

Orange County Government

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



Final Meeting Minutes

Tuesday, September 24, 2024

9:00 AM

County Commission Chambers

Board of County Commissioners

Language Assistance and Translation Services Available:

Para asistencia lingüística o servicios de traducción en español, llame al (407) 836-3111

Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111

Call to Order

County Mayor Jerry L. Deming called the meeting to order at 9:06 a.m.

Present: 7 - Mayor Jerry L. Demings, Commissioner Nicole Wilson, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner Michael Scott

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
Deputy County Administrator Jon Weiss
County Attorney Jeffrey J. Newton
Deputy County Attorney Georgiana Holmes
Planning Administrator Nicolas Thalmueller
Minutes Coordinator Megan Fiocco
Minutes Coordinator Rafael Encarnacion, Jr.

Invocation - District 2

Pastor Dale McBean, Fountain of Truth International Ministries

Pledge of Allegiance

Proclamations

Presentation of a proclamation designating September 24, 2024 as Donald Scott Day

Presentation of a proclamation recognizing September as National Recovery Month

Presentation of a proclamation recognizing October as Energy Awareness Month

Presentations

Presentation of Art in the Chambers

Public Comment

The following persons addressed the Board during public comment:

- John Jennings
- Glenn Kirk
- Jill Shargaa
- Jeanna VanRyswyk
- Lee Perry

- Sue Boudier
- Ryan Holihan
- Christine Hopson
- Karalynne McCarthy
- Josephine Richards
- Hollie Hollon
- Yanira Santiago
- Tyler Tanenbaum
- Nicholas Myers
- Frances Roberts
- Karl Ambrose
- Josh Schario
- John Schuler
- Jose Rodriguez
- Nereda Perez
- Johana Florez
- William Davis
- Susan Lewis
- Ashlee Prior
- Nicholas Wild
- Trini Quiroz

The following materials were presented to the Board during public comment:

- Exhibit 1, from Sue Boudier
- Exhibit 2, from Frances Roberts

The following material was presented to the Board during public comment. The material referenced by the speaker was not received by the Clerk prior to the close of the public comment: Exhibit 3, from Josh Schario.

The following material was received by the Clerk prior to the close of the public comment. The materials referenced by the speaker was not presented to the Board. Submittal 1, from Susan Lewis.

(Pursuant to Section 209 of the Orange County Charter)

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on Administrative Services Department Item 21, Planning, Environmental, and Development Services Department Item 2, and Public Works Department Item 1; and further, a motion was made by Commissioner Scott, seconded by Commissioner Moore, to approve the balance of the Consent Agenda. The motion carried by the following vote:

Aye: 6 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

Absent: 1 - Commissioner Uribe

A. COUNTY COMPTRROLLER

1. **24-1376** Approval and execution of the minutes of the August 27, 2024 meeting of the Board of County Commissioners. (Clerk's Office)

2. **24-1377** Approval of the check register authorizing the most recently disbursed County funds, having been certified that no accounts have been overdrawn due to the issuance of same. (Finance and Accounting)

Disbursement periods cover:

- September 6, 2024 to September 12, 2024; \$48,678,060.16
- September 13, 2024 to September 19, 2024; \$55,095,978.73

3. **24-1378** Disposition of Tangible Personal Property (Property Accounting)

Approval is requested of the following:

- a. Dispose of assets.

B. COUNTY ADMINISTRATOR

1. **24-1357** Confirmation of the County Mayor's staff reappointments for the first quarter, (October - December) FY 2024-2025: (Human Resources Division)

Beason, Juanita Manager, Inmate Administrative Services, Corrections
Best, Yvette, Director, Human Resources, Administration and Fiscal Services
Blackadar, Brett, Deputy Director, Public Works
Blanc, Eric, Deputy Director, Convention Center
Cummings, Mindy, Manager, Real Estate Management, Administrative Services
Devitt, Terence, Deputy Director, Convention Center
Flynn-Kramer, Sara, Manager, Capital Projects, Administrative Services
Hill, Sonya, Manager, Head Start, Community and Family Services
Klier-Graham, Isabelle, Manager, Mental Health and Homelessness, Community and Family Services
Kramer, Glenn, Manager, Fiscal and Operational Support, Utilities
Kunkel, Joseph, Director, Public Works
Mena, Rafael, Chief Information Officer, Administration and Fiscal Services
Parker, Renee, Manager, Environmental Protection, Planning, Environmental, and Development Services
Plante, Alan, Manager, Building Safety, Planning, Environmental, and

Development Services
 Quinones Jr, Louis, Chief of Corrections, Corrections
 Siemen, Iulia, Manager, Water Operations, Utilities
 Taub, Stephanie, Manager, Fiscal and Business Services, Administration and Fiscal Services
 Vargas, Alberto, Manager, Planning, Planning, Environmental, and Development Services
 Walls III, Raymond, Deputy Director, Convention Center
 Watts, Anthony, Deputy Chief, Corrections
 Williams, Barbara, Manager, Youth and Family Services, Community and Family Services
 Williamson, Jeffrey, Director, Communications, County Mayor's Office
 Yabrudy, Claudia, Manager, Fiscal and Operational Support, Health Services

2. **24-1336** Approval and execution of 1) A Resolution 2024-B-05 approving the issuance by the Capital Projects Finance Authority (The "Authority") of its Student Housing Revenue Bonds in an aggregate principal amount not to exceed \$155,000,000, the proceeds from the sale of which will be used principally to finance and refinance the cost of acquisition of certain student housing facilities located within Orange County, Florida and owned and operated by PRG-UnionWest Properties LLC; approving the form of an Interlocal Agreement with the Authority; authorizing the Mayor to execute and deliver the interlocal agreement with the Authority; and providing an effective date and 2) Interlocal Agreement between Orange County, Florida and the Capital Projects Finance Authority regarding the Issuance of the Authority's Student Housing Revenue Bonds in an aggregate principal amount not to exceed \$155,000,000.
3. **24-1381** Approval and execution of Resolution 2024-B-06 for the issuance of Multi-Family Housing Revenue Tax Exempt Bonds, to finance the acquisition, construction, and equipping of The Waters Apartments, a proposed development in Orange County, Florida, District 2, in an amount not-to-exceed \$41,000,000. (Housing Finance Authority)
4. **24-1380** Approval and execution of Service Funding Agreements between Orange County, Florida and the Seniors First, Inc. (\$95,418), the Orange County Bar Association, Inc. (\$102,228), and the Legal Aid Society of the Orange County Bar Association, Inc. (\$1,521,719) Fiscal Year 2024-2025. (Office of Management and Budget)
5. **24-1388** Approval of budget amendment #24-55. (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-1259** Selection of Vanasse Hangen Brustlin, Inc. to provide a Northwest Orange County Area Wide Transportation Study, Request for Proposals

Y24-818-GV.

Further request Board authorization for the Procurement Division to negotiate and execute a contract with a not-to-exceed budget of \$650,000. ([Public Works Department Transportation Planning Division] Procurement Division)

2. **24-1297** Approval to award Invitation for Bids Y24-787-CC, Utilities Gravity Rehabilitation and Renewal Replacement Package 6, to the low responsive and responsible bidder, R.P. Utility & Excavation Corp., in the total contract award amount of \$3,883,012. ([Utilities Department Engineering Division] Procurement Division).

3. **24-1323** Approval to award Invitation for Bids Y24-768-CC, Bithlo Neighborhood Center for Families Expansion, to the low responsive and responsible bidder, S.A. Casey Construction, Inc., in the total contract award amount of \$3,046,000.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-Verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Administrative Services Department Capital Projects Division] Procurement Division).

4. **24-1330** Approval of Amendment No. 5, Contract Y21-1023, Statement Printing and Mailing Services for the Utilities Department, with Infosend, Inc. in the amount of \$35,480.22, for a revised estimated contract amount of \$922,485.72. ([Utilities Department Customer Service Division] Procurement Division)

5. **24-1331** Selection of Event Services America, Inc. dba Contemporary Services Company, Orlando Plus Security & Event Staffing LLC, Reliable Security Services, LLC, SecWorldwide & Associates LLC, Staff Pro Inc. dba Allied Universal, and United States Security Services, Inc. to provide Event Security Staffing for the Orange County Convention Center (OCCC), Request for Proposals Y24-145-JA.

Further request Board authorization for the Procurement Division to negotiate and execute each a contract for a five-year term. ([Orange County Convention Center Fiscal and Operational Support] Procurement Division)

6. **24-1333** Selection of AWC, Inc., DSI Innovations LLC, Gray Matter Systems, LLC, iQuest Automation, Inc., and Revere Control Systems, Inc., to provide

Supervisory Control and Data Acquisition (SCADA) Services for Orange County Utilities, Request for Proposals Y24-1021-KC.

Further request Board authorization for the Procurement Division to negotiate and execute contracts in the estimated combined total of \$18,391,500 for a five-year term. ([Utilities Department Water Reclamation Division] Procurement Division)

7. **24-1334** Approval of Purchase Order M115781, Heavy Equipment Simulator, with CM Labs Simulation, Inc., in the amount of \$176,820.10. ([Public Works Department Roads and Drainage Division] Procurement Division)
8. **24-1342** Approval of Purchase Order No. M115752, Corrections Security Package, Security and Controls Upgrade Design, with Fitzgerald Technology Group, LLC, in the amount of \$199,776.14. ([Administrative Services Department Capital Projects Division] Procurement Division)
9. **24-1354** Approval to award Invitation for Bids Y24-1024-MM, Liquid Polymer for Eastern Water Reclamation Facility (EWRF), to the low responsive and responsible bidder, Polydyne, Inc., in the estimated contract award amount of \$3,264,732 for a five-year term. ([Utilities Department Water Reclamation Division] Procurement Division)
10. **24-1355** Approval of Amendment No. 4, Contract Y19-1066, Fleet Management Sublet Truck Parts and Repairs, with Rush Truck Centers of Florida, Inc. dba Rush Truck Center Orlando, in the amount of \$195,000, for a revised estimated contract amount of \$2,494,500. ([Administrative Services Department Fleet Management Division] Procurement Division)
11. **24-1356** Approval to award Invitation for Bids Y24-793-CC, Orange County Convention Center Campus Security Guard Booths Upgrade, to the low responsive and responsible bidder, Ovation Construction Company, LLC, in the total contract award amount of \$821,200.79. ([Convention Center Capital Planning and Building Systems Division] Procurement Division).
12. **24-1359** Approval of Contract Y25-2008, Provision of Community Services, with Easter Seals Florida, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
13. **24-1360** Approval of Contract Y25-2009, Provision of Community Services, with Friends of Children and Families, Inc., in the total contract award amount of \$450,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
14. **24-1361** Approval of Contract Y25-2018, Provision of Community Services, with

Operation New Hope, Inc., in the total contract award amount of \$150,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

15. **24-1362** Approval of Contract Y25-2021, Provision of Community Services, with Primrose Center, Inc., in the total contract award amount of \$225,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
16. **24-1363** Approval to award Contracts, Y25-2000 Series of Provision of Community Services, in the total contract award amount of \$15,231,690.36 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
17. **24-1364** Approval to award Contracts Y25-2100 Series of Provision of Community Services, Orange County Neighborhood Centers for Families, Orange County After School Zone and Support Contracts, in the total amount of \$42,565,293.99 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
18. **24-1347** Approval and execution of Purchase Agreement by and between SEDA Transport LLC and Orange County, approval of Warranty Deed, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Purchase Agreement, disburse funds, and perform all actions necessary and incidental to closing for Ficquette Road Parcels 1041 and 9041. District 1. (Real Estate Management Division)
19. **24-1348** Approval and execution of Distribution Easement from Orange County Board of County Commissioners to Duke Energy Florida, LLC, d/b/a Duke Energy, and authorization to record instrument for Fire Station 32 (Hartzog Road re-alignment), Duke Distribution Easement, 13826 Luna Harvest Avenue, Winter Garden, Florida 34787. District 1. (Real Estate Management Division)
20. **24-1349** Approval and execution of Agreement for Sale and Purchase by and between The Akula Family Limited Partnership and Orange County, Florida, approval of Warranty Deed, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided by the Agreement for Sale and Purchase, disburse funds to pay purchase price in the amount of \$1,386,000 and perform all actions necessary and incidental to closing for Green PLACE Parcel 222. District 1. (Real Estate Management Division)
21. **24-1350** Approval and execution of Amendment to Regulatory Conservation Easement in Exchange for Substitute Mitigation by Orange County and St.

Johns River Water Management District; two Notice of Reservation; and Access and License Agreement between Orange County, Florida and KB Home Orlando LLC (Oasis Reserve) for Oasis Reserve Access and License Agreement. District 3. (Real Estate Management Division)

(This item was deferred.)

22. **24-1351** Approval and execution of Resolution 2024-M-37 of the Orange County Board of Commissioners regarding declaring County property as surplus and authorizing the Real Estate Management Division to sell the property at public sale by sealed bid in accordance with Section 125.35, Florida Statutes for S011 - 438 W. Kaley Street, Orlando, Florida 32806. District 6. (Real Estate Management Division)
23. **24-1352** Approval and execution of two Notice of Reservation and authorization to disburse funds to pay recording fees and record instruments for Westhaven at Ovation Phase 3A (21-S-083). District 1. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **24-1343** Approval and execution of: (1) Florida Health Child Care Food Program Supplemental Budget for Special Cost Items Authorization #: S-0734; (2) Delegation of Signing Authority for the Child Care Food Program; (3) Florida Department of Health Child Care Food Program Management Plan Authorization Number: 734; and (4) Florida Department of Health Child Care Food Program Budget Authorization 3: 734, which will allow Orange County to be reimbursed up to an estimated amount of \$1,935,875 for meals served to eligible children enrolled in the Head Start Program. The term of this program is from October 1, 2024, through September 30, 2025. (Head Start Division)
2. **24-1394** Approval and execution of Low-Income Pool Letter of Agreement by and between Orange County on behalf of Aspire Health Partners, Inc. and the State of Florida, Agency for Healthcare Administration in the amount of \$3,679,370 through the Intergovernmental Transfer Program. (Mental Health and Homelessness Division)

E. FIRE RESCUE DEPARTMENT

1. **24-1340** Approval and execution of Public Emergency Medical Transportation Letter of Agreement by and between Orange County and the State of Florida Agency for Health Care Administration in an amount not to exceed \$4,606,891.12. (Fiscal and Operational Support Division)

F. HEALTH SERVICES DEPARTMENT

1. **24-1368** Approval and execution of Certificate of Public Convenience and Necessity for The Nemours Foundation d/b/a Nemours Children's Hospital, Florida to provide Interfacility Advanced and Basic Life Support transport services in Orange County, Florida for a term of two years beginning October 19, 2024, and expiring October 18, 2026. There is no cost to the County. (EMS, Office of the Medical Director)
2. **24-1371** Denial of Right by Your Side Inc's Application for a Certificate of Public Convenience and Necessity to provide Interfacility Basic Life Support Transport Services in Orange County, Florida (EMS, Office of the Medical Director)..
3. **24-1372** Denial of Rite Way BLS Services, Inc.'s Application for a Certificate of Public Convenience and Necessity to provide Interfacility Basic Life Support Transport Services in Orange County, Florida. (EMS, Office of Medical Director)
4. **24-1373** Denial of Florida Ambulance Services, LLC d/b/a Florida Medical Transport's Application for a Certificate of Public Convenience and Necessity to provide Interfacility Basic Life Support Transport Services in Orange County, Florida. (EMS, Office of Medical Director)
5. **24-1374** Approval and execution of the Paratransit Services License for Mediflex Transportation Services, LLC to provide wheelchair/stretchers service. The term of this license shall be from September 24, 2024, and terminate on September 23, 2026. There is no cost to the County. (EMS, Office of the Medical Director)
6. **24-1366** Approval and execution of Subrecipient Agreement CSH Contract #: 24034-C by and between Orange County, Florida and Corporation for Supportive Housing in the estimated amount of \$250,000 and authorization for the County Mayor or designee to execute this agreement and all subsequent awarded agreements, including increases, decreases, or amendments. No county match is required. (Fiscal and Operational Support Division)
7. **24-1365** Approval and execution of the Low Income Pool Letters of Agreement by and between Orange County Board of County Commissioners and the State of Florida, Agency for Healthcare Administration on behalf of Community Health Center, Inc. (\$912,618.40) and True Health (\$359,791), for an overall total amount of \$1,272,409 through the Intergovernmental Transfer Program. (Medical Clinic)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-1353** Approval and execution of Hold Harmless and Indemnification Agreement

Parcel ID: 27-24-28-4340-00-010, 27-24-28-4340-00-040, 27-24-28-4340-00-050, 27-24-28-4340-00-080, and 27-24-28-4340-00-090 by and between Castleman Holdings, Inc. and Orange County, otherwise known as the Paradise Cove PD. District 1. (Development Review Committee)

2. **24-1345** Acceptance of the findings and recommendation of the Environmental Protection Division staff and approval of Conservation Area Impact Permit CAI-24-02-006 for Honey Bee Holdings LLC. District 5. (Environmental Protection Division)

(This item was deferred.)

3. **24-1382** Approval of U.S. Environmental Protection Agency Cooperative Grant Agreement Grant Number (FAIN): 5T-03D14424-0 between the U.S. Environmental Protection Agency and Orange County, Florida with an award amount of \$365,500, and subject to availability of funds from the U.S. Environmental Protection Agency relating to support of ambient air monitoring for NAAQS pollutants, and authorization for the Environmental Protection Division Manager to make non-substantial amendments to the agreement, including additional service periods. The grant period is from May 1, 2024, through April 30, 2029. All Districts. (Environmental Protection Division)
4. **24-1346** Approval and execution of Project Administration Subrecipient Agreement (#2023-11-07) between Orange County, Florida and Homeless Services Network of Central Florida, Inc. regarding the Emergency Solution Grant ("ESG") Program FY 2023-2024, awarding \$20,000 to provide Homeless Management Information Systems assistance in data gathering and reporting. All Districts. (Housing and Community Development Division)

H. PUBLIC WORKS DEPARTMENT

1. **24-1383** Approval of the Bishop & Buttrey Borrow Pit #205 and authorization to issue Excavation Borrow Pit Permit No. 24-E5-0001 to Bishop & Buttrey, Inc. District 5. (Development Engineering Division)

(This item was deferred.)

2. **24-1384** Approval and execution of Interlocal Agreement regarding the transfer of jurisdiction of a portion of Ocoee-Apopka Road within Orange County Road System by and between Orange County and City of Apopka, Florida. District 2. (Roads and Drainage Division)
3. **24-1386** Approval and execution of Proportionate Share Agreement for Shoppes at Lakeview Ficquette Road & Reams Road by and between Monsters of Midway Properties, LLC. and Orange County for a proportionate share

payment in the amount of \$332,190. District 1. (Roadway Agreement Committee)

4. **24-1387** Approval and execution of Proportionate Share Agreement for Willamar Country Estates Winter Garden-Vineland Road by and between Willamar, LLC and Orange County for a proportionate share payment in the amount of \$126,404. District 1. (Roadway Agreement Committee)

I. UTILITIES DEPARTMENT

1. **24-1367** Approval of commercial refuse license for Central Florida Binsness LLC dba Bin There Dump That to provide solid waste hauling services to commercial generators in Orange County for a five-year term. All Districts. (Solid Waste Division)
2. **24-1369** Approval and execution of Memorandum of Understanding for Laboratory Services by and between the Orange County Utilities Department and Orange County Planning, Environmental, and Development Services Department. All Districts. (Water Division)

II. INFORMATIONAL ITEMS**

1. **24-1379** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Minutes of the August 21, 2024, Meeting in the Sunshine, Commissioners Maribel Gomez Cordero, and Emily Bonilla met to discuss Pluris Wedgefield.
 - b. City of Winter Garden Ordinance 23-19 with Exhibit A (Legal Description) and Exhibit B (Location Map). Ordinance No. 23-19 entitled: An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 8.72 ± acres located at 1265 and 1271 Avalon Road, on the northeast corner of Avalon Road and Rolling Rock Way, into the City of Winter Garden, Florida; redefining the city boundaries to give the city jurisdiction over said property; providing for severability; providing for an effective date
 - c. City of Orlando Ordinance No. 2024-28 with Exhibit A (Legal Description), Exhibit B (Location Map), Exhibit C (Future Land Use Map), Exhibit D (Zoning Map). Ordinance No. 2024-28 entitled: An Ordinance of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located north of Silver Star Road, east of Eunice Avenue, west of N. John Young Parkway, and south of Shader Road and comprised of 6.32 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 industrial, on the city's official future land use

maps; designating the property as industrial general with the Wekiva 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.

These items were received and filed.

I. CONSENT AGENDA (Deferred)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

2. **24-1345** Acceptance of the findings and recommendation of the Environmental Protection Division staff and approval of Conservation Area Impact Permit CAI-24-02-006 for Honey Bee Holdings LLC. District 5. (Environmental Protection Division)

This consent item was approved.

and

H. PUBLIC WORKS DEPARTMENT

1. **24-1383** Approval of the Bishop & Buttrey Borrow Pit #205 and authorization to issue Excavation Borrow Pit Permit No. 24-E5-0001 to Bishop & Buttrey, Inc. District 5. (Development Engineering Division)

New Condition #14:

Bishop and Buttrey Borrow Pit #205 is required to submit a Right-of-Way permit to the Florida Department of Transportation (FDOT) for the proposed deceleration lane for westbound traffic at the existing driveway entrance. If the FDOT approves the permit, the applicant shall complete the construction of the turn lane prior commencement of operations of the Borrow Pit #205. In the event that the FDOT denies the permit, the applicant shall provide written confirmation of the denial to Orange County's Development Engineering Division, after which they may operate under the approved Borrow Pit permit. All design and construction costs will be the responsibility of the applicant.

A motion was made by Commissioner Bonilla, seconded by Commissioner Moore, to approve Consent Item H.1 - 24-1383 for the Bishop & Buttrey Borrow Pit #205, as amended with the new Condition #14, and authorization to issue Excavation Borrow Pit Permit No. 24-E5-0001 to Bishop & Buttrey, Inc. District 5; and further, the motion is to also approve Consent Item G.2 - 24-1345 for the Conservation Area Impact Permit CAI-24-02-006 for Honey Bee Holdings LLC. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

C. ADMINISTRATIVE SERVICES DEPARTMENT

- 21. **24-1350** Approval and execution of Amendment to Regulatory Conservation Easement in Exchange for Substitute Mitigation by Orange County and St. Johns River Water Management District; two Notice of Reservation; and Access and License Agreement between Orange County, Florida and KB Home Orlando LLC (Oasis Reserve) for Oasis Reserve Access and License Agreement. District 3. (Real Estate Management Division)

Board discussion ensued. County Administrator Brooks contributed to the discussion.

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to delay the approval and execution of Amendment to Regulatory Conservation Easement in Exchange for Substitute Mitigation by Orange County and St. Johns River Water Management District; two Notice of Reservation; and Access and License Agreement between Orange County, Florida and KB Home Orlando LLC (Oasis Reserve) for Oasis Reserve Access and License Agreement until the County has the studies for that community. The motion carried by the following vote:

Aye: 6 - Mayor Demings, Commissioner Wilson, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

Nay: 1 - Commissioner Moore

III. WORK SESSION AGENDA

A. UTILITIES DEPARTMENT

- 1. **24-1370** Water and Wastewater Capital Charges Update. (Fiscal and Operational Support Division)

The Board took no action.

IV. EXECUTIVE SESSION

Due to the nature of the discussion, this meeting is not open to the public.

A. COUNTY ADMINISTRATOR

- 1. Orange County Fire Rescue Department, International Association of Fire Fighters (IAFF) Contract Negotiations.

ANNOUNCEMENT

Mayor Demings announced the Orange County Board of County Commission will hold a closed executive session today immediately after the morning session, in the County Administrator's Executive Conference Room on the fifth floor of the County Administration building. The names of all persons expected to attend the meeting are Mayor Jerry L. Demings, Commissioners Nicole Wilson, Christine Moore, Mayra Uribe, Maribel Gomez Cordero, Emily Bonilla, and Michael Scott, County Administration, County legal staff and the County's bargaining representatives. The closed

session is authorized by Section 447.605, Florida Statutes.

V. RECOMMENDATIONS

1. **24-1385** September 5, 2024, Board of Zoning Adjustment Recommendations (Zoning Division)

A motion was made by Commissioner Scott, seconded by Commissioner Uribe, to approve the recommendations, with the exception of Case # SE-24-08-065, Robert Ziengenfuss for Rex Groves RV Park (Appeal Filed), Case # VA-24-10-095, Katelynd O'Neal (Appeal Filed) and Case # SE-24-08-070, Joseph Kovacs for NOCIA (Board-Called), which were 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

VI. PUBLIC HEARINGS

A. Petition to Vacate

1. **24-1327** Case # PTV 23-10-039

Dennis Bondich, vacate a portion of a drainage easement; District 1

Consideration: Resolution granting Petition to Vacate # 23-10-039, vacating a portion of a 30-foot-wide drainage easement that lies within his residential property within the Lake Down Hollow Subdivision, containing approximately 1.01 acres.

Location: District 1; The parcel address is 2034 Down Hollow Lane; S05/T23/R28; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

- Dustin Culver
- Navin Manjooran

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request, subject to the recordation of a drainage easement along the west property line prior to the recordation of this vacation, listed in the Staff Report dated September 24, 2024. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

B. Planned Development

2. **24-1251** ✓Case # LUP-24-01-012

Allyson Williams, KPM Franklin, GOLF Land Use Plan; District 3

Consideration: A PD substantial change to rezone 5.11 acres from I-1 / I-5 (Industrial District) to PD (Planned Development District) with a proposed development program that will allow up to 44,518 square feet for the purpose of developing a K-12 private school with a total of 488 students. The following waiver from Orange County Code is being requested: 1. A waiver from the Orange County Code Sections 38-1272(a)(3)e to reduce the minimum required side yard building setback along the west and east PD boundary to 7 feet in lieu of the minimum required 25 feet; pursuant to Orange County Code, Chapter 30

Location: District 3; property generally located North of Oak Ridge Road / West of South Orange Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Dustin Brinkman
- Bob Leblanc
- Keith Waters
- Kane Morris-Webster

The following materials were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from Kane Morris-Webster
- Exhibit 2, from Keith Waters

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue the public hearing until October 8, 2024, at 2 p.m. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

3. **24-1252** ✓Case # LUP-23-07-228

Kendell Keith, Oak Hill Planning Studio, LLC, Greenway Automotive
Econlockhatchee Campus Land Use Plan; District 5

Consideration: A PD substantial change to rezone 18.16 acres from C-1 (Retail Commercial District), C-2 (General Commercial District) & A-2 (Farmland Rural District) to PD (Planned Development District) with a proposed development program of up to 194,387 square feet of commercial and retail uses, including automotive sales and service; pursuant to Orange County Code, Chapter 30

Location: District 5; property generally located North of E. Colonial Drive / West of N. Econlockhatchee Trail / East of State Road 417; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Kendell Keith.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the seventeen (17) conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report dated August 23, 2024. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

4. 24-1253 ✓Case # LUP-24-01-026

Momtaz Barq, Terra-Max Engineering, Inc., Vineland Land Use Plan (LUP);
District 1

Consideration: A PD substantial change to rezone 1.21 acres from R-CE (Country Estate District) to PD (Planned Development District), with a proposed development program of 15,500 sf of office uses. The following waiver from Orange County Code is being requested for Planned Development: 1. A waiver from Sec. 38-1394.1(a), Buena Vista North District standards to allow the landscaped area to be equal to the full linear length of the building base and e only on the eastern and southern sides of the proposed building in lieu of a ten (10) foot building base green space for a one-story building and thirteen (13) feet for two-stories building; pursuant to Orange County Code, Chapter 30

Location: District 1; property generally located North of 6th Street / West of South Apopka Vineland Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Momtaz Barq.

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the sixteen (16) conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report dated August 23, 2024. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

C. Resolution

5. 24-1088 Consider a Resolution of the Orange County Board of County Commissioners regarding the approval of the imposition and collection of a Non-Ad Valorem Special Assessment within the County for the purpose of benefiting assessed hospital properties through enhanced Medicaid payments for local services; All Districts

Consideration: RESOLUTION OF THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING THE APPROVAL OF THE IMPOSITION AND COLLECTION OF A NON-AD VALOREM SPECIAL ASSESSMENT WITHIN THE COUNTY FOR THE

PURPOSE OF BENEFITING ASSESSED HOSPITAL PROPERTIES THROUGH ENHANCED MEDICAID PAYMENTS FOR LOCAL SERVICES

The following person addressed the Board: Rob Deininger.

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to approve and execute Rate Resolution 2024-M-38, Assessment Roll, and Letter of Agreement for the local provider participation fund; and further, in accordance with Section 25-345, Orange County Code, approve to accept a Waiver and Release from Central Florida Health Services, LLC d/b/a UCF Lake Nona Hospital, in lieu of the template Hold Harmless and Indemnification Agreement. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

D. Planning and Zoning Commission Rezoning Board-Called

6. **24-1329** ✓ Case # RZ-23-06-052

George Dennison, July 18, 2024; Districts 2 & 6

Consideration: Request to rezone from R-CE (Rural Country Estate District) to R-1AA Restricted (Single-Family Dwelling District) to allow 10 single-family homes.

Location: Districts 2 & 6; property located at 1932 Good Homes Road; generally west and east of Good Homes Rd, north of Lake Hill Cir.; Orange County, Florida (legal property description on file)

New Restriction #4:

4. The development shall maintain a minimum horizontal separation of 75 feet between the top of the bank of the proposed pond and the outer edge of all existing drinking well structures.

The following persons addressed the Board:

- George Dennison
- Peggy Lantz
- George Tiedemann
- Arlene Vasquez
- Adam Pitts

The following materials were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from George Dennison
- Exhibit 2, from Peggy Lantz
- Exhibit 3, from George Tiedemann

A motion was made by Commissioner Scott, seconded by Commissioner Moore, to make a

finding of consistency with the Comprehensive Plan; further, approve the rezoning request from R-CE (Rural Country Estate District) to R-1AA Restricted (Single-Family Dwelling District); and further, approve new Restriction #4. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

E. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments, Ordinances and Concurrent Rezoning

7. **24-1325** Adoption of Future Land Use Map Amendment SS-24-04-001, Ordinance, and Concurrent Rezoning Request LUP-24-02-033, Doug Kelly

a. Amendment SS-24-04-001

Consideration: To change the Future Land Use designation from Low Density Residential (LDR) to Low-Medium Density Residential (LMDR), pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; properties located at 2726 and 2740 North Dean Road; generally located on the west side of North Dean Road, approximately 4,000 feet south of University Boulevard; Orange County, Florida (legal property description on file in Planning Division)

And

b. Ordinance for Proposed Amendment

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.

c. Rezoning LUP-24-02-033

Consideration: Request to change the zoning designation from R-1A (Single-Family Dwelling District) to PD (Planned Development District) (North Dead Road Townhomes PD) in order to allow for up to 76 townhome units. There are no waivers associated with this request; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; properties located at 2726 and 2740 North Dean Road; generally located on the west side of North Dean Road, approximately 4,000 feet south of University Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Rebecca Wilson
- Margaret Gonzalez
- Craig Hilliard
- Jesse Weaver
- Aaron Allen
- Barbara Weaver
- Tim Johnson
- Debbie Rivera
- Keith Rivera
- Eunice Chae
- Joon Chae
- David Wing
- Dean Lester
- Eric Grimmer
- Andrew Morgenthal
- Edna Feliciano
- Mary McLean
- Macon Rodier
- Roxana Brisci
- Chris Warshaw

The following materials were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from Rebecca Wilson
- Exhibit 2, from Margaret Gonzalez
- Exhibit 3, from Tim Johnson
- Exhibit 4, from Debbie Rivera
- Exhibit 5, from Keith Rivera
- Exhibit 6, from Dean Lester

A motion by Commissioner Bonilla, for denial of the public hearing died for lack of a second.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to continue the public hearing until October 29, 2024, at 2 p.m. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

The Board adjourned as the Orange County Board of County Commissioners and convened as the Orange County Library District Governing Board

Second Library Budget Public Hearing

- 1. **24-1101** Adopt final Orange County Library District Millage and Budget for Fiscal Year 2024-2025

Refer to the Orange County Library District Governing Board Minutes appended to legislative File 24-1101, for action taken by the Orange County Library District Governing Board.

The Board adjourned as the Orange County Library District Governing Board and reconvened as the Orange County Board of County Commissioners

VI. PUBLIC HEARINGS (Continued)

E. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments, Ordinances and Concurrent Rezoning

- 8. **24-1326** Adoption of Future Land Use Map Amendment SS-23-12-101, Ordinance, and Concurrent Rezoning Request RZ-23-12-102, Daniel Jorge Oliveria
 - a. Amendment SS-23-12-101

Consideration: To change the Future Land Use designation from Commercial (C) to Low-Medium Density Residential (LMDR), pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 6; properties located at 329 and 335 Takoma Street; generally located on the east side of Takoma Street, approximately 350 feet north of W. Robinson Street; Orange County, Florida (legal property description on file in Planning Division)

And

- b. Ordinance for Proposed Amendment

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.

And

- c. Rezoning RZ-23-12-102

Consideration: Request to change the zoning designation from R-1A (Single-Family Dwelling District) to R-1 (Single-Family Dwelling District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 6; properties located at 329 and 335 Takoma Street; generally located on the east side of Takoma Street, approximately 350 feet north of W. Robinson Street; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Ismael GaLarza
- Johanna Cruz Berrios

A motion by Commissioner Scott to approve the public hearing was withdrawn.

A motion was made by Commissioner Scott, seconded by Commissioner Wilson, to continue the public hearing until November 19, 2024, at 2 p.m. The motion carried by the following vote:

Aye: 5 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Gomez Cordero, and Commissioner Scott

Absent: 2 - Commissioner Uribe, and Commissioner Bonilla

9. **24-1328** Adoption of Future Land Use Map Amendment SS-24-06-035, Ordinance, and Concurrent Rezoning RZ-24-06-036, Richard Geller

a. Amendment SS-24-06-035

Consideration: To change the Future Land Use designation from Medium Density Residential (MDR) to Commercial (C), pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 3; property located at 6500 Old Cheney Highway; generally located on the south side of Old Cheney Hwy, east of Farwell Avenue; Orange County, Florida (legal property description on file in Planning Division)

And

b. Ordinance for Proposed Amendment

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.

And

c. Rezoning RZ-24-06-036

Consideration: Request to change the zoning designation from R-3 (Multiple-Family Dwelling District) to C-2 (General Commercial District); pursuant Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 3; property located at 6500 Old Cheney Highway; generally located on the south side of Old Cheney Hwy, east of Farwell Avenue; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to continue the public hearing until October 8, 2024, at 2 p.m. The motion carried by the following vote:

Aye: 5 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Gomez Cordero, and Commissioner Scott

Absent: 2 - Commissioner Uribe, and Commissioner Bonilla

F. Ordinance

10. **24-1338** Proposed amendments to Chapter 30, Section 30-83 pertaining to Plats; Vertical Construction Prior to Plat Approval; Vacation; All Districts.
(Canceled)

Consideration: AN ORDINANCE PERTAINING TO LAND USE IN ORANGE COUNTY; AMENDING SECTION 30-83 (“PLATS; VERTICAL CONSTRUCTION PRIOR TO PLAT APPROVAL; VACATION”) TO PROVIDE A PROCESS FOR PERMITTING MODEL HOMES PRIOR TO FINAL PLAT; AND PROVIDING AN EFFECTIVE DATE.

This public hearing was canceled.

11. **24-1339** Proposed amendments to Chapter 34, Subdivision Regulations to comply with Section 117.073 Florida Statutes; All Districts

Consideration: AN ORDINANCE PERTAINING TO LAND USE IN ORANGE COUNTY; AMENDING CHAPTER 34 OF THE ORANGE COUNTY CODE (“SUBDIVISION REGULATIONS”) TO COMPLY WITH SECTION 177.073, FLORIDA STATUTES (“EXPEDITED APPROVAL OF RESIDENTIAL BUILDING PERMITS BEFORE A FINAL PLAT IS RECORDED”); BY AMENDING SECTION 34-5 (“DEFINITIONS”); CREATING SECTION 34-75 (“EXPEDITED PROCESS FOR ISSUING RESIDENTIAL BUILDING PERMITS BEFORE A FINAL PLAT IS RECORDED”); CREATING SECTION 34-76 (“QUALIFIED CONTRACTORS”) TO ESTABLISH A REGISTRY OF QUALIFIED CONTRACTORS; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Mayor Demings, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; and further, adopt Ordinance 2024-26 pertaining to land use in Orange County; amending Chapter 34 of the Orange County Code (“Subdivision Regulations”) to comply with Section 177.073, Florida Statutes (“Expedited Approval of Residential Building Permits before a Final Plat is Recorded”); by amending Section 34-5 (“Definitions”); creating Section 34-75 (“Expedited Process for Issuing Residential Building Permits before a Final Plat is Recorded”); creating Section 34-76 (“Qualified Contractors”) to

establish a registry of qualified contractors; and providing an effective date. The motion carried by the following vote:

Aye: 5 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Gomez Cordero, and Commissioner Scott

Absent: 2 - Commissioner Uribe, and Commissioner Bonilla

Nonagenda

Deputy County Administrator of Public Safety, Danny Banks, provided a debriefing regarding Hurricane Helene.

√ 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 <https://www.ocfl.net/OpenGovernment/MeetingsReport.aspx>

ADJOURNMENT: 6:14 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: October 29, 2024



ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk



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. Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (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.