at 9940 Lone Tree Lane, Orlando, Florida 32836. District 1. (Zoning Division)

F. FAMILY SERVICES DEPARTMENT

1. [18-1116](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180701 for East Orange Community Center. (Community Action Division)
2. [18-1117](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180702 for Taft Community Center. (Community Action Division)
3. [18-1118](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180703 for Hal P. Marston Community Center. (Community Action Division)

4. [18-1119](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180704 for Maxey Community Center. (Community Action Division)
5. [18-1120](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180706 for Holden Heights Community Center. (Community Action Division)
6. [18-1121](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180707 for John Bridges Community Center. (Community Action Division)
7. [18-1122](#) Approval and execution of License Agreement between Orange County, Florida and H.E.L.P. Community Development Corporation related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180708 for Pine Hills Community Center. (Community Action Division)

G. PUBLIC WORKS DEPARTMENT

1. [18-1123](#) Approval and execution of Memorandum of Understanding by and between Meritage Homes of Florida, Inc. and Orange County, Florida. District 4. (Development Engineering Division)
2. [18-1124](#) Approval of Traffic Control Devices and "No Parking" signs installation in Lakeshore Preserve Phase 5. District 1. (Traffic Engineering Division)
3. [18-1125](#) Approval of extension of "No Parking" zone on the east side of Winter Garden Vineland Road from Glenmuir Boulevard, extending approximately 410 feet south. District 1. (Traffic Engineering Division)
4. [18-1126](#) Approval to decrease the speed limit on Reams Road from Delmar Avenue to Silverlake Park Drive from 45 mph to 35 mph. District 1. (Traffic Engineering Division)
5. [18-1127](#) Approval and execution of (1) Resolution of the Orange County Board of County Commissioners regarding the Highway Maintenance Memorandum of Agreement with the Florida Department of Transportation and (2) Florida Department of Transportation Highway Maintenance Memorandum of Agreement Contract No.: ASB16 Financial Project No.: 405787-1-78-02. Districts 2, 3, 5, and 6. (Roads & Drainage Division)

6. [18-1128](#) Approval of Bishop & Buttrey Borrow Pit #164 Permit Renewal and Orange County Code Section 16-8(b)(1)d Waiver Request and authorization to issue Excavation Permit #07-E5-717. District 5. (Development Engineering Division)
7. [18-1129](#) Approval to decrease the speed limit on Chickasaw Trail from Colonial Drive to 230 feet north of American Rose Parkway from 45 mph hour to 40 mph. District 3. (Traffic Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [18-1130](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. Florida Public Service Commission Consummating Order. In re: Petition for approval of amended standard offer contract (Schedule COG-2) based on combustion turbine avoided unit, by Duke Energy Florida, LLC.
 - b. Florida Public Service Commission Order approving limited proceeding to include in base rates the revenue requirement for the citrus combined cycle project. In re: Petition for limited proceeding for approval to include in base rates the revenue requirement for the Citrus combined cycle project, by Duke Energy Florida, LLC.
 - c. Florida Public Service Commission Order approving petition to modify general rules and regulations governing electric service, billing residential and non-residential budget billing. In re: Petition for approval of modifications to Section No. IV, general rules and regulations governing electric services, Part VIII billing, residential and non-residential budget billing, by Duke Energy Florida, LLC.
 - d. Audit Report No. 470 - Follow-up of the Audit of the Accountability of Traffic Citations in Orange County - Orange County Sheriff's Office.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

1. [18-1131](#) Approval and execution of documents related to the conveyance of the Sanford Burnham Prebys Medical Discovery Institute's facilities at Lake Nona to the University of Central Florida:

Termination and Release Agreement (SBP - Funding Parties);
Termination of Memorandum of Ground Lease;
Termination and Release of Primary Leasehold Mortgage and Security

Agreement;
Transfer Agreement;
County Deed;
Release and Termination of Easement Agreements;
Termination of Access License Agreement (Permanent Facilities);
Amended and Restated Funding Parties Agreement; and
Termination of Memorandum of Funding Parties Agreement;

Approval of:

Special Warranty Deed for Improvements;
Promissory Note;
Mortgage;
State of Florida Uniform Commercial Code Financing Statement Form
(County);
State of Florida Uniform Commercial Code Financing Statement Form
(State);
and Release of Use Restriction and Reverter;

Authorization to record instruments for:

Delegation of authority to the Manager of the Real Estate Management Division or designee to perform all actions necessary and incidental to the transfer of the Property pursuant to the Transfer Agreement, including authority to furnish and execute any notices or instruments required or allowed under the Transfer Agreement and to insert the transfer date into any of the foregoing instruments requiring the insertion of an effective date; and

Delegation of authority to the County Administrator or designee to do all other things necessary and incidental for the performance of County obligations under the foregoing instruments.

2. [18-1132](#) Appointment of four Orange County representatives to the School Impact Fee Study Advisory Committee, one representing the Greater Orlando Builders Association.

B. COMMISSIONER'S REPORT

1. [18-1133](#) Commissioner Bonilla would like to discuss July 10, 2018 Board of County Commissioners Meeting Minutes.

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. [18-1134](#) Selection of one firm and an alternate to provide Children's Mobile Crisis Unit, Request for Proposals Y18-1069-AH, from the following two firms,

listed alphabetically:

- Aspire Health Partners, Inc.
- Devereux Florida

([Health Services Department Fiscal and Operational Support Division]
Procurement Division)

IV. WORK SESSION AGENDA

A. HEALTH SERVICES DEPARTMENT

1. [18-1135](#) Criminal Mental Health Diversion Pilot.

B. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [18-1136](#) Funding for Solar and Energy Loan Fund (SELF).

V. RECOMMENDATIONS

1. [18-1137](#) August 2, 2018 Board of Zoning Adjustment Recommendations

VI. PUBLIC HEARINGS

1. [18-965](#) Preliminary Subdivision Plan

Adam Smith, VHB, Inc., Waterleigh Planned Development/ Waterleigh Phase 3 Preliminary Subdivision Plan, Case # PSP-17-10-324; District 1
2. [18-969](#) Preliminary Subdivision Plan

Scott Gentry, Kelly, Collins & Gentry, Inc., Hamlin Planned Development - Unified Neighborhood Plan / Hamlin Self Storage & Infrastructure for Lots 2A & 2B Preliminary Subdivision Plan / Development Plan, Case # PSP-17-03-080; District 1
3. [18-707](#) Board of Zoning Adjustment Board-Called

Alex Nokhodchi, Case #VA-18-04-015, May 3, 2018; District 3
4. [18-966](#) Planning and Zoning Commission Board-Called

Alison M. Yurko, Case # RZ-18-05-026, June 21, 2018; District 2
5. [18-967](#) Substantial Change

Don Cousins, Discovery Church Inc., Sand Lake Plaza Planned

Development (PD) Land Use Plan (LUP), Case # CDR-18-05-138, amend plan; District 3

6. [18-914](#)

Substantial Change

Linda Dodge, Orlando Executive Park, LLC., The Home Depot at Lee Road and I-4 Preliminary Subdivision Plan (PSP), Case # CDR-18-01-006, amend plan; District 2 (Continued from July 31, 2018)

7. [18-756](#)

Substantial Change

David E. Axel, Axel Real Estate, Lake Pickett Cluster Parcels 1, 2, & 3 Preliminary Subdivision Plan, Case # CDR-18-02-062, amend plan; District 5 (Continued from July 10, July 17, and August 7, 2018)

8. [18-1024](#)

Ordinance

Relating to Taxation Granting an Economic Development Exemption from Certain Ad Valorem Taxation for Amicus Biologics, Inc., a New Business

√ **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.