



AGENDA

Orange County Government • Board of County Commissioners • 201 South Rosalind Avenue
County Commission Chambers • 1st Floor • County Administration Center
www.OrangeCountyFL.net

TUESDAY, MARCH 24, 2020

MEETING STARTS AT 1:30 p.m.

- Invocation – District 3
- Pledge of Allegiance
- Public Comment*

I. CONSENT AGENDA

A. COUNTY COMPTROLLER

1. Approval of the minutes of the February 25, 2020 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 have not been drawn on overexpended accounts. **(Finance/Accounting)**
3. Disposition of Tangible Personal Property as follows. **(Property Accounting)**
 - a. Scrap assets.
 - b. Remove stolen asset from inventory.
 - c. Dispose of assets totaled by our Third Party Administrator for its salvage value.

CONTINUED

*Pursuant to Section 209 of the Orange County Charter, as amended on Nov. 4, 2008, the Board of County Commissioners must set aside at least 15 minutes at the beginning of each regular meeting for citizens to speak to the Board on any matter of public interest under the Board's authority and jurisdiction, regardless of whether the public issue is on the Board's agenda, but excluding matters that are not appropriate for public discussion, such as pending procurement or land use issues.

TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

B. COUNTY ADMINISTRATOR

1. Approval of appointment of John Grady, CTP to the Audit Committee.
2. Approval and execution of Resolution for the issuance of Multi-Family Housing Mortgage Revenue Bonds to finance the acquisition and rehabilitation of Baptist Terrace Apartments, a proposed development in Orange County, Florida, District 5, in an amount not to exceed an aggregate principal amount of \$6,000,000 to be added to the \$17,000,000 previously adopted under Resolution # 2019-B-03 for a total amount not to exceed \$23,000,000. **(Housing Finance Authority)**
3. Approval and execution of Certification of County Matching Funds to Federal Grant Trust Funds under the Help America Vote Act; and approval to make a one-time payment of \$3,960.22 to the Orange County Supervisor of Elections as matching funds. **(Office of Management and Budget)**
4. Approval of budget amendments #20-39, #20-40, and #20-41. **(Office of Management and Budget)**
5. Approval of budget transfers #20-0774 and #20C-0085. **(Office of Management and Budget)**
6. Approval of CIP amendment #20C-0085. **(Office of Management and Budget)**

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. Approval and execution of (1) Federally-Funded Subaward and Grant Agreement by the State of Florida, Division of Emergency Management and Orange County Agreement Number: H0411 Project Number: 4337-313-R in the amount of \$187,853.25 with the period of performance ending on November 30, 2021; (2) Request for Advance or Reimbursement of Hazard Mitigation Assistance Program Funds; (3) Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion; and (4) Federal Funding Accountability and Transparency Act for an emergency generator at the Goldenrod Park Recreation Center. There is a required 25% project cost match in the amount of \$62,617.75, for a total project cost of \$250,471. **(Fiscal and Operational Support Division)**

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TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

C. ADMINISTRATIVE SERVICES DEPARTMENT (Continued)

2. Approval and execution of (1) Federally-Funded Subaward and Grant Agreement by the State of Florida, Division of Emergency Management and Orange County Agreement Number: H0412 Project Number: 4337-318-R in the amount of \$225,247.50 with the period of performance ending on November 30, 2021; (2) Request for Advance or Reimbursement of Hazard Mitigation Assistance Program Funds; (3) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion; and (4) Federal Funding Accountability and Transparency Act for an emergency generator at the West Orange Recreation Center. There is a required 25% project cost match in the amount of \$75,082.50, for a total project cost of \$300,330. **(Fiscal and Operational Support Division)**
3. Approval and execution of (1) Federally-Funded Subaward and Grant Agreement by the State of Florida, Division of Emergency Management and Orange County Agreement Number: H0437 Project Number: 4337-317-R in the amount of \$187,808.25 with the period of performance ending on December 31, 2021; (2) Request for Advance or Reimbursement of Hazard Mitigation Assistance Program Funds; (3) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion; and (4) Federal Funding Accountability and Transparency Act for an emergency generator at the Meadow Woods Recreation Center. There is a required 25% project cost match in the amount of \$62,602.75, for a total project cost of \$250,411. **(Fiscal and Operational Support Division)**
4. Approval to award Invitation for Bids Y20-113-AH, Radiological Examination Services for the Orange County Medical Clinic, to the sole responsive and responsible bidder, OHRI, LLC dba Orlando Health Imaging Centers. The estimated contract award amount is \$100,000 for a two-year term. **([Health Services Department Fiscal and Operational Support Division] Procurement Division)**
5. Approval to award Invitation for Bids Y20-734-EB, Orange County ISS Regional Computing Complex Control Gate Improvements, to the low responsive and responsible bidder, Mar-Con Construction, LLC dba Marbek Construction. The total contract award amount is \$107,800. **([Administrative Services Department Facilities Management Division] Procurement Division)**
6. Approval of Contract Y19-815-JS, Construction Manager at Risk Services for the Orange County Convention Center Phase V Multi-Purpose Venue and Grand Concourse Improvements, Design Assist Phase, with PCL Construction Services, Inc. in the not-to-exceed contract award amount of \$4,839,788.07. **([Convention Center Facilities Operations Division] Procurement Division)**

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TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

C. ADMINISTRATIVE SERVICES DEPARTMENT (Continued)

7. Approval of Purchase Order M99963, Software Support and Annual Maintenance for Fire Rescue 911 Dispatch and Records Management System, with Tritech Software Systems, Inc. in the amount of \$224,328.30. ([Administration and Fiscal Services Department Information Systems and Services Division] **Procurement Division**)
8. Approval to Purchase Renewals of All Lines of Commercial Insurance Coverage under Contract Y15-192, Insurance Broker and Consultant Services, with Arthur J. Gallagher Risk Management Services, Inc., for premiums not-to-exceed \$5,000,000. ([Administration and Fiscal Services Risk Management and Professional Division] **Procurement Division**)
9. Selection of Grower, Ketcham, Eide, Telan & Meltz, P.A. to provide Secondary General Liability/Tort Legal Counsel, Request for Proposals Y20-160-AH. ([Administration and Fiscal Services Risk Management Division] **Procurement Division**)
10. Selection of Barnes, Ferland and Associates, Inc. to provide Engineering Services for Wekiwa Springs Septic Tank Retrofit Project, Request for Proposals Y20-815-TA. ([Utilities Department Engineering Division] **Procurement Division**)
11. Approval and execution of Lease Agreement and Addendum to Lease File No. 2046 by and between 701 E South, LLC and Orange County, Florida and delegation of authority to the Real Estate Management Division to exercise renewal options and furnish notices, required or allowed by the lease, as needed for Housing and Community Development, 701 East South Street Orlando, Florida 32801 Lease File #2046. District 5. **(Real Estate Management Division)**
12. Approval and execution of Written Consent to Restrictive Covenant Pursuant to Declaration of Restrictive Covenants by Orange County, Florida and authorization to record instrument for Pulse Museum TDT Funding. District 6. **(Real Estate Management Division)**
13. Approval and execution of Resolutions, County Deed, and Subordinations of County Utility Interests between Orange County and State of Florida Department of Transportation and authorization to record instruments for FDOT – S.R. 551 (Goldenrod Road) From S.R. 408 to S.R. 50. District 3. **(Real Estate Management Division)**

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TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

C. ADMINISTRATIVE SERVICES DEPARTMENT (Continued)

14. Approval and execution of First Amendment to Temporary Drainage and Slope and Fill Easement between Hanover Hickory Nut, LLC and Orange County and authorization to record the instrument for Village H (Avalon Road – CR 545) RAC. District 1. **(Real Estate Management Division)**
15. Approval of Signalization and Sidewalk Easement from South Orange Industrial Properties, LLC to Orange County with Joinder and Consent to Signalization and Sidewalk Easement from The Carter-Southmeadow Land Trust, dated February 27, 2001 and authorization to disburse funds to pay all recording fees and record instrument for Town Center Blvd and Southmeadow Dr. District 4. **(Real Estate Management Division)**

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Engelwood Elementary Head Start. This application is only executed by Orange County. **(Head Start Division)**
2. Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Ventura Elementary Head Start. This application is only executed by Orange County. **(Head Start Division)**
3. Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Washington Shores Early Learning Center (ELC) Head Start. This application is only executed by Orange County. **(Head Start Division)**
4. Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Washington Shores Elementary Head Start. This application is only executed by Orange County. **(Head Start Division)**
5. Receipt and filing of Head Start Policy Council Program Information and Updates February 2020 and Head Start Policy Council Meeting Minutes January 16, 2020 for the official county record. **(Head Start Division)**

CONTINUED

TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

E. FIRE RESCUE DEPARTMENT

1. Approval and execution of Volunteer Florida Contract Agreement 2019-2020 by and between the Florida Commission on Community Service, doing business as Volunteer Florida, and Orange County Emergency Management in the amount of \$7,000. These funds will require a dollar-for-dollar or in-kind match.

F. PLANNING, 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 2, 3, 4, 5, and 6. **(Code Enforcement Division)**

LC 20-0288	LC 20-0350	LC 20-0379	LC 20-0345	LC 20-0390
LC 20-0297	LC 20-0363	LC 20-0385	LC 20-0346	LC 20-0391
LC 20-0300	LC 20-0370	LC 20-0009	LC 20-0347	LC 20-0392
LC 20-0301	LC 20-0334	LC 20-0091	LC 20-0348	LC 20-0394
LC 20-0342	LC 20-0359	LC 20-0289	LC 20-0371	LC 20-0413
LC 20-0393	LC 20-0378	LC 20-0322	LC 20-0372	LC 20-0414
LC 20-0206	LC 20-0353	LC 20-0328	LC 20-0373	LC 20-0415
LC 20-0287	LC 20-0376	LC 20-0338	LC 20-0383	LC 20-0418

2. Approval and execution of Amendment No. 1 to Project Administration Agreement (#2018-12-10) between Orange County, Florida and Coalition for the Homeless of Central Florida, Inc. regarding the Emergency Solutions Grant Program FY 2018-2019. All Districts.

(Housing and Community Development Division)

3. Approval and execution of Termination of Road Impact Fee Agreement (Pavilion at Sand Lake/Mandarin Drive Extension) by and between Orange County and Universal City Development Partners, LTD., to terminate the original agreement approved on June 6, 2013. District 1.

(Planning, Environmental and Development Services Department)

4. Approval and execution of Proportionate Share Agreement for Hamlin Reserve Medical Office Units 3, 4 and 6 Avalon Road/CR 545 by and between NNOM1, LLC and Orange County directing both the proportionate share payment in the amount of \$242,426 and future transportation impact fee payments that may be associated with the project pursuant to the Escrow Agreement for the Hamlin West Amended and Restated Road Network Agreement to be utilized towards the completion of Avalon Road/CR 545 improvements. District 1.

(Roadway Agreement Committee)

CONTINUED

TUESDAY, MARCH 24, 2020

I. CONSENT AGENDA (Continued)

G. PUBLIC WORKS DEPARTMENT

1. Approval of “No Parking” signs installation on Ferguson Drive starting at Old Winter Garden Road extending south 440 feet to the west. District 6.
(Traffic Engineering Division)
2. Approval of Traffic Control Devices and “No Parking” signs installation in Winding Bay Phase 2. District 1. **(Traffic Engineering Division)**
3. Approval of Traffic Control Devices and “No Parking” signs installation in Flora Gardens. District 3. **(Traffic Engineering Division)**
4. Approval of Traffic Control Devices and “No Parking” signs installation in Highlands at Summerlake Groves Phase 3C. District 1.
(Traffic Engineering Division)
5. Approval to prohibit specific Federal Highway Administration Vehicle Classifications 6, 7, 8, 9, 10, 11, 12, and 13 from using Sunflower Trail and to install appropriate signage. District 4. **(Traffic Engineering Division)**
6. Approval of the recommended Application Fee in the amount of \$250 and Registration Fee in the amount of \$25 for permitting the use of golf carts on designated public roads and streets in unincorporated Orange County. All Districts. **(Traffic Engineering Division)**

H. UTILITIES DEPARTMENT

1. Approval and execution of Recycling Partnership Grant Agreement by and between The Recycling Partnership, Inc. and Orange County, Florida in the amount of \$181,000 with a \$30,000 commitment from Orange County of staff time and resources. All Districts. **(Solid Waste Division)**
2. Approval and execution of First Amendment to Agreement for Establishing the Retail Rate for Reclaimed Water for Flamingo Crossings East by and between Orange County, Flamingo Crossings, LLC, and ACC OP DCP LLC. District 1.

CONTINUED

TUESDAY, MARCH 24, 2020

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. Receipt of the following items to file for the record: **(Clerk's Office)**
 - a. Florida Public Service Commission Notice of Proposed Agency Action Order Approving Duke Energy Florida, LLC's New Depreciation Class and Rate for Energy Storage Equipment. In re: Petition for approval of a new depreciation class and for energy storage equipment, by Duke Energy Florida, LLC.
 - b. Florida Public Service Commission Order Approving Duke Energy Florida, LLC's Request for An Interim Charge to Recover Costs Related to Hurricane Dorian and Tropical Storm Nestor. In re: Petition for limited proceeding for recovery of incremental storm restoration costs related to Hurricane Dorian and Tropical Storm Nestor, by Duke Energy Florida, LLC.
 - c. City of Winter Park Ordinance 3165-20, with Exhibit A (Legal Description), and Exhibit B (Location Map). An Ordinance of the City of Winter Park, Florida, providing for the annexation of approximately 2.06 +/- acres of real property generally located south of Monroe Avenue, north of Elvin Avenue, east of Bennett Avenue and west of Orlando Avenue, and having Orange County Tax Parcel Identification numbers 01-22-29-3712-15-010, 01-22-29-3712-16-072, 01-22-29-3712-16-070, 01-22-29-3712-16-092 and 01-22-29-3712-16-091 and certain portions of the Lewis Drive and Bennett Avenue public rights-of-way as more specifically described herein into the municipal boundaries of the City of Winter Park; redefining the City boundaries to give the City of Winter Park jurisdiction over said property; providing for severability; providing for an effective date.
 - d. Orange County Solid Waste System, Orange County, Florida, Annual Financial Report for the years ended September 30, 2019 and 2018.
 - e. Orange County Convention Center, Orange County Florida, Annual Financial Report for the years ended September 30, 2019 and 2018.
 - f. Audit Report No. 483 – Follow-up Audit of the Orange County Red Light Camera Program.

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

CONTINUED

TUESDAY, MARCH 24, 2020

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. Selection of firms for Financial Legal Counsel, Request for Proposals Y20-186-KB, from the following firms:

SEC Disclosure Counsel (select one firm and two ranked alternates)

- Greenberg Traurig, P.A.
- Nabors, Giblin & Nickerson P.A.
- Watson Sloane PLLC

Sales Tax and Utilities revenue Bond Counsel (select two firms)

- Greenberg Traurig, P.A.
- Nabors, Giblin & Nickerson P.A.

Special Services Bond Counsel (select one firm and an alternate)

- Greenberg Traurig, P.A.
- Nabors, Giblin & Nickerson P.A.

([Administration and Fiscal Services Fiscal and Business Services Division]
Procurement Division)

CONTINUED

TUESDAY, MARCH 24, 2020

IV. RECOMMENDATIONS

March 5, 2020 Board of Zoning Adjustment Recommendations

CONTINUED

TUESDAY, MARCH 24, 2020

V. PUBLIC HEARINGS

Public hearings scheduled for 2:00 p.m.

A. Municipal Service Benefit Unit

1. Lakeshore Preserve Area, amend for streetlighting and for retention pond(s) maintenance; District 1
2. Landing Bay, establish for streetlighting and for retention pond(s) maintenance; District 3
3. Holly Estates Phase 1, establish for streetlighting and for retention pond(s) maintenance; District 2
4. Latham Park Area, amend for streetlighting; District 1
5. Taft Area, establish for streetlighting; District 4
6. Lukas Estates, amend for streetlighting; District 5

B. Special Assessment Resolution

7. Resolution for collection of special assessment liens for one time only lot cleaning; All Districts

C. Petition to Vacate

8. Applicant: Dean and Margaret Fogg, Petition to Vacate 19-05-020, vacate a portion of a drainage and utility easement; District 5
9. Applicant: Noemi I. Menendez, Petition to Vacate 19-06-024, vacate a portion of a utility easement; District 2
10. Applicant: Jeff Garner, on behalf of A Song Inc., Aquatic Eco-Systems Inc., and Gene and Helen L. Showers, Petition to Vacate 19-04-013, vacate a portion of an unopened and unimproved right-of-way and a portion of an unopened, unimproved and unnamed right-of-way; District 2

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

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TUESDAY, MARCH 24, 2020

V. PUBLIC HEARINGS (Continued)

Public hearings scheduled for 2:00 p.m. (Continued)

D. Preliminary Subdivision Plan

- 11.✓ Applicant: Christopher Wrenn, D.R. Horton, Inc., Zellwood Station Planned Development/Riviera Hills Preliminary Subdivision Plan, Case # PSP-18-08-275; District 2
- 12.✓ Applicant: Eric Warren, Poulos & Bennett, LLC, Spring Grove – Jaffers Planned Development/Phase 3 – Parcel W-16 & a portion of Parcel W-17 Preliminary Subdivision Plan/Development Plan, Case # PSP-18-11-384; District 1

E. Shoreline Alteration/Dredge and Fill

- 13.✓ Applicant: Marcy Rosenberg and Nhan-Anh Nguyen-Khon, Lake Sue, after-the-fact permit, SADF-19-10-013; District 5
- 14.✓ Applicant: Matthew and Amy Immerfall, Lake Down, permit, SADF-19-12-021; District 1
- 15.✓ Applicant: William and Mary Peacock, Lake Butler, after-the-fact permit, SADF-20-01-000; District 1

F. Planning and Zoning Commission Rezoning Board-Called

- 16.✓ Applicant: Mustapha Moutchou, Case # RZ-20-01-070, January 16, 2020; District 6

G. Rezoning

- 17.✓ Applicant: Quang Lam, Lam Civil Engineering, Inc., Golden Keys Condo PD, Case # LUP-18-06-204; District 3 (Continued from February 11, 2020)

√ 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.

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TUESDAY, MARCH 24, 2020

V. PUBLIC HEARINGS (Continued)

Public hearings scheduled for 2:00 p.m. (Continued)

H. Preliminary Design Study

18.✓ Vineland Road - Preliminary Design Study (PDS); District 1

I. Roadway Conceptual Analysis

19. Orange Avenue - Roadway Conceptual Analysis (RCA); District 4

J. Ordinance/Comprehensive Plan

20. Amending Orange County Code, 2019-2 Out-of-Cycle Regular Cycle Staff-Initiated Comprehensive Plan Amendment to the 2010-2030 Comprehensive Plan (CP) and Adoption of Ordinance

OUT-OF-CYCLE REGULAR CYCLE STAFF-INITIATED TEXT
AMENDMENT

Amendment 2019-2-C-FLUE-1

Text amendment to the Future Land Use Element Horizon West Town Center Policies to permit form-based development through a Planned Development/Regulating Plan (PD/RP) as an alternative to processing a Planned Development/Unified Neighborhood Plan (PD/UNP) under the Town Center Code; District 1

OUT-OF-CYCLE REGULAR CYCLE STATE-EXPEDITED REVIEW
COMPREHENSIVE PLAN AMENDMENT ORDINANCE

Amending Orange County Code, adopting 2019-2 Out of Cycle Regular Cycle Staff-Initiated Amendment to the 2010-2030 Comprehensive Plan (CP), adopting an amendment pursuant to Section 163.3184(3), F.S.

✓ 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.

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TUESDAY, MARCH 24, 2020

V. PUBLIC HEARINGS (Continued)

Public hearings scheduled for 2:00 p.m. (Continued)

K. Ordinance

21. Amending Orange County Code, Article VIII, Chapter 2, Creating Division 2, pertaining to Affordable Housing Program in Orange County, Florida
22. Amending Orange County Code, Establishing a Moratorium on the use of Micromobility Devices within unincorporated area of Orange County
23. Enacting Orange County Code, New Section 29-58, affecting use of public boat ramps and associated recreational areas and facilities. (Continued from March 10, 2020)

√ 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.

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Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5631.

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.