

Marion County

Board of County Commissioners

Action Summary – **FINAL**

McPherson Governmental Campus
601 SE 25th Ave.
Ocala, FL 34471
Phone: 352-438-2323
Fax: 352-438-2324

Tuesday, February 4, 2025

**9:00 AM McPherson Governmental Campus
Auditorium**

The Marion County Board of County Commissioners welcomes you to its regularly scheduled meeting held the first and third Tuesday of each month at 9 a.m. unless otherwise noted. The zoning portion of the meeting is held on the Monday before the third Tuesday of each month at 1:30 p.m. Should additional time be needed, the zoning portion will continue on the following Tuesday at 2:00 p.m. All commission and zoning meetings are open to the public.

Pre-screening will be conducted upon entering the administrative building, located at 601 SE 25th Ave., Ocala, FL 34471.

As a courtesy to others, silence your cell phones and other electronic devices before entering the auditorium. If you need to take a call, please step outside.

PUBLIC COMMENTS

To encourage participation, ensure equal access to all participants and foster mutual respect, please follow these guidelines.

-Regular BCC Meeting

-There are two (2) public comment portions on the agenda, one reserved for comments related to items specifically listed on the agenda, and one for all other comments.

-To be allotted five (5) minutes, you must sign up the Friday prior to the meeting that you wish to speak at. You can sign up online at <https://marionfl.org/comment> or via phone at 352-438-2300.

-Those who do not submit a request in advance (by 5:00 p.m. the Friday prior) are still welcome to sign up at the desk located in the foyer of the commission auditorium on the day of the meeting, but will only be allotted two (2) minutes.

-BCC Planning and Zoning Meeting

-Public Comments during the Planning and Zoning portion of the meeting will be limited to two (2) minutes per speaker. You must sign in at the desk located in the foyer of the commission auditorium on the day of the meeting.

Marion County staff is available throughout each meeting for your convenience.

Anyone requiring accommodations due to a disability or physical impairment should contact Marion County Administration at 352-438-2300 at least two (2) days before a meeting.

Agenda items are posted on Marion County's website, <https://www.marionfl.org>, before each board meeting. Click the "Agendas & Videos" link on the homepage to download the agenda packet and back-up documentation.

The Marion County Clerk of Court keeps the official minutes and audio recordings of commission meetings, workshops and public hearings. To request a copy of these materials, contact the Clerk's Office at 352-671-5622. Marion County streams video for most board meetings, workshops and public hearings (when applicable) live online through the county's website. These recordings are archived online after meetings, but DVDs can be requested by contacting Marion County Administration at 352-438-2300.

CALL TO ORDER
INVOCATION AND PLEDGE OF ALLEGIANCE
9:00 AM ROLL CALL
ANNOUNCEMENTS

Tuesday, February 4, 2025

- 10:00 a.m. Continued Public Hearing to Consider an Ordinance to Amend Chapter 4 of the Marion County Code Relating to Animal Control

Thursday, February 6, 2025

- 2:30 p.m. Workshop Regarding the Comprehensive Plan Evaluation and Appraisal Report

Monday, February 17, 2025

- 1:30 p.m. Commission Meeting (Zoning) scheduled for the third Monday of every month.

Tuesday, February 18, 2025

- 9:00 a.m. Commission Meeting regularly scheduled for the first and third Tuesday of every month.
- 10:00 a.m. or as soon thereafter Public Hearing to Consider an Ordinance to Amend Chapter 5.5 of the Marion County Code Related to Building and Building Regulations
- 1:50 p.m. Commission Meeting To convene a meeting of the Marion County Community Redevelopment Agency
- 2:00 p.m. or as soon thereafter Commission Meeting (Zoning) Regularly scheduled for the third Tuesday of every month.

Present: Chairman Kathy Bryant, Vice Chair Carl Zalak III, Commissioner Craig Curry, Commissioner Michelle Stone, and Commissioner Matthew McClain

1. PROCLAMATIONS AND PRESENTATIONS:

Motion by Commissioner Stone, second by Commissioner McClain, to approve agenda items 1.1. through 1.4. The motion carried 5 / 0.

- 1.1. PRESENTATION - Recognition of Multiple County Departments - Barry Mansfield (Presentation Only)
PRESENTED
- 1.2. PROCLAMATION - Chester C. Weber Day (Approval Only)
- 1.3. PROCLAMATION - Walts Brake & More Day (Approval Only)
- 1.4. CERTIFICATE OF RECOGNITION - Senator Dennis K. Baxley (Approval Only)

2. AGENDA ITEM PUBLIC COMMENTS:

Reserved for comments related to items specifically listed on this agenda. Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled requests will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or submit the request online at: www.marionfl.org.

Henry Munoz - 9.1.

3. ADOPT THE FOLLOWING MINUTES:

Motion by Commissioner Curry, second by Commissioner Stone, to approve agenda items 3.1 through 3.5. The motion carried 5 / 0.

- 3.1. October 1, 2024 A
- 3.2. October 1, 2024 B
- 3.3. October 1, 2024 C
- 3.4. October 6, 2024
- 3.5. October 15, 2024

**4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:
NONE****5. CLERK OF THE CIRCUIT COURT:**

Motion by Commissioner McClain, second by Vice Chair Zalak, to approve agenda items 5.1.1. through 5.1.4. The motion carried 5 / 0.

5.1. Budget Amendment

- 5.1.1. Fire, Rescue and EMS Fund - Fire Rescue Services - \$47,948
- 5.1.2. General Fund - Information Technology - \$62,000
- 5.1.3. Infrastructure Surtax Capital Project Fund - Multiple Cost Centers - \$1,360,028
- 5.1.4. Solid Waste Disposal Fund - Solid Waste Disposal - \$100,000

5.2. Clerk of the Court Items

- 5.2.1. Present the Acquisition or Disposition of Property Forms Authorizing Changes in Status, as Follows: 033345, 037081, 040752, 040759, 040797 and 042382

Motion by Commissioner Stone, second by Commissioner Curry, to approve agenda item 5.2.1. The motion carried 5 / 0.

6. PUBLIC HEARINGS (Request Proof of Publication) at 10:00 am:

Public participation is encouraged. When prompted, please step up to the podium and state your name and address for the record. Please limit your comments to the specific issue being addressed.

- 6.1. PUBLIC HEARING: Consider an Ordinance to Amend Chapter 4 of the Marion County Code Relating to Animal Control

Dale Kreutzer
Brian Creekbaum
Henry Munoz
Linda Lear

Jocelyn Mckathan
Ron Ehrie

Motion by Commissioner Stone, second by Commissioner Curry, to approve agenda item 6.1. and remove the five (5) hour tethering statement. The motion carried 5 / 0.

7. CONSENT:

A motion to approve the Consent Agenda is a motion to approve all recommended actions. All matters on the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion unless desired by a Commissioner.

Motion by Vice Chair Zalak, second by Commissioner McClain, to approve agenda items 7.1. through 7.7.3. The motion carried 5 / 0.

7.1. Community Services:

- 7.1.1. Request Approval of Marion County Standard Professional Services Agreement Emergency Solutions Grant Program Between Marion County and City of Ocala (Budget Impact - Neutral; not to exceed \$100,000)
- 7.1.2. Request Approval of Marion County Standard Professional Services Agreement Community Development Block Grant Program (CDBG-PS) Between Marion County and Marion County Sexual Assault Center, Inc. (Budget Impact - Neutral; not to exceed \$100,000)

7.2. Development Review Committee:

- 7.2.1. Request Approval of Waiver Request for Land Development Code Section 2.16.1.B(8)(g) - Agricultural Lot Split Establishment of County Municipal Services Benefit Unit for Dungarven Oaks, Parcel Number 03154-000-00, Application Number 32278 (for Agricultural Lot Split Application Number 32277) (Budget Impact - None)

7.3. Fire Rescue:

- 7.3.1. Request Approval of the First Amendment to Marion/Citrus Mutual-Aid/Automatic-Aid Response Plan (Budget Impact - Neutral)

7.4. Parks & Recreation:

- 7.4.1. Request Approval of Disadvantaged Business Enterprise Program as Required by the Federal Aviation Administration Grant Funding Agreement for Parallel Taxiway Alpha Project (Budget Impact - None)

7.5. Procurement Services:

- 7.5.1. Request Approval of Change Order 1 to Purchase Order 2500216: 22SS-136 Annual Maintenance of Extrication Equipment- Southern Rescue Tools, LLC., Largo, FL (Budget Impact - Neutral; additional expenditure of \$7,500)

- 7.5.2. Request Approval of First Contract Amendment: 22BE-165, Armed

and Unarmed Security Services - Giddens Security Corporation, Jacksonville, FL (Budget Impact - Neutral; estimated additional expenditure of \$15,809)

7.5.3. Request Approval of First Contract Amendment: 24Q-054-CA-01, Animal Services New Facility - D.E. Scorpio Corporation d.b.a. Scorpio, Gainesville, FL (Budget Impact - Neutral; expenditure of \$16,455,244)

7.5.4. Request Approval of First Contract Amendment with Firm Name Change: 22Q-228-CA-01 Geotechnical Engineering Services - UES Professional Solutions, LLC, Orlando, FL (Budget Impact - None)

7.5.5. Request Approval of Fourth Contract Amendment: 20B-102-CA-04 Drainage Retention Area Mowing - C&C Solutions, LLC, Ocala, FL, C&K Clean Cuts Lawn Service and Enterprise, LLC, Reddick, FL, M. Hughes, LLC, Ocala, FL, and Top-Quality Lawn Management, LLC, Ocala, FL (Budget Impact - Neutral; estimated expenditure of \$397,165)

7.5.6. Request Approval of Second Contract Amendment: 24B-084-CA-02 Marion County Drainage Retention Area (DRA) Mowing - Pure Cuts & Lawn Maintenance, LLC, Ocala, FL (Budget Impact; estimated expenditure of \$50,000)

7.5.7. Request Approval of Fourth Contract Amendment: 20B-141-CA-04 Drainage Retention Area Mowing Area V - Five Zones - Richard C. Marcinkoski d/b/a Rick's Lawn Service, Ocala, FL (Budget Impact - Neutral; estimated expenditure of \$52,217)

7.5.8. Request Approval of Selection Committee Recommendation: 25Q-041 Marion Insider's Guide - Digital Fury LLC, Ocala, FL (Budget Impact - Neutral; estimated expenditure of \$164,400)

7.5.9. Request Approval of Selection Committee Recommendation: 25Q-042 Combined Brass, PVC Parts and Supplies - Core & Main LP (Budget Impact - Neutral; expenditure of \$500,000)

7.5.10. Request Approval of Task Order for Civil Site Engineers for Miscellaneous Projects: 23Q-087-TO-32 NE 148th Terrace Over Mill Creek Bridge Repair - JBrown Professional Group, Inc., Gainesville, FL (Budget Impact - Neutral; expenditure of \$55,205)

7.5.11. Request Approval of Task Order for Civil/Site Engineers for Miscellaneous Projects: 23Q-087-TO-33 - Comprehensive Plan Amendments - Kimley-Horn and Associates, Inc., Ocala, FL (Budget Impact - Neutral; expenditure of \$236,425)

7.6. Tourist Development:

7.6.1. Request Approval of Tourist Development Council Request for Room Night Generating Funding for the FACAP 47th Annual Seminar Hosted by the Florida Advisory Committee on Arson Prevention, Inc.

(Budget Impact - Neutral; expenditure of up to \$3,500)

- 7.6.2. Request Approval of Tourist Development Council Request for Room Night Generating Funding for the Live Oak International Hosted by Live Oak Plantation Combined Driving, Inc. (Budget Impact - Neutral; expenditure of up to \$18,200)
- 7.6.3. Request Approval of Tourist Development Council Request for Room Night Generating Funding for the Grandview Invitational Hosted by Grandview Invitational, Inc. (Budget Impact - Neutral; expenditure of up to \$19,600)
- 7.6.4. Request Approval of Tourist Development Council Request for Room Night Generating Funding for Grandview World Nights Hosted by Grandview World Nights, Inc. (Budget Impact - Neutral; expenditure of up to \$22,400)

7.7. **Utilities:**

- 7.7.1. Request Approval of Water Main Extension Connection Agreement WME-072-S Between Brite Properties of Florida, LLC and Marion County Utilities (Budget Impact - Neutral; expenditure of \$109,038)
- 7.7.2. Request Approval of Water Main Extension Connection Agreement WME-079-O Between SW 59th Ave Ocklawaha, LLC and Marion County Utilities (Budget Impact - Neutral; expenditure of \$15,272)
- 7.7.3. Request Approval of Water Main Extension Connection Agreement WME-081-O Between Roberto DeFreitas and Marion County Utilities (Budget Impact - Neutral; expenditure of \$14,326)

8. **COUNTY ATTORNEY:**

- 8.1. Request Consideration of Reduction and/or Release of Civil Restitution Lien for Heather Ann Carter

Motion by Commissioner McClain, second by Vice Chair Zalak, to approve agenda item 8.1. and reduce the lien to \$650. The motion carried 5 / 0.

Motion by Vice Chair Zalak , second by Commissioner McClain, to consider walk-on agenda item 8.2. The motion carried 5 / 0.

- 8.2. Walk-On Item - Request Approval Of Two STIPULATED ORDERS OF TAKING AND FINAL JUDGMENTS Related To Two Properties To Be Acquired For The 49th Avenue South Phase Road Improvement Project We Have Reached A Settlement With Attorney Joseph M. Hanratty As To Parcel Nos. 10 AR - Dorothy Anthony, And 42 AL - ACTDT BROWN, LLC Our Road Contractor Is Commencing Work On This Project And These Acquisitions Will Expedite That Work We Are Requesting Board Approval Of These Settlements

Motion by Commissioner Stone, second by Commissioner Curry, to approve agenda item 8.2. The motion carried 5 / 0.

9. COUNTY ADMINISTRATOR

9.1. Request for Direction on Lake County's Intent to Change Medical Examiner Districts

Soft cost of \$210,000, Acquisition of land \$2.96 million, construction manager pay approximately \$69,000

Motion by Commissioner Stone, second by Commissioner Curry, to approve agenda item 9.1. The motion carried 5 / 0.

10. COMMITTEE ITEMS:

10.1. Public Safety Coordinating Council - Request to Ratify Additional Members as Required for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant

Jeane Tucker
Barbette "Bee" Barnes

Motion by Commissioner Stone, second by Commissioner McClain, to approve agenda item 10.1. The motion carried 5 / 0.

11. NOTATION FOR ACTION:

11.1. Request Approval to Schedule Eight Additional Workshops Regarding the Comprehensive Plan Evaluation and Appraisal Report on Tuesday, March 11, 2025 at 2:30 p.m.; Thursday, March 27, 2025 at 2:30 p.m.; Tuesday, April 1, 2025 at 2:30 p.m.; Monday, April 21, 2025 at 2:30 p.m.; Thursday, May 1, 2025 at 2:30 p.m.; Wednesday, May 14, 2025 at 2:30 p.m.; Monday, June 9, 2025 at 2:30 p.m. and Monday, June 23, 2025 at 10:00 a.m. or as Soon Thereafter in the McPherson Governmental Campus Auditorium

Motion by Commissioner McClain, second by Commissioner Stone, to approve agenda item 11.1. The motion carried 5 / 0.

11.2. Request Approval to Schedule and Advertise a Public Hearing to Consider an Ordinance to Amend Chapter 16-73 of the Marion County Code Related to the Solid Waste Residential Assessment on Wednesday, March 5, 2025, at 2:00 p.m. in the McPherson Government Campus Auditorium

DIRECTION TO STAFF: Need information on debt service from FEMA or other counties within Florida

Motion by Commissioner Stone, second by Commissioner Curry, to approve agenda item 11.2. The motion carried 5 / 0.

11.3. Request Approval to Schedule a Workshop to Present the Transportation Improvement Program on Thursday, March 6, 2025 at 2:00 p.m., or as Soon Thereafter, in the McPherson Governmental Campus Auditorium

Motion by Commissioner McClain, second by Commissioner Stone, to approve agenda items 11.3 through 11.5. The motion carried 5 / 0.

11.4. Request Approval of Letters of Support for Hands of Mercy Everywhere Appropriation and Budget Request for the Upcoming Legislative Session

11.5. Request Ratification of Letter for the Vet Resource Center Cancer Screening Program

12. GENERAL PUBLIC COMMENTS:

Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled speakers will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or sign up online at: www.marionfl.org .

Ted Maingold - code enforcement issues and easement issues

Joseph Walker - 911 issues

Lily Baron - chip readers at fire stations

Ron Ehrie - time frame of effectiveness of animal ordinance

Virginia Kilmer- animal tethering 5 hour

Linda Lear - aggressive dog issue

13. COMMISSIONER ITEMS:

13.1. Commission Comments

Commissioner Stone

- 19 days away from Run for the Springs. Commissioner McClain will be handing out awards at the event. The information is located on the website at:

marioncountyrvts2025.itsyourrace.com. FAC held a very good conference regarding AI.

NACo is hosting a virtual 10-week AI leadership academy. Interested in starting an AI committee within the County. Spay and neuter one cat to help save 100 cats.

Mr. Bouyounes

- Medical Examiner denied request the from Lake and Seminole County during their meeting this morning.

Commissioner Bryant

- Shout out to our Legal and Animal Services department. Promote responsible pet ownership and spay and neuter your pets. Animals will need to be licensed with Marion County.

13.2. Commission Calendar

13.2.1. Present Commission Calendar

14. NOTATION FOR RECORD:

14.1. County Administrator Informational Items:

14.1.1. Present Letters Dated January 22, 2025 Expressing Support for Citrus County's Barge Canal Boat Ramp Project Appropriations Request

14.1.2. Present Resignation from Parks & Recreation Advisory Council - Kathleen Kelley

14.1.3. Present Resignation from Rainbow Lakes Estates Municipal Services District Advisory Council - Paula Gawlik

14.1.4. Present Resignation from Rainbow Lakes Estates Municipal Services

District Advisory Council - Omar Rodriguez

14.1.5. Present Letter Dated January 22, 2025 Supporting the College of Central Florida's Legislative Funding Request Related to Its Vintage Farm Campus

14.1.6. Present Letter From Chairman Kathy Bryant to Seminole Electric Cooperative, Inc. in Support of the Dunnellon Solar Project

14.1.7. Present Letter to Florida Department of Commerce, Bureau of Community Planning and Growth Regarding the Marion County Comprehensive Plan Evaluation and Appraisal Notification

14.2. Present Walk-On Items From Previous BCC Meeting: NONE

14.3. General Informational Items:

14.3.1. Marion County Health Department – For the Latest health news and information, Visit the Website at <http://marion.floridahealth.gov/>

14.4. Clerk of the Court:

14.4.1. Present Administrative Budget Transfer Report for FY 2024-25

14.4.2. Present Annual Habitat Letter Dated December 10, 2024, From the Southwest Florida Water Management District

14.4.3. Present Memorandum From Gregory C. Harrell, Clerk Of The Circuit Court And Comptroller, Regarding The Filing Of Ordinances 24-32, 24-33 and 24-34 With The Secretary Of State's Office

14.4.4. Present Regular Report of Utilization for Reserve for Contingencies

14.5. Present for information and record, minutes and notices received from the following committees and agencies:

14.5.1. Code Enforcement Board - December 11, 2024

14.5.2. Dog Classification Board - October 14, 2024

14.5.3. Development Review Committee - December 16, 23 and 30, 2024, and January 6, 2025

14.5.4. Land Development Regulation Commission - December 18, 2024

14.5.5. Marion Oaks MSTU Advisory Board for Recreation Services and Facilities - August 13, 2024

14.5.6. Planning and Zoning Commission - November 25, 2024

14.5.7. Rainbow Lakes MSD - November 21, 2024

14.5.8. Tourist Development Council - October 24, 2024

14.5.9. Southwest Florida Water Management District (SWFWMD) - For Minutes

and Agendas, Visit the Website at <http://www.WaterMatters.org>

14.5.10. St. Johns River Water Management District (SJRWMD) - For Minutes and Agendas, Visit the Website at <https://www.sjrwmd.com>

14.5.11. Transportation Planning Organization (TPO) - For Minutes and Agendas, Visit the Website at <https://ocalamariontpo.org>

14.5.12. Withlacoochee Regional Water Supply Authority (WRWSA) - For Minutes and Agendas, Visit the Website at <http://www.wrwsa.org>