

# **Orange County Government**

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



**BAT**

**Tuesday, November 1, 2016**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

**Present:** 7 - Mayor Teresa Jacobs, Commissioner Bryan Nelson, Commissioner Jennifer Thompson, Commissioner Pete Clarke, Commissioner S. Scott Boyd, Commissioner Ted Edwards, and Commissioner Victoria P. Siplin

**Invocation****Pledge of Allegiance****Presentation**

Proclamation designating November 12, 2016 as Orange County Recycles Day

**Presentation**

Proclamation designating November 5 through November 12, 2016 as Week of the Family

**Public Comment****I. CONSENT AGENDA**

Approval of the Consent Agenda

**Approved as Amended**

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**A. COUNTY COMPTROLLER**

1. [16-191](#) Approval of the minutes of the September 13, 2016 meeting of the Board of County Commissioners. (Clerk's Office)

Approved

2. [16-192](#) 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)  
- October 14, 2016, to October 20, 2016; \$29,176,957.60

Approved

**B. COUNTY SHERIFF**

1. [16-193](#) Approval and execution of U.S. Department of Justice/Florida Department of Law Enforcement Agency Response to Pulse Nightclub Grant Number 2017-JAGE-ORAN-3-E8-004 in the amount of \$200,000 for the period of June 1, 2016 through December 31, 2016.

Approved

### C. COUNTY ADMINISTRATOR

3.     [16-196](#)     Approval and execution of Resolution 2016-B-16 for the issuance of Multi Family Housing Mortgage Revenue Bonds, to finance the acquisition and construction of Westwood Park Apartments, a proposed development in unincorporated Orange County, Florida, District 1, in an amount not to exceed \$17,750,000. (Housing and Finance Authority)

Approved

5.     [16-198](#)     Approval to disburse CRA funds totaling \$33,232,141 to Orange County's 15 Community Redevelopment Agencies. (Office of Management and Budget)

Approved

6.     [16-199](#)     Approval of budget amendments #17-02, #17-03, and #17-04. (Office of Management and Budget)

Approved

7.     [16-200](#)     Approval to pay quarterly assessments to the Florida Department of Financial Services for self-insurer assessments in an amount not to exceed \$450,000. These payments will satisfy the County's obligations to the State of Florida pursuant to Sections 440.49(9) and 440.51, Florida Statutes. (Risk Management Division)

Approved

### D. COUNTY ATTORNEY

1.     [16-201](#)     Approval and execution of Orange County, Florida and Florida Citrus Sports Events, Inc. Atlantic Coast Conference Championship Game Agreement.

Approved

### E. ADMINISTRATIVE SERVICES DEPARTMENT

1.     [16-202](#)     Approval to award Invitation for Bids Y16-1125-PD, Exterior Painting Services, to the low responsive and responsible bidders for a 1-year term.

Bidders	Estimated Amount	
Silva's Painting & General Services, LLC	Lot A	\$273,600
Lenard Bell Painting, Inc.	Lot B	\$340,825
Quick Painting Group Corporation	Lot C	\$299,825
([Administrative Services Department Facilities Management Division] Procurement Division)		

Approved

2.     [16-203](#)     Approval to award Invitation for Bids Y17-107-DG, Fire Protection Systems Testing, Inspection and Repairs, to the low responsive and responsible bidder, Space Coast Fire and Safety Inc. The estimated contract award amount is \$443,925 for the basic year. ([Administrative Services Department Facilities Management Division] Procurement Division)

Approved

3.     [16-204](#)     Approval to award Invitation for Bids Y17-109-PD, Pest Control Services, to the low responsive and responsible bidder, Florida Pest Control & Chemical Company. The estimated contract award amount is \$178,133 for a 1-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)

Approved

4.     [16-205](#)     Approval to award Invitation for Bids Y17-115-PD, Application of Posi-Shell for the Landfill, to the sole responsive and responsible bidder, Sterns, Conrad and Schmidt Consulting Engineers, Inc. dba SCS Field Services. The estimated contract award amount is \$918,000 for a 1-year term. ([Utilities Department Solid Waste Division] Procurement Division)

Approved

5.     [16-206](#)     Approval to award Invitation for Bids Y16-7001-PH, Little Egypt/Ring Road Sanitary Sewer Improvements, to the low responsive and responsible bidder, Uribe Site Development, Inc. The estimated contract award amount is \$318,396. ([Utilities Department Engineering Division] Procurement Division)

Approved

6.     [16-207](#)     Approval of Contract Y17-2040, Intergovernmental Transfer Program (IGT) with Orlando Health, Inc. and Adventist Health System, Inc. d/b/a Florida Hospital, in the estimated annual contract award amount of \$7,683,408 for a 1-year period. ([Fiscal and Operational Support Division] Procurement Division)

Approved

7.     [16-208](#)     Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County and authorization to record instrument for Lockhart ES OCU File No. 81667. District 2. (Real Estate Management Division)

Approved

8.     [16-209](#)     Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County and authorization to record instrument for Lake Whitney ES OCU File No. 79085. District 1. (Real Estate Management Division)

Approved

9. [16-210](#) Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County and authorization to record instrument for Little River ES OCU File No. 70646. District 3. (Real Estate Management Division)

Approved

10. [16-211](#) Approval and execution of Non-Exclusive Drainage Easement and Joint Utilization Agreement Modification between KB Home Orlando, LLC and Orange County and authorization to record instrument for Sawgrass Pointe Phase 2. District 4. (Real Estate Management Division)

Approved

11. [16-212](#) Approval of Warranty Deed from Mattamy Orlando LLC to Orange County, approval and execution of Subordination of Utility Interests between Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation and Orange County and authorization to perform all actions necessary and incidental to closing for Reams Road Property PD. District 1. (Real Estate Management Division)

Approved

12. [16-213](#) Approval of purchase price above appraised value, plus fees for seller's attorney, engineer, and appraiser, Purchase Agreement, Warranty Deed, Drainage, Slope and Fill Easement, Temporary Construction Easement between Perennial Apartments Orlando LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from KeyBank National Association, Subordination of Encumbrances to Property Rights to Orange County from Bright House Networks, LLC, doing business as Bright House Networks, through its Florida Division, f/k/a Time Warner Entertainment-Advance/Newhouse Partnership, d/b/a Time Warner Cable formerly known as American Television & Communications Corporation, formerly doing business as Orange/Seminole Cablevision and authorization to disburse funds to pay purchase price, fees and closing costs and perform all actions necessary and incidental to closing for Holden Avenue RCA (John Young Parkway to Orange Blossom Trail). District 6. (Real Estate Management Division)

Approved

13. [16-214](#) Approval of Donation Agreement and Temporary Drainage Easement between Abbas Sassanfar, Individually and as Trustee and Orange County and authorization to disburse funds to pay all recording fees and record instrument for Royal Estates Neighborhood PD/Lakeside Village SAP Reams Road. District 1. (Real Estate Management Division)

Approved

14. [16-215](#) Approval of Utility Easement between Lennar Homes, LLC and Orange County and authorization to record instrument for Storey Park Parcel M Permit: 15-U-101 OCU File # 82187. District 4. (Real Estate Management

Division)

Approved

15. [16-216](#) Approval of Utility Easement between Colonial Equity Partners, LLC and Orange County and authorization to record instrument for Verizon Heartland OCU Permit: B15902574 OCU File #: 82191. District 5. (Real Estate Management Division)

Approved

#### F. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [16-217](#) 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 16-0654	LC 16-0954	LC 16-0982	LC 16-0820	LC 16-0914
LC 16-1027	LC 16-0974	LC 16-0984	LC 16-0821	LC 16-0920
LC 16-0768	LC 16-0993	LC 16-1008	LC 16-0853	LC 16-0921
LC 16-0771	LC 16-0996	LC 16-1007	LC 16-0854	LC 16-0926
LC 16-0923	LC 16-0997	LC 16-1013	LC 16-0859	LC 16-0932
LC 16-0943	LC 16-1000	LC 16-1015	LC 16-0899	LC 16-0967
LC 16-0949	LC 16-0956	LC 16-0814	LC 16-0902	LC 16-0989
LC 16-0951	LC 16-1011	LC 16-0819	LC 16-0911	LC 16-0998

Approved

2. [16-218](#) Acceptance of Recommendation of the Environmental Protection Commission to uphold the Recommendation of the Environmental Protection Officer to approve the request for Variance to Section 15-343(a) (side setback) for the Paoli Dock Construction Permit BD-16-05-052. District 1. (Environmental Protection Division)

Approved

3. [16-219](#) Acceptance of Recommendation of the Environmental Protection Commission to uphold the Recommendation of the Environmental Protection Officer to approve the request for after the fact Waiver to Section 15-342(b) (Terminal Platform Size) with the condition that the applicant pay \$725 to the Conservation Trust Fund for the Fender Dock Construction Permit BD-14-01-001. District 3 (Environmental Protection Division)

Approved

#### G. FAMILY SERVICES DEPARTMENT

1. [16-220](#) Approval and execution of Federal Fiscal Year (FFY) 2017 Florida Community Services Block Grant (CSBG) Bridge Funding Subgrant Agreement Agreement Number: 17SB-0D-12-00-01-019/E1887 between

the Florida Department of Economic Opportunity and Orange County in the amount of \$142,859 for Community Services Block Grant (CSBG) funding and authorization for the County Mayor or designee to approve any increases, decreases, or amendments to this contract. The term of this Agreement is from October 1, 2016 through September 30, 2017.  
(Community Action Division)

Approved

2. [16-221](#) Approval of the October 2016 Business Assistance for Neighborhood Corridors Program Grants for Destinations Travel Service, Inc. (\$3,300), Men Working, Inc. (\$5,000), and Silver Star Center, LLC (\$5,000). Districts 3, 4, and 6. (Neighborhood Preservation and Revitalization Division)

Approved

#### **H. HEALTH SERVICES DEPARTMENT**

1. [16-222](#) Approval and execution of the Certificate of Public Convenience and Necessity for LifeFleet Southeast Inc. d/b/a American Medical Response (AMR) to provide Advanced Life Support and Basic Life Support Transport Services. The term of this certificate is from November 1, 2016 through November 1, 2018. There is no cost to the County. (EMS Office of the Medical Director)

Approved

#### **I. PUBLIC WORKS DEPARTMENT**

1. [16-223](#) Approval and execution of Temporary License Agreement for Construction Access by and between Orange County and The Middlesex Corporation in conjunction with SunRail Phase 2 project. District 4

Approved

#### **J. UTILITIES DEPARTMENT**

1. [16-224](#) Approval of Hold Harmless and Indemnification Agreement Parcel ID: 09-24-29-3051-04-000 by and between NADG (Grande Lakes) LP and Orange County. District 4. (Engineering Division)

Approved

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

#### **A. COUNTY COMPTROLLER**

1. [16-225](#) Receipt of the following items to file for the record: (Clerk's Office)
- a. Greater Orlando Aviation Authority Orlando International Airport and Greater Orlando Aviation Authority Orlando Executive Airport, Fiscal Budget for Fiscal Year 2016-2017.

b. City of Orlando Voluntary Annexation Request - Narcoossee Cove I & II - ANX2015-00028. Notice of Proposed Enactment. Proposed Ordinance 2016-34, entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the City certain land generally located east of Narcoossee Road, south of Kirby Smith Road and west of Lake Whippoorwill and comprised of 48.78 acres of land, more or less; amending the City's adopted Growth Management Plan to designate the property as Urban Village in part, and Conservation in part, on the City's Official Future Land Use Maps; establishing a new Subarea Policy for the same property to provide a maximum Development Program, required land development regulations, and inclusion in the Southeast Orlando Sector Plan; providing for amendment of the City's Official Future Land Use Maps; providing for a Lot Split Application; providing for consent to the municipal services taxing unit for Lake Whippoorwill; providing for severability, correction of scrivener's errors, and an effective date. A public hearing on this Ordinance will be held during Council's regular meeting beginning at 2:00 p.m., in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

c. Orange County, Florida Declaration of State of Local Emergency Executive Order No. 16-02; Orange County, Florida Emergency Executive Order No. 16-03; concerning curfew; Orange County, Florida Emergency Executive Order No. 16-04; concerning curfew; Orange County, Florida Emergency Executive Order No. 16-05; concerning termination of curfew.

d. City of Orlando Ordinance with Exhibit A (Legal Descriptions), Exhibit B (Annexation Maps), and Exhibits C & D (Future Land Use Maps and Zoning Maps), Fiscal Impact Statements and Orlando Sentinel Notices of Proposed Enactment for Ordinance No. 2016-63 entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the City certain land generally located north of E. Michigan Street, east of S. Brown Street, south of E. Crystal Lake Avenue, addressed as 1401 E. Michigan Street., and comprised of 0.697 acres of land, more or less; amending the City's adopted Growth Management Plan to designate the property as residential low intensity, in part, and mixed use corridor medium intensity village, in part, on the City's Official Future Land Use Maps; designating the property as the R-2A family district along with the traditional city overlay, in part and the MU-1 Medium Intensity mixed use corridor district along with the traditional city overlay district, in part, 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.

Received and Filed

### III. DISCUSSION AGENDA



**A. COMMISSIONER'S REPORT**

1. [16-226](#) Commissioner Edwards would like to discuss Regulation of Private Water Utilities and negotiating the purchase of the Wedgefield utility system from Pluris.

No Action

**B. COUNTY ADMINISTRATOR**

1. [16-227](#) Visit Orlando Bi-Annual Update.

No Action

**C. ADMINISTRATIVE SERVICES DEPARTMENT**

1. [16-228](#) Selection of one firm and a ranked alternate to provide Professional Services for the Orange County Convention Center Arc Flash Analysis & Development of Electrical Safety Program Per (NFPA 70E) National Fire Protection Association, Request for Proposals Y16-812-MM, from the following two firms listed alphabetically:

- RTM Engineering Consultants, LLC (Selected Firm)
- SGM Engineering, Inc. (Appointed Alternate)

([Convention Center Capital Planning and Building Systems Division]  
Procurement Division)

Approved

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

2. [16-229](#) Selection of one firm and an alternate to provide Professional Transportation Planning and Engineering Services for Reams Road Roadway Conceptual Analysis Study, Request for Proposals Y16-816-CH, from the following two firms, listed alphabetically:

- Inwood Consulting Engineers, Inc. (Selected Firm)
- Parsons Brinckeroff, Inc. (Appointed Alternate)

([Community, Environmental and Development Services Department  
Transportation Planning Division] Procurement Division)

Approved

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

3. [16-230](#) Selection of one firm and an alternate to provide Continuing Professional Consulting Services for Construction Engineering and Inspection (CEI) Services for Construction Projects with Local Agency Program (LAP) Funding, Request for Proposals Y16-906-CH, from the following two firms,

listed alphabetically:

- AECOM Technical Services, Inc. (Appointed Alternate)
- CDM Smith, Inc. (Selected Firm)
- ([Public Works Department Highway Construction Division]  
Procurement Division)

**Approved**

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

#### **D. COUNTY MAYOR**

1. [16-231](#) Open discussion on issues of interest to the Board.

**No Action**

### **IV. WORK SESSION AGENDA**

#### **A. FAMILY SERVICES DEPARTMENT**

1. [16-232](#) Approval to fund the pilot Residential Human Trafficking Program. The estimated budget for the program is \$850,000. (Youth and Family Services Division)

**Approved**

**Aye:** 6 - Mayor Jacobs, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**Absent:** 1 - Commissioner Nelson

### **V. RECOMMENDATIONS**

1. [16-233](#) October 6, 2016 Board of Zoning Adjustment Recommendations

**Approved as Amended**

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

### **VI. PUBLIC HEARINGS**

1. [16-072](#) Petition to Vacate

Dayalal G. Bharadva, Petition to Vacate # 15-04-011, vacate an opened and improved right-of-way; District 1

**Continued**

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**2.     [16-073](#)         Petition to Vacate**

Robert Meeks, on behalf of Meeks Investments, LLC & Meeks Forestras One, LLC, Petition to Vacate # 16-02-004, vacate a portion of unopened and unimproved right-of-way; District 3

**Approved**

**Aye:**     7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**3.     [16-074](#)         Petition to Vacate**

Page P. Pierce, on behalf of Golden Oak Development, LLC, Petition to Vacate # 16-02-006, vacate a portion of right-of-way easement; District 1

**Approved**

**Aye:**     7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**4.     [16-075](#)         Shoreline Alteration/Dredge and Fill**

Robert Davis, Lake Crescent Canal, permit, District 1

**Approved**

**Aye:**     6 - Mayor Jacobs, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**Absent:** 1 - Commissioner Nelson

**5.     [16-076](#)         Rezoning**

Richie Webster, Pro-Tec Construction, Storage Units, LLC PD/LUP, Case # LUP-16-03-087; District 2

**Approved**

**Aye:**     7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**6.     [16-080](#)         Ordinance**

Amending Orange County Code, Article V, Chapter 2, to add Section 2-176, pertaining to Orange County's Research and Development Authority

**Adopted**

**Aye:**     7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**8.     [16-081](#)         Ordinance**

Granting an Economic Development Exemption from Certain Ad Valorem

Taxation for the International Association of Amusement Parks and Attractions, a New Business

Adopted

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**I. CONSENT AGENDA ITEM DEFERRED**

**C. COUNTY ADMINISTRATOR**

4. [16-197](#) Approval and execution of Resolution 2016-M-54 of the Orange County Board of County Commissioners regarding International Association of Amusement Parks and Attractions Qualified Target Industry Tax Refund. (Office of Economic, Trade and Tourism Development)

Approved

**VI. PUBLIC HEARING**

7. [16-079](#) Ordinance

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

Adopted

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

**I. CONSENT AGENDA ITEMS DEFERRED**

**C. COUNTY ADMINISTRATOR**

1. [16-194](#) Approval and execution of Second Amended and Restated Orlando/Orange County Interlocal Agreement, which incorporates all amendments to date, together with any conforming changes which may be necessary as a result of such amendment and restatement.

Approved

2. [16-195](#) Approval and execution of Resolution 2016-B-15 of the Orange County Board of County Commissioners regarding the issuance of Tourist Development Tax Revenue Bonds, Series 2016A and Tourist Development Tax Refunding Revenue Bonds, Series 2016B. (Fiscal and Business Services Division)

Approved

**VI. PUBLIC HEARING**

**9.     [16-082](#)         Ordinance**

Amending Orange County Code, Article IV, Chapter 32, Sections 32-153, 32-155, 32-160 & 32-178, pertaining to Bear Management

**Adopted**

**Aye:**     7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards, and Commissioner Siplin

√ **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.