

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, Commissioner

District 2 – Rathy Bryant, Commiss District 3 – Jeff Gold, Chairman

District 4 - Carl Zalak III, Vice Chair

District 5 - Michelle Stone. Commissioner

Tuesday, May 18, 2021

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 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 COMMENT

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

- -If you wish to address the commission regarding any of the items on the agenda you may do so when the Chairman opens the floor for Public Comment.
- -Public Comments will be limited to two (2) minutes per speaker, unless you signed up beforehand, in which you will be allowed five (5) minutes.

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.

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

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. PRESENTATION Update on COVID-19 Preston Bowlin, Director, Emergency Management (Presentation Only)
- 1.2. PROCLAMATION Older Americans and Mental Health Awareness Month Jennifer Martinez, Marion Senior Services Executive Director (Approval and Presentation)
- 1.3. PROCLAMATION Emergency Medical Services Week Rodney Mascho, Division Chief, Marion County Fire Rescue (Approval and Presentation)
- 1.4. PRESENTATION Acceptance of Petco Love Grant to Marion County Animal Services James Sweet, Animal Services Director (Presentation Only)
- **1.5.** PROCLAMATION Eagle Scout Court of Honor Nicholas R. Fischer (Approval Only)
- 1.6. PROCLAMATION Eagle Scout Court of Honor Breyden L. Marquis (Ratification Only)

2. AGENDA ITEM PUBLIC COMMENT:

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 sets)

- **3.1.** April 6, 2021 A
- **3.2.** April 6, 2021 B
- **3.3.** April 14, 2021

4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:

4.1. <u>Jon Lin, Trial Court Administrator - Request Approval of Intergovernmental Agreement Funding a General Magistrate and an Administrative Assistant Position for the Fifth Judicial Circuit in Marion County, Florida</u>

5. CLERK OF THE CIRCUIT COURT:

5.1. Budget Amendment

- **5.1.1.** County Transportation Transportation \$165,000
- **5.1.2.** County Transportation Maintenance Fund Transportation \$154,510
- **5.1.3.** County Transportation Maintenance Fund Transportation \$185,000
- **5.1.4.** Fire Rescue and EMS Fund Fire Rescue \$440,909
- **5.1.5.** Fire Rescue and EMS Fund Fire Rescue Services \$939,205
- **5.1.6.** General Fund ESG Cares Program \$39,000
- **5.1.7.** General Fund ESG Cares Program \$75,000
- **5.1.8.** General Fund ESG Cares Program \$250,000
- **5.1.9.** Marion County Airport Fund Marion County Airport \$297,342
- **5.1.10.** Marion County Utility Fund Utilities Wastewater System \$7,500
- **5.1.11.** Marion Oaks MSTU for General Services Marion Oaks MSTU \$4,659
- **5.1.12.** Multiple Funds CARES Act Payroll Reimbursement
- **5.1.13.** Parks and Recreation Fees Fund Parks and Recreation Fees \$236,342
- **5.1.14.** Solid Waste Disposal Fund Solid Waste Recycling \$50,000
- **5.1.15.** Solid Waste Disposal Fund Solid Waste Disposal \$60,000

5.2. Clerk of the Court Items

5.2.1. Request appointment of two (2) Commissioners to serve on the Value Adjustment Board (VAB) for 2021

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 for the Consideration of an Ordinance Related to Signature Authority

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. Administration:

- 7.1.1. Request Approval of Extension of Performance Period and Amendment to Qualified Target Industry (QTI) Tax Refund Agreement with Wells Pharmaceutical Outsourcing, LLC (Budget Impact None)
- 7.1.2. Request Approval to Authorize the County Administrator or Designee(s) to Submit Emergency Rental Assistance 2 (ERA 2)
 Program Applications (Budget Impact Revenue to be Determined)

7.2. Attorney:

7.2.1. Request Approval of Settlement Agreement and Release

Documents Covering All Plaintiffs in the Following Two (2)

Lawsuits Filed in the Middle District of Florida, Ocala Division

(Budget Impact - Expenditure of \$1,175,000 to be paid from

Account EF300522-599101. Reserve for Contingencies)

7.3. Community Services:

- 7.3.1. Request Approval for Submission of Substantial Amendment, Standard Forms 424 (SF-424), and Certifications Associated with the FY 19/23 Five (5) Year Consolidated Plan, and the FY 19/20 Annual Action Plan as Required by the U.S. Department of Housing and Urban Development (HUD) for Community Development Block Grant (CDBG-CV) and Emergency Solutions Grant (ESG-CV) Funds (Budget Impact None)
- 7.3.2. Request Approval of First Amendment to Standard Professional Services Agreement Between Marion County and Central Florida Community Action Agency (CFCAA) with State Housing Initiatives Partnership (SHIP) Program Funds (Budget Impact None)

7.4. Development Review Committee:

7.4.1. Request Approval of Final Plat for Weybourne Landing Phase 1C Subdivision, Application Number 25962 (Budget Impact - None)

7.5. Fire Rescue:

7.5.1. Request Approval of the Certificate of Public Convenience and Necessity (COPCN) for The Villages Public Safety Department (Budget Impact - None)

7.6. Human Resources:

Meeting Agenda

- Request Approval of a Resolution for the Reclassification of Two (2) Division Chief Positions, Pay Grade 460, to Two (2) Deputy Chief Positions, Pay Grade 470; Two (2) Battalion Chief Positions, Pay Grade 450, to Two (2) Division Chief Positions, Pay Grade 460; Two (2) Firefighter Positions, Pay Grade 398-407, to Two (2) Battalion Chief Positions, Pay Grade 450; and the Deletion of One (1) Firefighter Position in Order to Initiate Phase II of the Marion County Fire Rescue Reorganization Plan Within the Fire Rescue and EMS Budgets (Budget Impact Fire Fund (EF300522) Savings of \$32,900 and EMS Fund (AA305526) Expenditure of \$9,924)
- Request Approval of a Resolution for the Deletion of Two (2) Business Services Specialist Positions, Pay Grade 14; the Creation of One (1) Vendor Liaison Position, Pay Grade 20; the Reclassification of One (1) Projects Coordinator I Position, Pay Grade 18, to One (1) Purchasing Supervisor, Pay Grade 21, One (1) Business Services Specialist Position, Pay Grade 14, to One (1) Fiscal Analyst, Pay Grade 20, and One (1) Business Services Specialist Position, Pay Grade 14, to One (1) Administrative Business Specialist, Pay Grade 18, Within the Procurement Services Budget AA176513 (Budget Impact Savings of \$19,394)
- 7.6.3. Request Approval of a Resolution for the Reclassification of One
 (1) Traffic Maintenance Technician Position, Pay Grade 8-11 to
 One (1) Traffic Sign Shop Technician, Pay Grade 16, Within the
 Office of the County Engineer Transportation Maintenance Fund
 (BL400541) (Budget Impact Expenditure of \$8,306)

7.7. Parks and Recreation:

- 7.7.1. Request Approval of Amendment for Extension of Public Transportation Grant Agreement with the Florida Department of Transportation (FDOT) for the Construction of T-Hangars at the Marion County Airport (Budget Impact Neutral)
- 7.7.2. Request Approval of Public Transportation Grant Agreement with the Florida Department of Transportation (FDOT) and Resolution Approving Additional Grant Funds for the Construction of T-Hangars at the Marion County Airport (Budget Impact Revenue of \$1,500,000)
- 7.7.3. Request Approval of Resolution Approving the Use of an Interest Free Loan from the Parks and Recreation Fees Fund to the Marion County Airport and Repayment Plan (Budget Impact Neutral)

7.8. Procurement Services:

- **7.8.1.** Request Approval of Contract for Bid: 21B-084, Countywide Fuel Lewis Oil Company Inc., Gainesville, FL (Budget Impact Neutral; annual estimated expenditure of \$3,000,000 as approved in FY 20/21 budget)
- 7.8.2. Request Approval of Bid Award and Contract: 21B-141, Hauling and Disposal of Utilities Wastewater Biosolids, Debris, and Grease American Pipe & Tank, Inc., Ocala, FL (Budget Impact Neutral; estimated annual expenditure of \$230,000 as approved in FY 20/21 budget)
- 7.8.3. Request Approval of Bid Award and Contract: 21B-130, CR 464
 Forcemain PH3 Hartman Civil Construction Co., Inc., Ocala, FL
 (Budget Impact Neutral; expenditure of \$1,187,380 as approved in FY 20/21 budget)
- 7.8.4. Request Approval of Change Order 1 to Purchase Order 2100511: 17BE-171, Utilities Software with E-Billing and Lockbox Services First Mobile Trust, LLC, Miamisburg, OH (Budget Impact Additional Expenditure of \$87,440 as approved in FY 20/21 budget)
- **7.8.5.** Request Approval of Bid Award and Contract: 21B-139, Lift Station GCC 008 Replacement Blake Utility Construction, LLC, Ocala, FL (Budget Impact Neutral; expenditure of \$1,390,832 as approved in FY 20/21 budget)
- 7.8.6. Request Approval of Task Order for Construction Manager: 20Q-161-TO-01, Marion County Dunnellon Airport T-Hangar Development Dinkins Construction LLC, Ocala, FL (Budget Impact Neutral; project cost is to be \$2,769,388)
- **7.8.7.** Request Approval of Purchases \$50,000 and Over

7.9. Tourist Development:

7.9.1. Request Approval of Tourist Development Council (TDC) Funding Request (Budget Impact - Neutral; expenditure of \$10,000 as approved in the FY 20/21 budget)

7.10. Transportation - County Engineer:

- **7.10.1.** Request Approval of a District Office Lease Between Marion County and Senator Keith Perry (Budget Impact None)
- 7.10.2. Request Approval to Declare Parcel Number 31818-001-00 as Surplus and Authorize Staff to Proceed with the Sale (Budget Impact Revenue of \$30,931)
- 7.10.3. Request Approval to Declare Tract 'G' Lying Adjacent to Parcel 35770-055015 as Surplus and Authorize Staff to Proceed with the Sale (Budget Impact Revenue of \$90)

- 7.10.4. Request Approval to Declare a Portion of Tract 'H' Lying Adjacent to Parcel 35770-055020 as Surplus and Authorize Staff to Proceed with the Sale (Budget Impact Revenue of \$428)
- 7.10.5. Request Approval to Declare a Portion of Tract 'H' & 'I' Lying Adjacent to Parcel 35770-055-20 and Parcel 35770-055-21 as Surplus and Authorize Staff to Proceed with the Sale (Budget Impact Revenue of \$744)
- 7.10.6. Request Approval to Declare a Portion of Tract 'I' Lying Adjacent to Parcel 35770-055021 as Surplus and Authorize Staff to Proceed with the Sale (Budget Impact Revenue of \$147)
- 7.10.7. Request Approval of Modification to Subgrant Agreement Between the Division of Emergency Management and Marion County for the SW 52nd Street Hazard Mitigation Grant Program Project (Agreement Number H0445) (Budget Impact None)
- 7.10.8. Request Approval of the 2021/2022 to 2025/2026 Marion County Transportation Improvement Program (TIP) (Budget Impact - None)
- 7.10.9. Request Approval of a Resolution to Vacate a Portion of the Plat of West End Ocala, as Recorded in Plat Book A, Page 57 (Budget Impact Revenue of \$350)

7.11. Utilities:

- 7.11.1. Request Approval for Water Main Extension Connection Agreement 21-SA-02-O Between Kamille Gomez and Marion County Utilities (MCU) (Budget Impact - None)
- 7.11.2. Request Approval for Water Service Agreement 19-SA-13

 Between DRC24, LLC and Marion County Utilities (MCU) (Budget Impact None)
- 7.11.3. Request Approval for Water Main Extension Connection Agreement 20-SA-35-O Between D32 Invest, LLC and Marion County Utilities (MCU) (Budget Impact - None)
- 7.11.4. Request Approval for Water Main Extension Connection Agreement 20-SA-36-O Between D32 Wholesale, LLC and Marion County Utilities (MCU) (Budget Impact - None)
- 7.11.5. Request Approval for Water Main Extension Connection Agreement 20-SA-38-O Between D32 Wholesale, LLC and Marion County Utilities (MCU) (Budget Impact - None)
- 7.11.6. Request Approval for Water Main Extension Connection Agreement 20-SA-40-O Between D32 Wholesale, LLC and Marion County Utilities (MCU) (Budget Impact - None)

- 7.11.7. Request Approval for Water Main Extension Connection Agreement 21-SA-09-O Between D32 Wholesale, LLC and Marion County Utilities (MCU) (Budget Impact - None)
- 7.11.8. Request Approval for Water Main Extension Connection Agreement 20-SA-41-O Between A Plus Homes, INC and Marion County Utilities (Budget Impact - None)
- 8. COUNTY ATTORNEY: NONE
- 9. COUNTY ADMINISTRATOR:
 - 9.1. Request Approval to Add up to Ten (10) Internship Positions in Various

 Departments of Marion County Within the Human Resources Budget
 (AA170513)

10. COMMITTEE ITEMS:

- 10.1. <u>Value Adjustment Board Request Approval to Advertise for One (1) Full</u>
 Member for a Full Term
- **10.2.** Hills of Ocala MSTU for Recreation Advisory Council Request Appointment of Two (2) Full Members for an Unexpired Term and a Full Term
- 10.3. <u>Board of Adjustment Request Appointment of One (1) Full Member for a Full Term</u>
- **10.4.** Board of Adjustment Request Approval to Advertise for One (1) Alternate Member for an Unexpired Term
- 10.5. Dog Classification Board Request Acceptance of One (1) Resignation of an Alternate Member and Approval to Advertise for Vacancy for an Unexpired Term

11. NOTATION FOR ACTION:

- 11.1. Request Approval to Schedule a Workshop for an Update of the SW 49th Avenue, North Phase Preliminary Engineering Report (PER) on Tuesday, June 22, 2021 at 2:00 p.m. in the McPherson Governmental Campus Auditorium
- 11.2. Request Approval to Schedule a Workshop for the 2022-2026 Strategic Plan "Empowering Marion Part II" on Wednesday, July 7, 2021 at 1:30 p.m. in the McPherson Governmental Campus Auditorium

12. COMMISSIONER ITEMS:

- 12.1. Commission Comments
- 12.2. Commission Calendar
 - 12.2.1. Present Commission Calendar

13. GENERAL PUBLIC COMMENT:

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.

14. NOTATION FOR RECORD:

14.1. County Administrator Informational Items:

- **14.1.1.** Present Letter Dated April 29, 2021 from Veterans Helping Veterans USA, Inc. Regarding Request for Continuation of Funding in FY 21/22 Budget
- 14.1.2. Present Letter Dated April 30, 2021 from Florida Department of Transportation (FDOT) Regarding Public Information Meeting for East Silver Springs Boulevard Intersection Safety Improvements
- **14.1.3.** Present CEP April 2021 Activity Report and Performance Matrix
- **14.1.4.** Present Monthly Building Safety Productivity Report for the Month of April 2021
- **14.1.5.** Present Notification of Extension of State of Local Emergency Related to COVID-19 Pandemic Dated May 3, 2021
- **14.1.6.** Present Notification of Extension of State of Local Emergency Related to COVID-19 Pandemic Dated May 10, 2021
- **14.1.7.** Present Legislative Summary 2021 for Marion County from Peebles Smith & Matthews

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
- **14.4.2.** Present CARES Act Administrative Budget Transfer Report
- **14.4.3.** Present Monthly Report for the Building Department Budget and Actual
- 14.4.4. <u>Present the Acquisition or Disposition of Property Forms Authorizing Changes in Status, as Follows: 043573 and State Attorney's List Attached</u>

- 14.4.5. Present Memorandum from Gregory C. Harrell, Clerk of the Circuit Court and Comptroller, Regarding the Filing of Ordinance 21-09 with the Secretary of State's Office
- **14.4.6.** 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. Board of Adjustments April 5, 2021
 - 14.5.2. Marion County Historical Commission March 8, 2021
 - 14.5.3. <u>Marion County Hospital District Board of Trustees (MCHD) March 29, 2021</u>
 - 14.5.4. Planning and Zoning Commission March 29, 2021
 - **14.5.5.** Rainbow Lakes Advisory Committee October 15, 2020 and March 11, 2021
 - **14.5.6.** Southwest Florida Water Management District (SWFWMD) For Minutes and Agendas, Visit the Website at http://www.WaterMatters.org
 - **14.5.7.** St. Johns River Water Management District (SJRWMD) For Minutes and Agendas, Visit the Website at https://www.sjrwmd.com
 - **14.5.8.** Transportation Planning Organization (TPO) For Minutes and Agendas, Visit the Website at http://www.ocalafl.org/tpo
 - **14.5.9.** Withlacoochee Regional Water Supply Authority (WRWSA) For Minutes and Agendas, Visit the Website at http://www.wrwsa.org

15. PLANNING & ZONING - REQUEST PROOF OF PUBLICATION (AT 2:00PM):

Present Cover Documents from Planning and Zoning

- 15.1. Planning and Zoning Consent Items:
 - **15.1.1.** 210503Z Thi Nguyen Rev. Living Trust, Thi Nguyen TR, A-1 and Conditional B-5 to RC-1, 11.67 Acres
 - **15.1.2.** 210504Z Harry Hatton Straker, Jr. R-E to A-1, 14.35 Acres
 - **15.1.3.** 210506Z Cyrus and Julie Lott, R-4 to A-1, 9.0 Acres
 - **15.1.4.** 210507Z HTM Developers, LLC., Harvey Vandeven, PUD to R-1, 1.0 Acre
 - **15.1.5.** 210509Z Robert and Karen Martel, R-1 to A-1, 3.11 Acres
 - **15.1.6.** 210510Z Marguerite McDermott, R-1 to A-1, 3.62 Acres

- **15.1.7.** <u>210511Z Pamela DeBoer, Jill Langford ET AL, Jason, Justin and Jene DeBoer, B-2 and A-1, 50 Acres</u>
- 15.1.8. 210514SU David and Patricia Sokol, Sokol Vineyards, LLC., Modification and Renewal of a Special Use Permit in A-1, 1.29

 Acres
- **15.1.9.** 210406Z Bruce E. Oehlerking Trust and Michael Oehlerking, B-4 to G-U, 10 Acres
- **15.1.10.** <u>210407SU Bruce E. Oehlerking Trust and Michael Oehlerking, Special Use Permit in G-U, 10.0 Acres</u>
- 15.1.11. 20-L10 Request Review and Adoption of Revisions to the Capital Improvements Element of the Comprehensive Plan, Including the Annual Update to the Schedule of Capital Improvements for FY 2020-2021 Through FY 2024-2025

15.2. Public Hearing

15.2.1. PUBLIC HEARING to Consider Adoption of a Resolution to Close and Abandon Those Certain Unnamed Road(s) (or Portion of)
Located in West End Ocala, Plat Book A, Page 57

15.3. Planning and Zoning Items for Individual Consideration:

- 15.3.1. 210502Z Maro Investment Ocala, LLC., Rock Cloutier, Modification and Renewal of a PUD, 221.75 Acres (Requesting to Continue Until the June 15, 2021 BCC/P&Z Public Hearing)
- **15.3.2.** <u>210512Z Flying Eagle Resources, LLC. Ursula Henning, R-1 to R-2, 35.07 Acres (Will be Withdrawn by the Applicant)</u>
- **15.3.3.** <u>210516SU Dollar Tree Distribution, Inc., Michael Lech, Special Use Permit in a PUD, 200.13 Acres</u>
- **15.3.4.** <u>210505Z Jayne Ward, B-4 to M-1, 14.83 Acres</u>
- **15.3.5.** 210508Z Jason and Crystal Reed, R-E to A-1, 3.05 Acres
- **15.3.6.** 210513SU Michael and Trudi Moore, Special Use Permit in A-1, 27.53 Acres
- 15.3.7. <u>Update Regarding Special Use Permit 201211SU, Resolution 21-R-080, Issued to 16345 N. Highway 301 Trust, Melissa Stathas on December 28, 2020</u>
- **15.3.8.** <u>21-L01 James and Diana Schilling ET AL, Commercial and Medium Residential to Employment Center, 39.28 Acres</u>
- **15.3.9.** 210501Z James and Diane Schilling, ET AL, A-1 and P-MH to PUD, 39.28 Acres

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15.4. Adoption of Ordinance