

Orange County Government

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



Clerk's Agenda and Records Report - Final

Tuesday, April 26, 2022

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order**Invocation - District 3****Pledge of Allegiance****Presentation**

Proclamation recognizing May 2 through May 6, 2022 as Juror Appreciation Week

Presentation

Proclamation recognizing April 27, 2022 as Denim Day

Presentation

Proclamation recognizing May 1 through May 7, 2022 as National Corrections Officers and Employees Week

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

1. 22-489 Confirmation of the Mayor's managerial appointment of Raul Pino as Director, of the Health Services Department.

B. COUNTY COMPTROLLER

1. 22-490 Approval of the minutes of the February 22 and March 22, 2022 meetings of the Board of County Commissioners. (Clerk's Office)
2. 22-491 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. 22-492 Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Remove stolen asset from inventory.
 - b. Dispose of assets totaled by our third party administrator for their salvage value.
 - c. Remove lost asset from inventory.

C. COUNTY ADMINISTRATOR

1. 22-493 Confirmation of the County Mayor's staff reappointments for the third quarter, April - June, FY 2021-2022. (Human Resources Division)

Eduardo Avellaneda, Division Manager, Roads and Drainage, Public Works
Lauraleigh Avery, Division Chief, Emergency Management, Fire Rescue
Yolanda Brown, Division Manager, Fiscal and Operational Support, Community and Family Services
Hector Clemente, Division Manager, Facility Operations, Convention Center
James Fitzgerald, Director, Fire Rescue
Mitchell Glasser, Division Manager, Housing and Community Development, Planning, Environmental, and Development Services
John Goodrich, Deputy Director, Health Services
David Gregory, Division Manager, Solid Waste, Utilities
Steve Harrison, Division Manager, Mosquito Control, Health Services
Reed Knowlton, Division Manager, Fiscal and Operational Support, Administrative Services
Anne Kulikowski, Director, Administrative Services
Kenneth Leeming, Division Manager, Highway Construction, Public Works
Carrie Mathes, Division Manager, Procurement, Administrative Services
Jennifer Moreau, Division Manager, Zoning, Planning, Environmental, and Development Services
Crystal Mudd, Division Manager, Capital Planning and Building Systems, Convention Center
Renzo Nastasi, Division Manager, Transportation Planning, Planning, Environmental, and Development Services
Kurt Petersen, Division Manager, Office of Management and Budget, Administration and Fiscal Services
Joel Prinsell, Deputy County Attorney, County Attorney's Office
Teresa Remudo, Deputy Director, Utilities
Anthony Rios, Division Chief, Planning and Technical Services, Fire Rescue
Pamela Schwarz, Division Manager, Regional History Center, Community and Family Services
Joshua Stephany, Medical Examiner, Health Services
Eduardo Torres, Director, Utilities
John Westmoreland, Division Chief, Logistics, Fire Rescue
Isiah White Jr., Division Manager, Guest and Facility Security, Convention Center
Lindy Wolfe, Division Manager, Utilities Engineering, Utilities
2. 22-494 Approval of budget transfer #22-0804. (Office of Management and Budget)

D. COUNTY ATTORNEY

1. 22-495 Approval and execution of Resolution of the Orange County Board of County Commissioners Regarding Settlement with TEVA Pharmaceutical Industries Ltd. And authorizing Orange County (herein referred to as this "Governmental Unit") to join with the State of Florida and other Local Governmental Units in the State-Wide Settlement with TEVA Pharmaceutical Industries Ltd. and delegation of authority to Orange County Administrator to execute the required documentation to enter into the settlement with TEVA Pharmaceutical Industries Ltd.
2. 22-496 Approval and execution of Resolution of the Orange County Board of County Commissioners Regarding Settlement with Allergan Finance, LLC And authorizing Orange County (herein referred to as this "Governmental Unit") to join with the State of Florida and other Local Governmental Units in the State-Wide Settlement with Allergan Finance, LLC and delegation of authority to Orange County Administrator to execute the required documentation to enter into the settlement with Allergan Finance, LLC.
3. 22-497 Approval and execution of Resolution of the Orange County Board of County Commissioners Regarding Settlement with CVS Health Corporation and CVS Pharmacy, Inc. And authorizing Orange County (herein referred to as this "Governmental Unit") to join with the State of Florida and other Local Governmental Units in the State-Wide Settlement with CVS Health Corporation and CVS Pharmacy, Inc. and delegation of authority to Orange County Administrator to execute the required documentation to enter into the settlement with CVS Health Corporation and CVS Pharmacy, Inc.

E. ADMINISTRATIVE SERVICES DEPARTMENT

1. 22-498 Approval to award Invitation for Bids Y22-128-TA, Term Contract for Cured In Place Gravity Main Lining, to the low responsive and responsible bidder, Miller Pipeline, LLC. The estimated contract award amount is \$792,222.50 for the base year. ([Utilities Department Field Services Division] Procurement Division)
2. 22-499 Approval to award Invitation for Bids Y22-755-RC, Orange County Fire Station #54 Metal Storage Building Replacement, to the low responsive and responsible bidder, APD Construction, LLC. The total contract award amount is \$433,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
3. 22-500 Approval to award Invitation for Bids Y22-764-FH, Dr. Phillips/Orange County Public Schools (OCPS) Future Middle School Joint Ballfield Park, to the low responsive and responsible bidder, Oelrich Construction, Inc.

The total contract award amount is \$7,498,687. ([Administrative Services Department Capital Projects Division] Procurement Division)

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4. 22-501 Approval to award Invitation for Bids Y22-765-FH, Installation of Emergency Generator Systems at Various Orange County Emergency Shelters, to the low responsive and responsible bidder, Carter Electric, Inc. The total contract award amount is \$1,647,540. ([Administrative Services Department Capital Projects Division] Procurement Division)
5. 22-502 Approval to award Invitation for Bids Y22-768-R2, L.B. McLeod Road Bridge Over Shingle Creek No. 755800 Slope Protection Deficiency Repairs Phase 1, to the sole responsive and responsible bidder, Proshot Concrete, Inc. The total contract award amount is \$294,350. ([Public Works Department Roads and Drainage Division] Procurement Division)
6. 22-503 Approval to award Invitation for Bids Y22-771-R2, Emergency South Water Reclamation Facility Southwest Aeration Basin Tank Coating and Aeration Grid, to the low responsive and responsible bidder, L7 Construction, Inc. The total contract award amount is \$3,017,000. ([Utilities Department Water Reclamation Division] Procurement Division)
7. 22-504 Approval of Amendment No. 9, Contract Y2-827, Richard Crotty Parkway (F.K.A. East West Road) Segment 1 from State Road 436 to West of Harrell Road, with Inwood Consulting Engineers, Inc., in the amount of \$757,456.35, for a revised contract amount of \$3,507,055.12. ([Public Works Department Engineering Division] Procurement Division)
8. 22-505 Approval of Amendment No. 5, Contract Y14-800, South Water Reclamation Facility Influent Pump Station Expansion and Upgrades, with CHA Consulting, Inc., in the amount of \$230,955.04, for a revised contract amount of \$2,988,036.04. ([Utilities Department Engineering Division] Procurement Division)
9. 22-506 Approval of Amendment No. 2, Contract Y21-135A, HVAC Installation and Repair Services Lot A: Facilities Management Division, with Climate Control Mechanical Services, in the amount of \$100,000, for a revised total contract amount of \$889,750. ([Administrative Services Department Facilities Management Division] Procurement Division)
10. 22-507 Approval of Purchase Order No. M107236, Ice Pigging Piping Maintenance, with American Pipeline Solutions, Inc., in the total amount of \$323,182. ([Utilities Department Field Services Division] Procurement Division)

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11. 22-508 Approval of Purchase Order No. M107263, MetaSys Building Automation System Upgrade, with Johnson Controls, Inc., in the total amount of \$153,425. ([Fire Rescue Department Infrastructure and Asset Management Division] Procurement Division)
 12. 22-509 Ratification of Emergency Purchase Order M107099, Purchase of Aeration Grid, with Xylem Water Solutions USA, Inc., in the not-to-exceed amount of \$335,000. ([Utilities Department Water Reclamation Division] Procurement Division)
 13. 22-510 Ratification of Contract, Y22-767-TA, Eastern Regional Water Supply Facility Laboratory Building Air Handlers and Chillers Emergency Replacement, with Advanced Roofing, Inc., in the total award amount of \$2,053,258.32. ([Utilities Department Engineering Division] Procurement Division)
 14. 22-511 Selection of Big City Catering, Inc. to provide Management and Operation of Cypress Grove and Guest House for Weddings, Corporate Events and Other Occasions, Requests for Proposals, Y22-153-AV. ([Community and Family Services Department Parks and Recreation Division] Procurement Division)
 15. 22-512 Approval and execution of First Amendment to Lease between Denholtz UCC LLC and Orange County, Florida and authorization for the Real Estate Management Division to exercise renewal options and furnish notices, required or allowed by the lease, as needed for Denholtz UCC LLC 7071-7085 University Boulevard, Winter Park, Florida. Lease File #8006. District 5. (Real Estate Management Division)
 16. 22-513 Approval and execution of Conservation and Access Easement by Laura L. Beytes and Christopher K. Beytes and Orange County and authorization for the Real Estate Management Division to disburse funds to pay recording fees and record instrument for Beytes - Single Family Residence (CAI-20-12-074). District 5. (Real Estate Management Division)
 17. 22-514 Approval and execution of Resolution and authorization for the Real Estate Management Division to initiate condemnation proceedings for East-West Road (SR 436 to Dean Rd) n/k/a Richard Crotty Parkway, Parcels 1003, 9003, 9003B, 9003C, 1140, 8140, 9140, 1142, 8142, and 9142. District 5. (Real Estate Management Division)
 18. 22-515 Approval of Special Warranty Deed by Watermark at Horizon West Homeowners' Association, Inc. to Orange County and authorization for the Real Estate Management Division to disburse funds to pay all recording fees and record instrument for Watermark (Phase 3 ROW Dedication / PSP-21-05-143 Village F Master PD / Parcel S-21. District 1. (Real Estate Management Division)

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19. 22-516 Approval and execution of Resolution and Subordinations of County Utility Interests and County Subordination Agreement by and between Orange County, Florida and the State of Florida Department of Transportation for FDOT - SR 400 (I-4) at Turkey Lake Road (Central Florida Parkway to Sand Lake Road) (F.P. # 242484 7), FDOT Parcels 102.2A, 104.5, 117.3B, 801.3, 803.2, 808.3, and 809.4. District 6. (Real Estate Management Division)
20. 22-517 Approval and execution of Resolution and approval of Quitclaim Deed by and between the State of Florida by and through the State of Florida Department of Transportation to Orange County for FDOT - SR 482, Pump Station 3142 at Sand Lake Road (from Turkey Lake Road to Presidents Drive) (F.P. # 407143-3), FDOT Parcels 108, 117, 118 PART, 119, 120, 121, and 122. District 6. (Real Estate Management Division)
21. 22-518 Approval and execution of Orlando Utilities Commission Utility Easement from Orange County to Orlando Utilities Commission and the City of Orlando and authorization to record instrument for Orange County Cultural Community Center WR#717401 - Water Easement. District 6. (Real Estate Management Division)
22. 22-519 Approval and execution of Developer's Agreement (Construction of a Semi-Private Boat Ramp Facility) by and between Orange County, Florida and Pulte Home Company, LLC and authorization to record instrument for Sunset Preserve Semi-Private Boat Ramp Permit No. BR-20-04-001. District 5. (Real Estate Management Division)
23. 22-520 Approval and execution of Donation Agreement between Foundation Academy of Winter Garden, Inc. and Orange County, and approval of Sidewalk and Drainage Easement between Foundation Academy of Winter Garden, Inc. and Orange County, and authorization to disburse funds to pay all recording fees and perform all actions necessary and incidental to closing for Tilden Road & Tiny Road Intersection Improvements Parcel 8002D. District 1. (Real Estate Management Division)
24. 22-521 Approval and execution of Resolution and authorization to initiate condemnation proceedings for University Boulevard and Dean Road Intersection Improvements Parcels 1013, 8013, and 7013. District 5. (Real Estate Management Division)

F. CONVENTION CENTER DEPARTMENT

1. 22-522 Approval of the Tourist Development Tax Sports Incentive Committee's recommendations for sports incentive funding pursuant to the terms and conditions of funding agreements between Visit Orlando and the following applicants and authorization for Visit Orlando to enter into such

agreements as follows: 1) \$1,200,000 to the Greater Orlando Sports Commission in three annual \$400,000 increments as bid fees for the 2022-2024 Amateur Athletic Union Junior National Volleyball Championships to be held at the Orange County Convention Center; 2) \$120,000 to the Greater Orlando Sports Commission in three annual \$40,000 increments as bid fees for the 2022-2024 AAU Track & Field Primary/Club National Championships to be held at Dr. Phillips High School; 3) \$90,000 to the Greater Orlando Sports Commission in three annual \$30,000 increments as bid fees for the 2022-2024 AAU Wrestling Scholastic Duals National Championships contingent upon the events being held at the Orange County Convention Center; and 4) payment of \$137,500 to Florida Citrus Sports as bid fees for the 2021 Florida Cup held at Camping World Stadium in lieu of the \$750,000 that was previously approved for the event. (Fiscal and Operational Support Division)

G. FIRE RESCUE DEPARTMENT

1. 22-523 Approval and execution of 2021 Memorandum of Agreement for participating Orlando/Orange Urban Area Security Initiative Agencies by and between the Orange County Sheriff's Office and the Orlando/Orange Urban Area Participants in the amount of \$3,610,000. There is no cost to the County. (Office of Emergency Management)

H. HEALTH SERVICES DEPARTMENT

1. 22-524 Approval and execution of Orange County Health Services Department Physician Employment Agreement by and between Orange County and Maurice Mascoe, M.D. for the position of Medical Director, Corrections Health Services, effective May 6, 2022.

I. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. 22-525 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. (Neighborhood Services Division)

LC 22-0164 LC 22-0169 LC 22-0154 LC 22-0123 LC 22-0146
LC 21-0652 LC 22-0148 LC 22-0157 LC 22-0129 LC 22-0147
LC 22-0163 LC 22-0149 LC 22-0158 LC 22-0143 LC 22-0151
LC 22-0166 LC 22-0159 LC 22-0177 LC 22-0145 LC 22-0152

2. 22-526 Approval to process a payment in the amount of \$15,000 to the Kissimmee/Osceola County Chamber of Commerce for 2022 activities for the Four Corners/One Vision Project. District 1. (Planning Division)

3. 22-527 Approval and execution of Proportionate Share Agreement for Avalon Groves PD Avalon Road by and between Prose Horizons West Venture, LP and Orange County for a proportionate share payment in the amount of \$687,193. District 4. (Roadway Agreement Committee)

J. PUBLIC WORKS DEPARTMENT

1. 22-528 Approval and execution of (1) Resolution of the Orange County Board of County Commissioners regarding the Local Agency Program Agreement with the State of Florida Department of Transportation for the Little Econ Trail Phase 3 Project from Baldwin Park Street to Richard Crotty Parkway and (2) State of Florida Department of Transportation Local Agency Program Agreement FPN: 444993-1-38-01. District 2. (Engineering Division)
2. 22-529 Approval of the City of Belle Isle's proposal to adopt Ordinance No. 22-05 imposing truck weight restrictions and reducing the speed limit on Judge Road and Daetwyler Drive. District 3. (Roads and Drainage Division)
3. 22-530 Approval of "No Parking" signs installation on Reams Road and Golden Creek Trail. District 1. (Traffic Engineering Division)
4. 22-531 Approval of "No Parking" signs installation on Watercrest Place. District 1. (Traffic Engineering Division)
5. 22-532 Approval to decrease the speed limit on South Rio Grande Avenue between Gore Street and Holden Avenue from 45 mph to 35 mph. District 6. (Traffic Engineering Division)
6. 22-533 Approval of "No Parking" signs installation on both sides of Azalea Cove Circle at its entrance and the interior curves of the circle. District 3. (Traffic Engineering Division)
7. 22-534 Approval of "No Parking" signs installation on Oglesby Avenue. District 5. (Traffic Engineering Division)
8. 22-535 Approval of a multi-way stop installation at Caneel Bay Boulevard and Stonewyck Street. District 4. (Traffic Engineering Division)

K. UTILITIES DEPARTMENT

1. 22-536 Approval and execution of Hold Harmless and Indemnification Agreement (Grand Cypress) by and Among LWP Cypress Hotel LLC, Grand Cypress Orlando LLC, and Orange County. District 1. (Engineering Division)

II. INFORMATIONAL ITEMS****A. COUNTY COMPTROLLER**

1. 22-537 Receipt of the following items to file for the record: (Clerk's Office)
 - a. Minutes of the February 21, 2022, Meeting in the Sunshine, Commissioners Emily Bonilla and Maribel Gomez Cordero met to discuss redistricting.
 - b. Minutes of the February 21, 2022, Meeting in the Sunshine, Commissioners Emily Bonilla and Nicole Wilson met to discuss redistricting.
 - c. Greater Orlando Aviation Authority Annual Comprehensive Financial Report for the years ended September 30, 2021 and 2020.
 - d. Florida Public Service Commission, Commission Conference Agenda for Tuesday, April 5, 2022 at 9:30 a.m. The location: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148.
 - e. City of Winter Garden, Florida Annual Comprehensive Financial Report for the year ended September 30, 2021
 - f. Financial Statements and Independent Auditor's Report, Community Redevelopment Agency Winter Garden, Florida September 30, 2021.
 - g. Orange County Convention Center, Orange County, Florida, Annual Financial Report for the years ended September 30, 2021 and 2020.
 - h. Orange County Solid Waste System, Orange County, Florida, Annual Financial Report for the years ended September 30, 2021 and 2020.
 - i. Orange County Water Utilities System, Orange County, Florida, Annual Finance Report for the years ended September 30, 2021 and 2020.
 - j. Town of Oakland Notice of Annexation Ordinance 2022-03: An Ordinance of the Town of Oakland, Florida, annexing by voluntary petition certain real property owned by Jefferson R. Voss, Jefferson Rich Voss Trust, and Voss Family Holdings, LLC bearing property tax parcel identification numbers 20-22-27-0000-00-005; 20-22-27-0000-00-004; 20-22-27-0000-00-009; 20-22-27-0000-00-036; 20-22-27-0000-00-021; 20-22-27-0000-00-078; 20-22-27-0000-00-003; and 20-22-27-0000-00-010, and located contiguous to the Town of Oakland in accordance with the voluntary annexation provisions of Section 171.044,

Florida Statutes, and other controlling laws; redefining the boundaries of the Town of Oakland to include said property; providing for findings; providing for conditions; directing the Town Clerk to record the Ordinance with the Clerk of the Circuit Court, with the Chief Administrative officer of Orange County and with the Department of State; providing for legal description and a map; repealing all Ordinances in conflict herewith; providing for severability; providing for non-codification and the taking of administrative actions and providing for an effective date.

k. Audit Report No. 494 - Audit of Procurement Card Usage - Orange County Parks and Recreation Division

III. DISCUSSION AGENDA

A. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. 22-538 Dock Construction Ordinance. (Environmental Protection Division)

IV. RECOMMENDATIONS

1. 22-539 April 7, 2022 Board of Zoning Adjustment Recommendations

V. PUBLIC HEARINGS

A. Petition to Vacate

1. 22-348 PTV-20-09-029

David Evans, on behalf of Grand Cypress Orlando, LLC, vacate a potable water utility easement; District 1
2. 22-349 PTV-21-09-050

Lourdes Cosme, vacate two utility easements; District 1

B. Board of Zoning Adjustment Board-Called

3. 22-286 Case # SE-22-02-141

Jose Ramirez for Massey Street Apartments, February 3, 2022; District 4
4. 22-391 Case # SE-21-09-069

Thomas Sullivan for Devereux School, March 3, 2022; District 2

C. Land Use Plan Amendment

5. 22-347 Case # LUPA-21-06-170
- Jennifer Stickler, Kimley-Horn and Associates, Inc., Granada PD; District 1

D. Rezoning

6. 22-392 Case # LUP-21-08-247
- Brent Lenzen, Kimley-Horn and Associates, Inc., Long Lake PD; District 5

E. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendment and Ordinance

7. 22-346 Adoption of Future Land Use Map Amendment, Ordinance and Concurrent Rezoning
- a. Amendment SS-22-02-006
- Imran Chaudhry
Commercial (C) to LMDR (Low-Medium Density Residential); District 5
- And
- b. Ordinance for Proposed Amendment
- And
- c. Rezoning RZ-22-02-007
- R-1A (Single-Family Dwelling District) to R-2 (Residential District); District 5
8. 22-390 Adoption of Future Land Use Map Amendment and Ordinance
- a. Amendment SS-22-01-103
- Jonathan Martin, Kimley-Horn and Associates, Inc.
Commercial (C) to Planned Development - High Density Residential - Student Housing (PD-HDR-Student Housing); District 5
- And
- b. Ordinance for Proposed Amendment

F. Ordinance

9. 22-473 Relating to taxation in Orange County, Florida; levying on all Taxable Transactions a One Percent (1%) Charter County and Regional Transportation System Sales Surtax ("Transportation Surtax") For a Period of 20 years, Calling a Referendum; Providing Ballot Language 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.