

# Orange County Government

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



## Final Meeting Minutes

Tuesday, June 23, 2020

9:00 AM

County Commission Chambers

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:09 a.m.

**Present:** 7 - Mayor Jerry L. Demings, Commissioner Betsy VanderLey, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

Others present:

County Comptroller Phil Diamond as Clerk  
County Administrator Byron Brooks  
County Attorney Jeffrey J. Newton  
Deputy County Attorney Joel Prinsell  
Assistant Deputy Clerk Katie Smith

**Invocation - District 2**

Pastor Douglas M. Bankson, Victory Church World Outreach Center

**Pledge of Allegiance****Public Comment**

The following persons addressed the Board during public comment:

- Frankie Elliott
- Patricia Rumph
- Gretchen Robinson
- Samuel Santiago
- Warren Cojuste
- Vanessa Keverenge
- Johanna Lopez

The following persons submitted a written comment to the Board during public comment:

- Danielle Jahn
- Jaime Melvin
- Michael Cannizzaro
- Nathan Rubin
- JoAnn Elswick
- Josh Holliday
- Joseph Rosenwasser
- Charles Chase
- Anna Weil
- Heather Little

- Logan Lamphere
- Samantha Genova
- Mira Tanna
- Shamella Harmon
- Lennon Chip Tatum
- Lauren Stump
- Lauren Moseley
- Natalie Cavaliere
- Debby Jordan
- Jennifer Antos
- Ken Gee
- David Pupo
- Robert Arnold
- Kim Meredith Hampton
- Scott A. Hampton
- David Brenner
- Paige Horton
- Reese Stewart
- Louis H. Nimkoff
- Lori Agudo
- Dan Lopez
- Kathleen McIver
- Jeffrey M. Fagan
- Doug Anderson
- Nichole Sharp

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor deleted Administrative Services Department Item 26; and further, a motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to approve the balance of the Consent Agenda. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

### A COUNTY MAYOR

1. **20-827** Confirmation of the Mayor's managerial appointment of Isiah M. White, Jr. as Manager, Security Division, Orange County Convention Center.

### B. COUNTY COMPTROLLER

1. **20-828** Approval of the minutes of the May 19, 2020 meeting of the Board of County Commissioners. (Clerk's Office)

2. **20-829** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Periods are as follows:

- May 29, 2020, to June 4, 2020; \$55,946,431.19
- June 5, 2020, to June 11, 2020; \$25,090,751.55
- June 12, 2020, to June 18, 2020; \$47,129,974.07.

(Finance/Accounting)

3. **20-830** Approval and execution of Maintenance Agreement Plaza International Common Area and Maintenance Agreement Plaza International Drainage Improvements and Maintenance both by and between Orange County, Florida and DBC-PI Development, LLC. (Special Assessments)

4. **20-831** Disposition of Tangible Personal Property as follows.

- a. Return grant funded assets to grantor.
- b. Scrap assets.
- c. Sell assets through online auction.
- d. Offer assets to non-profits.
- e. Scrap remaining assets.

(Property/Accounting)

### C. COUNTY ADMINISTRATOR

1. **20-832** Reappointment of Luis A. Cordero to the Pine Hills Local Government Neighborhood Improvement District Advisory Council in the Pine Hills Safe Neighborhood Partnership representative category with a term expiring June 30, 2023. Note: This will be a third term for Mr. Cordero and will require a supermajority vote of the Board of County Commissioners. (Agenda Development Office)

2. **20-833** Approval and execution of Resolution 2020-B-02 of the Board of County Commissioners of Orange County, Florida, approving, solely for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance by the St. Johns County Industrial Development Authority of its Revenue Bonds (Presbyterian Retirement Communities Obligated Group Project), Series 2020; providing for certain other matters in connection therewith; and providing an effective date. (Health Facilities Authority)

3. **20-834** Approval of budget amendments #20-63, #20-64, #20-65, #20-66, #20-67, and #20-68. (Office of Management and Budget)

4. **20-835** Ratification of payment of Intergovernmental claims of April 16, 2020, April 30, 2020, May 14, 2020, and May 28, 2020, totaling \$2,700,901.90. (Risk Management Division)
5. **20-836** Approval of the sufficiency of the public officials' bonds provided by Travelers Casualty and Surety Company and Liberty Mutual Insurance Company for all public officials currently holding office in Orange County, Florida. (Risk Management Division)

#### **D. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **20-837** Approval to award Invitation for Bids Y20-144-AH, Liquid Polymer for South Water Reclamation Facility (SWRF), to the low responsive and responsible bidder Polydyne, Inc. for Lot A in the estimated contract award amount of \$1,238,147.50 and Polydyne, Inc. for Lot B in the estimated contract award amount of \$459,195. ([Utilities Department Water Reclamation Division] Procurement Division)
2. **20-838** Approval to award Invitation for Bids Y20-192-MV, MSBU and Non-MSBU Retention Pond Mowing and Maintenance-West Orange, to the low responsive and responsible bidder, AERO GroundTek, LLC. The annual estimated contract award amount is \$297,200 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
3. **20-839** Approval to award Invitation for Bids Y20-1012-JS, Orange County Construction Services for the ADA Pedestrian Safety Improvement Program, to the low responsive and responsible bidders for the base year:

<b><u>Bidders</u></b>	<b><u>Estimated Contract Award Amount</u></b>
Parthenon Construction Company	\$806,550
Huffman Inc. dba NuWave Concrete	\$881,775
RMS Constructors Group, LLC	\$884,775

([Public Works Department Highway Construction Division] Procurement Division)

4. **20-840** Approval to award Invitation for Bids Y20-1030-RM, Asphalt Milling and Recycling Services for Orange County Parks and Recreation, to the low responsive and responsible bidder, Mercon Construction Company. The estimated contract award amount is \$803,715 for the base year. ([Community and Family Services Department Parks and Recreation Division] Procurement Division)
5. **20-841** Approval to award Invitation for Bids Y20-1031-RM, Asphalt Milling and Resurfacing with Friction Course and Asphalt Berms, to the low responsive

and responsible bidders for the base year:

<u>Bidders</u>	<u>Estimated Contract Award Amount</u>
Middlesex Paving LLC	\$8,017,500
Hubbard Construction Company	\$8,078,030
Ranger Construction Industries, Inc.	\$8,262,918
Preferred Materials, Inc.	\$8,183,050

([Public Works Department Roads and Drainage Division] Procurement Division)

6. **20-842** Approval to award Invitation for Bids Y20-1045-MV, Title Services, to the low responsive and responsible bidder, American Government Services Corporation. The estimated contract award amount is \$489,500 for a two-year term. ([Administrative Services Department Real Estate Management Division] Procurement Division)
7. **20-843** Approval to award Invitation for Bids Y20-1046-AV, Right-of-Way Mowing - Taft Area Section I, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$391,100 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
8. **20-844** Approval to award Invitation for Bids Y20-726-TA, Gravity Group Package 3, to the low responsive and responsible bidder, Insituform Technologies, LLC. The estimated contract award amount is \$2,486,619.63. ([Utilities Department Engineering Division] Procurement Division)
9. **20-845** Approval to award Invitation for Bids Y20-731-TA, Pump Station Package 23 Improvements, to the low responsive and responsible bidder, Prime Construction Group, Inc. The total contract award amount is \$2,165,000. ([Utilities Department Engineering Division] Procurement Division)
10. **20-846** Approval to award Invitation for Bids Y20-736-FH, Construction of Eco-Tourism Center at Magnolia Park, to the low responsive and responsible bidder, Johnson-Laux Construction, LLC. The total contract award amount is \$3,021,185 including alternates 1, 2, and 3. ([Administrative Services Department Capital Projects Division] Procurement Division)
11. **20-847** Approval to award Request for Quotations Y20-1021-DM, Landscape Maintenance at Blanchard Trail, to the low responsive and responsible quoter, Helping Hand Lawn Care. The estimated contract award amount is \$100,050 for a one-year term. ([Community and Family Services Department Parks and Recreation Division] Procurement Division)
12. **20-848** Approval of Amendment No. 5, Contract Y17-196-MV, Street Sweeping

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- Services, with USA Services of Florida, Inc. in the amount of \$245,734.83, for a revised total contract amount of \$1,347,594.83. ([Public Works Department Roads and Drainage Division] Procurement Division)
13. **20-849** Approval of Amendment No. 6, Contract Y17-1054, Meter Boxes, with Consolidated Pipe & Supply, Inc. in the amount of \$174,000, for a revised contract amount of \$1,566,937.52. ([Utilities Department Field Services Division] Procurement Division)
14. **20-850** Approval of Amendment No. 6, Contract Y17-1073, Operation, Maintenance & Monitoring of the Landfill Gas, Leachate and Stormwater Management System at the Orange County Landfill, with Carlson Environmental Consultants, PC in the amount of \$300,000, for a revised total contract amount of \$2,120,347.04. ([Utilities Department Solid Waste Division] Procurement Division)
15. **20-851** Approval of Purchase Order M100904, Administration Center Lighting Control Upgrades, with Johnson Controls Inc. in the amount of \$235,426.16. ([Administrative Services Department Capital Projects Division] Procurement Division)
16. **20-852** Ratification of Purchase Order M100753, 2-Ply Cloth Face Masks, with Stran Promotional Solution, in a not-to-exceed amount of \$171,250. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
17. **20-853** Ratification of Purchase Order M100759, 3-Ply Disposable Face Masks, with Uth Stuph Clothing, in a not-to-exceed amount of \$590,290. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
18. **20-854** Ratification of Purchase Order M100764, 3-Ply Disposable Face Masks, with Uth Stuph Clothing, in a not-to-exceed amount of \$590,290. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
19. **20-855** Approval of Purchase Order M100780, Preventive Maintenance and Software Support, with Mettler-Toledo LLC in the amount of \$105,194.23. ([Utilities Department Solid Waste Division] Procurement Division)
20. **20-856** Ratification of Purchase Order M100811, 3-Ply Disposable Protective Face Masks, with Florida Imports Experts Inc in a not-to-exceed amount of \$430,000. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
21. **20-857** Ratification of Purchase Order M100830, 2oz Hand Sanitizers Bottles, with Thumbprint in a not-to-exceed amount of \$386,400. ([Health Services

Department Fiscal and Operational Support Division] Procurement Division)

22. **20-858** Ratification of Purchase Order M100841, 2oz Hand Sanitizer Bottles, with Florida Supply and Cleaning Products LLC in a not-to-exceed amount of \$328,000. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
23. **20-859** Ratification of Purchase Order M100871, 3-Ply Disposable Protective Face Masks, with Mobile Outfitters LLC in a not-to-exceed amount of \$390,000. ([Fire Rescue Department Fiscal and Operational Support Division] Procurement Division)
24. **20-860** Approval and execution of Non-Exclusive Permanent Easement Agreement by and between Reedy Creek Improvement District and Orange County, Florida and authorization to record instrument for Avalon Rd - Western Way signalization Plans. District 1. (Real Estate Management Division)
25. **20-861** Approval and execution of Contract for Donation of Real Property by and between Orange County, Florida and Lendsey D. Phillips, approval of Warranty Deed from Lendsey D. Phillips to Orange County, and authorization to perform all actions necessary and incidental to closing for MPH Ft Christmas Donation. District 5. (Real Estate Management Division)
26. **20-862** Approval and execution of Agreement for Sale and Purchase by and between Carl D. Summers and Ardis E. Summers and Orange County, Florida, approval of Special Warranty Deed from Carl D. Summers and Ardis E. Summers to Orange County, Florida, delegation of authority to the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase, and authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for Mosquito Control Facility. District 6. (Real Estate Management Division)

(This item was deleted.)

27. **20-863** Authorization to disburse funds to pay additional fees and costs for Orange County Acres Environmental Land. District 5. (Real Estate Management Division)

## **E. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1. **20-864** Approval of Orange County Head Start Program Application for Federal Assistance Five Year Grant (Year 1) FY 2020-2021 between Orange County and Department of Health and Human Services, Administration for Children and Families, Office of Head Start in the estimated amount of \$14,131,502 for the continued operation of the Head Start Program; and approval and execution of (1) Certification of Filing and Payment of Federal Taxes and (2)



Employee Compensation Cap Compliance Assurance. The required non-federal match in the amount of \$3,532,376 is derived from parent, volunteerism, donation of goods and services, lease agreements, and County support. (Head Start Division)

2. **20-865** Receipt and filing of Head Start Policy Council Meeting Minutes April 13, 2020 and Head Start Policy Council Program Information and Updates May 2020 for the official county record. (Head Start Division)
3. **20-866** Approval of Florida Department of Children and Families Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program Program Status Report Implementation and Expansion Grants final report Grant Number: LHZ51 from the period of April 1, 2017 through March 31, 2020. (Mental Health and Homelessness Issues Division)
4. **20-867** Approval and execution of Agreement between Orange County, Florida and the Devereux Foundation, Inc. regarding the provision of therapeutic and clinical services and authorization for the County Mayor or designee to approve any increases, decreases, or amendments to this contract. (Youth and Family Services Division)
5. **20-868** Authorization to pay the one-time CARES Act funding financial assistance of \$1,000 per household directly to residents impacted by Covid-19 instead of making the payment to the resident's vendor. (Citizen Resource and Outreach Division)

#### **F. HEALTH SERVICES DEPARTMENT**

1. **20-869** Approval to pay Orange County's Medicaid share of cost in accordance with Florida Statute 409.915 for state fiscal year 2020-2021 in the amount of \$20,295,481.

#### **G. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

1. **20-870** Approval and execution of Subrecipient Agreement between Orange County, Florida and Habitat for Humanity Greater Orlando and Osceola County, Inc. for a subaward of \$264,000.00 related to the United States Department of Housing and Urban Development Office of Community Planning and Development Community Development Block Grant Program for the specific purpose of administering the Roof Replacement Program. All Districts. (Housing and Community Development Division)
2. **20-871** Approval and execution of Multi-Family Affordable Housing Developer's Agreement between Orange County, Florida, and Madison Landing, LLC., and Neighborhood Lending Partners of Florida, Inc., regarding the State Housing Initiatives Partnership Program for the Madison Landing senior affordable rental community. District 6. (Housing and Community

Development Division)

3. **20-872** Approval and execution of Proportionate Share Agreement for Chabad at UCF Alafaya Trail by and between Chabad at UCF, Inc. and Orange County for a proportionate share payment in the amount of \$118,776. District 5. (Roadway Agreement Committee)
4. **20-873** Approval and execution of Proportionate Share Agreement for Poinciana Boulevard Multifamily Winter Garden-Vineland Road from Osceola County Line to World Center Drive by and between Vineland Apartments Owner, LLC and Orange County for a proportionate share payment in the amount of \$89,592. District 1. (Roadway Agreement Committee)
5. **20-874** Approval and execution of Proportionate Share Agreement for Prime Logistics Center Taft-Vineland Road by and between Taft Vineland Land Company, LLC, Welwyn Management Company, and Orange County for a proportionate share payment in the amount of \$856,096. District 4. (Roadway Agreement Committee)

#### H. PUBLIC WORKS DEPARTMENT

1. **20-875** Approval of "No Parking" signs installation in Beacon Park Phase 2 subdivision. District 4. (Traffic Engineering Division)
2. **20-876** Authorization to record the plat of Horizon West Village H Parcel 12A. District 1. (Development Engineering Division)
3. **20-877** Authorization to record the plat of Curry Ford Car Wash. District 4. (Development Engineering Division)

## II. INFORMATIONAL ITEMS\*\*

#### A. COUNTY COMPTROLLER

1. **20-878** Receipt of the following items to file for the record: (Clerk's Office)
  - a. Florida Public Service Commission Consummating Order. In re: Petition for approval of emergency modification to Duke Energy's rate schedule SC-1, tariff sheet 6.110 by Duke Energy Florida, LLC.
  - b. Florida Public Service Commission Order Granting Tampa Electric Company's, Duke Energy Florida, LLC's Florida Power & Light Company's and Gulf Power Company's Petitions for Mid-Course Corrections. In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.
  - c. City of Orlando Ordinances with Exhibit A (Legal Description Form),

Exhibit B (Map), Exhibit C (Future Land Use Existing and Proposed Maps), Exhibit D (Zoning Existing and Proposed Maps), and Orlando Sentinel Notice of Proposed Enactment for Ordinance No. 2020-10 and 2020-19 as follows:

-Ordinance No. 2020-10. An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain property generally located north of Hoffner Avenue, east of Conway Road, south of Simmons Road, and west of South Semoran Boulevard, and comprised of 24.05 acres of land, more or less, and amending the City's boundary description; amending the City's adopted growth management plan to designate the property as office low intensity and residential low intensity on the City's official future land use maps; designating the property as the low intensity office-residential with the aircraft noise overlay district and special plan for Conway Road and residential low development with the aircraft noise overlay district on the City's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

- Ordinance No. 2020-19. An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located south of East Michigan Street, east of South Brown Avenue, and west of South Shine Avenue, and comprised of 0.128 acres of land, more or less, and amending the city's boundary description; amending the city's adopted growth management plan to designate the property as residential-low intensity on the city's official future land use maps; designating the property as the one family residential district on the city's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

d. Boggy Creek Improvement District FY 2021 Proposed Operations and Maintenance Budget.

e. Myrtle Creek Improvement District FY 2021 Proposed Operations and Maintenance Budget.

f. Poitras East Community Development District FY 2021 Proposed Operations and Maintenance Budget.

g. Greenway Improvement District FY 2021 Proposed Operations and Maintenance Budget.

h. Florida Public Service Commission Order Approving AFUDC Rate for

Duke Energy Florida, LLC. In re: Request for approval of change in rate used to capitalize allowance for funds used during construction (AFUDC) from 6.46% to 6.07%, effective January 1, 2020, by Duke Energy.

i. Winter Garden Village at Fowler Groves Community Development District Proposed FY 2021 Budgets.

j. Grove Resort Community Development District FY 2021 Proposed Operations and Maintenance Budget.

k. Audit Report No. 485 - Audit of the Orange County Comptroller's Procurement Card Program

These items were received and filed.

### **NONAGENDA**

County staff provided an update on the Coronavirus (COVID-19) pandemic crisis. Discussion ensued.

A motion was made by Mayor Demings, seconded by Commissioner Gomez Cordero, to expand the business eligibility criteria to allow small businesses that had previously received the PPE (Personal Protective Equipment) loans from the federal government up to \$50,000; and further, increase employment size of eligible business to 100 or fewer employees. The motion carried by the following vote:

**Aye:** 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 1 - Commissioner Bonilla

### **III. DISCUSSION AGENDA**

#### **A. COUNTY ADMINISTRATOR**

1. **20-879** Reappointment to the Orlando Community Redevelopment Agency Advisory Board.

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to reappoint Doug Taylor as the citizen representative to the Orlando Community Redevelopment Agency Advisory Board with a term expiring June 30, 2023. The motion carried by the following vote:

**Aye:** 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 1 - Commissioner Bonilla

2. **20-880** Appointment to the Town of Eatonville Community Redevelopment Agency.

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to appoint Leviticus A. Henderson as the citizen representative to the Town of Eatonville Community

Redevelopment Agency Advisory Board with a term expiring June 30, 2024. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

3. **20-881** Reappointment to the Winter Park Community Redevelopment Agency.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to reappoint Hal George to the Winter Park Community Redevelopment Agency with a term expiring June 30, 2023. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

## **B. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **20-882** Selection of one firm and two ranked alternates to provide Professional Traffic Signal Design Services, Request for Proposals Y20-813-CH, from the following three firms, listed alphabetically:

- DRMP, Inc.
- Metric Engineering, Inc.
- Vanasse Hangen Brustlin, Inc.

([Public Works Department Traffic Engineering Division] Procurement Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to appoint Vanasse Hangen Brustlin, Inc., 495 points, as the selected firm; and further, appoint DRMP, Inc., 450 points, and Metric Engineering, Inc., 405 points, as the selected ranked alternates. The motion carried by the following vote:

**Aye:** 6 - Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

**Abstain:** 1 - Commissioner VanderLey

2. **20-883** Selection of one firm and two ranked alternates to provide Design Services for Emergency Generator Systems at Orange County Emergency Shelters, Request for Proposals Y20-825-RC, from the following three firms, listed alphabetically:

- Hanson Professional Services, Inc.
- Salas O'Brien Florida, Inc.
- SGM Engineering, Inc.

([Administrative Services Department Capital Projects Division]  
Procurement Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to appoint Hanson Professional Services Inc., 495 points, as the selected firm; and further, appoint Salas O'Brien Florida, Inc., 405 points, and SGM Engineering, Inc., 345 points, as the selected ranked alternates. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

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

1. **20-884** Approval of Amendment to the Orange County Citizen Participation Plan and Substantial Amendment to the 2019-2020 One-Year Action Plan; approval and execution of: 1) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Community Development Block Grant (CDBG-CV); 2) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Emergency Solutions Grant (ESG-CV); 3) Certifications; 4) Specific Community Development Block Grant Certifications; 5) INTERIM ESG-CV Certifications (NON-STATE); and delegation of limited authority for the County Administrator to execute subsequent CDBG-CV and ESG-CV Grant Agreements with the Department of Housing and Urban Development (HUD), and Subrecipient Agreements for CDBG-CV and ESG-CV funds consistent with the projects and activities outlined in the Substantial Amendment to the 2019-2020 One-Year Action Plan and the budgetary amounts set forth therein. All Districts. (Housing and Community Development Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to approve an Amendment to the Orange County Citizen Participation Plan and a Substantial Amendment to the 2019-2020 One-Year Action Plan; approval and execution of: 1) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Community Development Block Grant (CDBG-CV); 2) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Emergency Solutions Grant (ESG-CV); 3) Certifications; 4) Specific Community Development Block Grant Certifications; 5) INTERIM ESG-CV Certifications (NON-STATE); and authorize to execute subsequent CDBG-CV and ESG-CV Grant Agreements with the Department of Housing and Urban Development (HUD), and Subrecipient Agreements for CDBG-CV and ESG-CV funds. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

### D. COMMISSIONER'S REPORT

1. **20-885** Commissioner Bonilla would like to discuss proposed referendum language for a one-year rent freeze.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to schedule a public hearing on July 7, 2020 regarding proposed Referendum language for a one-year Rent Freeze and for the Board to vote to place the Referendum on the ballot. The motion failed by the following vote:

**Aye:** 2 - Commissioner Gomez Cordero, and Commissioner Bonilla

**Nay:** 5 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, and Commissioner Siplin

#### IV. WORK SESSION AGENDA

##### A. COUNTY MAYOR

1. **20-886** Scientific Technology Engineering and Mathematics Workforce Development Initiatives. (Innovation and Emerging Technology Office)

The Board took no action.

#### V. RECOMMENDATIONS

1. **20-888** May 21, 2020 Planning and Zoning Commission Recommendations

County staff noted Commissioner Moore accepts the May 21, 2020 Planning and Zoning Recommendations with the exception of Case # RZ-20-03-020, Julian R. Coto. Commissioner Moore will not be voting in favor of this recommendation.

A motion was made by Commissioner Uribe, seconded by Commissioner Siplin, to accept the Planning and Zoning Commission Recommendations, with the exception of Commissioner Moore who does not accept the Planning and Zoning Recommendation for Case # RZ-20-03-020, Julien Coto; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

2. **20-889** June 4, 2020 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to approve the recommendations, with the exception of Case # VA-20-05-025, Rudy Callahan (Board Called), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

#### VI. PUBLIC HEARINGS

1. **20-725** Preliminary Subdivision Plan

Eric Warren, Poulos & Bennett, LLC, Lake Mac Planned Development / Parcel W-23 Preliminary Subdivision Plan, Case # PSP-19-01-028; District 1

**Consideration:** Lake Mac Planned Development / Parcel W-23 Preliminary Subdivision Plan, Case # PSP-19-01-028, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This request is to subdivide 42.43 acres in order to construct 124 single-family attached and detached residential dwelling units. This request also includes the following waivers from Orange County Code:

- a. A waiver from Section 34-152(c), to allow lots 309 thru 340, lots 376-403 and Park Tract P-1 as depicted on the preliminary subdivision plan to front a mew, park, open space, etc., in lieu of the 20 foot access to a dedicated public paved street. Legal access to these lots will be through an ingress/egress easement and/or alley tract.
- b. A waiver from Section 38-1382(h)(4), to allow alleys to be designed as a tract in lieu of the requirement that they shall be designed as a private easement.
- c. A waiver from Section 38-1384(g)(1), to allow garage access to be set back from an alley tract in lieu of an easement.
- d. A waiver from Section 38-1384(g)(2), to allow the reference to pertain to an alley tract in lieu of an easement.
- e. A waiver from Section 38-1384(i)(2), to allow vehicular access to garages or other off-street parking to be from a rear alley tract in lieu of an easement.

**Location:** District 1; property generally located west of County Road 545 / South of Flemings Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the thirty four (34) conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

2. **20-805** Preliminary Subdivision Plan

Gregory R. Crawford, Florida Engineering Group, Futures Drive Industrial Preliminary Subdivision Plan, Case # PSP-19-12-430; District 6

**Consideration:** Futures Drive Industrial Preliminary Subdivision Plan, Case # PSP-19-12-430, submitted in accordance with Orange County Code Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 3.00 acres in order to create three lots.

**Location:** District 6; property generally located North of Destination Parkway / West of South John Young Parkway; Orange County, Florida (legal property description on file in Planning Division)



The following person addressed the Board: Sam Saballi.

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the fifteen (15) conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

**3. 20-726 Shoreline Alteration/Dredge and Fill**

Ashley Walker, Fischer Canal, permit, SADF # 20-04-009; District 1

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 20-04-009 to construct a new seawall along a portion of the shoreline of the Fischer Canal, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigation Control District

**Location:** District 1; on property located adjacent to Fischer Canal, located at 11 Main Street, Windermere, FL 34786; (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to accept the findings and recommendation of the Environmental Protection Division staff; and further, approve the Shoreline Alteration/Dredge and Fill Permit SADF # 20-04-009 for Ashley Walker, subject to the twenty-four (24) conditions of approval listed in the Staff Report. The motion carried by the following vote:

**Aye:** 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 1 - Commissioner Bonilla

**4. 20-727 Shoreline Alteration/Dredge and Fill**

Joann Judd Hall, Lake Butler, permit, SADF # 20-03-006; District 1

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 20-03-006 to construct a new seawall with riprap along a portion of the shoreline of Lake Butler, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigation Control District

**Location:** District 1; on property located adjacent to Lake Butler, located at 1407 Kelso Blvd., Windermere, FL 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to accept the findings and recommendation of the Environmental Protection Division staff; and further, approve the Shoreline Alteration/Dredge and Fill Permit SADF # 20-03-006 for Joann Judd Hall, subject to the twenty-four (24) conditions of approval listed in the Staff Report. The motion carried by the following vote:

**Aye:** 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 1 - Commissioner Bonilla

5. **20-728** Shoreline Alteration/Dredge and Fill

Celeste Anita Hall, Lake Butler, permit, SADF # 20-03-007; District 1

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 20-03-007 to construct a new seawall with riprap along a portion of shoreline of Lake Butler, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigation Control District

**Location:** District 1; on property located adjacent to Lake Butler, located at 1413 Kelso Blvd., Windermere, FL 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Gomez Cordero, to accept the findings and recommendation of the Environmental Protection Division staff; and further, approve the Shoreline Alteration/Dredge and Fill Permit SADF # 20-03-007 for Celeste Anita Hall, subject to the twenty-four (24) conditions of approval listed in the Staff Report. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

6. **20-429** Amending Orange County Code, adopting 2020-1 Out-of-Cycle Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and where applicable concurrent substantial change request and Adoption of Ordinance

Out-Of-Cycle Privately-Initiated Small-Scale Development Future Land Use Map Amendment

Amendment 2020-1-C-1-1

Jim Hall, Hall DSI, for O-Town Boardwalk, LLC; District 1

**Consideration:** Planned Development-Commercial/Medium-High Density Residential/Activity Center Mixed Use (PD-C/MHDR/ACMU) to Planned Development-Commercial/Office/Medium-High Density Residential/Activity Center Mixed Use (PD-C/O/MHDR/ACMU)

**Location:** Generally located east of Palm Pkwy., south of Daryl Carter Pkwy., north of Palma Linda Wy., and west of I-4; Parcel ID#:14-24-28-0000-00-028; 7.09 gross ac.

The following person addressed the Board: Chuck Whittall.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goals, Objectives and Policies FLU1, FLU1.1, FLU1.1.1, FLU1.2, FLU1.4.1, FLU1.4.2, FLU1.4.3,

FLU1.4.4, FLU1.4.9, FLU2.2, FLU8.1.4, FLU8.2, FLU8.2.1, and FLU8.2.11); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2020-1-C-1-1, Planned Development-Commercial/Medium-High Density Residential/Activity Center Mixed Use (PD-C/MHDR/ACMU) to Planned Development-Commercial/Office/Medium-High Density Residential/Activity Center Mixed Use (PD-C/O/MHDR/ACMU). The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

and

**6. 20-430 Concurrent Substantial Change Request**

Jim Hall, Hall DSI, for O-Town Boardwalk, LLC; District 1  
Substantial Change CDR-19-10-358

**Consideration:** Substantial Change Request to the Hannah Smith Property PD to amend the development program to allow for 314,000 square feet of office uses, 1,300 multi-family units, 165 hotel rooms, one (1) timeshare unit, and 349,000 square feet of commercial uses. Also requested is a waiver from Orange County Code Section 38-1393 to allow for a maximum height of 200 feet for non-residential development for Tract 4, in lieu of the proximity-based requirements

**Location:** Generally located east of Palm Pkwy., south of Daryl Carter Pkwy., north of Palma Linda Wy., and west of I-4; Parcel ID#:14-24-28-0000-00-028; 7.09 gross ac.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and further, approve the Hannah Smith Property Planned Development/Land Use Plan (PD/LUP), dated "Received April 30, 2020", subject to the twelve (12) conditions, including waivers from Orange County Code, listed in the staff report. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

**6. 20-431 Out-Of-Cycle Staff-Initiated Small Scale Development Comprehensive Plan Text Amendment**

Amendment 2020-1-C-FLUE-1

Text amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2020-1-C-FLUE-1, consistent with today's actions. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

**6. 20-432 Out-Of-Cycle Small Scale Development Ordinance**

Amending Orange County Code, adopting 2020-1 Out-of-Cycle Small-Scale Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3187, F.S.

**Consideration:** AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING SMALL SCALE DEVELOPMENT AMENDMENTS PURSUANT TO SECTION 163.3187, FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendments are in compliance; and further, adopt the Ordinance 2020-13 approving the proposed Future Land Use Map and Text Amendments, consistent with today's actions. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

**IV. WORK SESSION AGENDA (Deferred)**

**B. CONVENTION CENTER**

**1. 20-887 COVID impacts on the OCCC Campus Master Plan Projects.**

The Board took no action.

**IV. WORK SESSION AGENDA (Continued)**

**C. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT**

**1. 20-890 Transportation Impact Fee Study. (Transportation Planning Division)**

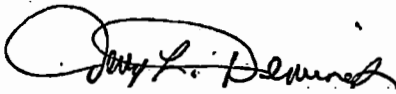
The Board took no action.

√ 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>.

ADJOURNMENT: 4:53 p.m.

ATTEST:



County Mayor Jerry L. Demings

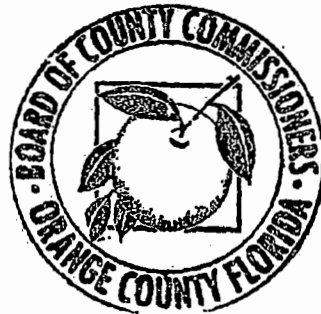
Date: JUL 28 2020

ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk



Katie Smith  
Deputy Clerk



\* \* \*

Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5517.

Para mayor información en español, por favor llame al (407) 836-3111.

**NOTE:** Reports from the County Mayor, the County Commissioners, the County Administrator, and the County Attorney may be presented at unscheduled times throughout the day, depending on the length of time required for advertised public hearings.

Copies of Specific Project Expenditure Reports and Relationship Disclosure Forms are not included with agenda items unless there is a listed expenditure or disclosure. Copies of these completed reports and forms may be obtained by contacting the relevant Department/Division Office.