

OSCEOLA COUNTY
Commission Chambers
1 Courthouse Square, Suite 4100
Kissimmee, Florida, 34741
www.osceola.org

Board of Commissioners

Brandon Arrington, Chairman
Viviana Janer, Vice Chairman
Michael Harford, Commissioner
Cheryl Grieb, Commissioner
Fred Hawkins, Jr., Commissioner



Don Fisher, County Manager
Andrew Mai, County Attorney
Horace Nwachukwu, Commission Auditor

REGULAR MEETING – 08/03/2015 - 1:30 PM

Agenda

Invocation by Pastor Roy Williams, from Church Builders in St. Cloud

Pledge of Allegiance

Approval of Agenda

The Commission will approve an agenda which sets the order of the meeting. This approval could include an addendum representing new items, additions, corrections, and/or deletions of existing items as submitted by the Clerk of the Board.

Proclamation/Recognitions

Recognitions

1. [Presentation to the Employee of the Month for August 2015.](#)
2. [Recognition of County employees who will celebrate a milestone anniversary of 10, 15, and 20 years of service with Osceola County, during the month of August 2015.](#)

Hear the Audience

Citizens wishing to address any item on the agenda during this portion of the meeting should complete a Request to Speak form and submit it to the Clerk of the Board prior to the commencement of the meeting. These forms are available from County Staff. Comments will be limited to three minutes. The Commissioners will not vote on any item during this portion of the meeting, but at their discretion issues can be placed on the agenda for a vote at a later time.

Presentation

Presentation

3. [Presentation of the Central Florida Expressway Authority 2040 Master Plan, by Ms. Laura Kelley, Executive Director.](#)

Consent Agenda

The Consent Agenda is a technique designed to expedite the handling of routine and miscellaneous business of the County Commission. The County Commission in one motion may adopt the entire Consent Agenda. The motion for adoption is non-debatable and must receive unanimous approval. By request of any Board Member, an item may be removed from the Consent Agenda for discussion.

County Attorney's Office

4. [Approval and authorization for the Chairman/Vice Chairman to sign Amendment #3 to the Interlocal Agreement for services with the Public Defender, Ninth Judicial Circuit, to retain the Public Defender to represent indigent persons charged with criminal violations of County Ordinances.](#)

County Administration

5. [Approval and authorization for the Chairman/Vice Chairman to sign the annual Interlocal Agreement with the Office of the Public Defender, to provide funding for computer support Staff, for the period beginning October 01, 2015, through September 30, 2016, through the Court Technology Fund; \\$125,000.](#)
6. [Approval of the following minutes: June 01, 2015, regular session, 1:30 p.m.](#)
7. [Approval and authorization for the Chairman/Vice Chairman to sign the 2015-2019 Interlocal Agreement of Cooperation with the City of St. Cloud relating to the Community Development Block Grant Program and Home Investment Partnership \(HOME\) Program; and authorization for the County Manager to approve future amendments to this agreement.](#)
8. [Approval and authorization for the Chairman/Vice Chairman to sign the Disbursement-Warrant Report which shows the total of all checks, drafts, wire transfers, and transfers between depository accounts issued from the various bank accounts of the County for the month of June 2015. Section 136.06 Florida Statutes, requires the County to record in the minutes the total amounts of withdrawals of funds from depositories, direct deposit, and transfer of funds made for any and all purposes.](#)

Community Development Administration

9. [Approval and authorization for the Chairman/Vice Chairman to sign a Memorandum of Understanding with the United States Department of Agriculture, Forest Service, National Forests in Florida, and Application for Certification, to allow Florida National Scenic Trails to run through the Lake Lizzie Conservation Area.](#)
10. [Approval of the request for reduction of the Code Enforcement Lien recorded against the property located at 7514 West Irlo Bronson Memorial Highway, from the amount of \\$314,750 to \\$13,706 payable within 30 days. The owners of said property at the time of the lien were JM Kissimmee, LLC; 10700 Rangeline Road, LLC; Pacific Sierra Associates, LLC; Kona Crown Holdings, LLC; Fariborz Bardi and Dalia Bardi, as Co-Trustees of the Bardi Revocable Family Trust; and Maingate, LLC. The current property owner, Osceola Hotel Site Partnership, requests a reduction to the amount of \\$13,706. Said Lien is recorded in Official Records Book 4780, Pages 695 through 697, Public Records of Osceola County, Florida.](#)
11. [Approval of the request for reduction of the Code Enforcement Lien recorded against the property located at 7514 West Irlo Bronson Memorial Highway, from the amount of \\$31,200 to \\$1,516 payable within 30 days. The owners of said property at the time of the lien were JM Kissimmee, LLC; 10700 Rangeline Road, LLC; Pacific Sierra Associates, LLC, Kona Crown Holdings, LLC; Fariborz Bardi and Dalia Bardi, as Co-Trustees of the Bardi Revocable Family Trust; and Maingate, LLC. The current property owner, Osceola Hotel Site Partnership, requests a reduction to the amount of \\$1,516. Said Lien is recorded in Official Records Book 4180, Pages 501 through 503, Public Records of Osceola County, Florida.](#)

Public Safety

12. [Approval and authorization for the Chairman/Vice Chairman to sign the Fiscal Year 2015/2016 Emergency Management Preparedness Assistance State funded Sub-grant Agreement, CSFA #31.063, with the State of Florida, Division of Emergency Management, for the period of July 01, 2015, through June 30, 2016; \\$105,806; and authorization for the County Manager to sign any subsequent documents as required for the administration of this grant.](#)
13. [Approval and authorization for the Chairman/Vice Chairman to sign the Fiscal Year 2015/2016 Emergency Management Performance Grant Federally funded Sub-grant Agreement, CFDA #97.042, issued by the Department of Homeland Security through the State of Florida, Division of Emergency Management, for the period of July 01, 2015, through June 30, 2016; \\$82,647; and authorization for the County Manager to sign any and all subsequent documents as required for the administration of this grant.](#)
14. [Approval and authorization for the County Manager to sign the Joint Funding Agreement with the United States Geological Survey, United States Department of the Interior, and any other documents required for the administration of the 3D Elevation Program Grant to support a project to acquire Light Detection and Ranging \(LiDAR\) data for Osceola County, which includes all incorporated areas; \\$480,000.](#)

Public Works Administration

15. Adoption of Resolution #15-053R, amending the Fiscal Year 2015 Budget and appropriating additional funds to the University of Central Florida (UCF) Therapeutic Equestrian Center Project, for site alterations to avoid disturbing an eagle's nest; adoption of Resolution #15-054R, amending the 2015-2016 Five Year Capital Improvement Plan, both being detailed in Budget Supplement BA #15-035; and authorization for the County Manager, or designee, to sign subsequent construction authorizations, change orders, and amendments with Clancy and Theys Construction Company, for the UCF Therapeutic Equestrian Center Project (PS #10-142-RJ); not to exceed \$122,000 for a cumulative total not to exceed \$1,709,924.
16. Approval and authorization for the Chairman/Vice Chairman to sign service agreements with Sunshine Cleaning Systems Incorporated, Oakland Park, Florida, and Scrubzoni Incorporated, Windermere, Florida, for the award to provide Countywide pressure washing and window cleaning services, on an as needed basis through August 31, 2018 (A/R #15-04174-IS); estimated expenditures shall not exceed \$160,000 annually, for a total not to exceed \$480,000.
17. Approval and authorization for the Chairman/Vice Chairman to sign a service agreement with Willo Products Incorporated, to upgrade the existing sliding cell and corridor doors at the Osceola County Jail, through June 15, 2016 (SG #15-04261-LA); estimated expenditures shall not exceed \$111,641.
18. Approval and authorization for the Chairman/Vice Chairman to sign Amendment #1 to the service agreement with Consolidated Resource Recovery Incorporated, for mulching and debris removal services at the Bass Road Landfill (A/R #14-03938-LA); to increase the annual not to exceed amount by \$91,000; increasing estimated annual not to exceed expenditures from \$275,000 to \$366,000; for a total not to exceed \$1,098,000 through December 31, 2017.
19. Acceptance and authorization for the Chairman/Vice Chairman to sign the Utility Easement Agreement from Jersey Road, LLC, to provide a permanent 20' wide utility easement over the westerly portion of the property for installation and maintenance of various utilities for the Judge Farm Development.
20. Acceptance and authorization for the Chairman/Vice Chairman to sign a Temporary Construction Easement Agreement with Jersey Road, LLC, to provide a 30' wide temporary easement to access the permanent 20' wide utility easement over the westerly portion of the property for installation and maintenance of various utilities for the Judge Farm Development.

Community Development Consent/Public Hearing

All of these items will be approved as recommended by the Planning Commission (PC) action in a single public hearing, with one motion by the County Commission. Any citizen has the right to request an item be removed for discussion, comment, and/or consideration during a separate public hearing.

21. [Adoption of Ordinance #2015-46: An Ordinance amending Ordinance #05-15, and contracting the boundary of the Shingle Creek Community Development District, pursuant to Chapter 190, Florida Statutes; describing the external boundaries of the District contraction area and the District, as contracted; providing for all other terms and conditions to remain unchanged; providing for severability; and providing for an effective date.](#)

Commission District: 1

Staff Recommendation: Adoption of Ordinance #2015-46

Community Development Consent/Public Hearing Quasi-Judicial - NO ITEMS

Community Development Regular Public Hearing - NO ITEMS

Community Development Regular Public Hearing Quasi-Judicial - NO ITEMS

Public Hearings

County Administration

22. [Adoption of Resolution #15-061R, adopting the Federal Fiscal Year \(FFY\) 2015-2019 Community Development Block Grant Program Consolidated Plan and the FFY 2015-2016 Annual Action Plan.](#)
23. [Adoption of Ordinance #2015-49: An Ordinance of the Board of County Commissioners of Osceola County, Florida, repealing Ordinance #07-06 and dissolving the Cypress Woods Common Facilities District; providing for the disposition of any remaining funds; providing for conflicts; providing for severability; and providing an effective date.](#)

Regular

Commissioners

24. [Permission to advertise a public hearing to be held on August 17, 2015, at 5:30 pm, to consider adoption of Ordinance #2015-50, repealing Chapter 8.5, Discrimination, in its entirety, and creating Chapter 27, Human Rights; providing declaration of findings and policy; providing definitions; providing general discriminatory practices; providing sovereign immunity, no waiver of rights or remedies at law; providing employment discrimination; providing equal access to places of public accommodations; providing fair housing; providing for exemption; providing for conflict; providing for inclusion into the Osceola County Code of Ordinances; and providing for an effective date.](#)

25. [Permission to advertise a public hearing to be held on September 14, 2015, at 1:30 pm, to consider adoption of Ordinance #2015-51, an Ordinance of the Board of County Commissioners of Osceola County, Florida, establishing a Minimum Living Wage applicable for all County contractors, grantees, and employees; requiring a Labor Peace Agreement for all County contractors, and grantees; required use of apprentices; providing enforcement and remedies; creating Chapter 26, Living Wages, Labor Peace and Apprenticeship; providing for inclusion into the Code; providing for Ordinance to be liberally construed; providing for amendments to County Policies; providing for severability; and providing an effective date.](#)

Reports

Constitutional Officers and Governmental Agencies/Other

Departments/Divisions

Community Development Administration

26. [Quarterly update on Sports and Event Facilities, by Mr. Don Miers, Sports and Event Facilities Director, and Mr. Robb Larson, Osceola Heritage Park General Manager.](#)

Commission Auditor

County Attorney

County Manager

27. [Update on Kings Highway Overlay District.](#)

28. [Tree Preservation Ordinance.](#)

Commissioners

Committee Appointments

Affordable Housing Advisory Committee

The membership shall include: one citizen actively engaged in the residential home building industry in connection with affordable housing; one citizen actively engaged in the banking, or mortgage banking industry in connection with affordable housing; one citizen who is a representative of those areas of labor actively engaged in affordable home building; one citizen actively engaged as a for-profit provider of affordable housing; one citizen actively engaged as a not-for-profit provider of affordable housing; one citizen who is a real estate professional in connection with affordable housing; one citizen who actively serves on the local planning agency pursuant to Florida Statutes, Chapter 163; one citizen who resides within Osceola County; one citizen who represents employers within Osceola County; and one citizen who represents essential services personnel, as defined in the Osceola County LHAP.

29. [Appointment to replace Domingo Sanchez, "Home Building Industry related to Affordable Housing", whose term expired December 31, 2014.](#)

30. [Appointment to fill a "Member" position with the Affordable Housing Advisory Committee.](#)

Community Development Block Grant Advisory Task Force

31. [Appointment to replace Carmen Carrasquillo, "District 2", whose term expires December 31, 2015.](#)

Fire and Rescue Advisory Board

This Commission consists of seven members: one Fire Commissioner being appointed from each County Commission District and two Fire Commissioners serving in at-large positions.

32. [Appointment to replace Suzan Vis, "District 3", whose term expired December 31, 2014.](#)

For Information

County Administration

33. [Long Range Agenda.](#)
34. [The Clerk of the Board has received for the record, a copy of the City of St. Cloud, Ordinance #2015-06, to annex approximately 28.78+/- acres, identified as Villagio, located west of Old Canoe Creek Road, approximately a quarter mile northwest of the intersection of Old Canoe Creek Road and Canoe Creek Road, in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes.](#)

Adjournment

In accordance with Florida Statutes, Chapter 286.0105, any person wishing to appeal a decision made by the Board of County Commissioners with respect to any matter considered at such a meeting or hearing, will need a record of the proceedings. For such purposes he or she may need to ensure that a verbatim record of the proceedings is made, which may include the testimony and evidence upon which the appeal is based.