

BCC Mtg. Date: Aug. 02, 2016

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS' MEETING

Date: Tuesday, June 14, 2016
Location: Commission Chambers, Orange County Administration Center,
First Floor, 201 S. Rosalind Avenue, Orlando, Florida
Members Present: County Mayor Teresa Jacobs; Commissioners S. Scott Boyd,
Bryan Nelson, Pete Clarke, Jennifer Thompson, Ted Edwards,
Victoria P. Siplin
Others Present: County Administrator Ajit Lalchandani, County Attorney Jeffrey J.
Newton, Deputy County Attorney Joel Prinsell, Senior Minutes
Coordinator Craig Stopyra, Minutes Coordinator Lakela Christian

- CALL TO ORDER, 2:04 p.m.
- INVOCATION – Pastor Coleman Pratt, Grace Journey Community Church
- PLEDGE OF ALLEGIANCE

- MOMENT TO REFLECT

County Mayor Jacobs spoke on behalf of the Board of County Commissioners and Orange County staff giving condolences to the families of the 49 victims who lost their life, the victims in critical condition, the victims who are recovering, and for anyone who is affected by the Orlando Pulse Nightclub tragedy. County Mayor Jacobs also expressed sincere appreciation to the heroic individuals involved in the tragedy. Members from the community attended and spoke during the meeting in support of the victims.

- PUBLIC COMMENT

No one addressed the Board for public comment.

- COUNTY CONSENT AGENDA

Motion/Second: Commissioners Thompson/Clarke

AYE (voice vote): All members

Action: The Mayor

- Deferred action on Community, Environmental and Development Services Department Item 3 for consideration with public hearing for Adam Smith, Zanzibar Property Planned Development / Zanzibar Property Phase 1 Preliminary Subdivision Plan, Case # PSP-15-07-200
- Deferred action on Community, Environmental and Development Services Department Items 4 and 10 for consideration with public hearing for Dwight Saathoff, The Grow Planned Development Rezoning, Case # LUP-16-01-002

and further, the Board approved the balance of the County Consent Agenda items as follows:

County Mayor

1. Confirmation of managerial appointments: Anne Kulikowski as Director, Administrative Services Department; Carrie Woodell as Manager of the Procurement Division, Administrative Services Department; and Reed Knowlton as the Manager of Fiscal and Operational Support, Administrative Services Department.
2. Confirmation of Dr. Joshua Stephany as Orange County Chief Medical Examiner and Division Manager of the Medical Examiner's Office, Orange County Health Services Department for a three year term.

County Comptroller

1. Approval of the minutes of the April 26, 2016, meeting of the Board of County Commissioners. (Clerk's Office)
2. Approval of the check register authorizing the most recently disbursed County funds, having been certified that same had not been drawn on overexpended accounts. Periods are as follows:
 - May 20, 2016, to May 26, 2016; total of \$31,623,069.77
 - May 27, 2016, to June 2, 2016; total of \$35,197,706.21
 - June 3, 2016, to June 9, 2016; total of \$41,861,286.22.

(Finance/Accounting)

3. Disposition of Tangible Personal Property (Property Accounting)

Approval is requested of the following:

- a. Sell assets through the public auction.
- b. Offer to non-profit organizations.
- c. Scrap remaining assets.

County Administrator

1. Appointment of Commissioner Sarah C. Sprinkel to the Community Action Board in the municipal elected official category with a term expiring December 31, 2017. (Agenda Development Office)

2. Confirmation of the appointment of Stephen Delucca and Jaime Halscott to the Orange County Citizen Corps Council as Mayor's representatives with terms expiring December 31, 2016. (Agenda Development Office)
3. Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments: (Agenda Development Office)
 - A. Affordable Housing Advisory Board: Appointment of Marcelino Rivera to succeed Bonnie Y. Morales in the essential services personnel representative category with a term expiring June 30, 2017.
 - B. Animal Services Classification Committee: Appointment of Deputy Sheriff Matthew Bishop to succeed Deputy Sheriff Gustavo Marinoni in the K-9 handler representative category with a term expiring December 31, 2017.
 - C. Disability Advisory Board: Appointment of Catherine E. McCarthy to succeed Nancy B. Morales-Benitez and Brian K. Michaels to succeed Janera Echevarria in the at large representative category with terms expiring June 30, 2017.
 - D. Parks and Recreation Advisory Board: Reappointment of Alan Morrison in the District 4 representative category and the appointment of Alice Y. Nolan to succeed Bruce E. Elliott in the District 2 representative category with terms expiring June 30, 2017.
4. Approval and execution of Resolution 2016-M-20 of Orange County, Florida declaring the County's official intent to reimburse itself from the proceeds of tax-exempt or other tax-advantaged obligations for certain capital expenditures to be made by the County with respect to the financing of certain additions, extensions, improvements and betterments to be made at the Convention Center; authorizing certain incidental actions; and providing for an effective date. (Fiscal and Business Services Division)
5. Approval of budget amendments #16-39, #16-40 and #16-41. (Office of Management and Budget)

Administrative Services Department

1. Approval to award Invitation for Bids Y16-185-EB, Maintenance of Stormwater Ponds, to the low responsive and responsible bidder, Frank Gay Plumbing, Inc. in the estimated annual contract award amount of \$361,145. Further, authorized the Procurement Division to exercise contract option years one and two. ([Administrative Services Department Facilities Management Division] Procurement Division)

2. Approval to award Invitation for Bids Y16-1011-DG, Weatherization Program, to the two low responsive and responsible bidders, Cook Creations, Inc. and Richards Bros Construction, Inc. for 1-year term contracts for the overall total contract award amount of \$637,223. Further, authorized the Procurement Division to renew the contracts for two additional twelve-month periods. ([Family Services Department Community Action Division] Procurement Division)
3. Approval to award Invitation for Bids Y16-1012-RM, Storm Sewer Pipe Installation and Repair, to the low responsive and responsible bidder, Stage Door II, Inc. in the estimated annual contract award amount of \$2,973,320. Further, authorized the Procurement Division to exercise contract option years one and two. ([Public Works Department Roads and Drainage Division] Procurement Division)
4. Approval to award Invitation for Bids Y16-1022-JS, Electrical Switch Gear Preventive Maintenance, Testing and Repair, to the low responsive and responsible bidder, Greater Florida Electrical Contractors, Inc., in the estimated contract award amount of \$156,210 for a 1-year term contract. Further, authorized the Procurement Division to exercise option years one and two. ([Administrative Services Department Facilities Management Division] Procurement Division)
5. Approval to award Invitation for Bids Y16-1034-DG, Moving Services of Furniture, Equipment and Furnishings, to the low responsive and responsible bidder, Commercial Works, Inc., in the estimated contract award amount of \$155,000 for a 1-year term. Further, authorized the Procurement Division to renew for two additional 1-year periods. ([Administrative Services Department Facilities Management Division] Procurement Division)
6. Approval to award Invitation for Bids Y16-1058-JS, Survey and Inspection of Backflow Prevention Assemblies - Supplemental, to the low responsive and responsible bidder, Howz It Flowin, Inc., in the estimated contract award amount of \$257,500 for a 1-year term contract. Further, authorized the Procurement Division to renew the contract for two additional 1-year terms. ([Utilities Department Water Division] Procurement Division)
7. Approval to award Invitation for Bids Y16-1062-PD, Athletic Field Sod and Installation, to the low responsive and responsible bidder, Lake Jem Farms, Inc., in the estimated contract award amount of \$954,750 for a 1-year term. Further, authorized the Procurement Division to renew the contract for 4 additional 1-year terms. ([Community, Environmental and Development Services Department Parks and Recreation Division] Procurement Division)
8. Approval to award Invitation for Bids Y16-742-PH, North Pine Hills Drive Force Main Reroute Project to the low responsive and responsible bidder, PWC Joint Venture, LLC, for the estimated contract award amount of \$1,844,244.20. ([Utilities Department Engineering Division] Procurement Division)

9. Approval to award Invitation for Bids Y16-754-RM, Orange County Corrections Building E 5th & 6th Floor Cell Door/Lock Replacement, to the low responsive and responsible bidder, Café Construction & Development, Inc. in the total contract award amount of \$519,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
10. Approval to award Invitation for Bids Y16-760-EB, Taft Highway Maintenance Facility Perimeter Fence, to the low responsive and responsible bidder, All-Rite Fence Services, Inc., in the total contract award amount of \$109,385. ([Administrative Services Department Facilities Management Division] Procurement Division)
11. Approval to award Invitation for Bids Y16-761-EB, Bithlo Highway Maintenance Facility Perimeter Fence, to the low responsive and responsible bidder, All-Rite Fence Services, Inc., in the total contract award amount of \$126,335. ([Administrative Services Department Facilities Management Division] Procurement Division)
12. Approval of Purchase Order M78283, Renewal of Software Support and Annual Maintenance for the Fire Rescue 911 Dispatch System and Records Management System, with Tiburon, Inc. in the amount of \$170,815. ([Office of Accountability Information Systems and Services Division] Procurement Division)
13. Approval of Purchase Order M97564, Purchase of Carpet for OCCC West Concourse and Bridge Flooring Replacement from Tai Ping Carpets America, Inc. in the total amount of \$2,132,546.36. ([Convention Center Capital Planning Division] Procurement Division)
14. Approval of Purchase Order M97565, Purchase of Tile for the Orange County Convention Center West Concourse and Bridge Flooring Replacement from Ceramic Technics, LTD. in the total amount of \$253,288.08 ([Convention Center Capital Planning Division] Procurement Division)
15. Approval of Contract Y16-1093-DG, Funding for the Affordable Care Act (ACA) Premiums, Co-Pays and Deductibles, with Heart of Florida United Way, in the contract award amount of \$550,000 for the period of June 15, 2016 through February 28, 2017. Funding for this contract is provided via a federal grant from the U.S. Health Resources and Services Administrator (HRSA). Further, authorized the Comptroller to issue advance payment in the amount of \$82,000. ([Health Services Department] Procurement Division)
16. Approval to award Contract Y16-779-MM, Orange County Convention Center West Building Hall D (Phase IIA) Fire Alarm System Replacement and Destination Parkway Parking Garage Fire Alarm System Upgrades, to Simplex Grinnell LP, in the total contract award amount of \$875,782.62. ([Convention Center] Procurement Division)

17. Ratification of Contract Y16-767-MM, Orange County Convention Center North/South Building Digital Advertising Projector Housing Repairs, to the low responsive and responsible bidder, Pillar Construction Group, LLC, in the total contract award amount of \$147,000. ([Convention Center Capital Planning Division] Procurement Division)
18. Approval of Ingress-Egress Easement between Valencia Water Control District formerly known as Valencia Drainage District and Orange County and authorization to disburse funds to pay all recording fees and record instrument for Sea World Water Meter Easement. District 1. (Real Estate Management Division)
19. Approval of Transit Easement and Landscape, Pedestrian, Sidewalk, Drainage, and Utility Easement between Orchid Bay Development, LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from Wells Fargo Bank, National Association, Subordination of Encumbrances to Property Rights to Orange County from Sunshine Restaurant Merger Sub, LLC and authorization to record instruments for I-Drive Transit Easement (Orchid Bay). District 1. (Real Estate Management Division)
20. Approval of Transit Easement between Boca Development, LLC, Sarai Lake Buena Vista LLC and Orange County with Joinder and Consent of Association to Transit Easement from Midtown Master Owners' Association, Inc., f/k/a Marbella Master Owners' Association, Inc., Landscape, Pedestrian, Sidewalk, Drainage, and Utility Easement between Boca Development, LLC, Sarai Lake Buena Vista LLC and Orange County with Joinder and Consent of Association to Landscape, Pedestrian, Sidewalk, Drainage, and Utility Easement from Midtown Master Owners' Association, Inc., f/k/a Marbella Master Owners' Association, Inc. and authorization to record instruments for I-Drive Transit Easement (Ruby Lake – Holiday Inn). District 1. (Real Estate Management Division)
21. Approval of Utility Easement between Orlando Equity Partners, LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from CB & T, a Division of Synovus Bank and authorization to record instruments for Universal Blvd PD Lot 5 Infrastructure (Top Golf). District 6. (Real Estate Management Division)
22. Approval of Utility Easement Between MLD 4, LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from Aileron Investment Management, LLC, Subordination of Encumbrances to Property Rights to Orange County from American Lending Center Florida, LLC f/k/a US Employment Development Lending Center, LLC and authorization to record instruments for Staybridge Suites Sea Harbor OCU Permit: B14903783 OCU File #: 81166. District 1. (Real Estate Management Division)

23. Approval of Reclaimed Water Easement between the Dr. P. Phillips Foundation and Orange County and authorization to record instrument for Dr. Phillips YMCA Renovation OCU Permit: B14900085 OCU File#: 76225. District 1. (Real Estate Management Division)

Community, Environmental And Development Services Department

1. 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, 5, and 6. (Code Enforcement Division)

LC 16-0443	LC 16-0404	LC 16-0410	LC 16-0368	LC 16-0452
LC 16-0493	LC 16-0438	LC 16-0419	LC 16-0372	LC 16-0453
LC 16-0137	LC 16-0444	LC 16-0225	LC 16-0373	LC 16-0455
LC 16-0138	LC 16-0445	LC 16-0310	LC 16-0374	LC 16-0456
LC 16-0166	LC 16-0479	LC 16-0329	LC 16-0376	LC 16-0457
LC 16-0266	LC 16-0391	LC 16-0331	LC 16-0377	LC 16-0458
LC 16-0267	LC 16-0393	LC 16-0332	LC 16-0380	LC 16-0459
LC 16-0315	LC 16-0394	LC 16-0333	LC 16-0397	LC 16-0460
LC 16-0369	LC 16-0432	LC 16-0342	LC 16-0407	LC 16-0461
LC 16-0383	LC 16-0294	LC 16-0355	LC 16-0413	LC 16-0463
LC 16-0388	LC 16-0316	LC 16-0358	LC 16-0437	LC 16-0467
LC 16-0389	LC 16-0396	LC 16-0367	LC 16-0451	LC 16-0469

2. Approval and execution of Resolution of the Orange County Board of County Commissioners regarding Claim of Special Assessment Lien Pursuant to Section 9-278 of the Orange County Code, Property Maintenance, and approval to file Claim of Special Assessment Liens by Resolution for unsafe structures demolished by Orange County. Districts 2 and 6. (Code Enforcement Division)

<u>Case No.</u>	<u>Dist. #</u>	<u>Property Owner</u>	<u>Amount*</u>
A 15-0137	2	DEUTSCHE BANK NATIONAL TRUST CO TR	\$ 13,264.10
A 15-0506	6	TYMBER SKAN ON THE LAKE OWNERS ASSOCIATION SECTION ONE	\$ 13,965.55
A 15-0022	6	ARMSTRONG MATTHEW C	\$ 16,364.56
A 15-0119	6	NED LOONEY LAND TRUST	\$ 7,421.98
A 15-0124	6	GONZALEZ VICTOR H; GONZALEZ ALEJANDRA E	\$ 5,736.29
A 15-0434	6	RADICE EUGENE	\$ 13,586.54
A 15-0435	6	RADICE EUGENE; JANIS MICHAEL	\$ 13,586.55
A 15-0436	6	RADICE EUGENE	\$ 13,809.37
A 15-0437	6	COOPER MARGARET A	\$ 13,918.36

3. Approval and execution of First Amendment to Adequate Public Facilities Agreement for Zanzibar PD by and between Zanzibar Properties, LLC, and Orange County for Phase 1 Preliminary Subdivision Plan. District 1. (Development Review Committee)

(This item was deferred.)

4. Approval and execution of Adequate Public Facilities Agreement for The Grow PD (A/K/A) Lake Pickett South) by and among Banksville of Florida, Inc., Nivesa of Florida, Inc., New Ideas Incorporated, Margot H. Lopez; and Orange County. District 5. (Development Review Committee)

(This item was deferred.)

5. Approval and execution of Contract between the State of Florida Department of Environmental Protection Petroleum Restoration Program (PRP) and Orange County, Florida, DEP Contract No. GC895. All Districts. (Environmental Protection Division)
6. Approval and execution of State Financial Assistance Agreement DEP Agreement No. LP6745 Orange County Amendment No. 9 between the Florida Department of Environmental Protection and Orange County for the Little Wekiva River Water Quality Improvement Initiative to reallocate the project budget, revise the scope of work and revise several provisions related to FDEP contract language. District 2. (Environmental Protection Division)
7. Approval and execution of First Amendment to the Agreement between the St. Johns River Water Management District and Orange County for Lake Killarney Sediment Inactivation by and between the Governing Board of the St. Johns River Water Management District and Orange County, Florida, Contract #28089 Amendment #1 to extend the Agreement and project completion date to March 31, 2017. District 5. (Environmental Protection Division)
8. Approval and execution of Amendment No. 2 to Agreement No. 4600003023 between the South Florida Water Management District and Orange County for the Lake Down Sub-Basin 9 Baffle Box to modify the Statement of Work and extend the period of performance. District 1. (Environmental Protection Division)
9. Acceptance of Recommendation of the Environmental Protection Commission to approve the request for waiver to Section 15-342(b) (terminal platform size) for the Grande Palisades Property Holdings LLC, Semi-Private Dock Construction Permit BD-16-03-027, with the payment of \$620 to the Conservation Trust Fund within 60 days of the BCC decision date. District 1. (Environmental Protection Division)

10. Approval and execution of Road Network and Mitigation Agreement by and among American Land Investments of Orange County, LLC; Banksville of Florida, Inc.; Nivesa of Florida, Inc.; New Ideas, Incorporated; Margot H. Lopez, as Successor Trustee of the Chris-Anna Irrevocable Trust under Trust Agreement dated September 1, 1982, and Orange County to fund transportation improvements and provide for a road network to mitigate the traffic impacts for The Grow Development. District 5. (Roadway Agreement Committee)

(This item was deferred.)

11. Approval and execution of Proportionate Share Agreement for Reams Development, LLC Reams Road: From Center Drive (F/K/A Cast Drive) to Taborfield Avenue by and between Reams Development, LLC and Orange County for a proportionate share payment in the amount of \$63,618. District 1. (Roadway Agreement Committee)

Family Services Department

1. Approval and execution of Orange County Head Start Program Application for Federal Assistance related to Cost-of-Living Adjustment (1.8%) FY2016; Certification of Filing and Payment of Federal Taxes; and Employee Compensation Cap Compliance Assurance between Orange County and Department of Health and Human Services Administration for Children and Families, Office of Head Start in the estimated amount of \$222,992 to offset higher operational costs for the Head Start Program. (Head Start Division)
2. Receipt and filing of Head Start Policy Council Program Information and Updates May 2016 and Head Start Policy Council Meeting Minutes April 21, 2016 for the official county record. (Head Start Division)
3. Approval of the June 2016 Neighborhood Pride Capital Improvement Grants as recommended by the Neighborhood Grants Advisory Board for Piedmont Park HOA (\$10,000) and Sky Lake South HOA (\$10,000). Districts 2 and 4. (Neighborhood Preservation and Revitalization Division)
4. Approval of June 2016 Neighborhood Pride Landscaping Grant as recommended by the Neighborhood Grants Advisory Board for Conway Lakes Estates HOA (\$2,500). District 3. (Neighborhood Preservation and Revitalization Division)

5. Approval and execution of Contract #10346 Contract between State of Florida, Department of Juvenile Justice and Orange County Board of County Commissioners D/B/A Orange County, Florida; to provide specialized community supervision for moderate to high risk youth in Circuit 9 in the amount of \$3,395,720.90 for the period of July 1, 2016 through June 30, 2021 and authorization for the County Mayor or designee to approve any increases, decreases, renewals, or amendments to this contract. All Districts. (Youth and Family Services Division)
6. Approval and execution of Standard Contract CBCCF Contract# OROS016-1617, between Community Based Care of Central Florida, Inc. and Orange County, Florida; State and Federal Single Audit Act Certification of Exemption; Debarment, Suspension, Ineligibility and Voluntary Exclusion Contracts/Subcontracts; Certification Regarding Lobbying Certification for Contracts, Grants, Loans and Cooperative Agreements; Affidavit; and Certification of Adequate Insurance Coverage for Family Preservation and Stabilization Program in the amount of \$458,141.04 for the period of July 1, 2016 through June 30, 2017; and authorization for the County Mayor or designee to approve any increases, decreases or amendments to this contract. All Districts. (Youth and Family Services Division)

Health Services Department

1. Approval to pay Orange County's Medicaid share of cost in accordance with Florida Statute 409.915 for state fiscal year 2016-17 in the amount of \$19,457,701.42. (Health Services Department)
2. Approval and execution of the renewal Paratransit Services License for Advance Care Transportation to provide wheelchair/stretchers service. The term of this License is from June 30, 2016 through June 30, 2018. There is no cost to the County. (EMS Office of the Medical Director)

Public Works Department

1. Approval and execution of Agreement for Traffic Law Enforcement on Private Roads located in the gated community of Estates at Sweetwater Golf and Country Club by and between Orange County, Florida and Ashton Orlando Residential, L.L.C. District 2.
2. Approval of Traffic Control Devices and "No Parking" sign installations in AIPO S Orange Property Phase 2 (aka Woodland Park Phase 2). District 4. (Traffic Engineering Division)
3. Approval of Traffic Control Devices and "No Parking" sign installations in Windermere Trails Phase 4B. District 1. (Traffic Engineering Division)

4. Approval of Traffic Control Device installations in Summerlake Groves - Phase 2. District 1. (Traffic Engineering Division)
5. Approval to install a "No Parking" zone on the north side of Marshall Farms Road from 200 feet east of 12255 Marshall Farms Road to 12451 Marshall Farms Road from 6:00 AM to 6:00 PM. District 1. (Traffic Engineering Division)

• INFORMATIONAL ITEMS

County Comptroller

1. Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Belle Isle Notice of Voluntary Annexation Ordinance, Notice of Public Hearing and Legal Description with Map; Ordinance No. 16-07, An Ordinance of the City of Belle Isle, Florida, related to a Voluntary Annexation; making certain findings; proposing to annex that certain property consisting of four tax parcels referenced by their Orange County Tax Parcel ID Number as follows 29-23-30-0000-00-011, 29-23-30-0000-00-018, 29-23-30-02000-00-019 and 29-23-30-0000-00-020, all as more particularly described herein, providing for severability and providing an effective date.
 - b. Florida Public Service Commission Order Suspending Florida Power & Light Company's Request for Permanent Base Rate Increase and Associated Tariffs:
 - In re: Petition for rate increase by Florida Power & Light Company.
 - In re: Petition for approval of 2016-2018 storm hardening plan, by Florida Power & Light Company.
 - In re: 2016 depreciation and dismantlement study by Florida Power & Light Company.
 - In re: Petition for limited proceeding to modify and continue incentive mechanism, by Florida Power & Light Company.
 - c. Orange County Industrial Development Authority Oath of Office for Michael J. Hart, as Vice Chairman of the Orange County Industrial Development Authority.
 - d. Orange County Industrial Development Authority Oath of Office for Ann Catris, as Secretary of the Orange County Industrial Development Authority.
 - e. Winter Garden Village at Fowler Groves Community Development District Proposed FY 2017 Annual Operations & Maintenance Budget and FY 2016-2017 Debt Service Fund Budget.
 - f. Florida Public Service Commission Order Suspending Tariff: In re: Petition for approval of 2016 revisions to underground residential and commercial differential tariffs, by Florida Power & Light Company.
 - g. Audit Report No. 455 – Follow-up of the Audit of the County's Vehicle Transponder Usage.

*With respect to informational items, Board action is neither required nor necessary, and Board approval (or disapproval) is not to be implied.

• COUNTY DISCUSSION AGENDA

County Administrator

1. Approval of proposed Cultural Facilities grants as recommend by the Arts and Cultural Affairs Advisory Council in the amount of \$1,235,072. (Arts and Cultural Affairs Office)

and

Administrative Services Department

1. Selection of two firms to provide Labor Counsel Services under Request for Proposals Y16-1038-PD, from the following firms listed alphabetically:
 - Allen, Norton & Blue, P.A.
 - Fisher & Phillips, LLP
 - Jones, Hurley & Hand, P.A.

and

2. Selection of six firms and two ranked alternates to provide Continuing Professional Engineering Design Services, Request for Proposals Y16-900-CH, from the following firms, listed alphabetically.
 - AVCON, Inc.
 - Cribb Philbeck Weaver Group, Inc.
 - DRMP, Inc.
 - Florida Engineering Group, Inc.
 - GTC Engineering Corporation
 - Johnson, Mirmiran & Thompson, Inc.
 - Metric Engineering, Inc.
 - Pegasus Engineering, LLC
 - TLP Engineering Consultants, Inc.
 - Vanasse Hangen Brustlin, Inc.

([Public Works Department Engineering Division] Procurement Division)

and

3. Selection of two firms and an alternate to provide Continuing Professional Lake Management Services, Request for Proposals Y16-903-RM, from the following firms listed alphabetically.

- AMEC Foster Wheeler Environment & Infrastructure, Inc.
- Cribb Philbeck Weaver Group, Inc.
- Environmental Research & Design, Inc.

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

and

Fire Rescue Department

1. 2016 Hurricane Season Update. (Office of Emergency Management)

and

Health Services Department

1. Approval and execution of Resolution of the Orange County Board of County Commissioners regarding certain services fees charged by Orange County Health Department and authorizing revisions to the schedule of fees to take effect immediately.

and

County Mayor

1. Open discussion on issues of interest to the Board.

Clerk's Note: All Discussion Agenda items will be considered at future Board meetings.

• RECOMMENDATIONS

May 19, 2016 Planning and Zoning Commission Recommendations

Motion/Second: Commissioners Boyd/Thompson

AYE (voice vote): All members

Action: The Board accepted the recommendations of the Orange County Planning and Zoning Commission under the date of May 19, 2016; subject to the usual right of appeal by any aggrieved party.

- PUBLIC HEARINGS

Municipal Service Benefit Unit

1. Reserve at Golden Isle, amend for streetlighting; District 4

Applicant: Aaron Reid, Land Development Manager CalAtlantic Homes, Developer

Consideration: Amend by resolution an existing Municipal Service Benefit Unit for streetlighting at Reserve at Golden Isle

Location: District 4; Parcel ID (multiple parcels); Section 30, Township 22, Range 32; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Thompson/Clarke

AYE (voice vote): All members

Action: The Board adopted a resolution amending an existing Municipal Service Benefit Unit for streetlighting at Reserve at Golden Isle, annual cost of \$68.00 per lot for streetlighting for operational expenses and administrative fees.

NOTE: THE FOLLOWING ITEMS WERE CONSIDERED TOGETHER:

Preliminary Subdivision Plan

2. Adam Smith, VHB, Inc., Zanzibar Property Planned Development (PD) / Zanzibar Property Phase 1 Preliminary Subdivision Plan (PSP), Case # PSP-15-07-200; District 1

Applicant: Adam Smith, VHB, Inc., Zanzibar Property Planned Development (PD) / Zanzibar Property Phase 1 Preliminary Subdivision Plan (PSP)

Consideration: Zanzibar Property Planned Development (PD) / Zanzibar Property Phase 1 Preliminary Subdivision Plan (PSP), Case # PSP-15-07-200, submitted in accordance with Sections 34-69 and 30-89, and 38-1381 Orange County Code; This request is to subdivide 141.57 acres in order to construct 213 single-family residential dwelling units. The request also includes the following waivers from the Orange County Code: 1. A waiver from Section 34-152(c) to allow for lots to front open space. Legal access to these lots shall be through a platted ingress/egress easement in lieu of 20 foot fee simple as required by code. 2. A waiver from Section 38-1384(g)(1) to allow townhome units on ends of buildings to utilize a three (3) foot setback from alley easements with an additional "on-street" parking space provided in lieu of an "off-street" space.

Location: District 1; property generally located North of Old YMCA Road / West of State Road 429; Orange County, Florida

County staff indicated that the proposal is for 213 single-family residential units both attached and detached.

and

- COUNTY CONSENT AGENDA (CONTINUED)

Community, Environmental and Development Services Department (Deferred)

3. Approval and execution of First Amendment to Adequate Public Facilities Agreement for Zanzibar PD by and between Zanzibar Properties, LLC, and Orange County for Zanzibar Phase 1 Preliminary Subdivision Plan. District 1. (Development Review Committee)

Motion/Second: Commissioners Boyd/Nelson

AYE (voice vote): All members

Action: The Board made a finding of consistency with the Comprehensive Plan, further, approved Adam Smith, VHB, Inc., Zanzibar Property Planned Development (PD) / Zanzibar Property Phase 1 Preliminary Subdivision Plan (PSP), Case # PSP-15-07-200; on the described property, subject to the following conditions:

1. Development shall conform to the Zanzibar Property PD Land Use Plan; Orange County Board of County Commissioners (BCC) approvals; Zanzibar Property Phase 1 Preliminary Subdivision Plan dated "Received February 25, 2016" and to the conditions of approval listed below. Development based upon this approval shall comply with all applicable federal, state, and county laws, ordinances, and regulations, which are incorporated herein by reference, except to the extent any applicable county laws, ordinances, or regulations are expressly waived or modified by these conditions, or by action approved by the BCC, or by action of the BCC. In the event of a conflict or inconsistency between a condition of approval of this preliminary subdivision plan and the preliminary subdivision plan dated "Received February 25, 2016," the condition of approval shall control to the extent of such conflict or inconsistency.
2. This project shall comply with, adhere to, and not deviate from or otherwise conflict with any verbal or written promise or representation made by the applicant (or authorized agent) to the Board of County Commissioners ("Board") at the public hearing where this development received final approval, where such promise or representation, whether oral or written, was relied upon by the Board in approving the development, could have reasonably been expected to have been relied upon by the Board in approving the development, or could have reasonably induced or otherwise influenced the Board to approve the development. In the event any such promise or representation is not complied with or adhered to, or the project deviates from or otherwise conflicts with such promise or representation, the County may withhold (or postpone issuance of) development permits and/or postpone the recording of (or refuse to record) the plat for the project. For

purposes of this condition, a "promise" or "representation" shall be deemed to have been made to the Board by the applicant (or authorized agent) if it was expressly made to the Board at a public hearing where the development was considered and approved.

3. Pursuant to Section 125.022, Florida Statutes, issuance of this development permit by the County does not in any way create any rights on the part of the applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law. Pursuant to Section 125.022, the applicant shall obtain all other applicable state or federal permits before commencement of development.
4. Developer/Applicant has a continuing obligation and responsibility from the date of approval of this development plan to promptly disclose to the County any changes in ownership, encumbrances, or other matters of record affecting the property that is subject to the plan, and to resolve any issues that may be identified by the County as a result of any such changes. Developer/applicant acknowledges and understands that any such changes are solely the developer's/applicant's obligation and responsibility to disclose and resolve, and that the developer's/applicant's failure to disclose and resolve any such changes to the satisfaction of the County may result in the County not issuing (or delaying issuance of) development permits, not recording (or delaying recording of) a plat for the property, or both.
5. Property that is required to be dedicated or otherwise conveyed to Orange County (by plat or other means) shall be free and clear of all encumbrances, except as may be acceptable to County and consistent with the anticipated use. Owner / Developer shall provide, at no cost to County, any and all easements required for approval of a project or necessary for relocation of existing easements, including any existing facilities, and shall be responsible for the full costs of any such relocation prior to Orange County's acceptance of the conveyance. Any encumbrances that are discovered after approval of a PD Land Use Plan shall be the responsibility of Owner / Developer to release and relocate, at no cost to County, prior to County's acceptance of conveyance. As part of the review process for construction plan approval(s), any required off-site easements identified by County must be conveyed to County prior to any such approval, or at a later date as determined by County. Any failure to comply with this condition may result in the withholding of development permits and plat approval(s).

6. The stormwater management system shall be designed to retain the 100-year/24-hour storm event onsite, unless documentation with supporting calculations is submitted which demonstrates that a positive outfall is available. If the applicant can show the existence of a positive outfall for the subject basin, then in lieu of designing for the 100-year/24-hour storm event, the developer shall comply with all applicable state and local stormwater requirements and regulations. An emergency high water relief outfall shall be provided to assure overflow does not cause flooding of surrounding areas.
7. A mandatory pre-application/sufficiency review meeting for the plat shall be required prior to plat submittal, but after approval of the site construction plans. The applicant shall resolve, to the County's satisfaction, all items identified in the pre-application/ sufficiency review meeting prior to formal submittal of the plat to the County.
8. A current Level One Environmental Site Assessment (ESA) and current title opinion shall be submitted to the County for review and approval as part of construction plans submittal.
9. A Municipal Service Benefit Unit (MSBU) shall be established for the standard operation and maintenance of street lighting inventory including leasing, fuel, and energy costs for this project. Street lighting fixtures, poles, and luminaries used in this project shall be selected from the approved inventory list supplied by the Orange County Comptroller. Street lighting fixtures, poles, and luminaries used in this project shall be supplied and installed by the utility company that services the area of the project, as authorized by law or agreement, and thereafter maintains the street lighting inventory. The developer shall obtain approval of the street lighting fixtures, poles, and luminaries from the Orange County Comptroller Special Assessments Department via a "Letter of Commitment" prior to the installation of the street lighting fixtures, poles, and luminaries and prior to the plat being recorded by Orange County Comptroller Official Records section. All installation costs and street lighting operational costs prior to the effective date of the MSBU approval by the Orange County Board of County Commissioners shall be the sole responsibility of the developer.
10. Roads and drainage system(s), including any retention pond(s), will be owned and maintained by Orange County with a Municipal Service Benefit Unit (MSBU) established for stormwater system functionality. Routine maintenance, including mowing, beyond that provided by the County, shall be the responsibility of the Homeowners' Association.

11. The developer must provide a valid Assignment of Vested Trips document together with the applicable Confirmation Letter issued by Orange County, concurrently with or prior to Preliminary Subdivision Plan/Development Plan submittal. In addition, the Preliminary Subdivision Plan and each subsequent Development Plan must show a legend with trip allocations by parcel identification number and phase of the development.
12. Prior to or concurrently with the County's approval of the plat, documentation shall be provided from Orange County Public Schools that this project is in compliance with the Capacity Enhancement Agreement. Unless the property is otherwise vested or exempt, the applicant shall be subject to school concurrency and required to go through the review process prior to platting.
13. Prior to Certificate of Completion for the first phase of the subdivision, reconstruction of Old YMCA Road shall be substantially complete and open to traffic. Full depth reconstruction of Old YMCA Road shall be required.
14. The covenants, conditions, and restrictions (CC&Rs) shall contain notification to potential purchasers, builders or tenants of this development of the proximity of the 545 Landfill and West Orange Environmental solid waste management facilities located adjacent to the northeast of the project boundary.
15. Unless a Conservation Area Impact (CAI) permit is approved by Orange County consistent with Orange County Code Chapter 15, Article X, "Wetland Conservation Areas", prior to Construction Plan approval, no conservation area or buffer encroachments shall be permitted. Approval of this plan does not authorize any direct or indirect conservation area impacts.
16. Prior to mass grading, clearing, grubbing or construction, the applicant is hereby noticed that this site must comply with habitat protection regulations of the U.S. Fish and Wildlife Service (USFWS) and the Florida Fish & Wildlife Conservation Commission (FWC).
17. Prior to commencement of any earthwork or construction, the developer shall provide a copy of the completed National Pollutant Discharge Elimination System (NPDES) Notice of Intent (NOI) form for stormwater discharge from construction activities to the Orange County Environmental Protection Division, NPDES Administrator. The original NOI form shall be sent to the Florida Department of Environmental Protection by the developer.
18. The site shall be stabilized following grubbing, clearing, earth work, or mass grading to establish a dense stand of grass, or shall incorporate other approved Best Management Practices, on all disturbed areas if development does not begin within 7 days. Final stabilization shall achieve a minimum of seventy percent (70%) coverage of the disturbed land area and shall include a maintenance program to ensure minimum coverage survival and overall site stabilization until site

development. Prior to clearing or grubbing, or approval of mass grading or constructions plans, a letter of credit or cash escrow acceptable to the County shall be submitted to guarantee the required site stabilization and maintenance of all disturbed areas. The County Engineer shall establish the amount of the letter of credit or cash escrow.

19. No activity will be permitted on the site that may disturb, influence, or otherwise interfere with: areas of soil or groundwater contamination, or any remediation activities, or within the hydrological zone of influence of any contaminated area, unless prior approval has been obtained through the Florida Department of Environmental Protection (FDEP) and such approval has been provided to the Environmental Protection Division (EPD) of Orange County. An owner/operator who exacerbates any existing contamination or does not properly dispose of any excavated contaminated media may become liable for some portion of the contamination pursuant to the provisions in section 376.308, F.S.
20. At least thirty (30) days prior to construction plan submittal, the applicant shall submit a Master Utility Plan (MUP) for the PSP, including hydraulically dependent parcels outside the PSP boundaries; such MUP shall include supporting calculations showing that the PSP-level MUP is consistent with the approved MUP for the Village, or shall include an update to the Village MUP to incorporate any revisions. The MUP(s) must be approved prior to construction plan approval.
21. All home designs/types proposed for this PSP shall be submitted to the County for setback & architectural review a minimum of 90 days prior to model home requests and/or permitting.
22. A waiver from section 34-152(c) is granted to allow lots to front open space. Legal access to these lots shall be through a platted ingress/egress easement in lieu of 20 foot fee simple as required by code.
23. A waiver from Sec. 38-1384(g)(1) is granted to allow townhome units on ends of buildings to utilize three (3) foot setback from alley easement with an additional "on-street" parking space provided in lieu of an "off-street" space.

and further, approved and executed the First Amendment to Adequate Public Facilities Agreement for Zanzibar PD by and between Zanzibar Properties, LLC, and Orange County for Zanzibar Phase 1 Preliminary Subdivision Plan.

Ordinance

3. Amending Orange County Code, Articles II and III, Chapter 11, Sections 11-28, 11-31, and 11-37, pertaining to Code Enforcement

Consideration: AN ORDINANCE OF ORANGE COUNTY, FLORIDA, PERTAINING TO CODE ENFORCEMENT; AMENDING CHAPTER 11 OF THE ORANGE COUNTY CODE;AMENDING SECTION 11-28, DEFINITIONS, TO ADD MAGISTRATE AND HEARING OFFICER; AMENDING SECTION 11-31, ORGANIZATION, REGARDING EX PARTE COMMUNICATIONS; AMENDING SECTION 11-37 REGARDING ACCEPTANCE OF SETTLEMENT OFFERS AND TO ELIMINATE REPORT OF LIEN FORECLOSURES, DELEGATE AUTHORITY TO REDUCE LIENS TO THE MANAGER OF CODE ENFORCEMENT AND THE CODE ENFORCEMENT BOARD AND SPECIAL MAGISTRATE, AMENDING EXHIBIT "A" TO ORDINANCE NO. 94-09 REGARDING THE CODE ENFORCEMENT CITATION PROGRAM, RENAMING IT SCHEDULE "A" AND INCORPORATING IT DIRECTLY INTO CHAPTER 11; AND PROVIDING AN EFFECTIVE DATE.

Motion/Second: Commissioners Nelson/Clarke

AYE (voice vote): All members

Action: The Board continued the public hearing until June 28, 2016, at 2 p.m.

4. Amending Orange County Code, Adopting 2015-2 Regular Cycle State-Expedited Amendment to the 2010-2030 Comprehensive Plan (CP)

NOTE: THE FOLLOWING ITEMS WERE CONSIDERED TOGETHER:

STATE-EXPEDITED REGULAR CYCLE PRIVATELY-INITIATED TEXT
AMENDMENT (LAKE PICKETT STUDY AREA POLICIES)

Amendment: 2015-2-P-FLUE-1

Applicant/Owner: Dwight Saathoff, Project Finance and Development, and Sean Froelich, Columnar Holdings, LLC for New Ideas, Inc.; Banksville of Florida, Inc.; Byrdley Realty Co., LP; Robert Lopez Trust; Nivesa of Florida and Rolling R. Ranch LTD; Mary R. Lamar; Eloise A. Rybolt Revocable Trust; and Lake Pickett North, LLC

Consideration: Text amendments to Future Land Use Element establishing FLU OBJ6.8, FLU OBJ6.9, and associated policies related to the Lake Pickett Study Area, and corresponding amendments to various Comprehensive Plan policies. Establishment of Map 22 of the Future Land Use Map Series depicting the Lake Pickett Study Area. Text amendment to intergovernmental Coordination Element establishing Policy ICE 1.18.5 related to the Lake Pickett Study Area, that will also have countywide applicability

and

STATE-EXPEDITED REGULAR CYCLE PRIVATELY-INITIATED FUTURE LAND
USE MAP AMENDMENT AND CONCURRENT REZONING REQUEST (THE
GROW PD-RP)

Amendment: 2015-2-A-5-1 (fka 2015-1-A-5-1 & 2014-2-A-5-1)
Applicant/Owner: Dwight Saathoff, Project Finance & Development for New Ideas,
Inc.; Banksville of Florida, Inc.; Robert Lopez Trust; and Nivesa of
Florida;
Consideration: Rural 1/10 (R) to Lake Pickett (LP) (a proposed new Future Land
Use Map designation); This acreage includes a 182.60-acre
portion of parcel 08-22-32-0000-00-005 that is being removed
from the existing Walker Cove PD and added to the proposed
project.
Location: Generally located south of Lake Pickett Road, north of East
Colonial Drive, east of South Tanner Road and west of Chuluota
Road; Parcel ID #'s: 08-22-32-0000-00-005(portion of); 17-22-32-
0000-00-002; 18-22-32-0000-00-001/025; 19-22-32-0000-00-001;
20-22-32-0000-00-002; - 1,187.5 gross ac / 835 net developable
ac.

and

REZONING PUBLIC HEARING

Applicant: Dwight Saathoff, Project Finance & Development for New Ideas,
Inc.; Banksville of Florida, Inc.; Robert Lopez Trust; and Nivesa of
Florida; The Grow Planned Development (PD), Case # LUP-16-
01-002
Consideration: Request to rezone A-2 (Farmland Rural District), R-CE-5 (Rural
Country Estate Residential District), and PD (Planned
Development District) (Walker Cove PD) to The GROW PD-RP
(Planned Development-Regulating Plan); The rezoning request is
to allow for the consideration of a mixed-use project consisting of
up to 2,078 residential dwelling units and 172,000 non-residential
square feet; and featuring an elementary school, community park,
community gardens, working farms, and equestrian facility.
Location: Generally located south of Lake Pickett Road, north of East
Colonial Drive, east of South Tanner Road and west of Chuluota
Road; Parcel ID #'s: 08-22-32-0000-00-005(portion of); 17-22-32-
0000-00-002; 18-22-32-0000-00-001/025; 19-22-32-0000-00-001;
20-22-32-0000-00-002; - 1,187.5 gross ac / 835 net developable
ac.

and

Planning and Zoning Commission Appeal

Appellant: Larry Frankel, Bryrdley Realty Co., LLC
Applicant: Dwight Saathoff, Project Finance & Development, The Grow Planned Development (PD)
Case: Planning and Zoning Commission Case # LUP-16-01-002; April 21, 2016
Consideration: This request is to consider an appeal of the April 21, 2016 Planning and Zoning Commission (PZC) Recommendation of Approval for Case # LUP-16-01-002 (The Grow PD), in the name of Dwight Saathoff, to rezone 1,187.5 gross acres from A-2 (Farmland Rural District), R-CE-5 (Rural Country Estate Residential District), and PD (Walker Cove - Planned Development District) to PD (The Grow - Planned Development District), in order to develop up to 2,078 residential units, 172,000 square feet of non-residential uses, various agricultural uses, recreational amenities; and adequate public facilities (school, community park, and utility tract).
Location: District 5; property generally located South of Lake Pickett Road, north of E. Colonial Drive, east of S. Tanner Road, and west of Chuluota Road; Orange County, Florida (legal property description on file at Planning Division)

and

• COUNTY CONSENT AGENDA (CONTINUED)

Community, Environmental and Development Services Department (Deferred)

4. Approval and execution of Adequate Public Facilities Agreement for The Grow PD (A/K/A Lake Pickett South) by and among Banksville of Florida, Inc., Nivesa of Florida, Inc., New Ideas Incorporated, Margot H. Lopez, and Orange County District 5. (Development Review Committee)

and

• COUNTY CONSENT AGENDA (CONTINUED)

Community, Environmental and Development Services Department (Deferred)

10. Approval and execution of Road Network and Mitigation Agreement (The Grow (a/k/a Lake Pickett South) S.R. 50 (FDOT Project No. 239203-7) and Chuluota Road by and among American Land Investments of Orange County, LLC, Banksville of Florida, Inc., Nivesa of Florida, Inc., New Ideas, Incorporated, Margot H. Lopez, as Successor Trustee of the Chris-Anna Irrevocable Trust Under Trust Agreement dated September 1, 1982, and Orange County to fund transportation

improvements and provide for a road network to mitigate the traffic impacts for The Grow Development. District 5. (Roadway Agreement Committee)

and

ORDINANCE/COMPREHENSIVE PLAN PUBLIC HEARING

Amending Orange County Code, adopting 2015-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184, F.S.

Consideration: AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING AMENDMENTS PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, FOR THE 2015 CALENDAR YEAR (SECOND CYCLE); AND PROVIDING EFFECTIVE DATES

Motion/Second: Commissioners Edwards/Thompson

AYE (voice vote): All members

Action: The Board continued Privately-Initiated Text Amendment 2015-2-P-FLUE-1, Privately-Initiated Future Land Use Map Amendment 2015-2-A-5-1 (fka 2015-1-A-5-1 & 2014-2-A-5-1), Rezoning Case # LUP-16-01-002, Planning and Zoning Commission Appeal Case # LUP-16-01-002, Community, Environmental and Development Services Department Consent Agenda items 4 and 5, and Regular Cycle Comprehensive Plan Amendment Ordinance until July 12, 2016, at 2 p.m.

5. Amending Orange County Code, Transmittal 2016-1 Regular Cycle State-Expedited Amendment to the 2010-2030 Comprehensive Plan (CP)

STATE-EXPEDITED REGULAR CYCLE PRIVATELY-INITIATED FUTURE LAND USE MAP AMENDMENT (SUSTANY, FKA LAKE PICKETT NORTH)

Amendment: 2016-1-A-5-1 (fka 2015-1-A-5-2 & 2014-2-A-5-2)

Applicant/Owner: Sean Froelich, Columnar Holdings, LLC, for various property owners

Consideration: Rural 1/10 (R) to Lake Pickett (LP)

Location: Within the Lake Pickett Study Area; Generally located north of Lake Pickett Road, south of the Orange County boundary line, east of N. Tanner Road and the Econlockhatchee Sandhills Conservation Area, and west of Chuluota Road: Parcel ID #'s: 05-22-32-0000-00-001/002/006/007/011/012/013/014; 06-22-32-0000-00-002; 07-22-32-0000-00-001/020; 08-22-32-0000-00-001/018: - 1,417.75 gross ac.

Motion/Second: Commissioners Edwards/Thompson

AYE (voice vote): All members

Action: The Board continued Privately-Initiated Future Land Use Map Amendment 2016-1-A-5-1 (fka 2015-1-A-5-2 & 2014-2-A-5-2) until July 12, 2016, at 2 p.m.

- ADJOURNMENT, 3:00 p.m.

ATTEST:

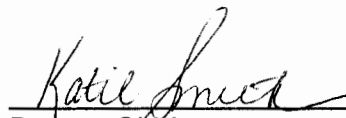

County Mayor Teresa Jacobs

Date: AUG 02 2016



ATTEST SIGNATURE:

Martha O. Haynie
County Comptroller as Clerk


Deputy Clerk