

Orange County Government

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



Final Meeting Minutes

Tuesday, October 22, 2019

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Demings called the meeting to order at 9:02 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
Deputy County Administrator Chris Testerman
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Deputy Clerk Katie Smith
Senior Minutes Coordinator Craig Stopyra
Senior Minutes Coordinator Noelia Perez

Invocation - District 1

Pastor Steve Brock, Tildenville Missionary Baptist Church

Pledge of Allegiance

Presentation

Proclamation designating November 9, 2019 as Orange County Recycles Day

Presentation

Proclamation recognizing October 23 through October 31, 2019 as Red Ribbon Week

Presentation

Proclamation recognizing October 25 through November 1, 2019 as Mobility Week

Presentation

Proclamation recognizing October as National Disability Employment Awareness Month

Public Comment

The following persons addressed the Board for public comment:

- Thomas Pastore

- Jose Miguel Datil Colom
- Sally Baptiste
- Virginia Rabsall
- Micah Bass
- Millie Santiago
- Carlos Losada

The following material was presented to the Board during public comment: Exhibit 1, from Sally Baptiste.

The following material was not presented to the Board during public comment: Submittal 1, from Sally Baptiste.

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on County Administrator Item 1; further, deferred action on Planning, Environmental, and Development Services Department Item 2; and further, a motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, 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. **19-1557** Confirmation of the Mayor's managerial appointment of Captain Michael N. Martin as Major, Correctional Facility, In-Custody Security Operations Division, Corrections Department.

B. COUNTY COMPTROLLER

1. **19-1558** Approval of the minutes of the September 24, 2019 meeting of the Board of County Commissioners. (Clerk's Office)
2. **19-1559** 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:
 - October 4, 2019, to October 10, 2019; total of \$72,188,402.97
 - October 11, 2019, to October 17, 2019; total of \$25,834,284.47.(Finance/Accounting)
3. **19-1560** Disposition of Tangible Personal Property as follows. (Property Accounting)

- a. Dispose of lost assets.
- b. Scrap assets.
- c. Remove stolen assets.
- d. Dispose of asset totaled by our Third Party Administrator for its salvage value.
- e. Sell assets through on-line auction.
- f. Offer assets to non-profit.
- g. Scrap remaining assets.

C. COUNTY ADMINISTRATOR

1. **19-1561** Approval and execution of 1) Orange County, Florida and Orlando/Orange County Convention & Visitors Bureau, Inc. Tourism Promotion Agreement and 2) Contract #Y20-155 Orange County, Florida and United Arts of Central Florida, Inc. Management/Fiscal Agency Agreement for Orange County Arts & Cultural Affairs Tourist Development Tax (TDT) Revenue - Arts & Cultural Affairs Grants Program.

(This item was deferred.)

2. **19-1562** Appointment to the Community Action Board of Council Member Lee Chotas in the municipal elected official category with a term expiring December 31, 2022 and Commissioner Susanne W. Nielsen in the municipal elected official category with a term expiring December 31, 2021. (Agenda Development Office)
3. **19-1563** Approval and execution of Contract #Y20-156 between Orange County, Florida and United Arts of Central Florida, Inc. regarding the provision of funding for arts grants and services in the amount of \$1,349,597 for Fiscal Year 2019-2020 from the General Fund. (Arts and Cultural Affairs Office)
4. **19-1564** Approval and execution of Orange County, Florida and Downtown Arts District, Inc. Funding Agreement relating to FusionFest 2020 and authorization to disburse \$135,000 as provided in the FY2019-20 adopted budget. (Arts and Cultural Affairs Office)
5. **19-1565** Approval and execution of First Amendment to Art in the Chambers Loan and Exhibition Agreement between Orange County, Florida and Orlando Museum of Art extending the term of the agreement to February 14, 2020. (Arts and Cultural Affairs Office)
6. **19-1566** Approval and execution of corrected Sculpture on the Lawn Loan and Exhibition Agreements by and between Orange County, Florida and Apiary Collective, LLC, and J&H Studio, Inc. for the period October 1, 2019 through October 12, 2020. (Arts and Cultural Affairs Office)
7. **19-1567** Approval and execution of Resolution 2019-B-05 of the Orange County

Board of County Commissioners regarding authorization for Taxable Sales Tax Revenue Refunding Bonds, Series 2019. (Fiscal and Business Services Division)

- 8. **19-1568** Approval to disburse payment for the Florida Association of Counties membership fee and the first installment of the Public Awareness Fund for Special Assessment totaling \$143,295 as provided within the FY 2019-20 adopted budget. (Office of Management and Budget)
- 9. **19-1569** Approval to disburse payment for the East Central Florida Regional Planning Council annual assessment totaling \$281,931 as provided in the FY 2019-20 adopted budget. (Office of Management and Budget)
- 10. **19-1570** Approval of budget transfers #19-1392, #19-1401, and #20C-0011. (Office of Management and Budget)
- 11. **19-1571** Approval of CIP amendment #20C-0011. (Office of Management and Budget)
- 12. **19-1572** Ratification of payment of Intergovernmental claims of September 5, 2019, September 12, 2019, and September 26, 2019, totaling \$1,336,117.58. (Risk Management Division)

D. COUNTY ATTORNEY

- 1. **19-1573** Appointment of Ms. Angela Melvin to replace Ms. Carmen Torres to the 2020 Charter Review Commission.

E. ADMINISTRATIVE SERVICES DEPARTMENT

- 1. **19-1574** Approval to award Invitation for Bids Y19-1128-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>
Hubbard Construction Company	\$5,952,850
Middlesex Paving, LLC	\$6,150,975
Preferred Materials, Inc.	\$6,518,625
Ranger Construction Industries, Inc.	\$6,448,475

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

- 2. **19-1575** Approval to award Invitation for Bids Y20-102-RM, Stormwater Pipe Video Inspection, Cleaning, Sealing and Related Services, to the low responsive and responsible bidders, Flotech Environmental, LLC in the estimated contract award amount of \$1,471,189.35 for the base year and Envirowaste

Services Group, Inc. in the estimated contract award amount of \$1,813,436 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)

3. **19-1576** Approval to award Invitation for Bids Y20-130-PD, Mowing and Fire Line Installation, to the low responsive and responsible bidder, Habitat Restoration & Wildlife Services, LLC. The estimated contract award amount is \$378,841.50 for a 3-year term. ([Planning, Environmental, and Development Services Department Environmental Protection Division] Procurement Division)
4. **19-1577** Approval to award Invitation for Bids Y19-764-TA, Hamlin Water Reclamation Facility and Master Pump Station, to the low responsive and responsible bidder, Wharton-Smith, Inc. The total contract award amount is \$110,622,000, inclusive of additive 1. ([Utilities Department Engineering Division] Procurement Division)
5. **19-1578** Approval of Contract Y20-146-MV, Rapid Re-housing, with Homeless Services Network of Central Florida, Inc., in the contract award amount of \$1,291,666.67, for a 10-month term. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)
6. **19-1579** Selection of Dean, Ringers, Morgan and Lawton, P.A. to provide Provision of Counsel Services for Labor Management Litigation, Request for Proposals Y20-117. ([Administration and Fiscal Services Risk Management and Professional Standards Division] Procurement Division)
7. **19-1580** Selection of SGM Engineering, Inc. to provide Design Services for the Orange County Convention Center Campus Dry Sprinkler Replacement, Request for Proposals Y20-801-JS. ([Convention Center Facility Operations Division] Procurement Division)
8. **19-1581** Approval and execution of Right of Entry from Orange County, Florida to The School Board of Orange County, Florida for Dr. P. Phillips Community Park (Fire Hydrant Hookup). District 1. (Real Estate Management Division)

F. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **19-1582** Approval and execution of License Agreement between Orange County, Florida and Center for Multicultural Wellness and Prevention, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20190901 for John Bridges Community Center and authorization for the Director of the Community and Family Services Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action

Division)

2. **19-1583** Approval and execution of Infrastructure Funding Agreement by and between Central Florida Regional Workforce Development Board, Inc. D/B/A Career Source Central Florida and Orange County, Florida regarding the West Orange County American Job Center. (Community Action Division)
3. **19-1584** Approval and execution of Memorandum of Understanding by and between Central Florida Regional Workforce Development Board, Inc. D/B/A Career Source Central Florida and Orange County, Florida regarding the West Orange County American Job Center. (Community Action Division)

G. CONVENTION CENTER DEPARTMENT

1. **19-1585** Approval of Employment Agreement between Orange County, Florida and Kenneth Champion regarding Capital Project Administrator position, Orange County Convention Center North/South Building Expansion Project.

H. FIRE RESCUE DEPARTMENT

1. **19-1586** Approval and execution of Interlocal Agreement between Orange County, Florida and City of Winter Garden, Florida regarding Orange County's provision of fire dispatch services for the City of the City of Winter Garden, Florida.
2. **19-1587** Approval and execution of Interlocal Agreement between Orange County, Florida and City of Maitland, Florida regarding Orange County's provision of fire dispatch services for the City of Maitland, Florida.
3. **19-1588** Approval and execution of Interlocal Agreement between Orange County, Florida and City of Ocoee, Florida regarding Orange County's provision of fire dispatch services for the City of Ocoee, Florida.

I. HEALTH SERVICES DEPARTMENT

1. **19-1589** Approval and execution of (1) Amendment No. 1 Agreement related to the 340b Drug Discount Program by and between Orange County, Florida and Adventist Health System/Sunbelt, Inc. d/b/a AdventHealth Orlando (f/k/a Adventist Health System/Sunbelt, Inc. d/b/a Florida Hospital); (2) Amendment No. 1 Agreement related to the 340b Drug Discount Program by and between Orange County, Florida, Orlando Health, Inc., and Orlando Health Central, Inc.; and (3) authorization for the Mayor or designee to exercise renewal options allowed by the agreements, as needed.
2. **19-1590** Approval and execution of U.S. Department of Justice Office of Justice Programs Bureau of Justice Assistance, Orange County Edward Byrne Memorial Grant 2019 Award Number: 2019-DJ-BX-0810 in the amount of

\$359,322 for the period of October 1, 2018 through September 30, 2022.

J. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

- 1. **19-1591** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

LC 19-0786	LC 19-0917	LC 19-1015	LC 19-0889	LC 19-0859
LC 19-0946	LC 19-0969	LC 19-0891	LC 19-0920	LC 19-0879
LC 19-0827	LC 19-0975	LC 19-0933	LC 19-0957	LC 19-0924
LC 19-0838	LC 19-0976	LC 19-0935	LC 19-0974	LC 19-0931
LC 19-0847	LC 19-0977	LC 19-0954	LC 19-0885	LC 19-0964
LC 19-0901	LC 19-0982	LC 19-1009	LC 19-0934	LC 19-0989
LC 19-0904	LC 19-0986	LC 19-1014	LC 19-1024	LC 19-1003
LC 19-0914	LC 19-1006	LC 19-1031	LC 19-0856	LC 19-1027

- 2. **19-1592** Acceptance of the findings and recommendation of Environmental Protection Division staff to approve the request for Conservation Area Impact Permit Modification No. CAI-14-08-025 for the Shoppes at Alafaya Project Site. District 4. (Environmental Protection Division)

(This item was deferred).

- 3. **19-1593** Approval and execution of School Concurrency Mitigation Agreement OC-19-038 Project Name: The Addison on Lake Bryan Parcel ID#: A portion of # 26-24-28-4735-00-010 by The School Board of Orange County, Florida, Orange County, Florida, and Porto Orlando, LLC for a proportionate share mitigation payment in the amount of \$957,081. District 1. (Fiscal and Operational Support Division)

- 4. **19-1594** Approval of recommendation by the Staff Ranking Committee to award the Local Government Areas of Opportunity Funding to Madison Landing, LLC under the Florida Housing Finance Corporation Request for Application 2019-114. District 6. (Housing and Community Development Division)

- 5. **19-1595** Approval and execution of Proportionate Share Agreement for Dean Apartments University Boulevard by and between Heron Senior Housing, L.L.C., Dean and Univ. Investments, LLC, James W. Hickman Marital Trust, and Orange County for a proportionate share payment in the amount of \$124,656. District 5. (Roadway Agreement Committee)

- 6. **19-1596** Approval and execution of Proportionate Share Agreement for Elan Cypress Pointe Vineland Avenue by and between Diamond Resorts Corporation, formerly known as Sunterra Corp, Diamond Resorts Cypress Pointe III

Development, LLC, and Orange County for a proportionate share payment in the amount of \$65,355. District 1. (Roadway Agreement Committee)

7. **19-1597** Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID: 20-24-31-0000-00-016 by and between Dianne Rydell, Michelle Wood, and Orange County to construct a shed at 12575 Narcoossee Road, Orlando, FL 32832. District 4. (Zoning Division)

K. PUBLIC WORKS DEPARTMENT

1. **19-1598** Authorization to record the plat of Colonial Pickett. District 5. (Development Engineering Division)
2. **19-1599** Approval of "No Parking" signs installation on the south side of Tattant Boulevard from 80 feet east of Calderdale Avenue to 370 feet west of Serenity Bend. District 1. (Traffic Engineering Division)
3. **19-1600** Approval of "No Parking" signs installation on both sides of Whispering Cypress Lane from Oakshire Boulevard to 100 feet north of Oakshire Boulevard. District 4. (Traffic Engineering Division)

L. UTILITIES DEPARTMENT

1. **19-1601** Approval and execution of Bakery Wastewater Flow Monitoring Agreement by and between 10602 SAT LLC and Orange County for an initial 10-year period to monitor wastewater discharges from the facility. District 4.
2. **19-1602** Approval of Irrevocable Standby Letter of Credit 70004170 from SunTrust Bank on behalf of 10602 SAT LLC in favor of Orange County in the amount of \$14,628.71 for the required security to guarantee compliance with the terms of the Bakery Wastewater Flow Monitoring Agreement. District 4.
3. **19-1603** Approval and execution of FreshPoint Facility Expansion Wastewater Flow Monitoring Agreement by and between FreshPoint Central Florida, Inc. and Orange County for an initial 10-year period to monitor wastewater discharges from the facility. District 6.
4. **19-1604** Approval of Irrevocable Standby Letter of Credit 18131606-00-000 from PNC Bank on behalf of Sysco Corporation in favor of Orange County in the amount of \$121,095.09 for the required security to guarantee compliance with the terms of the FreshPoint Facility Expansion Wastewater Flow Monitoring Agreement. District 6.
5. **19-1605** Approval and execution of Agreement to Terminate the Orange County/City of Ocoee Emergency Water Supply Interconnect and Easement Agreement by and between the City of Ocoee and Orange County. District 2. (Water Division)

II. INFORMATIONAL ITEMS****A. COUNTY COMPTROLLER**

1. **19-1606** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Florida Public Service Commission Consummating Order. In re: In re: Application for approval of an 8" general service meter rate by Pluris Wedgefield, LLC.
 - b. Florida Public Service Commission Consummating Order. In re: Application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties by Utilities, Inc. of Florida. LLC.
 - c. Florida Public Service Commission Consummating Order. In re: Petition for approval of 2019 revisions to underground residential and commercial differential tariffs, by Florida Power & Light Company.
 - d. City of Orlando Voluntary Annexation Request - Nona Village Center - ANX2019-10005. Notice of Proposed Enactment. Proposed Ordinance # 2019-48, entitled an Ordinance of the City of Council of the City of Orlando, Florida, annexing the corporate limits of the City certain land generally located West of Narcoossee Road, North of Central Florida Greenway (SR 417) and South of Lake Nona Boulevard, and comprise of 0.56 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 Urban Village on the City's Official Future Land Use Maps; providing for amendment of the City's Official Future Land Use maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.
 - e. Orange County Industrial Development Authority Oath of Office for Mark A. Gonzalez, Board Member of the Orange County Industrial Development Authority.
 - f. City of Winter Garden Notice of Annexation Ordinance, Attachment A (Legal Description) and Attachment B (Location Map). Ordinance 19-44, An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 1.21 ± acres located at 945 & 951 Carter Road, East of Carter Road, West of State Road 429, North of State Road 50, and South of East Story Road 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.

g. Greater Orlando Aviation Authority Orlando International Airport Fiscal Budget and Greater Orlando Aviation Authority Orlando Executive Airport, Fiscal Budget 2019-2020.

These items were received and filed.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

1. **19-1607** Approval of the Arts and Cultural Affairs Advisory Council's funding recommendations for 30 Arts and Cultural Affairs grants for cultural tourism for FY 2020 in the amount of \$3,607,784. (Arts and Cultural Affairs Office)

A motion was made by Commissioner Bonilla, seconded by Commissioner Moore, to approve the Arts and Cultural Affairs Advisory Council's recommendations for FY20 Cultural Tourism funding in the amount of \$3,607,784. 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. **19-1608** Selection of one firm and an alternate to provide Engineering Services for Kirby Smith Forcemain, Reclaimed Water Main, and Storage Tank Project, Request for Proposals Y19-822-TA, from the following two firms, listed alphabetically:

- CPH, Inc.
- Reiss Engineering, Inc.

((Utilities Department Engineering Division] Procurement Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to appoint CPH, Inc., 504.95 points, as the selected firm; and further, appoint Reiss Engineering, Inc., 454.95 points, as the selected ranked alternate. 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. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **19-1609** Human Trafficking Residential Program Update.

The Board took no action.

IV. WORK SESSION AGENDA

A. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**1. 19-1610 Dual Rear Wheeled Vehicles in Residential Areas. (Planning Division)**

The Board took no action.

Presentation

Employee Service Awards

Administration and Fiscal Services

Kathy M. Theriault (30), Human Resources

Community and Family Services

Daniel A Green (30), Parks & Recreation; Sonja Austin (20), Head Start

Convention Center

Michael H Higgins (20), Facility Operations; Nila L. Kushner (20), Donna M. Laviola (30), Event Operations; Timothy W. Groth (30), Capital Planning

Corrections

Shannon H. Hendrickson (20), In-Custody Support Services

Fire Rescue

Alfred C Lewis III (25), Fire Operations

Health Services

Oscar Pendleton (20), Mental Health Services

Planning, Environmental, and Development Services

Ruth C. Armstrong (20), Matt Green (20), Environmental Protection; Kotaska Norman (20), Fiscal and Operational Support; Monique Nichols (30), Housing and Community Development; Shelia Johnson (30), Zoning

Utilities

Herbert M. Fivie (20), Field Services; Terri Malys-Thill (25), Kenneth D. Long (35), Water; Angel L. Rodriguez (30), Solid Waste; Laura L. Nasiatka (30), Water Reclamation

V. RECOMMENDATIONS**1. 19-1611 October 3, 2019 Board of Zoning Adjustment Recommendations**

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to approve the recommendations; subject to the usual right of appeal by any aggrieved party. 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

VI. PUBLIC HEARINGS

1. **19-1489** Petition to Vacate

Vivien Monaco, on behalf of Suburban Land Reserve, Inc., Petition to Vacate 17-10-043, vacated portion of a variable width right-of-way; District 4

Consideration: Resolution granting Petition to Vacate # 17-10-043 vacating a portion of a variable width right-of-way known as Monument Parkway (FKA ICP Boulevard), containing approximately 0.509 acres and a portion of a variable width right-of-way known as Aerospace Parkway, containing approximately 2.797 acres.

Location: District 4; The parcel addresses are 8300 Monument Parkway and 14021 Aerospace Parkway; S36/T23/R31; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the request. 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. **19-1496** Shoreline Alteration/Dredge and Fill

Matthew and Daisy Muenzner, Fish Lake, permit, SADF # 19-01-000; District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 19-01-000 to construct a new seawall with backfill on a canal; pursuant to Orange County Code, Chapter 33, Section 33-129(d), Article IV, Windermere Water and Navigational Control District

Location: District 1; on property located adjacent to Fish Lake, located at 10825 Emerald Chase Drive, Orlando, Florida 32836; Orange County, Florida (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 modification (SADF-19-01-000) subject to the 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

3. **19-1497** Shoreline Alteration/Dredge and Fill

Lou Deberadinis Trust, Lake Willis, permit, SADF # 19-05-008; District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 19-05-008 to construct a new seawall and placement of riprap on Lake Willis; pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredge Control

Location: District 1; on property located adjacent to Lake Willis, located at 7114 Lake Willis Drive, Orlando, Florida 32821; 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-19-05-008) subject to the 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

4. 19-1445 Preliminary Subdivision Plan

Eric Warren, Poulos & Bennett, LLC, Springhill Planned Development / Horizon West Springhill Phase 2 Preliminary Subdivision Plan, Case # PSP-19-02-073; District 1

Consideration: Springhill Planned Development / Horizon West Springhill Phase 2 Preliminary Subdivision Plan, Case # PSP-19-02-073, 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 44.21 acres in order to construct 134 single-family residential dwelling units. This request also includes the following waivers from Orange County Code:

- 1) A waiver from Section 34-152(c), to allow lots to front a new, park, open space, etc. in lieu of the requirement that each lot shall have a minimum access width of twenty (20) feet to a dedicated public paved street.
- 2) 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.
- 3) A waiver from Section 38-1384(g)(1), to allow garage access to be setback from an alley tract, in lieu of an easement.
- 4) A waiver from Section 38-1384(g)(2), to allow the reference to pertain to an alley tract in lieu of an easement.
- 5) 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.
- 6) A waiver from Section 38-1384(b)(4)a, to provide a public pedestrian and open space tract in lieu of a street to provide a block break.

Location: District 1; property generally located South of Flamingo Crossing Boulevard / West of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Eric Warren.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make

a finding of consistency with the Comprehensive Plan; and approve the request subject to the 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

5. 19-1437 Planning and Zoning Commission Rezoning Board-Called

Nazem Sarkis, I.T.I.G., Inc., Case # RZ-19-07-023, July 18, 2019; District 3

Consideration: Request to consider a rezoning of 0.81 gross acres located at 7105 S. Orange Avenue, or generally located at the southeast corner of the intersection of S. Orange Avenue and Nela Avenue, from C-1 (Retail Commercial District) to C-2 (General Commercial District) for the operation of C-2 uses.

Location: District 3; property located at 7105 S. Orange Avenue, or generally located at the southeast corner of the intersection of S. Orange Avenue and Nela Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Claudia Sarkis.

This public hearing was withdrawn.

6. 19-1442 Planning and Zoning Commission Rezoning Board-Called

Ossama Salama, Sam's Towing, Inc., Case # RZ-19-04-003; August 15, 2019; District 5 (Continued from October 22, 2019)

Consideration: This request is to consider a rezoning of 2.04 gross acres located at 6139 E. Colonial Drive, generally located northwest of E. Colonial Drive, north of Old Cheney Highway, west of Commerce Boulevard, east of June Street, and south of Cornelia Avenue, from C-2 (General Commercial District) to C-3 (Wholesale Commercial District) to allow for the addition of an automobile tow yard use to the existing nonconforming junkyard use on the subject property.

Location: District 5; located at 6139 E. Colonial Drive, generally located northwest of E. Colonial Drive, north of Old Cheney Highway, west of Commerce Boulevard, east of June Street, and south of Cornelia Avenue; Orange County, Florida (legal property description on file at Planning Division)

The following person addressed the Board: Ossama Salama.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to deny the rezoning request from C-2 (General Commercial District) to C-3 (Wholesale Commercial District) based on the findings that the proposal is inconsistent with policies in the Comprehensive Plan requiring compatibility between land uses, including between residential and commercial uses. The motion failed by the following vote:

Aye: 3 - Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

Nay: 4 - Mayor Demings, Commissioner Moore, Commissioner Uribe, and Commissioner Gomez Cordero

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue the public hearing until December 3, 2019, at 2 p.m. 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

7. **19-1444** Development Review Committee Appeal

Christopher Roper, Akerman, LLP

Dave Schmitt, DSE Dave Schmitt Engineering, Polo Glen Planned Development / Polo Glen at Lake Betty Development Plan - Case # DP-18-02-050; District 2

Consideration: Appeal of the decision by the Orange County Development Review Committee, dated August 14, 2019, to approve the Polo Glen Planned Development / Polo Glen at Lake Betty Development Plan for 336 multi-family residential dwelling units on 45.75 gross acres

Location: District 2; property generally located North of Maitland Boulevard / East of South Orange Blossom Trail; Orange County, Florida (legal property description on file in Planning Division)

This public hearing was withdrawn.

8. **19-1250** Planning and Zoning Commission Appeal

Robert Paymayesh, College Park RBP, LLC

Rick Pelzer, Rebecca Pelzer, Tami Salter, Colin Salter, Victoria Villegas, Dilmar Villegas, Cassie Lynch, and Stephen Toth, Case # RZ-19-07-019, July 18, 2019; District 3 (Continued from September 10, 2019)

Consideration: This request is to consider the rezoning and appeal of the July 18, 2019 Planning and Zoning Commission (PZC) Recommendation of Approval for Rezoning Case # RZ-19-07-019, in the name of Robert Paymayesh with College Park RBP, LLC, to rezone 4.85 gross acres from A-2 (Farmland Rural District) to R-1 (Single-Family Dwelling District), in order to allow for the development of thirteen (13) Single-Family Residential Dwelling Units.

Location: District 3; property located at 8901 Curry Ford Road; generally located north of Curry Ford Road, west of S. Econlockhatchee Trail, and east of S. Chickasaw Trail; Orange County, Florida (legal property description on file at Planning Division)

This public hearing was withdrawn.

9. **19-1436** Substantial Change

Brooks Stickler, Kimley-Horn and Associates, Inc., Alafaya Trail Property

Planned Development / Land Use Plan (PD / LUP), Case #
CDR-14-05-144, amend plan; District 4 (Continued from October 22, 2019)

Consideration: A PD substantial change request to increase retail / commercial (C-1) square footage from 174,000 to 304,000 (an increase of 130,000 square feet), while retaining 6,000 square feet of previously approved Professional Office (P-O) uses. Additionally, this request also reflects the conversation, impact, and mitigation of on-site wetlands per proposed Conservation Area Impact (CAI) permit #CAI-14-08-025. Lastly, the applicant has requested the following waiver from Orange County Code: 1. A waiver from Section 38-1476(a) to allow a parking calculation of four (4) spaces per 1,000 square feet, in lieu of five (5) spaces per 1,000 square feet; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 4; property generally located south of E. Colonial Drive and west of Alafaya Trail; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Thalia Melise.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to continue the public hearing until December 3, 2019, at 2 p.m. 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

I. CONSENT AGENDA (Deferred)

J. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

2. 19-1592 Acceptance of the findings and recommendation of Environmental Protection Division staff to approve the request for Conservation Area Impact Permit Modification No. CAI-14-08-025 for the Shoppes at Alafaya Project Site. District 4. (Environmental Protection Division)

This item was not considered.

VI. PUBLIC HEARINGS (Continued)

10. 19-345 Substantial Change

Paul N. Medley, PNM Architecture, Nona Center Planned Development / Land Use Plan (PD / LUP) - Case # CDR-19-05-169, amend plan; District 4

Consideration: A PD substantial change to request the following waiver from Orange County Code:

1. A waiver from Section 38-1272(5) to allow a maximum building height of 40 feet when within 100 feet of any residential, in lieu of 35 feet; pursuant to Orange County Code, Chapter 38, Article

VIII, Division 1, Section 38-1207

Location: District 4; property located at 1739 Narcoossee Road; or generally located on the east side of Narcoossee Road and south of Kirby Smith Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the 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

11. 19-1440 Substantial Change

Lynda Glinski, Waterford Lakes Town Center, LLC, Waterford Lakes Planned Development/Land Use Plan (PD/LUP), Case # CDR-19-06-216, amend plan; District 4

Consideration: A PD substantial change to expand the special event area within PD Parcels 4 and 5. No changes to the development program of the PD are proposed; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 4; property located at 331 N. Alafaya Trail; or generally located on the east side of N. Alafaya Trail, north of State Road 408, and south of Waterford Lakes Parkway; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the 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

12. 19-1441 Substantial Change

David Evans, Evans Engineering, Inc., Zellwood Station Planned Development/Land Use Plan (PD/LUP), Case # CDR-18-12-418, amend plan; District 2

Consideration: A PD substantial change to remove the age-restriction on the northwest 71.34 gross acres of the Zellwood Station Planned Development to allow for the development of 277 single-family dwelling units with school-age children; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 2; property located at 2600 Fairbluff Road, or generally located south of W. Ponkan Road and west of State Road 429; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- David Evans
- Dan O'Keefe
- Art Ferreruit
- John Goller
- Dennis Hites
- Doug Banfield

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from David Evans.

The following material was not presented to the Board prior to the close of the public hearing: Submittal 1, from Dan O'Keefe.

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to continue the public hearing until December 17, 2019, at 2 p.m. 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

13. 19-1443 Substantial Change

William Burkett, Burkett Engineering, The Glenn Planned Development / Land Use Plan (PD / LUP) - Case # CDR-19-03-115, amend plan; District 5
(Continued from October 22, 2019)

Consideration: A PD substantial change to add sixty (60) multi-family dwelling units to the development program in Phase I. In addition, the following four (4) waivers are requested from Orange County Code:

1. A waiver from Section 38-1258(b) to allow 100% of existing and proposed three story buildings to be between 100 feet and 150 feet of single-family zone property, in lieu of the requirement that a maximum of 50% of three story buildings be located between 100 and 150 feet of single-family zoned property.
2. A waiver from Section 38-1258(c) to allow existing and proposed three story buildings in excess of 43 feet in height to be located within 150 feet of single-family zoned property, in lieu of the building height limitation of 40 feet.
3. A waiver from Section 38-1258(j) to allow existing buildings to have a minimum separation of 25 feet, in lieu of the minimum requirement of 40 feet.
4. A waiver from Section 38-1501 to allow existing and proposed buildings to have a maximum building height of 43 feet, in lieu of a maximum buildings height of 35 feet; Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 5; property generally located north of University Boulevard and east of Heather Glen Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Bill Burkett
- Michelle Hill
- Mark St. Vincent
- Vicki Marteney
- Mike Dugre
- Silvia Zuniga

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Mike Dugre.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to continue the public hearing until December 3, 2019, at 2 p.m. 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

14. **19-1499** Transmittal of the 2019-2 Out-of-Cycle Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP)

Out of Cycle Regular Cycle Staff-Initiated Text Amendment

Amendment 2019-2-C- FLUE-1

Text Amendment to the Future Land Use Element Horizon West Town Center Policies to permit form-based development through a Planned Development / Regulation Plan (PD/RP) as an alternative to processing a Planned Development/Unified Neighborhood Plan (PD/UNP) under the Town Center Code; District 1

County staff indicated the proposed request would create six new policies: Text amendment to the Future Land Use Element creating: FLU4.1.12, FLU4.1.12.1, FLU4.1.12.2, FLU4.1.12.3, FLU4.1.12.4, FLU4.1.12.5 and revise nine policies: FLU4.5.1, FLU4.5.3, OBJ FLU4.6, FLU4.7.1, FLU4.7.2, FLU4.7.3, FLU4.7.4, FLU4.7.7.1, FLU4.7.9.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to transmit Amendment 2019-2-C-FLUE-1, incorporating the proposed policy revisions. 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

14. **19-1500** Transmittal of the 2019-2 Out-of-Cycle Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP)

Out of Cycle Regular Cycle Staff-Initiated Text Amendment

Amendment 2019-2-C-FLUE-2 (fka 2019-2-B-FLUE-5)

Text Amendment to the Future Land Use Element relieving the density requirement for certain parcels with the Low Density Residential (LDR) future land use designation; Countywide

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to transmit Amendment 2019-2-C-FLUE-2. 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

14. **19-1501** Transmittal of the 2019-2 Out-of-Cycle Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP)

Out of Cycle Regular Cycle Staff-Initiated Text Amendment

Amendment 2019-2-C-CP-2

Comprehensive Plan Administrative Clean-up to the International Drive Element, Neighborhood Element, and the Fire Rescue Element; Countywide

A motion was made by Commissioner Siplin, seconded by Commissioner Bonilla, to transmit Amendment 2019-2-C-CP-2. 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

15. **19-1318** Ordinance

Amending Orange County Code, Articles I, IV and IX, Chapter 38, pertaining to provisions related to accessory structures and accessory dwelling units - 2nd hearing (1st hearing September 24, 2019)

Consideration: AN ORDINANCE AFFECTING THE USE OF LAND IN ORANGE COUNTY, FLORIDA, BY AMENDING ORANGE COUNTY CODE CHAPTER 38 ("ZONING"), INCLUDING SECTION 38-1 ("DEFINITIONS"); SECTION 38-77 ("USE TABLE"); SECTION 38-79 ("CONDITIONS FOR PERMITTED USES, SPECIAL EXCEPTIONS, ETC."); AND SECTION 38-1426 ("ACCESSORY DWELLING UNITS"); ALL TO MODIFY, DELETE, RELOCATE AND SUPPLEMENT CODE PROVISIONS RELATED TO ACCESSORY STRUCTURES AND ACCESSORY DWELLING UNITS; AND PROVIDING FOR AN EFFECTIVE DATE

The following persons addressed the Board:

- Dan Kirby
- Terry Prather
- Brock Nicholas
- Brett Hiltbrand

Based upon input from the Board of County Commissioners, County staff indicated the following

modifications to the Ordinance as follows:

Page 17 - Line #633

(B) *Ownership*. The primary single-family dwelling unit and the accessory dwelling unit shall remain under single ownership at all times, the subject lot or parcel shall qualify as homestead property, and the primary dwelling unit or the accessory dwelling unit shall be occupied by the owner of the lot or parcel at all times. Approval of an accessory dwelling unit shall not and does not constitute approval for separate ownership or the division of the lot or parcel. Any request to divide the lot or parcel shall comply with and be subject to all applicable laws, ordinances and regulations, including zoning regulations and access requirements.

Page 19 - Line #710

~~(K) *Impact Fees and Capital Fees*. The accessory dwelling unit shall be subject to all other applicable laws, ordinances and regulations regarding water and wastewater capital fees. The impact fees for an accessory dwelling unit shall be assessed at the multi-family rate, until and unless the rate is modified in Orange County Code Chapter 23. Water and wastewater capital fees for the accessory dwelling unit shall be subject to all other applicable laws, ordinances and regulations.~~

Page 19 - Line #722

(N) *Transient Rental*. Transient rental or leasing (a period of 30 days or less) of an ADU shall be prohibited, except as provided in Section 38-77 related to the R-3 zoning district.

Page 19 - Line #725

(O) *Electrical*. A detached accessory dwelling unit may apply for and obtain a separate power meter, subject to the approval of the utility company and complying with all applicable laws, ordinances and regulations. An attached accessory dwelling unit shall not have or obtain a separate power meter.

County staff announced the following modifications to the Ordinance as follows:

Page 12 - Line #448

(3) The following standards shall apply to all accessory structures within those residential and agricultural zoning districts only where accessory structures are permitted pursuant to Section 38-77, Orange County Code:

Page 14 - Line #516

(i) A detached accessory structure shall be limited to a maximum height of ~~fifteen (15) feet above grade and one story, or a maximum height of~~ two stories, not to exceed twenty-five (25) feet above grade ~~and one story when a roof slope greater than 2:12 is provided;~~

Page 15 - Line #571

(vi) The cumulative square feet of all detached accessory structures shall be limited to ten (10) percent of the net land area, or 500 square feet, whichever is greater, and in no case shall the cumulative total exceed 3,000 square feet; however, detached accessory structures located within

~~residential and~~ agriculturally zoned parcels with greater than 2 developable acres may exceed 3,000 cumulative square feet, subject to obtaining a special exception and complying with all of the following standards

Page 16 - Line #604

1) A maximum of one (1) accessory dwelling unit may be permitted by right on a lot or parcel in any residential or agricultural the zoning districts indicated in Section 38-77, Orange County Code, including a Planned Development (PD), ~~NC, or NAG~~ zoning district, in conjunction with a single family dwelling unit. In all cases, the accessory dwelling unit shall be subordinate to the primary dwelling unit, and shall not be constructed prior to the construction and occupation of the primary dwelling unit.

Revise Use Table (Sect. 38-77): "Exhibit A" (please refer to powerpoint presentation for revisions)

A motion was made by Mayor Demings, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; further, allow staff to correct any grammatical and/or scrivener's errors; further, adopt Ordinance 2019-15 to amend Orange County Code Chapter 38 pertaining to accessory structures and accessory dwelling units, as recommended by the Planning and Zoning Commission on August 15, 2019; and further, modify with changes today as presented by staff, with an effective date of November 1, 2019. 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

16. 19-1493 Ordinance

Amending Orange County Code, Section 25-140, pertaining to Taxation in Orange County, Florida; Tourist Development Plan

Consideration: AN ORDINANCE PERTAINING TO TAXATION IN ORANGE COUNTY, FLORIDA; AMENDING SECTION 25-140 OF THE ORANGE COUNTY CODE ("THE TOURIST DEVELOPMENT PLAN") TO CONSOLIDATE, RESTRUCTURE AND UPDATE PRIORITIES UNDER THE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE

The following persons addressed the Board:

- Siji John
- Brad Boland
- Mark Havard
- Rich Maladecki
- David Chilton
- N.Y. Nathiri
- Maria Triscari

County staff announced a change to page 10, of the Orange County, Florida and Orlando/Orange

County Convention & Visitors Bureau, Inc. Tourism Promotion Agreement as follows: Sports Incentive Funds shall only be used for promotion and incentives relating to venues and sporting events located within Orange County, Florida except with ~~without~~ the written consent of the County Administrator.

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to adopt Ordinance 2019-16 of the Board of County Commissioners of Orange County, Florida, Pertaining to Taxation in Orange County, Florida; Amending Article IV of Chapter 25 of the Orange County Code Section 25-140, Tourist Development Plan To Extend and Increase Funding For Visit Orlando, Authorize an additional \$2M for Sports Incentive and up to \$2m additional for United Arts. 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

I. CONSENT AGENDA (Deferred)

C. COUNTY ADMINISTRATOR

1. **19-1561** Approval and execution of 1) Orange County, Florida and Orlando/Orange County Convention & Visitors Bureau, Inc. Tourism Promotion Agreement and 2) Contract #Y20-155 Orange County, Florida and United Arts of Central Florida, Inc. Management/Fiscal Agency Agreement for Orange County Arts & Cultural Affairs Tourist Development Tax (TDT) Revenue - Arts & Cultural Affairs Grants Program.

A motion was made by Mayor Demings, seconded by Commissioner Siplin to approve and execute the Orange County, Florida and Orlando/Orange County Convention & Visitors Bureau, Inc. Tourism Promotion Agreement; and further, modify page 10 of agreement. 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 motion was made by Mayor Demings, seconded by Commissioner VanderLey, to approve and execute the Orange County and United Arts of Central Florida, Inc. Management/Fiscal Agency Agreement for Orange County Arts & Cultural Affairs Tourist Development Tax Revenue - Arts & Cultural Affairs Grants Program. 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 HEARING (Continued)

17. 19-1438 Ordinance

Enacting pursuant to Chapter 190 Florida Statutes, pertaining to creating the Grande Pines Community Development District; District 1

Consideration: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS FOR ORANGE COUNTY, FLORIDA, CREATING "GRANDE PINES COMMUNITY DEVELOPMENT DISTRICT" PURSUANT TO CHAPTER 190, FLORIDA STATUTES; PROVIDING FOR THE ESTABLISHMENT AND NAMING OF THE DISTRICT; PROVIDING FOR THE LEGAL DESCRIPTION OF THE EXTERNAL BOUNDARIES OF THE DISTRICT; PROVIDING FOR FINDINGS OF FACT; PROVIDING THE FUNCTIONS AND POWERS OF THE DISTRICT; DESIGNATING THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING FOR THE APPLICABLE FILING FEE; PROVIDING FOR AN INTERLOCAL AGREEMENT; PROVIDING FOR COMPLIANCE WITH CHAPTER 190, FLORIDA STATUTES, AND ALL OTHER APPLICABLE LAWS AND ORDINANCES; PROVIDING FOR REPEAL IN THE ABSENCE OF BONDS BEING ISSUED; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The following person addressed the Board: Andrew d'Adesky.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve to conduct a Public Hearing to create the Community Development District; further, adopt Ordinance 2019-17 of the Board of County Commissioners for Orange County Florida, creating "Grande Pine Community Development District" pursuant to Chapter 190, Florida Statutes providing for the establishment and naming of the district; providing for the legal description of the external boundaries of the district; providing for findings of fact; providing the functions and powers of the district; designating the members of the district's Board of Supervisors; providing for the applicable filing fee; providing for an interlocal agreement; providing for compliance with Chapter 190, Florida Statutes, and all other applicable laws and ordinances; providing for repeal in the absence of bonds being issued; providing for severability; and providing an effective date; further, approve the Agreement for the Community Development District; and further, approve the Interlocal Agreement between Orange County, Florida and Grande Pines Community Development District regarding the Exercise of powers and Cooperation on Various Projects. The motion carried by the following vote:

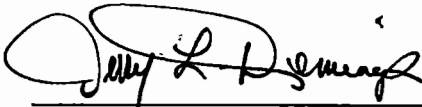
Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

√ 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: 5:42 p.m.

ATTEST:

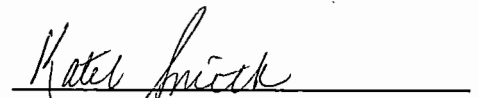


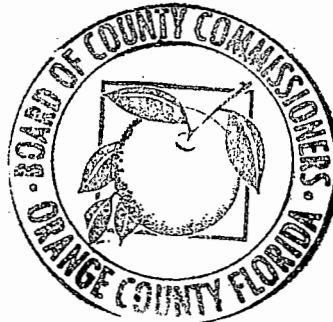
County Mayor Jerry L. Demings

Date: 12/3/19

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.