

Orange County Government

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



Final Meeting Minutes

Tuesday, May 5, 2020

1:30 PM

Communications Media Technology

Board of County Commissioners

Call to Order

County Mayor Demings called the meeting to order at 1:34 p.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

Invocation - District 6

Reverend Cynthia Hinson Graham, New Covenant Baptist Church

Pledge of Allegiance**Public Comment**

The following person submitted a written comment to the Board during public comment: Javier Lara.

The following person addressed the Board during public comment: David Sodar.

I. CONSENT AGENDA**Approval of the Consent Agenda**

The Mayor deferred action on Planning, Environmental and Development Services Item 4; and further, a motion was made by Commissioner Uribe, 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. **20-639** Confirmation of the Mayor's managerial appointment of Hector O. Clemente as Manager, Facility Operations Division, Orange County Convention Center.
2. **20-640** Confirmation of the Mayor's managerial appointment of Crystal Mudd as

Manager, Capital Planning Division, Orange County Convention Center.

3. **20-641** Confirmation of the Mayor's managerial appointment of Lindy Wolfe, P.E., as Manager, Orange County Utilities Engineering Division.
4. **20-642** Approval and execution of Florida Job Growth Infrastructure Grant Agreement State of Florida Department of Economic Opportunity Amendment One DEO Agreement No.: G0053 to extend the construction commencement date from June 1, 2020 to September 30, 2020. (Office of Economic, Trade and Tourism Development)

B. COUNTY COMPTROLLER

1. **20-643** Approval of the minutes of the April 7, 2020 meeting of the Board of County Commissioners. (Clerk's Office)
2. **20-644** 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:
 - April 17, 2020, to April 23, 2020; \$53,789,985.90
 - April 24, 2020, to April 30, 2020; \$41,182,800.08.(Finance/Accounting)
3. **20-645** Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Trade assets.
 - b. Scrap assets.
 - c. Remove stolen asset from inventory.
 - d. Scrap asset for its salvage value.

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **20-646** Approval of Amendment No. 7, Contract Y7-802, Professional Engineering and Design Services for Boggy Creek Road (From County Line to S.R. 417), with DRMP, Inc. in the amount of \$99,984.89, for a revised contract amount of \$1,601,159.84. ([Public Works Department Engineering Division] Procurement Division)
2. **20-647** Ratification of Emergency Purchase Order M100541, Emergency Temporary Occupancy Agreement, with AD1 Orlando Hotels, LLC, in the amount of \$199,898. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
3. **20-648** Approval and execution of Agreement for Sale and Purchase by and among Robert Wayne Harrod, as Trustee of Unrecorded Trust dated February 6,

2012, River Key Corporation, and Orange County, and Declaration of Restrictive Covenants from Orange County, Florida to Department of Environmental Protection, approval of Special Warranty Deed from Robert Wayne Harrod, as Trustee of Unrecorded Trust dated February 6, 2012, and River Key Corporation to Orange County, delegation of authority to the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase, and authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for Orange County Historic Little Econ. District 5. (Real Estate Management Division)

4. **20-649** Approval and execution of Temporary Construction Easement between 6790 Hanging Moss Road LLC and Orange County, approval of Purchase Agreement between 6790 Hanging Moss Road LLC and Orange County, Subordination of Encumbrance to Property Rights to Orange County from Iberiabank, successor-by-merger to Sabadell United Bank, N.A, and Subordination of Encumbrance to Property Rights to Orange County from Flowers Baking Co. of Bradenton, LLC, and authorization to disburse funds to pay purchase price and recording fees and record instruments for East-West Road (SR 436 to Dean Road) n/k/a Richard Crotty Parkway. District 5. (Real Estate Management Division)
5. **20-650** Approval and execution of Subordination of Encumbrance to Property Rights to Orange County between Orlando Utilities Commission and Orange County and authorization to record instrument for Estates at Sawgrass Plantation - Phase 2 Pcl 1, PSP/DP Case #5025603. District 4. (Real Estate Management Division)
6. **20-651** Approval of Special Warranty Deed and Roadway Appurtenances Easement from Lake Nona Neighborhood Center, LLC to Orange County, Florida and authorization to record instruments for Narcoossee Road (Osceola County line to SR 417) RIFCC. District 4. (Real Estate Management Division)
7. **20-652** Approval of purchase of lands available for taxes and Tax Deed Issuance Information Sheet and authorization to disburse funds to pay total fees and costs and to perform all actions necessary and incidental to purchase lands available for taxes for Orange County Acres Environmental Land. District 5. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **20-653** Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Callahan Head Start. This application is only executed by Orange County. (Head Start Division)

2. **20-654** Authorization to apply for supplement funds in the estimated amount of \$627,828 through an Application for Federal Assistance related to Coronavirus Aid, Relief and Economic Security (CARES) Act, FY 2019-2020, which will be used to operate a Summer Program from July 1, 2020 through July 30, 2020 at designated Head Start sites. (Head Start Division)
3. **20-655** Approval of Orange County Head Start Application for Federal Assistance related to Cost-of-Living Adjustment (2%) FY 2019-2020 in the estimated amount of \$266,001; and approval and execution of (1) Certification of Filing and Payment of Federal Taxes and (2) Employee Compensation Cap Compliance Assurance. (Head Start Division)
4. **20-656** Approval of Orange County Head Start Application for Federal Assistance related to Quality Improvement FY 2019-2020 in the estimated amount of \$408,576; approval of additional one-time funds, as a part of the Coronavirus Aid Relief, and Economic Security (CARES) Act, which will be used to prevent, prepare, and respond to the pandemic; and approval and execution of (1) Certification of Filing and Payment of Federal Taxes and (2) Employee Compensation Cap Compliance Assurance. An in-kind match of \$102,144 is required. (Head Start Division)
5. **20-657** Approval and execution of (1) Rate Agreement between State of Florida, Department of Juvenile Justice and Orange County Board of County Commissioners Rate Agreement #10678 to provide respite bed services for children in Circuit 9; (2) Contract Content Acknowledgement; and (3) Certification Regarding Scrutinized Companies Rate Agreement # 10678; and authorization for the County Mayor or designee to approve any increases, decreases, or amendments to this contract. (Youth and Family Services Division)

E. FIRE RESCUE DEPARTMENT

1. **20-658** Approval and execution of 2019 Memorandum of Agreement (MOA) for participating Orlando/Orange Urban Area Security Initiative (UASI) Agencies by and between the Orange County Sheriff's Office (OCSO), and Orlando/Orange Urban Area (O/OUA) Participants for Fiscal Year 2019 UASI Grant Project in the amount of \$3,087,500. (Office of Emergency Management)
2. **20-659** Approval and execution of Modification #1 to Subgrant Agreement by and between the State of Florida, Division of Emergency Management and Orange County extending the period from of June 30, 2020 to September 30, 2020 and authorization for the Mayor or designee to execute annual approvals to the re-occurring Emergency Management Performance Grant Agreement. (Office of Emergency Management)

3. **20-660** Approval and execution of Federally-Funded Subaward and Grant Agreement Agreement Number: R0015 between the State of Florida, Division of Emergency Management and Orange County Fire Rescue for Equipment Expenditure Issue 13 - Hazmat Sustainment in the amount of \$8,157. There is no local match required. (Operations Division)

F. HEALTH SERVICES DEPARTMENT

1. **20-661** Approval and execution of Zebra Coalition® Collaborative Partnership Agreement between Orange County and the Zebra Coalition® Inc. (Drug Free Office)
2. **20-662** Approval to accept the Ryan White HIV/AIDS Program Part A COVID-19 Response Grant Award in the amount of \$398,820 for the period of April 1, 2020 through March 31, 2021 and authorization for the County Mayor or designee to approve any increases or decreases in the award amount. No county match is required. (Fiscal and Operational Support Division)

G. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **20-663** 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 20-0295 | LC 20-0375 | LC 20-0480 | LC 20-0457 | LC 20-0403 |
| LC 20-0425 | LC 20-0396 | LC 20-0481 | LC 20-0514 | LC 20-0405 |
| LC 20-0309 | LC 20-0420 | LC 20-0398 | LC 20-0329 | LC 20-0416 |
| LC 20-0332 | LC 20-0428 | LC 20-0444 | LC 20-0348 | LC 20-0417 |
| LC 20-0360 | LC 20-0445 | LC 20-0284 | LC 20-0351 | LC 20-0423 |
| LC 20-0400 | LC 20-0452 | LC 20-0358 | LC 20-0369 | LC 20-0424 |
| LC 20-0401 | LC 20-0459 | LC 20-0389 | LC 20-0384 | LC 20-0426 |
| LC 20-0469 | LC 20-0478 | LC 20-0442 | LC 20-0397 | LC 20-0427 |

2. **20-664** Approval of U.S. Environmental Protection Agency Cooperative Agreement Grant No. (FAIN): PM-01D05820-0 between the U.S. Environmental Protection Agency and Orange County in the amount of \$70,554, with an initial award amount of \$35,000 and subject to availability of funds from the U.S. Environmental Protection Agency, relating to support of ambient air monitoring for fine particulate matter and authorization for the Environmental Protection Division Manager to make non-substantial amendments to the agreement, including additional service periods. The grant period is April 1, 2020 through March 31, 2022. All Districts. (Environmental Protection Division)

3. **20-665** Approval to process a payment in the amount of \$15,000 to the Kissimmee/Osceola County Chamber of Commerce for the Four Corners/One Vision Project. District 1.
4. **20-666** Approval and execution of Adequate Public Facilities Agreement for Lake Reams Neighborhood PD/Developco Inc Property (Reams Road and Fiquette Road) by and between Developco Inc and Orange County for the conveyance of 4.99 acres of APF Land, providing 2.45 acres of APF lands and receiving \$112,275 in Transportation Impact Fee Credits. District 1. (Roadway Agreement Committee)

(This item was deferred.)

H. PUBLIC WORKS DEPARTMENT

1. **20-667** Approval of "No Parking" signs installation on Chipola Circle from Oak Ridge Road extending approximately 640 feet north on the east side. District 3. (Traffic Engineering Division)
2. **20-668** Approval of "No Parking" signs installation at the pump station driveways located at 7143 Hoffner Avenue, 9209 Valencia College Lane, and 3120 Patel Drive. Districts 3 and 5. (Traffic Engineering Division)
3. **20-669** Approval of "No Parking" signs installation along the curves on both sides of Stonebriar Way. District 5. (Traffic Engineering Division)
4. **20-670** Approval and execution of School Impact Fee Agreement regarding an Alternative Impact Fee Calculation for Alta at Health Village #19-005 by and among Alta at Health Village Associates, LLP; City of Orlando; The School Board of Orange County, Florida; and Orange County. District 5. (Traffic Engineering Division)
5. **20-671** Ratification of Change Order Request No. 4-OCPS, Contract Y19-751-CH, Connector Road (Hilton Driveway to Apopka Vineland Road), with Jr. Davis Construction Co., in the amount of \$541,980.41, for a revised total contract amount of \$10,299,932.62. District 1. (Highway Construction Division)
6. **20-672** Approval and execution of Hold Harmless and Indemnification Agreement (Woodland Park Phase 6 Pond) by and between Taylor Morrison of Florida, Inc. and Orange County. District 4. (Fiscal and Administration Support Division)
7. **20-673** Approval and execution of Use Agreement among Taylor Morrison of Florida, Inc., Woodland Park Homeowners Association, Inc., and Orange County. District 4. (Fiscal and Operational Support Division)

II. INFORMATIONAL ITEMS

A. COUNTY COMPTROLLER

1. 20-674 Receipt of the following items to file for the record: (Clerk's Office)
 - a. The Florida Public Service Commission Order Approving Duke Energy Florida, LLC's Modifications to Rate Schedule SC-1 and Tariff Sheet 6.110. In re: Petition for approval of emergency modification to Duke Energy's rate schedule SC-1, tariff sheet 6.110 by Duke Energy Florida, LLC.

This item was received and filed.

III. DISCUSSION AGENDA

A. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. 20-675 Community Action Division Update. (Community Action Division)

The Board took no action.

B. COUNTY MAYOR

1. 20-676 Open discussion on issues of interest to the Board.

No items were submitted for open discussion.

NONAGENDA

County staff provided an update on the Coronavirus (COVID-19) pandemic crisis. Discussion ensued. County Administrator Brooks and Deputy County Administrator Testerman contributed to the discussion.

IV. PUBLIC HEARINGS

1. 20-567 Municipal Service Benefit Unit

Summerlake Groves and Highlands at Summerlake Groves Areas, amend for streetlighting and retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Highlands at Summerlake Groves Phase 3. The attached resolutions will amend the existing MSBU's for maintenance of retention ponds and streetlighting. The amendment will add the 46 lots of Highlands at Summerlake Groves Phase 3B. This will allow all of the 475 lots to be assessed for maintenance of retention ponds and streetlighting.

Location: District 1; Parcel ID (Multiple Parcels); Section 33, Township 23, Range 27; Orange

County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to approve the request as referenced 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 Bonilla

Absent: 1 - Commissioner Siplin

2. **20-568** Municipal Service Benefit Unit

Waterleigh Area, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to add 791 lots to the area. The attached resolutions will amend the existing MSBU's for maintenance of retention ponds and streetlighting. The amendment will add 791 lots to Waterleigh Area. This will allow all of the 1668 lots to be assessed for maintenance of retention ponds and streetlighting.

Location: District 1; Parcel ID (Multiple Parcels); Sections 06 and 07, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the request as referenced 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 Bonilla

Absent: 1 - Commissioner Siplin

3. **20-569** Municipal Service Benefit Unit

Wincey Groves Phase 1, establish for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Wincey Groves Phase 1. The attached resolutions will establish a MSBU for maintenance of retention ponds and a MSBU for streetlighting for Wincey Groves Phase 1, which consists of 83 lots.

Location: District 1; Parcel ID (Multiple Parcels); Section 19, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to approve the request as referenced 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 Bonilla

Absent: 1 - Commissioner Siplin

4. **20-566** Municipal Service Benefit Unit

Storey Grove Area, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Storey Grove Phase 1B-4A. The attached resolutions will amend the existing MSBU's for maintenance of retention ponds and streetlighting. The amendment will add the 32 lots of Storey Grove Phase 1B-4A subdivision. This will allow all of the 410 lots to be assessed for maintenance of retention pond and streetlighting.

Location: District 1; Parcel ID (Multiple Parcels); Section 18, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the request as referenced 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 Bonilla

Absent: 1 - Commissioner Siplin

5. **20-565** Municipal Service Benefit Unit

Moss Park Preserve Phase 2, establish for streetlighting; District 4

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting at Moss Park Preserve Phase 2. The attached resolutions will establish a MSBU for streetlighting for Moss Park Preserve Phase 2, which consists of 122 lots.

Location: District 1; Parcel ID (Multiple Parcels); Section 9, Township 24, Range 31; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the request as referenced 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 Bonilla

Absent: 1 - Commissioner Siplin

6. **20-509** Petition to Vacate

Juan Ruiz, on behalf of JCR Auto Body and Collision INC., Petition to Vacate 18-11-035, vacate a portion of an unopen and unimproved right-of-way; District 2

Consideration: Resolution granting Petition to Vacate # 18-11-035, vacating a portion of a 30 foot wide unopen and unimproved right-of-way known as 2nd street conveyed by the Trotwood Park Subdivision Plat, containing approximately 0.03 acres.

Location: District 2; property located at 5629 Edgewater Drive; S04/T22/R29; Orange County, Florida (legal property description on file)

The following person addressed the Board: Jose Henao.

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

The public hearing was postponed and will be re-advertised for a future date.

7. **20-511** Preliminary Subdivision Plan

Mike Solitro, 1007 Votaw, LLC, Misty Woods Phase 2 Preliminary Subdivision Plan, Case # PSP-19-08-283; District 2

Consideration: Misty Woods Phase 2 Preliminary Subdivision Plan, Case # PSP-19-08-283, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 5.47 acres in order to construct 20 single-family residential dwelling units.

Location: District 2; property generally located North of Votaw Road / West of Thompson Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Rebecca Wilson
- Carolyn Duncan
- Jonathan Paul
- John Hoechst
- Sue Viar

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

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the twenty-five (25) 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

9. **20-507** Substantial Change

Adam Smith, VHB, Inc. Lake Reams Neighborhood Planned Development / Land Use Plan (PD / LUP), Case # CDR-15-10-293, amend plan; District 1

Consideration: A PD substantial change to modify the wetland boundary and acres, to accurately reflect CAD-15-05-066, to increase Parcel 25 acreage and change the land use district from Upland Greenbelt / Wetlands to Estate District allowing 57 residential units. In addition, the following waiver from Orange County Code is requested: A waiver from Section 38-1385(b)(4) to allow a minimum lot width of sixty (60) feet, in lieu of eighty-five (85) feet; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property generally located east of the Reams Road & Ficquette Road intersection; Orange County, Florida (legal property description on file in Planning Division)

This item was approved.

and

I. CONSENT AGENDA (Deferred)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

- 4. **20-666** Approval and execution of Adequate Public Facilities Agreement for Lake Reams Neighborhood PD/Developco Inc Property (Reams Road and Ficquette Road) by and between Developco Inc and Orange County for the conveyance of 4.99 acres of APF Land, providing 2.45 acres of APF lands and receiving \$112,275 in Transportation Impact Fee Credits. District 1. (Roadway Agreement Committee)

This item was approved.

and

IV. PUBLIC HEARINGS (Continued)

- 8. **20-479** Preliminary Subdivision Plan

Adam Smith, VHB, Inc., Lake Reams Neighborhood Planned Development / DevelopCo - Reams Road Preliminary Subdivision Plan, Case # PSP-16-12-421; District 1

Consideration: Lake Reams Neighborhood Planned Development / DevelopCo - Reams Road Preliminary Subdivision Plan, Case # PSP-16-12-421, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 306.89 acres in order to construct 57 single-family detached residential dwelling units. This request also includes the following waiver from Orange County Code: 1) A waiver from Orange County Code Section 34-152(c) to all Tract CSA-1 to be accessed through the HOA Park Tract (P-1), in lieu of an access width of 20' to be a dedicated public paved street.

Location: District 1; property generally located East of the Reams Road & Ficquette Road intersection; Orange County, Florida (legal property description on file in Planning Division)

This item was approved.

and

10. 20-562 Conservation Area Impact

Developco, Inc., permit; District 1

Consideration: A Conservation Area Impact (CAI) Permit application requesting 3.32 acres of Class I wetland impacts and 4.15 acres of Class II wetland impacts in order to construct portions of a 57-lot residential subdivision.

Location: District 1; property generally located east of Reams Road and Ficquette Road near the intersection of Summerlake Park Boulevard; Orange County, Florida (legal property description on file in Environmental Protection Division)

New Condition of Approval #29

29. Once recorded, the permittee shall be prohibited from amending the onsite conservation easement for the purposes of further developing the property for residential or commercial use inconsistent with Section 704.06, Fla. Stat. Amendments to the conservation easement may be requested of Orange County for the purposes of utilities, public roads, or other alterations for unforeseen and necessary infrastructure for the benefit of the public (e.g., lift stations, stormwater conveyance) and may be approved by the Board on a case by case basis.

The following persons addressed the Board:

- Kurt Ardaman
- Connor Adlam

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the staff report; further, approve and execute the Adequate Public Facilities Agreement for Lake Reams Neighborhood PD/Developco Inc Property (Reams Road and Fiquette Road) by and between Developco Inc and Orange County for the conveyance of 4.99 acres of APF Land, providing 2.45 acres of APF lands and receiving \$112,275 in Transportation Impact Fee Credits; further, make a finding of consistency with the Comprehensive Plan; and approve the preliminary subdivision plan request subject to the twenty-three (23) conditions of approval listed under the Development Review Committee recommendation in the staff report; further, accept the findings and recommendation of Environmental Protection Division staff to approve the request for Conservation Area Impact Permit CAI-17-04-014 for Developco, LLC subject to the twenty-eight (28) conditions of approval listed in the staff report; and further, approve new condition of approval #29. 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. 20-510 Development Plan

Jennifer Stickler, Kimley Horn & Associates, Inc., Village F Master Planned

Development / The Mark at Horizon West Development Plan, Case # DP-19-09-295; District 1

Consideration: Village F Master Planned Development / The Mark at Horizon West Development Plan, Case # DP-19-09-295 submitted in accordance with Article II of the Orange County Subdivision Regulations; This request proposes to construct 95,568 square feet of retail development and 4,700 square feet of outdoor seating on a total of 21 acres; pursuant to Sections 34-69 and 30-89 Orange County Code

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

The following person addressed the Board: Chuck Whittall.

A motion was made by Commissioner VanderLey, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the nineteen (19) 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. 20-356 Planning and Zoning Commission Rezoning Board-Called

Mustapha Moutchou, Case # RZ-20-01-070, January 16, 2020; District 6
(Continued from March 24, 2020)

Consideration: Request is to consider a rezoning of three (3) parcels totaling 0.97-gross acre located at 6011 Old Winter Garden Road, 130 Condor Road and 134 Condor Road; or generally northwest of the intersection of Old Winter Garden Road and Condor Road, from C-1 (Retail Commercial District) and R-3 (Multiple-Family Dwelling District) to C-1 (Retail Commercial District) and C-2 (General Commercial District) to allow a gas station, auto sales, and auto repair.

Location: District 6; property located at 6011 Old Winter Garden Road, 130 Condor Road and 134 Condor Road; or generally northwest of the intersection of Old Winter Garden Road and Condor Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Mustapha Moutchou.

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request from C-1 (Retail Commercial District) and R-3 (Multiple-Family Dwelling District) to C-1 (Retail Commercial District) for all three (3) parcels subject to the five (5) restrictions listed under the Planning and Zoning Commission 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

13. 20-288 Ordinance

Enacting Orange County Code, New Section 29-58, affecting use of public boat ramps and associated recreational areas and facilities (Continued from March 10, and 24, 2020) (For Board decision only. No Public Comment)

Consideration: AN ORDINANCE AFFECTING PUBLIC BOAT RAMPS IN ORANGE COUNTY; ENACTING A NEW SECTION 29-58 OF THE ORANGE COUNTY CODE OF ORDINANCES ENTITLED "USE OF PUBLIC BOAT RAMPS AND ASSOCIATED RECREATIONAL AREAS AND FACILITIES." PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to adopt Public Boat Ramp Ordinance 2020-11; and further, approve the Parks and Recreation Division Operational Guidelines. 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. 19-1642 Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2019-2 Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and Adoption of Ordinance (Continued from December 3, 2019, January 14, and March 10, 2020) **(CANCELED)**

Small-Scale Development Privately-Initiated Comprehensive Plan Amendment

Amendment 2019-2-S-2-2

Mario Golden for Deborah Postell

Medium Density Residential (MDR) to Medium-High Density Residential

This item was canceled.

14. 20-418 Small Scale Development Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3187, F.S.

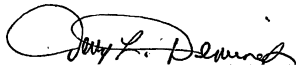
This item was canceled based upon the cancellation of Amendment 2019-2-S-2-2.

√ 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>.

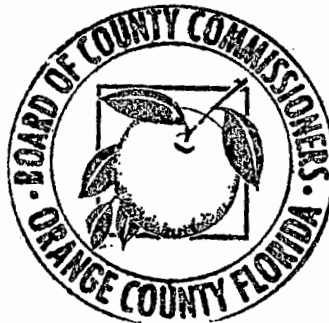
ADJOURNMENT: 5:28 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: JUN 0 2 2020



ATTEST SIGNATURE:

Phil Diamond

County Comptroller as Clerk



Katie Smith
Deputy Clerk

* * *

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

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

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

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

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