

# Orange County Government

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



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

**Tuesday, November 28, 2023**

**9:00 AM**

**County Commission Chambers**

### **Board of County Commissioners**

*Language Assistance and Translation Services Available:*

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*836-3111*

*Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111*

**Call to Order****Invocation - District 4****Pledge of Allegiance****Presentation**

Government Fleet Leading Fleets Award

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

1. 23-1666 Approval and execution of Orange County, Florida and The School Board of Orange County, Florida FY 2024 Grant Agreement authorizing disbursement of \$52,500 as provided in the FY 2023-24 adopted budget. (Innovation and Emerging Technology Office)
2. 23-1668 Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc. FY 2024 Grant Agreement authorizing the disbursement of \$566,500 as provided in the FY 2023-24 adopted budget. (Office of Economic, Trade and Tourism Development)
3. 23-1669 Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc. FY 2024 Grant Agreement authorizing the disbursement of \$311,544 as provided in the FY 2023-24 adopted budget. (Office of Economic, Trade and Tourism Development)

**B. COUNTY COMPTROLLER**

1. 23-1670 Approval and execution of the minutes of the October 24, 2023 meeting of the Board of County Commissioners. (Clerk's Office)
2. 23-1671 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)

Disbursement periods cover:

- November 10, 2023 to November 16, 2023
- November 17, 2023 to November 23, 2023

**C. COUNTY ADMINISTRATOR**

1.     23-1672     Approval and execution of a Resolution for the issuance of Multi-Family Housing Revenue Tax Exempt Bonds, to finance the acquisition and rehabilitation of Silver Lakes Village Apartments, a senior citizens (62 years and older) rental residential project in Orange County, Florida, District 2, in an amount not-to-exceed \$13,500,000. (Housing Finance Authority)
2.     23-1673     Approval of renewal of the Orange County Transportation Plan in accordance with Florida Statute 394, Florida Mental Health Act Florida Statute 397, Hal S. Marchman Alcohol and Other Drug Services Act Three-Year 2023-2026 to allow law enforcement to bypass the nearest Baker Act Receiving Facility and take individuals with mental health and/or substance use disorders to the Central Receiving Center at 1800 Mercy Drive, Orlando, Florida with reevaluations of the plan as needed per Florida Statute. (Mental Health and Homelessness Division)
3.     23-1674     Approval for the Orange County Sheriff's Office to spend \$25,000 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures for an eligible contribution to Boys and Girls Clubs of Central Florida. (Office of Management and Budget)
4.     23-1675     Approval and execution of Resolution of the Orange County Board of County Commissioners regarding a Resolution pertaining to Financing; authorizing transfer of surplus funds in the County Water and Wastewater Utility Reserve Fund to the County's General Fund; specifically revising and superseding any Resolution in conflict with this Resolution; providing an effective date. (Office of Management and Budget)
5.     23-1676     Approval of budget transfers #23-1553, and #24C-0033. (Office of Management and Budget)
6.     23-1677     Approval of CIP amendment #24C-0033. (Office of Management and Budget)

**D. COUNTY ATTORNEY**

1.     23-1678     Approval and execution of Resolution of the Orange County Board of County Commissioners Regarding Settlement with 3M Company; And authorizing Orange County (herein referred to as this "Governmental Unit") to join in the nationwide class settlement with 3M Company, authorizing the County's outside counsel to file the County's claim in the litigation to participate in the 3M Company settlement, and delegation of authority to Orange County Administrator.
2.     23-1679     Approval and execution of Resolution of the Orange County Board of

County Commissioners Regarding Settlement with E.I. DuPont de Nemours and Company (n/k/a EIDP, Inc.), DuPont de Nemours, Inc., the Chemours Company, the Chemours Company FC, LLC, and Corteva, Inc. (Collectively "DuPont") And authorizing Orange County (herein referred to as this "Governmental Unit") to join in the nationwide class settlement with DuPont, authorizing the County's outside counsel to file the County's claim in the litigation to participate in the DuPont settlement, and delegation of authority to Orange County Administrator.

#### **E. ADMINISTRATIVE SERVICES DEPARTMENT**

1.     23-1680     Approval of Change Order No 3, Contract Y22-755 Fire Station #54 Metal Storage Building Replacement, with APD Construction LLC in the amount of \$18,250.21, for a revised lump sum contract amount of \$486,996.27. District 1. (Capital Projects Division)
2.     23-1681     Approval of Change Order No 3, Contract Y20-837 Countywide Space Study, with C T HSU & Associates P A in the amount of \$12,083.62, for a revised lump sum contract amount of \$556,443.26. All Districts. (Capital Projects Division)
3.     23-1682     Approval of Change Order No 1, Contract Y23-704 Regional History Center CRAC Units Replacement, with Air Mechanical & Service Corporation in the amount of \$63,587.48, for a revised lump sum contract amount of \$728,587.48. District 5. (Capital Projects Division)
4.     23-1683     Approval to award Invitation for Bids Y23-186-MV, Tree Trimming and Related Services, to the low responsive and responsible bidders, The Davey Tree Expert Company, in the estimated contract award amount of \$2,391,233.15 for zones 1, 4, and 5 for a one-year term and National Storm Recovery LLC dba Central Florida Arborcare, in the estimated contract award amount of \$1,701,958.50 for zones 2 and 3 for a one-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
5.     23-1684     Approval to award Invitation for Bids Y23-1071-KS, EMS Equipment for Fire Rescue, to the low responsive and responsible bidders on a line-by-line award, for one-year term contracts. ([Fire Rescue Department Infrastructure and Support Division] Procurement Division)
6.     23-1685     Approval to award Invitation for Bids Y23-7007-MB, Michigan Campus Facilities Central District Building Replacement, to the low responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$2,819,036. ([Administrative Services Department Capital Projects Division] Procurement Division)
7.     23-1686     Approval to award Invitation for Bids Y23-7016-RC, Sheriff's Central Complex Fire Sprinkler Zone Renovation, to the sole responsive and

responsible bidder, Ranger Fire, Inc. The total contract award amount is \$322,000. ([Administrative Services Department Capital Projects Division] Procurement Division)

8.     23-1687     Approval of Contract Y24-2209, Provision of Funding of the Executive Leadership, with Homeless Services Network of Central Florida, Inc., in the estimated contract award amount of \$136,006.80 for a one-year term. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
9.     23-1688     Approval of Amendment No. 6, Contract Y15-806, Professional Engineering Services for Orange County Solid Waste Cell 11 Construction, with CH2M Hill Engineers Inc., in the amount of \$1,885,645.02, for a revised total contract amount of \$6,653,440.45. ([Utilities Department Solid Waste Division] Procurement Division)
10.    23-1689     Approval of Amendment No. 10, Contract Y19-129C, Staff Augmentation - Nursing Services - Corrections, with SHC Services, Inc. dba Supplemental Health Care, in the amount of \$1,300,000, for a revised total contract amount of \$5,297,745.96. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
11.    23-1690     Approval of Amendment No. 3, Contract Y23-160, Water & Land Resources Restoration & Management Services, with Aquatic Weed Control, Inc., in the amount of \$141,342.50, for a revised estimated contract amount of \$829,272.50. ([Planning, Environmental and Development Services Department Environmental Protection Division] Procurement Division)
12.    23-1691     Approval and execution of Contract Reinstatement for Y19-810, Design Services for the Orange County Convention Center Phase V Multi-Purpose Venue and Grand Concourse Improvements, with Populous + C.T. Hsu a Joint Venture, LLC, in the contract award amount of \$39,924,624.64. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
13.    23-1692     Approval of Funding Agreement Y24-169, The Expansion of Integrated Behavioral Health Care and Primary Care in Orange County, between Orange County, Florida and Community Health Centers, Inc., in the contract award amount of \$1,200,000 for a one-year term. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
14.    23-1693     Approval of Purchase Order M112881, Administration Building Roof Coating System Sealant, with Absolute Roofseal, LLC dba EverSeal LLC, in the amount of \$269,891. ([Administrative Services Department Facilities Management Division] Procurement Division)

15.    23-1694       Approval of Change Order No. 1, Purchase Order M110796, Rebuild of County Asset #1369 Yard Dog, with Orlando Mack Sales & Services, in the amount of \$50,909.14, for a revised total amount of \$143,960.87. ([Utilities Department Solid Waste Division] Procurement Division)
16.    23-1695       Ratification of Purchase Order M112842, Aquatica/Sea World Emergency 30-inch Force Main Repair, with Metro Equipment Service, Inc., in the amount of \$2,500,000. ([Utilities Department Field Services Division] Procurement Division)
17.    23-1696       Ratification of Purchase Order M112886, Emergency Valve Replacement and New Valve Install at Lake Street and Interstate 4, with Cathcart Construction Company - Florida, LLC, in the amount of \$800,000. ([Utilities Department Field Services Division] Procurement Division)
18.    23-1697       Approval and execution of Orlando Utilities Commission Utility Easement (Back to Nature Wildlife Sanctuary WR #830607) and authorization to disburse funds to pay recording fees, and record instrument for Back to Nature. District 4. (Real Estate Management Division)
19.    23-1698       Approval and execution of Fourth Amendment to Lease by and between Weingarten Nostat, LLC and Orange County, Florida and authorization for the Manager of the Real Estate Management Division to exercise renewal options and furnish notices, required, or allowed by the Lease, if needed for Clerk of Courts - Winter Park Corners, Fourth Amendment to Lease 450 North Lakemont Avenue, Winter Park, Florida 32792. Lease File #2030. District 5. (Real Estate Management Division)
20.    23-1699       Approval and execution of Electric Vehicle DC Fast Charging Site Host Agreement between Duke Energy Florida, LLC and Orange County, Florida, two Non-Exclusive Distribution Easements from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy, authorization for the Manager of the Real Estate Management Division to furnish notices, written approval of amendments, modifications, or any statement of work, including Equipment Placement Agreements, as needed, and authorization to disburse funds, pay recording fees, and record instruments for Duke Energy Park and Plug - Orange County Health Department - Multi Cultural - Sites. Districts 4 and 6. (Real Estate Management Division)
21.    23-1700       Approval and execution of Contract for Purchase and Sale by and between NIT Management, LLC, formally known as 4186 Dairy Ct, LLC, and Orange County, approval of Warranty Deed, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Contract for Purchase and Sale, disburse funds to pay purchase price in the amount of \$302,618, and perform all actions necessary and incidental to closing for Green PLACE Parcel 204. District 5. (Real Estate Management Division)

22.    23-1701       Approval and execution of Resolution of the Orange County Board of County Commissioners regarding repudiation of any interest in that certain Quit Claim Deed recorded as Document Number 20210552636 of the Public Records of Orange County, Florida and authorization to record instrument for Richard Crotty Parkway Parcel Conveyance (Harrell Oaks Plat). District 5. (Real Estate Management Division)
23.    23-1702       Approval and execution of Orange County, Florida and Florida State University Affiliate Service Provider Agreement and authorization for the Manager of the Real Estate Management Division to exercise renewal options, execute termination notice, and furnish notices required, or allowed by the Agreement, as needed for Florida State University Board of Trustees - National Entrepreneur Center at Fashion Square Mall 3201 East Colonial Drive, Orlando, Florida 32803. Lease File #2062-ASP8. District 5. (Real Estate Management Division)

#### **F. CONVENTION CENTER**

1.       23-1703       Approval and execution of Employment Agreement between Orange County, Florida and Kenneth Champion regarding Capital Project Administrator position, Orange County Convention Center Phase 5A Building Expansion Project.

#### **FIRE RESCUE DEPARTMENT**

1.       23-1704       Approval and execution of 1) FY2023 Emergency Management Performance Grant Federally Funded Subaward Grant Agreement Agreement Number: G0443 for Fiscal Year 2023-2024 in the amount of \$263,828, 2) Federal Programs and Resources Awarded, 3) Certification Regarding Telecommunications and Video Restrictions, and 4) Certification Regarding Lobbying. A match in the amount of \$263,828 is required. (Office of Emergency Management)
2.       23-1705       Approval of the FY 2023-2024 fee payment to Valencia College Fire Rescue Institute for Invoice #2410 in the amount of \$162,809.70 for annual membership training services associated with Interlocal Agreement between Orange County and Central Florida Fire Consortium.

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

1.       23-1706       Approval and execution of the Paratransit Services License for Blessings Angel Transportation LLC to provide wheelchair/stretchers service. The term of this license shall be from November 28, 2023 and terminate on November 27, 2025. There is no cost to the County. (EMS Office of the Medical Director)
2.       23-1707       Approval and execution of the renewed and modified Certificate of Public

Convenience and Necessity for First 2 Aid EMS, Inc d/b/a Trident EMS to provide interfacility advanced life support and basic life support transport services in Orange County, Florida. The term of this certificate is from December 15, 2023, through December 14, 2025. There is no cost to the County. (EMS Office of the Medical Director)

3. 23-1708 Approval and execution of Resolution of the Orange County Board of County Commissioners regarding Animal Services; amending Resolutions 2018-M-47 and 2020-M-03; appointing a primary special magistrate and two alternate special magistrates; updating fee requirements; and providing for an effective date. (Animal Services Division)

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

1. 23-1709 Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement Shingle Creek Pond 6459: BMP Treatment Train Agreement Number: NS104 between State of Florida Department of Environmental Protection and Orange County. District 6. (Environmental Protection Division)
2. 23-1710 Approval and execution of Multi-Family Affordable Housing Developer's Agreement by and among Orange County, Florida, and BDG Barnett Villas, LP, and Decro Beta Corporation, and Neighborhood Lending Partners of Florida, Inc., regarding the Affordable Housing Trust Fund Program and American Rescue Plan Funds Y21-1046A - BDG Barnett Villas, LP providing a total amount of \$9,300,000 of available Affordable Housing Trust Fund and American Rescue Plan Funds. District 6. (Housing and Community Development Division)
3. 23-1711 Approval of Orange County Citizen Participation Plan to include the requirements associated with the Community Development Block Grant - Disaster Recovery program. All Districts. (Housing and Community Development Division)
4. 23-1712 Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Neighborhood Services Division)

LC 23-0358	LC 23-0360	LC 23-0311	LC 23-0370	LC 23-0328
LC 23-0384	LC 23-0362	LC 23-0340	LC 23-0381	LC 23-0330
LC 23-0390	LC 23-0363	LC 23-0373	LC 23-0300	LC 23-0371
LC 23-0335	LC 23-0379	LC 23-0338	LC 23-0324	LC 23-0382



**J. PUBLIC WORKS DEPARTMENT**

1. 23-1713 Approval and execution of Use Agreement between Greenway Park DRI, LLC and Orange County for recording. District 4. (Development Engineering Division)
2. 23-1714 Approval of Change Order No. 1 Contract No. Y23-774 Cady Way Trail over State Road 436 Bridge Deficiency Repairs with Southern Road & Bridge LLC in the amount of \$82,763.28, for a revised total contract amount of \$584,285.20. District 5. (Roads and Drainage Division)
3. 23-1715 Approval of Quit Claim Deed from Central Florida Expressway Authority to Orange County for West Road Right-of-Way and authorization to record the Quit Claim Deed. District 2. (Roads and Drainage Division)
4. 23-1716 Approval of Quit Claim Deed from Central Florida Expressway Authority to Orange County for Multiple Road Right-of-Ways associated with Wekiva Parkway and authorization to record the Quit Claim Deed. District 2. (Roads and Drainage Division)

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

1. 23-1663 Receipt of the following items to file for the record: (Clerk's Office)
  - a. City of Orlando Voluntary Annexation Request - Jetport-ANX2023-10002 Ordinance No 2023-28. The public hearing and request for second reading of this ordinance is scheduled for the City Council meeting to be held on Monday, November 13, 2023. First reading of this ordinance was approved on August 14, 2023. Notice of Proposed Enactment on Monday, November 13, 2023, the Orlando City Council will consider proposed Ordinance 2023-28, 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 Wetherbee Road, south of Palm Bay Drive and North of OUC Railroad and compromised of 166 acres of land, more or less; providing for severability, correction of scrivener's errors, and an effective date.
  - b. Shingle Creek Transit & Utility Community Development District Proposed Operating & Maintenance Budget Fiscal Year 2024.

**III. DISCUSSION AGENDA****A. ADMINISTRATIVE SERVICES DEPARTMENT**

1. 23-1717 Selection of one firm and an alternate to provide Design Services for Utilities Central Laboratory Renovation and Expansion, Request for Proposals Y24-800-RC, from the following two firms, listed alphabetically:
  - Architectural Design Collaborative, Inc. (ADC)
  - KMF Architects

([Utilities Department Engineering Division] Procurement Division)

**B. COUNTY MAYOR**

1. 23-1718 Update on the Pulse Museum

**IV. WORK SESSION AGENDA****A. ADMINISTRATIVE SERVICES DEPARTMENT**

1. 23-1719 Disparity Study Update. (Business Development Division)

Meeting Starts at 2:00 p.m.

**V. RECOMMENDATIONS**

1. 23-1720 November 2, 2023 Board of Zoning Adjustment Recommendations

**VI. PUBLIC HEARINGS****A. Petition to Vacate**

1. 23-1568 Case # 22-04-014  
  
Michael L. Soper on behalf of Legacy Funeral Holdings of Florida LLC., a Florida Limited Liability Company, vacate unnamed platted rights-of ways; District 2
2. 23-1569 Case # 23-04-014  
  
Aaron Maston, on behalf of Seidel Road LLC., a Florida Limited Liability Company, vacate a portion of an unopened and unimproved right-of-way; District 1
3. 23-1570 Case # 23-06-021  
  
Matthew Stolz, on behalf of DR Horton Inc., a Delaware Corporation, vacate a portion of a utility and drainage easement; District 1

4. 23-1571 Case # 23-08-029

Timothy G. Clark, vacate a portion of a drainage easement; District 5

**B. Shoreline Alteration/Dredge and Fill**

5. 23-1491 Case # SADF 22-06-019

Jla Legacy Trust c/o John and Laura Choi, Trustees, Lake Olivia, after-the-fact permit; District 1

**C. Board of Zoning Adjustment Board-Called**

6. 23-1573 Case # VA-23-07-046

Robert Haines, October 5, 2023; District 1

**D. Substantial Change**

7. 23-1575 Case # CDR-23-05-146

Scott Gentry, Kelly, Collins & Gentry, Inc., Hamlin Planned Development - Unified Neighborhood Plan / (RW-2) Hamlin SEC Commercial Preliminary Subdivision Plan / Master Development Plan; District 1

**E. Roadway Connections**

8. 23-1241 Agnes Heights Roadway Connections with Watauga Avenue; Edland Drive, Kaley Avenue, and Surrey Drive with Watauga Avenue; District 3 (Continued from October 10, 2023)

**F. Ordinance**

9. 23-1413 Amending Orange County Code Article II, Chapter 5 pertaining to Dangerous Dogs; All Districts (Continued from October 24, 2023)

10. 23-1582 Pertaining to Taxation in Orange County Amending Orange County Code Section 25-140 ("Tourist Development Plan") to Update Priorities Under the Tourist Development Plan; All Districts

11. 23-1566 Amending Orange County Code, Chapter 38 ("Zoning") and Chapter 30 ("Planning and Development"), proposed amendments affecting the use of land - 1st hearing (2nd hearing on December 12, 2023)

√ 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>.