

# Orange County Government

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



## **Clerk's Agenda and Records Report - Final**

**Tuesday, January 14, 2020**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order****Invocation - District 5****Pledge of Allegiance****Presentation**

Proclamation recognizing January 20, 2020 as Dr. Martin Luther King Jr. Day

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

1. 20-047 Confirmation of the Mayor's managerial appointment of Mark Tester as Managing Director, Orange County Convention Center.

**B. COUNTY COMPTROLLER**

1. 20-048 Approval of the minutes of the December 3, 2019 meeting of the Board of County Commissioners. (Clerk's Office)
2. 20-049 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)

**C. COUNTY ADMINISTRATOR**

1. 20-050 Confirmation of Commissioner Bonilla's appointment of Beverly Haun to the Lake Pickett Advisory Board with a term expiring December 31, 2020. (Agenda Development Office)
2. 20-051 Approval and execution of Agreement between Orange County, Florida and City of Winter Park, Florida The Winter Park Canopy (1050 West Morse Blvd., Winter Park, Florida 32789). (Fiscal and Business Services Division)
3. 20-052 Approval and execution of Agreement Between Orange County, Florida and AFSCME Florida Public Employees' Council 79 American Federation of State, County and Municipal Employees, AFL-CIO Fiscal Years 2019-20 through 2021-22. (Human Resources Division)
4. 20-053 Approval for the Orange County Sheriff's Office to spend \$7,500 from the Law Enforcement Trust Fund to provide eligible contributions to National

Latino Peace Officers Association, Central Florida Chapter (\$2,500) and Fraternal Order of Police (FOP) Lodge 93 "Cops and Kids" Program (\$5,000). (Office of Management and Budget)

5. 20-054 Approval of budget amendments #20-19, #20-20, #20-21, #20-22, #20-23, #20-24, #20-25, #20-26, #20-27, and #20-28. (Office of Management and Budget)

#### D. COUNTY ATTORNEY

1. 20-055 Approval and execution of Funding Agreement Among Orange County, Florida and City of Orlando, Florida and Dr. Phillips Center for the Performing Arts, Inc. Dr. Phillips Performing Arts Center.

#### E. ADMINISTRATIVE SERVICES DEPARTMENT

1. 20-056 Approval and execution of (1) Federally-Funded Subaward and Grant Agreement between the State of Florida, Division of Emergency Management and Orange County Agreement Number: H0398 Project Number: 4337-315-R in the amount of \$187,808.25 with the period of performance ending on January 31, 2022; (2) Request for Advance or Reimbursement of Hazard Mitigation Assistance Program Funds; (3) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion; and (4) Federal Funding Accountability and Transparency Act for the South Econ Recreation Center. There is a required 25% project cost match in the amount of \$62,602.75, for a total project cost of \$250,411. (Capital Projects Division)
2. 20-057 Approval to award Invitation for Bids Y20-106-PD, Landscape Maintenance Roads and Drainage Division, to the low responsive and responsible bidder, Lawnwalker Service, Inc. for Lots B, C, and D. The estimated contract award amount is \$1,801,572.55 for a base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
3. 20-058 Approval to award Invitation for Bids Y20-715-CH, University Boulevard and Forsyth Road Intersection Improvements, to the low responsive and responsible bidder, Stage Door II, Inc. The estimated contract award amount is \$323,571.50. ([Public Works Department Engineering Division] Procurement Division)
4. 20-059 Approval of Amendment No. 6, Contract Y19-2102, Children's Services Programming, with Boys & Girls Clubs of Central Florida, in the amount of \$51,975, for a revised total contract amount of \$2,146,901. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

5.     20-060     Selection of Lerch Bates Inc. to provide Design Services for the Orange County Courthouse Escalator Modernization, Request for Proposals Y20-807-RM. ([Administrative Services Department Capital Projects Division] Procurement Division)
  
6.     20-061     Approval and execution of Use and Occupancy Agreement between Orange County, Florida and State of Florida Department of Transportation and delegation of authority to the Real Estate Management Division to execute termination notice and furnish notices, required or allowed by the lease, as needed for Convention Center Employees & Contractors Parking Northeast corner of Interstate 4 and State Road 528 Lease File #4046. District 6. (Real Estate Management Division)
  
7.     20-062     Approval and execution of Subordination of Utility Interests from Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Boggy Creek Rd (Osceola Cnty line to 600' N. of Central FI Greenway SR 417). District 4. (Real Estate Management Division)
  
8.     20-063     Approval and execution of County Deed from Orange County to Independent Insurance Agents of Central Florida, Inc. and authorization to record instrument for 845 N. Fern Creek Avenue, Orlando, Florida 32803. District 5. (Real Estate Management Division)
  
9.     20-064     Approval of Corrective Special Warranty Deed from Kerina Wildwood, LLC to Orange County, approval and execution of First Amendment to Utility Easement and First Amendment to Temporary Construction Easement between Kerina Wildwood, LLC and Orange County and authorization to disburse funds to pay recording fees and perform all actions necessary and incidental to closing for Palm Parkway Connector. District 1. (Real Estate Management Division)

#### **F. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1.     20-065     Approval and execution of License Agreement between Orange County, Florida and The University of Central Florida Board of Trustees related to State of Florida University Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20181001 for Holden Heights Community Center and authorization for the Director of the Community and Family Services Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action Division)
  
2.     20-066     Acceptance of University of Florida's appointment of Hannah Wooten as Orange County Extension Agent I, Commercial Horticulture. All Districts.

(Cooperative Extension Division)

3. 20-067 Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at East Orange Head Start. This application is only executed by Orange County. (Head Start Division)
4. 20-068 Receipt and filing of Head Start Policy Council Program Information and Updates November 2019 and Head Start Policy Council Meeting Minutes September 26, 2019 for the official county record. (Head Start Division)

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

1. 20-069 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 1, 2, 3, 4, and 6. (Code Enforcement Division)
 

LC 20-0079	LC 20-0075	LC 20-0142	LC 20-0103	LC 20-0068
LC 20-0133	LC 20-0115	LC 20-0158	LC 20-0108	LC 20-0069
LC 19-1034	LC 20-0121	LC 20-0164	LC 20-0153	LC 20-0082
LC 19-1086	LC 20-0123	LC 20-0165	LC 19-1026	LC 20-0083
LC 19-1094	LC 20-0125	LC 19-1114	LC 19-0968	LC 20-0088
LC 20-0004	LC 20-0126	LC 19-1121	LC 19-1051	LC 20-0095
LC 20-0060	LC 20-0127	LC 20-0024	LC 20-0055	LC 20-0101
LC 20-0073	LC 20-0132	LC 20-0056	LC 20-0059	LC 20-0150
2. 20-070 Approval of revision to the Fee Directory Fiscal Year 2019-2020 adding a fee of \$976 for Dynamic Art Application. District 6. (Planning Division)
3. 20-071 Approval and execution of Proportionate Share Agreement for OAP Prologis Phase 2 Boggy Creek Road by and between AMB Orlando Airport Park, LLC and Orange County for a proportionate share payment in the amount of \$95,616. District 4. (Roadway Agreement Committee)

#### H. PUBLIC WORKS DEPARTMENT

1. 20-072 Approval of Traffic Control Devices and "No Parking" signs installation in Encore at Ovation - Phase 1. District 1. (Traffic Engineering Division)
2. 20-073 Approval of Traffic Control Devices and "No Parking" signs installation in Encore at Ovation - Phase 2. District 1. (Traffic Engineering Division)
3. 20-074 Approval of Traffic Control Devices installation in Hamilton Gardens Phase 2A and 2B. District 1. (Traffic Engineering Division)

4. 20-075 Approval of Traffic Control Devices and "No Parking" signs installation in Oaks at Moss Park Phase N2 and O. District 4. (Traffic Engineering Division)
5. 20-076 Approval to change the traffic signal at Granada P.D. south entrance from flashing to full operation. District 1. (Traffic Engineering Division)
6. 20-077 Approval and execution of Mitigation Credits Purchase Agreement (Shingle Creek Regional Trail - Phase 1, Segment 3) by and between UMAM LLC and Orange County. District 1. (Engineering Division)
7. 20-078 Approval of modification to Excavation Permit #15-E4-0061, Farmland Reserve All Aboard Borrow Pit to extend the hours of operation and hauling. District 4. (Development Engineering Division)

#### I. UTILITIES DEPARTMENT

1. 20-079 Approval and execution of Utility Line Construction Reimbursement Agreement for CR 545 - Segment 4 Reclaimed Water Main Improvements by and between Orange County and D.R. Horton, Inc. in the total payment obligation amount of \$831,700. District 1.

#### II. INFORMATIONAL ITEMS\*\*

##### A. COUNTY COMPTROLLER

1. 20-080 Receipt of the following items to file for the record: (Clerk's Office)
  - a. City of Ocoee Ordinance No. 2019-035 (Annexation Ordinance for Daka Property - 8807 Hackney Prairie Road) Tax Parcel ID: 03-22-28-0000-00-052 & 03-22-28-0000-00-101 Case No. AX-09-19-85: Daka Property - 8807 Hackney Prairie Road Annexation. An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real property containing approximately +/-2.13 acres located on the north side of Hackney Prairie Road, approximately 2,683 feet east of North Clarke Road, pursuant to the application submitted by the property owner; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City Code; providing for and authorizing the updating of official city maps; providing direction to the City Clerk; providing for severability; repealing inconsistent ordinances; providing for an effective date.
  - b. Minutes of the November 19, 2019 Meeting in the Sunshine. Commissioners Maribel Gomez Cordero and Mayra Uribe participated in a meeting of Faith Business Alliance, to discuss homeless community resources.

c. Audit Report No. 479 - Investigation of Payments Made to Professional Guardian-Rebecca Fierle by AdventHealth

### III. DISCUSSION AGENDA

#### A COUNTY ADMINISTRATOR

1. 20-081 Nomination of Crockett Bohannon to serve as an Orange County representative on the Library Board of Trustees with a term effective January 14, 2020 and expiring December 31, 2023. (Agenda Development Office)
2. 20-082 ***Adjourn as the Orange County Board of County Commissioners and convene as the Orange County Library District Governing Board***  
Appointment of Crockett Bohannon to the Library Board of Trustees with a term effective January 14, 2020 and expiring December 31, 2023;  
-and-  
Appointment of Danielle Levien to the Library Board of Trustees as a City of Orlando representative with a term effective January 14, 2020 and expiring December 31, 2023;  
-and-  
Approval of the January 8, 2019, April 9, 2019, July 15, 2019, September 9, 2019, and September 24, 2019 meeting minutes of the Library District Governing Board. (Agenda Development Office)  
***Adjourns the Orange County Library District Governing Board and reconvene as the Orange County Board of County Commissioners***
3. 20-083 Appointment to the Code Enforcement Board of Lyndell L. Mims in the general contractor category and Joseph H. Morgan in the architect category with terms expiring December 31, 2022. (Agenda Development Office)
4. 20-084 Reappointment of Ronald Rogers and Roxy Santiago to the Membership and Mission Review Board in the at large representative category with terms expiring December 31, 2021. (Agenda Development Office)
5. 20-085 Appointment of two individuals to the Planning and Zoning Commission in the at large representative category with terms expiring December 31, 2021. (Agenda Development Office)
6. 20-086 Reappointment of Tara Early to the Tourist Development Tax Sports Incentive Committee in the citizen representative category with a term expiring December 31, 2022. (Agenda Development Office)
7. 20-087 Appointment of Terry Prather to the Visit Orlando Board of Directors with a term expiring December 31, 2021.

**B. ADMINISTRATIVE SERVICES DEPARTMENT**

1. 20-088 Selection of one firm and two ranked alternates to provide Continuing Consulting Services for the Geotechnical Engineering, Testing and Inspection for the Orange County Convention Center North/South Building Improvements, Request for Proposals Y20-902-JS, from the following three firms, listed alphabetically:

- Professional Service Industries, Inc. (PSI)
- Terracon Consultants, Inc.
- Universal Engineering Sciences, Inc.

([Convention Center Facility Operations Division] Procurement Division)

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

1. 20-089 Approval and execution of First Amendment to Road Network and Mitigation Agreement (The Grow, A/k/a Lake Pickett South) S.R. 50 and Chuluota Road by and among American Land Investments of Orange County, LLC, Banksville of Florida, Inc., Nivesa of Florida, Inc., and Orange County to provide for an alternative mitigation payment schedule totaling \$26 million. District 5. (Planning Division)

**D. COUNTY MAYOR**

1. 20-090 Open discussion on issues of interest to the Board.

- District 2 - Enhancing Employee Retention
- District 5 - Orange County Code 5-32

**IV. RECOMMENDATIONS**

1. 20-001 December 5, 2019 Board of Zoning Adjustment Recommendations
2. 20-002 December 19, 2019 Planning and Zoning Board Recommendations

**V. PUBLIC HEARINGS**

1. 20-034 Shoreline Alteration/Dredge and Fill  
  
Henri and Nicolette Johnson, Lake Butler, permit, SADF-19-10-016; District 1
2. 20-040 Shoreline Alteration/Dredge and Fill Public Hearing  
  
Eric and Robin Leonard, Lake Willis, permit, SADF-19-10-015; District 1

3.     20-025           Shoreline Alteration/Dredge and Fill
- Linda McClung, Lake Gatlin, after-the-fact permit, SADF-19-11-018;  
          District 3
4.     20-031           Planning and Zoning Commission Rezoning Board-Called
- Khaled Hussein, Case # RZ-19-10-040, October 17, 2019; District 3
5.     20-032           Substantial Change
- James G. Willard, Shutts and Bowen, LLP, Hamlin West Planned  
          Development / Land Use Plan (PD / LUP) - Case # CDR-19-03-011,  
          amend plan; District 1
6.     20-033           Substantial Change
- James G. Willard, Shutts and Bowen, LLP, Hamlin Southwest Planned  
          Development / Land Use Plan (PD / LUP) - Case # CDR-19-03-110;  
          District 1
7.     20-039           Substantial Change
- Thomas Daly, Daly Design Group, Plunk Planned Development / Land Use  
          Plan (PD / LUP) - Case # CDR-19-10-343, amend plan; District 3
8.     20-035           Substantial Change
- Sam Sebaali, Florida Engineering Group, Inc., Coranado Townhomes  
          Planned Development / Land Use Plan (PD / LUP) - Case #  
          CDR-19-07-238, amend plan; District 5
9.     20-038           Rezoning
- Raymond Stangle, Jordan & Associates Consulting, Inc., Rouse Road  
          Villas PD, Case # LUP-18-01-037; District 5
10.    20-037           Rezoning
- Robert B. Paymayesh, P.E. Group LLC, Baldwin Park Plaza PD, Case #  
          LUP-19-03-090; District 5
11.    19-1615          Amending Orange County Code, adopting 2019-2 Session I Regular Cycle  
          Amendments to the 2010-2030 Comprehensive Plan (CP) and where  
          applicable concurrent rezoning request
- and

Adoption of Ordinance (Continued from November 12, 2019)

Regular Cycle Privately-Initiated Comprehensive Plan Map Amendment

Amendment 2019-2-A-4-3 (fka 2019-1-A-4-2)

Jim Hall, Hall Development Services, Inc., for SBEGC, LLC  
Parks and Recreation/Open Space (PR/OS) to Medium Density  
Residential (MDR); District 4

11. 19-1637

Rezoning LUP-18-12-413

PD (Planned Development District) (Stoneybrook PD) to PD (Planned  
Development District) (Alafaya Apartments PD)

11. 20-091

Regular Cycle State-Expedited Review Comprehensive Plan Amendments  
Ordinance

Amending Orange County Code, adopting 2019-2 Session I Regular Cycle  
Amendments to the 2010-2030 Comprehensive Plan (CP), adopting  
amendments pursuant to Section 163.3184(3), F.S.

12. 19-1642

Amending Orange County Code, adopting 2019-2 Small Scale  
Development Amendments to the 2010-2030 Comprehensive Plan (CP)  
and where applicable concurrent rezoning requests

and

Adoption of Ordinance (Continued from December 3, 2019)

Small-Scale Development Privately-Initiated Comprehensive Plan  
Amendment

Amendment 2019-2-S-2-2

Mario Golden for Deborah Postell

Medium Density Residential (MDR) to Medium-High Density Residential  
(MHDR); District 2

12. 19-1647

Small-Scale Development Privately-Initiated Comprehensive Plan  
Amendment

Amendment 2019-2-S-2-5

Tom Sullivan for ECP Grassmere, LLC

Rural Settlement 1/1 (RS 1/1) to Commercial (C) Rural Settlement (RS);  
District 2

12. 19-1659

Small-Scale Development Privately-Initiated Comprehensive Plan

## Amendment

Amendment 2019-2-S-5-1

Neel Shivcharran, Galleon Consulting Group, LLC for 5565 Old Cheney, LLC

Low-Medium Density Residential (LMDR) to Medium Density Residential (MDR) and Commercial (C); District 5

12. 19-1664 Small-Scale Development Privately-Initiated Comprehensive Plan Amendment

Amendment 2019-2-S-5-4

Tom Sullivan for Winter Park Prime Properties, LLC

Low-Medium Density Residential (LMDR) to Commercial (C); District 5

12. 19-1665 Rezoning RZ-19-10-041

R-1A (Single-Family Dwelling District) to C-1 (Retail Commercial District)

12. 20-092 Small Scale Development Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3187, F.S.

13. 19-1789 Transmittal of the 2019-2 Out-of-Cycle Regular Cycle Staff-Initiated Text Amendment to the 2010-2030 Comprehensive Plan (CP) (Comp Plan Clean-up Part 3 - Urban Design Element, Recreation Element, Open Space Element, and Conservation Element) (Continued from December 17, 2019)

Out of Cycle Regular Cycle Staff-Initiated Text Amendment (Comp Plan Clean-up to the Urban Design Element, Recreation Element, Open Space Element, and Conservation Element)

Amendment 2019-2-C-CP-3

Comprehensive Plan Administrative Clean-up to the Urban Design Element, Recreation Element, Open Space Element, and Conservation Element

14. 20-023 Ordinance

Amending Orange County Code, Chapter 38, Article VII, Division 4.5, related to Dynamic Art in the I-Drive District Overlay Zone

15. 20-024 Ordinance

Amending Orange County Code, Section 25-140, pertaining to Taxation in Orange County, Florida

√ 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.

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.