



Marion County

Board of County Commissioners

Meeting Agenda

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

District 1 – Craig Curry, Commissioner
District 2 – Kathy Bryant, Vice-Chair
District 3 – Matthew McClain, Commissioner
District 4 – Carl Zalak, III, Commissioner
District 5 – Michelle Stone, Chair

Tuesday, April 2, 2024

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 also held on the third Tuesday of each month at 2 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****1. PROCLAMATIONS AND PRESENTATIONS:**

- 1.1. [PROCLAMATION - National Fair Housing Month - Morgan Cardinal, Fair Housing Program Managing Attorney, Community Legal Services of Mid-Florida \(Approval and Presentation\)](#)
- 1.2. [PROCLAMATION - Community Development Week - Cheryl Howell, Executive Director, Florida Community Development Association \(Approval and Presentation\)](#)
- 1.3. [PROCLAMATION - Farmland Preservation Month - Sara Fennessy, Executive Director, Horse Farms Forever, Inc and Tim Gant, President, Save Our Rural Areas \(Approval and Presentation\)](#)
- 1.4. [PRESENTATION - FY 2021-22 Certificate of Achievement for Excellence in Financial Reporting Awarded to the Marion County Clerk of Court and Comptroller's Office - Gregory C. Harrell, Clerk of the Circuit Court and Comptroller \(Presentation Only\)](#)
- 1.5. [PRESENTATION - Award for Outstanding Achievement in Popular Annual Finance Reporting for Fiscal Year Ended September 30, 2022 Presented to Marion County Clerk of Court and Comptroller's Office - Gregory C. Harrell, Clerk of the Circuit Court and Comptroller \(Presentation Only\)](#)
- 1.6. [PRESENTATION - Distinguished Budget Presentation Award for Fiscal Year Beginning October 1, 2023 Presented to the Marion County Clerk of Court and Comptroller's Office \(Presentation Only\)](#)
- 1.7. [PROCLAMATION - National Public Safety Telecommunicators Week - Kyle Drummer, Marion County Public Safety Communications Director \(Approval and Presentation\)](#)
- 1.8. [PROCLAMATION - Employee Appreciation Month - Sara Caron, Marion County Human Resources Director \(Approval and Presentation\)](#)
- 1.9. [PROCLAMATION - Water Conservation Month \(Approval Only\)](#)

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.

3. ADOPT THE FOLLOWING MINUTES:

3.1. [November 7, 2023](#)

4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:

4.1. [Request a Signed Memorandum of Understanding from the Marion County Board of County Commissioners for the Marion County, Florida Adult Pre-Plea Diversion Drug Court Programs Including Misdemeanor Drug Court and Felony Diversion Drug Court Application for the Bureau of Justice, Adult Treatment Court Grant Program FY 2023-24 Competitive Grant, Category Two: Enhancement](#)

5. CLERK OF THE CIRCUIT COURT:

5.1. Budget Amendment

5.1.1. [Budget Transfer from Law Enforcement Trust Fund to MSTU for Law Enforcement - \\$1,000](#)

5.1.2. [General Fund - Emergency Medical Services - \\$181,052](#)

5.1.3. [General Fund - Procurement Services - \\$10,000](#)

5.1.4. [Infrastructure Surtax Capital Project Fund - Infrastructure Tax Transport - \\$1,457,958](#)

5.1.5. [Marion County Airport Fund - Marion County Airport - \\$33,000](#)

5.1.6. [Marion County Airport Fund - Marion County Airport - \\$200,000](#)

5.1.7. [Marion County Utility Fund - Utilities Wastewater System - \\$57,000](#)

5.1.8. [Marion County Utility Fund - Utilities Management - \\$750,000](#)

5.1.9. [Parks and Recreation Fees Fund - Parks and Recreation Fees - \\$19,000](#)

5.2. Project Adjustment

5.2.1. [Transfer Project Funds and Amend the Capital Improvement Program - American Rescue Plan Local Fiscal Recovery Fund - \\$5,519,750](#)

5.3. Clerk of the Court Items

5.3.1. [Present the Acquisition or Disposition of Property Forms Authorizing Changes in Status, as Follows: 039439, 048500, 048503, 052142, 052741, 54221 and Fire and Information Technology List Attached](#)

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: First of Two Public Hearings to Consider an Ordinance to Amend the Marion County Land Development Code Division 4.2. - Zoning Classification, to Reformat the List of Permitted and Special Use Permit Uses, Development Standards, Setbacks for Uses and Structures for Principle, General Accessory, and Specialty Uses from a List Format to a Table Format, and Provide for Scrivener Corrections](#)

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.

7.1. **Development Review Committee:**

- 7.1.1. [Request Approval of a Final Plat for Falls of Ocala Unit 2, Project Number 2005040074, Application Number 30739 \(Budget Impact - None\)](#)
- 7.1.2. [Request Approval of a Final Plat/Replat for Canopy Oaks Phase II Replat Two, Project Number 2021010057, Application Number 30149 \(Budget Impact - None\)](#)

7.2. **Fire Rescue:**

- 7.2.1. [Request Approval of the Certificate of Public Convenience and Necessity Application for RG Ambulance Service, Inc. d/b/a American Ambulance for Interfacility Transports Originating from University of Florida Health d/b/a UF Health Ocala Neighborhood Hospital \(Budget Impact - None\)](#)

7.3. **Human Resources:**

- 7.3.1. [Request Approval of the Reclassification of One \(1\) Fiscal Analyst Position, Pay Grade 111 Non-Exempt, to One \(1\) Procurement Operations Coordinator Position, Pay Grade 112 Exempt, within the Budget of Procurement AA176513 \(Budget Impact - Expenditure of \\$4,443\)](#)
- 7.3.2. [Request Approval of the Reclassification of One \(1\) Facilities Management Project Manager Position, Pay Grade 111, to One \(1\) Facilities Assistant Director Position, Pay Grade 116, within the Budget Facilities Management AA180519 \(Budget Impact - Expenditure of \\$25,168\)](#)

7.3.3. [Request Approval of the Reclassification of the Positions of Battalion Chief, Division Chief, Deputy Chief and Fire Chief, as well as the Reclassification of all Director Positions, Executive Director Position and the Position of Assistant County Administrator within the Departments Outlined in the Information Below; and the Deletion of One \(1\) Quality Assurance Manager and the Addition of One \(1\) Division Chief Position within Marion County Fire Rescue \(Budget Impact - Expenditure of \\$531,477 in EF300522, Expenditure of \\$7,840 in AA305526 and Expenditure of \\$633 in AA410513\)](#)

7.3.4. [Request Approval to Update Employee Handbook to Reflect the Leave Accrual for Battalion Chiefs after Reclassification of Pay Grades \(Budget Impact - None\)](#)

7.4. Parks and Recreation:

7.4.1. [Request Approval of Unified Certification Program Agreement and Disadvantaged Business Enterprise Program Document as Required by the Federal Aviation Administration Grant Funding Agreement for Parallel Taxiway Project \(Budget Impact - None\)](#)

7.5. Procurement Services:

7.5.1. [Request Approval of Change Order 1 to Purchase Order 2400782: 24B-002 Silver Spring Shores Community Center Lap Pool and Spa Marcite Resurfacing Project - Aumiller Pools, LLC, Winter Park, FL \(Budget Impact - Neutral; expenditure of \\$11,854 as approved in the FY 2023-24 budget\)](#)

7.5.2. [Request Approval of Change Order 1 to Purchase Order 2400842: 24C-028 Legal Services for Annual Fire Assessment Program - Nabors, Giblin & Nickerson P.A. - Tallahassee, FL \(Budget Impact - Neutral; expenditure of \\$4,000, as approved in FY 2023-24 budget\)](#)

7.5.3. [Request Approval to Reject All Bids: 20Q-173-TO-20 SSS Units 29 and 30 DRA 7403 / DRA 7322 \(Budget Impact - None\)](#)

7.5.4. [Request Approval and Renewal of Products and Services Agreement: 18C-050-CA-03 Emergency Medical Services Billing Licenses and Eligibility Module - ZOLL Data Systems, Broomfield, CO \(Budget Impact - Neutral; annual expenditure of \\$79,271 upon approval of the FY 2024-25 budget\)](#)

7.5.5. [Request Approval of Sole Source Declaration: 24SS-116, Sewer Line Assessment Tool \(SL-RAT\) - InfoSense, Inc. Charlotte, NC \(Budget Impact - Neutral; estimated expenditure of \\$150,000 as approved in the FY 2023-24 budget\)](#)

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- 7.5.6. [Request Approval of Standardization and Equipment Purchase: 24ST-117, CS Centrifuge Mobile Unit - Centrisys Corporation, Kenosha, WI \(Budget Impact - Neutral; expenditure of \\$850,000 as approved in FY 2023-24 budget\)](#)
 - 7.5.7. [Request Approval of Task Order for Civil/Site Engineers for Miscellaneous Projects: 23Q-087-TO-14 Evaluation and Appraisal Report and Planned Service Area Study - Kimley-Horn and Associates, Inc., Ocala, FL \(Budget Impact - Neutral; expenditure of \\$220,160 as approved in FY 2023-24 budget\)](#)
 - 7.5.8. [Request Approval of Task Order for Geotechnical Engineering Services: 22Q-228-TO-03 SW 38th/40th St Phase A and B - Geo-Technologies, Inc., Ocala, FL \(Budget Impact - Neutral; expenditure of \\$71,704 as approved in the FY 2023-24 budget\)](#)
 - 7.5.9. [Request Approval of Task Order for Program Management Services for the American Rescue Plan Act Grant Projects: 21Q-227-TO-13 Phase II of the Marion Oaks Water Main Extension Construction Phase Services - Kimley-Horn and Associates, Inc., Ocala, FL \(Budget Impact - Neutral; expenditure of \\$150,130 as approved in the American Rescue Plan Act budget\)](#)
 - 7.5.10. [Request Approval of Purchases \\$50,000 and Over](#)
- 7.6. Transportation - County Engineer:**
- 7.6.1. [Request Approval of Improvement Agreement with Surety Bond for Falls of Ocala Unit 2 Subdivision, Application Number 30739 \(Budget Impact - None\)](#)
 - 7.6.2. [Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel 8009-1186-05 \(Budget Impact - Neutral; expenditure of \\$50,000 plus closing cost as approved in the FY 2023-24 budget\)](#)
 - 7.6.3. [Request Re-Approval of a Purchase Agreement Associated with the SW 49th Avenue - Segment F Road Improvement Project for Parcel Number 8009-1186-08 \(Budget Impact - Neutral; expenditure of \\$50,400 plus closing cost as approved in the FY 2023-24 budget\)](#)
 - 7.6.4. [Request Approval of an Indemnification Agreement Between 95th Street Holdings, LLC and Marion County for the Proposed Pioneer Ranch Phase 2 Subdivision, Application Number 31006 \(Budget Impact - None\)](#)
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- 7.6.5. [Request to Approve and Adopt the “NW Highway 225A Right of Way Map \(NW Highway 225A and North US Highway 27 Intersection\)” from Approximately 1,300 Feet South of US Highway 27 to Approximately 1,500 Feet North of US Highway 27 \(Budget Impact - None\)](#)
- 7.6.6. [Request Approval of an Indemnification Agreement Between 95th Street Holdings, LLC and Marion County for the Proposed Pioneer Ranch Phase 5 Subdivision, Application Number 31007 \(Budget Impact - None\)](#)
- 7.6.7. [Request to Approve an Agreement, Resolution, and Notice in Association with a Parcel Exchange between Marion County and Sandy Clay, LLC \(Budget Impact - None\)](#)
- 7.7. **Utilities:**
 - 7.7.1. [Request Approval to Repeal Resolution 23-R-556 and Approve Replacement Resolution to Support Short Water Line Extension Program SWL-077 \(Applicant - Nicchio Real Estate Investments, LLC\) \(Budget Impact - None\)](#)
 - 7.7.2. [Request Approval of Short Water Line Extension Program Resolution to Support SWL-100 \(Applicant - Aldana Contracting, LLC\) \(Budget Impact - Neutral; expenditure of \\$34,899 as approved in FY 2023-24 budget\)](#)
 - 7.7.3. [Request Approval of Short Water Line Extension Program Resolution to Support SWL-114 \(Applicant - Build 4U Homes, Inc.\) \(Budget Impact - Neutral; expenditure of \\$81,310 as approved in the FY 2023-24 budget\)](#)
 - 7.7.4. [Request Approval of Short Water Line Extension Program Resolution to Support SWL-132 \(Applicant - SkyHomes Building Services, LLC\) \(Budget Impact - Neutral; expenditure of \\$38,615 as approved in the FY 2023-24 budget\)](#)
 - 7.7.5. [Request Approval of Short Water Line Extension Program Resolution to Support SWL-140 \(Applicant - Juan Camilo Perez, LLC\) \(Budget Impact - Neutral; expenditure of \\$24,496 as approved in FY 2023-24 budget\)](#)
 - 7.7.6. [Request Approval of Short Water Line Extension Program Resolution to Support SWL-143 \(Applicant - Robert Veith\) \(Budget Impact - Neutral; expenditure of \\$47,464 as approved in FY 2023-24 budget\)](#)
 - 7.7.7. [Request Approval of Resolution to Support the Voluntary Connection to Marion County Utilities Water System within Marion Oaks Units 7 and 10 as the Designated Program Area \(Budget Impact - Neutral\)](#)

- 7.7.8. [Request Approval of Facility Encroachment Agreement Between CSX Transportation, Inc. and Marion County Utilities \(Budget Impact - None\)](#)

8. COUNTY ATTORNEY: NONE

9. COUNTY ADMINISTRATOR:

- 9.1. [Request for Release of Lien on Code Enforcement Case Number 548264JB; Parcel Number 16560-048-00](#)

10. COMMITTEE ITEMS: NONE

11. NOTATION FOR ACTION:

- 11.1. [Request Approval to Schedule and Advertise a Public Hearing to Adopt Annual Rate Resolutions and Certify Non-Ad Valorem Assessment Rolls for Fire Rescue, Solid Waste and Stormwater Services on Tuesday, September 10, 2024 at 10:30 a.m. or as soon Thereafter in the McPherson Governmental Campus Auditorium](#)

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.

13. COMMISSIONER ITEMS:

13.1. Commission Comments

13.2. Commission Calendar

- 13.2.1. [Present Commission Calendar](#)

14. NOTATION FOR RECORD:

14.1. County Administrator Informational Items: None

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 Annual Audit Plan for CY 2024](#)
- 14.4.2. [Present Letter Dated March 19, 2024 from The City of Belleview, Development Services Department, Regarding Scheduled Meetings for The Annexation Application Relating to Parcel Number 38510-005-03](#)

- 14.4.3. [Present Administrative Budget Transfer Report for FY 2023-24](#)
- 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 - February 14, 2024](#)
 - 14.5.2. [Development Review Committee \(DRC\) - February 19, February 26, March 4, and March 11, 2024](#)
 - 14.5.3. [License Review Board - February 13, 2024](#)
 - 14.5.4. Southwest Florida Water Management District (SWFWMD) - For Minutes and Agendas, Visit the Website at <http://www.WaterMatters.org>
 - 14.5.5. St. Johns River Water Management District (SJRWMD) - For Minutes and Agendas, Visit the Website at <https://www.sjrwmd.com>
 - 14.5.6. Transportation Planning Organization (TPO) - For Minutes and Agendas, Visit the Website at <https://ocalamariontpo.org>
 - 14.5.7. Withlacoochee Regional Water Supply Authority (WRWSA) - For Minutes and Agendas, Visit the Website at <http://www.wrwsa.org>