

# Orange County Government

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



## Final Meeting Minutes

Tuesday, February 12, 2019

9:00 AM

County Commission Chambers

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:05 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 Jennifer Lara Klimetz  
Senior Minutes Coordinator Noelia Perez

**Invocation - District 5**

Pastor Sarah Robinson, Audubon Park Covenant Church

**Pledge of Allegiance**

**Public Comment**

The following persons addressed the Board for public comment:

- Desiree Pizio
- Brittany Johnston
- Angie Friers
- Kristen Auld
- Corey Thon
- Miriam Atehortua
- Kerrie McCrindle
- Beverly Haun
- Danielle Steinberg
- Gary Young
- Rebecca Witek
- Mayson Jones
- Pam Richards
- Ella Duke
- Cris Ferreira
- Veranne Modak

- Renea Janson
- Jaime Fritz
- Jennifer Laker
- Nicole Wilson
- Debbie Rodriguez
- Angelo Bersani
- Christine Cavagnaro
- Doug Head

The following material was presented to the Board during public comment: Exhibit 1, Beverly Haun.

## I. CONSENT AGENDA

### Approval of the Consent Agenda

A motion was made by Commissioner VanderLey, seconded by Commissioner Bonilla, to approve 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 COMPTROLLER

1. [19-220](#) Approval of the minutes of the January 8 and January 15, 2019 meetings of the Board of County Commissioners. (Clerk's Office)
2. [19-221](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Period are as follows:

- January 25, 2019, to January 31, 2019; \$80,282,529.31
- February 1, 2019, to February 7, 2019; \$32,923,154.01

(Finance/Accounting)

### B. COUNTY ADMINISTRATOR

1. [19-222](#) Appointment of Mayor Ray A. Bagshaw to the Community Action Board in the municipal elected official category with a term expiring December 31, 2022. (Agenda Development Office)
2. [19-223](#) Confirmation of the reappointment of Beverly B. Winesburgh to the Tourist Development Tax Grant Application Review Committee as the District 2 representative with a term expiring December 31, 2022. (Agenda Development Office)

3. [19-224](#) Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)
- A. Agricultural Advisory Board: Reappointment of Angela L. Mack in the cattle industry representative category, Morgan Taylor in the equine industry representative category, and Caitlyn Glatting and Robert A. Worthington in the at large representative category with terms expiring December 31, 2020.
  - B. Animal Services Advisory Board: Reappointment of Paul L. Wean in the attorney representative category and Janet M. Williams and Frayda R. Morris in the at large representative category with terms expiring December 31, 2020.
  - C. Animal Services Classification Committee: Reappointment of Kathy Burns in the Pet Alliance of Greater Orlando representative category and Robert L. Clark and Justin T. Duff in the at large representative category and the appointment of Dr. Angela Avok to succeed Dr. Deidre O'Malley in the veterinarian representative category with terms expiring December 31, 2020.
  - D. Arts and Cultural Affairs Advisory Council: Appointment of Keith Smith to succeed Rebecca Roper in the District 1 representative category and Gwen Covington to succeed Melvin Rogers in the Mayor's representative category with terms expiring June 30, 2020.
  - E. Building Codes Board of Adjustments and Appeals: Reappointment of Tony Hartsgrove in the residential contractor representative category with a term expiring December 31, 2020.
  - F. Children and Family Services Board: Reappointment of David E. Washington, Laine R. Schultz, and Glenton Gilzean in the at large representative category with terms expiring December 31, 2020.
  - G. Citizens' Commission for Children: Reappointment of Alexander J. Barrio and Nikki Covington in the at large representative category with terms expiring December 31, 2020.
  - H. Citizens' Review Panel for Human Services: Reappointment of Merissa J. Battle in the at large representative category, Dr. Tyon Hall in the economically distressed representative category, and Willie J. Patterson in the senior advocate representative category with terms expiring December 31, 2021.
  - I. Commission on Aging: Appointment of Willie J. Patterson to succeed Aquasia Johnson McDowell in the veteran representative category with a term expiring June 30, 2019.
  - J. Community Development Advisory Board: Appointment of Patty G. Cloy to succeed Tricia Dennis in the Mayor's representative category with a term expiring June 30, 2019.
  - K. Development Advisory Board: Appointment of Carlos A. Rivero to succeed Mohammad N. Abdallah in the secondary group (general

contractor) representative category with a term expiring June 30, 2020.

- L. Fire and Life Safety Code Board of Adjustments and Appeals: Reappointment of Donald M. Williams in the architect representative category and Robert J. Szafranski in the general contractor representative category with terms expiring December 31, 2021.
- M. Health Council of East Central Florida: Reappointment of Stephanie K. Prewitt in the health care purchaser representative category with a term expiring September 30, 2020.
- N. Health Facilities Authority: Reappointment of Bakari F. Burns in the at large representative category with a term expiring December 31, 2022.
- O. Industrial Development Authority: Reappointment of Paul Michelotti in the at large representative category with a term expiring December 31, 2022.
- P. Nuisance Abatement Board: Reappointment of Nicole C. Soltau-Woods and Blair K. Martlaro in the at large representative category with terms expiring January 1, 2021.

- 4. [19-225](#) Approval and execution of Art in the Chambers Loan and Exhibition Agreement by and between Orange County, Florida and Greater Orlando Aviation Authority for the period of February 15 through June 28, 2019. (Arts and Cultural Affairs Office)
- 5. [19-226](#) Approval to amend AFSCME Article 23 to reflect a change in pay grade for LPN, Corrections to 803 and Senior Corrections LPN to 804, effective February 24, 2019. (Human Resources Division)
- 6. [19-227](#) Approval for the Orange County Sheriff's Office to spend \$13,000 from the FY 2019 Law Enforcement Trust Fund to provide eligible contributions to the Young Fathers of Central Florida (\$500), National Latino Peace Officers Association, Central Florida Chapter (\$1,000), National Alliance on Mental Illness (NAMI) (\$1,500), and Orange County Police Athletic League (PAL) (\$10,000). (Office of Management and Budget)
- 7. [19-228](#) Approval of budget transfer #19-0723. (Office of Management and Budget)

#### **C. ADMINISTRATIVE SERVICES DEPARTMENT**

- 1. [19-229](#) Approval to award Invitation for Bids Y19-127-AH, HVAC Filters for Facilities Management, to the low responsive and responsible bidder, Andrews Filter & Supply Corporation. The estimated contract award amount is \$277,192.55 for a 1-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
- 2. [19-230](#) Approval to award Invitation for Bids Y19-711-RC, Parks Camp Joy Sewer & Sanitary Force Main, to the low responsive and responsible bidder, Uribe Site Development, Inc. The total contract award amount is \$419,000. ([Administrative Services Department Capital Projects Division])

Procurement Division)

3. [19-231](#) Approval to award Invitation for Bids Y18-712-RC, Wallace Road at Dr. Phillips Boulevard Intersection Improvements FPID: 435587-1-58-01; FAN: D517-119-B, to the low responsive and responsible bidder, Gibbs & Register, Inc. The estimated contract award amount is \$1,301,327.40. ([Public Works Department Engineering Division] Procurement Division)
4. [19-232](#) Approval to award Invitation for Bids Y19-714-RC, Sheriff's Central Operations Security Enhancement, to the low responsive and responsible bidder, Core Engineering & Construction, Inc. The total contract award amount is \$224,449. ([Administrative Services Department Capital Projects Division] Procurement Division)
5. [19-233](#) Approval to award Invitation for Bids Y18-787-RM, McLeod Road Transfer Station Replacement, to the low responsive and responsible bidder, J. Kokolakis Contracting, Inc. The base contract award amount is \$26,335,247.26 and the incentive value not-to-exceed amount is \$1,170,000, for a total contract award amount not-to-exceed \$27,505,247.26. ([Utilities Department Solid Waste Division] Procurement Division)
6. [19-234](#) Approval of Amendment No. 2, Contract Y19-2102, After School Program for 14 Middle Schools, with Boys & Girls Clubs of Central Florida, Inc., in the amount of \$24,103.55, for a revised total contract amount of \$1,617,939.50. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
7. [19-235](#) Ratification of Purchase Order M94249, Emergency Repair of South Water Reclamation Facility North Plant Clarifier #2, to DPS Equipment Services, Inc., in the amount of \$150,000. ([Utilities Department Water Reclamation Division] Procurement Division)
8. [19-236](#) Approval of Purchase Order M94392, Purchase of 12 Taylor-Dunn Utility Carts from Briggs Equipment, Inc. dba MacKinnon Equipment and Services, in the amount of \$202,976 minus the applied discount of \$28,719 for a final amount of \$174,257. ([Convention Center Facility Operations Division] Procurement Division)
9. [19-237](#) Selection of Brooks & Scarpa Architects, Inc. to provide Design Services for the Orange County Cultural Community Center, Request for Proposals Y19-802-RC. ([Administrative Services Department Capital Projects Division] Procurement Division)
10. [19-238](#) Approval and execution of Modification of Pipeline Easement by and between D.R. Horton, Inc. and Orange County and authorization to record instrument for Southwest Water Conservation Program Distribution System.

## District 1. (Real Estate Management Division)

11. [19-239](#) Approval of purchase price above appraised value and Contract for Sale and Purchase and Warranty Deed between Tampa Acquisitions, Inc. and Orange County and authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for Taft-Vineland Road (Orange Blossom Trail to Orange Avenue). District 4. (Real Estate Management Division)
12. [19-240](#) Approval of Donation Agreement and Drainage Easement between Chad D. Holloway, Shelley Ruth Holloway and Orange County and Consent to Easement from Bank of America, N.A. and authorization to disburse funds to pay all recording fees and record instruments for Alley Street. District 1. (Real Estate Management Division)
13. [19-241](#) Approval of Subordination of Encumbrance to Property Rights to Orange County from Spring Groves, LLC, Withers, LLC, BB Groves, LLC, and Columnar Partners Holding I, LLC and authorization to record instrument for Winding Bay - Phase 1A Plat. District 1. (Real Estate Management Division)
14. [19-242](#) Approval of Utility Easement from Town Center SS Associates, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Wintrust Bank and authorization to record instruments for Towne Center Storage Permit #B18900825 OCU File #: 96327. District 4. (Real Estate Management Division)

**D. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1. [19-243](#) Approval and execution of License Agreement between Orange County, Florida and Harbor House of Central Florida related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20180605 for East Orange Community Center. (Community Action Division)
2. [19-244](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Denton Johnson Head Start. This application is only executed by Orange County. (Head Start Division)
3. [19-245](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at John H. Bridges Head Start. This application is only executed by Orange County. (Head Start Division)
4. [19-246](#) Approval and execution of Community Investment Grant Agreement between Central Florida Foundation, Inc. and Orange County, Florida regarding a Community Investment Grant of \$50,000 and approval for the Mayor or

designee to sign future amendments to this Agreement. (Mental Health and Homeless Issues Division)

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

- 1. [19-247](#) 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 19-0074	LC 19-0097	LC 18-0788	LC 19-0075	LC 19-0144
LC 19-0088	LC 19-0099	LC 18-0891	LC 19-0076	LC 19-0145
LC 19-0184	LC 19-0143	LC 19-0022	LC 19-0077	LC 19-0152
LC 19-0090	LC 19-0175	LC 19-0029	LC 19-0104	LC 19-0153
LC 19-0115	LC 19-0126	LC 19-0031	LC 19-0121	LC 19-0154
LC 19-0148	LC 19-0137	LC 19-0037	LC 19-0124	LC 19-0158
LC 19-0026	LC 19-0007	LC 19-0039	LC 19-0129	LC 19-0169
LC 19-0055	LC 19-0142	LC 19-0073	LC 19-0133	LC 19-0198

- 2. [19-248](#) Approval of Conservation Area Impact Permit No. CAI-18-08-044, Pacific Homes LLC. District 5. (Environmental Protection Division)

- 3. [19-249](#) Approval of Amended Emergency Solutions Grant Budget 2018-2019 Action Plan and approval and execution of 1) Project Administration Agreement (#2018-12-09) Between Orange County, Florida And Catholic Charities of Central Florida, Inc. Regarding the Emergency Solution Grant Program FY 2018-2019 and 2) Project Administration Agreement (#2018-12-01) Between Orange County, Florida And Coalition for the Homeless of Central Florida, Inc. Regarding the Emergency Solutions Grant Program FY 2018-2019. All Districts. (Housing and Community Development Division)

- 4. [19-250](#) Approval and execution of 1) Subrecipient Agreements between Orange County, Florida and Aspire Health Partners, Inc., Catholic Charities of Central Florida, Inc., Covenant House Florida, Inc., Grand Avenue Economic Community Development Corp., Life Concepts, Inc., and Lifestream Behavioral Center, Inc. related to Housing and Urban Development Community Development Block Grant Program [FAIN: B-18-UC-12-0003] for the specific purpose of Rehabilitation of a Public Facility and 2) Project Administration Agreement (#2018-5-12) Between Orange County, Florida And Hispanic Federation, Inc., Regarding the Community Development Block Grant Program FY 2018-2019. All Districts. (Housing and Community Development Division)

- 5. [19-251](#) Approval and execution of 1) Multi-Family Affordable Housing Developer’s Agreement for Impact Fee Subsidy by and between Orange County, Florida



and Emerald Villas Phase Two, LLC in the amount of \$75,000 and 2) approval of Subordination Agreement (Emerald Villas Phase Two/SAIL & ELI RFA 2016-109 (2016-367BS) by and among Florida Housing Finance Corporation, Orange County, Florida and Emerald Villas Phase Two, LLC and Intercreditor Funding and Standstill Agreement among Bank of America, N.A., Florida Community Loan Fund, Inc., Florida Housing Finance Corporation, Neighborhood Lending Partners of Florida, Inc., Orange County, Florida and Emerald Villas Phase Two, LLC in substantially the form attached hereto and delegation of authority to the Manager of the Housing and Community Development Division to execute such agreements and approve any minor changes thereto. District 2. (Housing and Community Development Division)<sup>1</sup>

6. [19-252](#) Approval and execution of Cooperative Memorandum of Understanding by and between Universal and Orange County for the extension of Kirkman Road. District 6. (Transportation Planning Division)

#### F. PUBLIC WORKS DEPARTMENT

1. [19-253](#) Approval of designation of that portion of Forsyth Road from University Boulevard to Gardner Street in honor of the late Firefighter Mark Bengé and the late Engineer Todd Aldridge as Firefighter Mark Bengé, Engineer Todd Aldridge Memorial Roadway. District 5. (Traffic Engineering Division)
2. [19-254](#) Approval to decrease the speed limit on Tennessee Terrace from 30 mph to 25 mph starting at Conway Gardens Road to South Crystal Lake Drive. District 3. (Traffic Engineering Division)
3. [19-255](#) Approval to construct speed humps on Eiffel Drive. District 6. (Traffic Engineering Division)
4. [19-256](#) Approval to decrease the speed limit in the Sky Lake South subdivision from 30 mph to 25 mph. District 4. (Traffic Engineering Division)
5. [19-257](#) Approval of "No Parking" signs installation within bus pull-outs on Apopka Vineland Road. District 1. (Traffic Engineering Division)

#### G. UTILITIES DEPARTMENT

1. [19-258](#) Approval and execution of Florida Department of Environmental Protection v. Orange County Utilities Water Reclamation Division, OGC File No.: 19-0034 OCUD South WRF, FLA107972 Consent Order; approval of Exhibit A P2 Project Plan South Water Reclamation Facility; and authorization to pay costs and expenses in the amount of \$500. District 6. (Water Reclamation Division)
2. [19-259](#) Approval and execution of (1) Agreement for Utility Line Removal and

Replacement and Maintenance of Electrical Power amongst City of Orlando, Florida, Orange County, Florida, and D.R. Horton, Inc. and (2) Escrow Agreement by and among D.R. Horton, Inc., Orange County, City of Orlando, and Orange County Comptroller in the amount of \$81,523. District 1.

3. [19-260](#) Approval and execution of Cost-Share Agreement between the St. Johns River Water Management District and Orange County Contract #33951 for the Water Wise Neighbor Program 2019 in the amount of \$300,707.40 with Orange County being reimbursed \$150,353.70 upon task completion. All Districts. (Water Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPTROLLER

1. [19-261](#) Receipt of the following items to file for the record: (Clerk's Office)
  - a. Florida Public Service Commission Consummating Order. In re: Petition for 12-month extension of voluntary solar partnership rider and program, by Florida Power & Light Company.
  - b. City of Orlando; 2032 Indian Avenue; ANX2018-10012. Annexation #1812101203. Address Range: Indian Ave 2030-2048 (even). 1st reading 11-25-2018, 2nd reading 12-10-2018. Effective Date 01-09-2019; and City of Orlando; Bay Lake Preserve; ANX2018-10009. Annexation #1812101201. Address Range: Eunice Avenue 3401 - 3599 (odd), Shader Rd 3001 - 3399 (odd), Heatherington Rd 3301 - 3399 (odd), Bay Lake Rd 3130 - 3498 (even). 1st reading 11-12-2018, 2nd reading 12-10-2018. Effective Date 01-09-2019.

These items were received and filed.

## III. WORK SESSION AGENDA

### A. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. [19-262](#) Children's Services Council Update.

The following person addressed the Board: Dr. Nelson.

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to approve funding categories and suggested funding allocations. The motion carried by the following vote:

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

**IV. DISCUSSION AGENDA**

**A. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

- 1. [19-263](#) Census 2020 Overview. (Community Action Division)

The Board took no action.

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

- 1. [19-264](#) MetroPlan Orlando Board Meeting Briefing. All Districts. (Transportation Planning Division)

The Board took no action.

**C. COUNTY MAYOR**

- 1. [19-265](#) Open discussion on issues of interest to the Board.

The following items have been submitted for open discussion:

- District 5 - Purchase of Wayne Harrod Property
- District 5 - Rescue Me Orlando Contract with Orange County Animal Shelter (OCAS)
- District 5 - Retail Pet Sales Ordinance

The Board took no action.

**V. RECOMMENDATIONS**

- 1. [19-266](#) January 17, 2019 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to approve the recommendations, with the exception of Case # RZ-19-01-057, Justin Solitro (Board Called), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Bonilla

**VI. PUBLIC HEARINGS**

- 1. [19-049](#) Substantial Change

John Prowell, VHB, Inc, Wetherbee Acres Planned Development / Land Use Plan (PD / LUP), Case # CDR-18-08-263, amend plan; District 4 (Continued

from February 12, 2019)

**Consideration:** A PD substantial change to request the following waivers from Orange County Code: 1. A waiver from Section 38-79(20)(f) to allow for 60% of units to be in buildings containing 5 or more units, in lieu of 75% of units to be in buildings containing 5 units or more; 2. A waiver from Section 38-1258(g) to allow multi-family development to share access with single-family development, in lieu of not allowing access to multi-family development from a right-of-way serving single-family development; and 3. A waiver from Section 38-1258(a) & (b) to allow multi-family buildings greater than 75' from single-family properties to have an allowable height of 40 feet (3 -stories), in lieu of requiring 50% of buildings between 100 and 150 feet to be one or two-story structures and buildings less than 100' from single-family properties to be limited to a single-story; pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located south of E. Wetherbee Road and west of Boggy Creek Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to continue the public hearing until February 26, 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

2. [19-027](#) Comprehensive Plan

Comprehensive Plan Transmittal of the 2019-1 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP)

Regular Cycle Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-1-2

Robert Reese for 18 Avalon Road, LLC; District 1

**Consideration:** Growth Center-Commercial (GC-C) to Growth Center-Planned Development-Medium-High Density Residential (GC-PD-MHDR)

**Location:** 14544 Avalon Rd.; Generally located on the west side of Avalon Rd., north of Arrowhead Blvd., east of the Orange/Lake County Line, and south of Grove Blossom Wy; Parcel ID#: 31-24-27-0000-00-020; - 18.33 gross ac.

The following person addressed the Board: Robert Reese.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-1-2 , Growth Center-Commercial (GC-C) to Growth Center-Planned Development-Medium-High Density Residential (GC-PD-MHDR). 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. [19-028](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-1-3  
Adam Smith, VHB, Adventist Health System/Sunbelt, Inc. and Pulte Home Corp.; District 1

**Consideration:** Planned Development-Low-Medium Density Residential (PD-LMDR) to Planned Development-Commercial/Low-Medium Density Residential (PD-C/LMDR)

**Location:** Generally located west of Palm Pkwy., east of Lemon Lake Blvd., and south of Fenton St. and the proposed Daryl Carter Pkwy. Extension; Parcel ID#s: 14-24-28-1242-69-241 (portion of); 15-24-28-6505-00-010/020/030/040/050/060/070/080/090/100/110/120/130/140/150/160/170/180/190/200; 15-24-28-6505-01-001; 15-24-28-6505-15-001; 15-24-28-6505-19-001; 15-24-28-6505-23-001; 15-24-28-7774-00-020 (portion of); - 16.72 gross ac.

The following person addressed the Board: Adam Smith.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-1-3, Planned Development-Low-Medium Density Residential (PD-LMDR) to Planned Development-Commercial/Low-Medium Density Residential (PD-C/LMDR). 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. [19-029](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-1-4  
Daniel T. O'Keefe, Esquire, Shutts & Bowen LLP, for Sunterra Corp. and Diamond Resorts Cypress Pointe III Development, LLC; District 1

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

**Location:** Generally located north of Lake St., east of Ruby Lake Rd., south of 10th St., and west of Oak St.; Parcel ID#s: 15-24-28-6211-17-010 (portion of), 15-24-28-6211-14-010/130, 15-24-28-6211-15-010/131, 15-24-28-6211-16-010/130/150, 15-24-28-6211-17-131, 15-24-28-6211-24-010/090/131, 15-24-28-6211-25-010/130, 15-24-28-6211-98-010/090/130, and 15-24-28-6211-99-010/130/170; - 17.67 gross ac.

The following person addressed the Board: Dan O'Keefe.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to transmit

Privately-Initiated Future Land Use Map Amendment 2019-1-A-1-4, Activity Center Mixed Use (ACMU) to Planned Development-Commercial/Medium-High Density Residential (PD-C/MHDR). 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. [19-030](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-1-6

David Evans, Evans Engineering, Inc., for Hartzog Road Property, LLC/Westport Capital Partners; District 1

**Consideration:** Growth Center/Planned Development-Commercial/Low-Medium Density Residential (GC-PD-C/LMDR) and Growth Center/Planned Development-Low Medium Density Residential (GC-PD-LMDR) to Growth Center-Planned Development-Commercial (GC-PD-C)

**Location:** Generally located on the east side of Avalon Rd., south of Hartzog Rd., north of Arrowhead Blvd., and west of Vista Del Lago Blvd.; Parcel ID#s: 31-24-27-0000-00-016/039/040/044; - 37.83 gross ac.

The following person addressed the Board: David Evans.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-1-6, Growth Center/Planned Development-Commercial/Low-Medium Density Residential (GC-PD-C/LMDR) and Growth Center/Planned Development-Low Medium Density Residential (GC-PD-LMDR) to Growth Center-Planned Development-Commercial (GC-PD-C). 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. [19-031](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-3-1

Jim Hall, Hall Development Services, Inc., for Richard Kurtyka; District 3

**Consideration:** Low Density Residential (LDR) to Low Density Residential (LDR) (Remove 9.59 acres from the Berry Dease Rural Residential Enclave Overlay)

**Location:** 2004 Gregory Rd.; Generally located north of Curry Ford Rd., east of Central Florida Greenway; south of Berry Dease Rd., and west of S. Dean Rd.; Parcel ID#: 06-23-31-0000-00-008 (portion of); - 9.59 gross ac.

The following persons addressed the Board:

- Jim Hall
- Barbara Anderson

- Randy Whiting
- Lori Parks
- Barbara Browning
- Joyce Canty
- Jacqueline Simmons
- Craig Parks
- Michele Pierce
- Richard Harvill
- Jeff Sullivan
- Katwyn Liberti

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

- Exhibit 1, Jim Hall
- Exhibit 2, Craig Parks

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to deny transmittal of Privately-Initiated Future Land Use Map Amendment 2019-1-A-3-1, Low Density Residential (LDR) to Low Density Residential (LDR) (Remove 9.59 acres from the Berry Dease Rural Residential Enclave Overlay). 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. [19-032](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-3-2

Bryan Borland, WP South Acquisitions, LLC, for Lake Underhill 38 Acres, LLC; District 3

**Consideration:** Low Density Residential (LDR) to Medium Density Residential (MDR)

**Location:** Generally located north of Lake Underhill Rd., west of S. Palermo Ave., south of Troxler Dr., and east of S. Chickasaw Trl.; Parcel ID#: 25-22-30-0000-00-028; - 37.30 gross ac.

The following persons addressed the Board:

- Jonathan Huels
- David Dickinson
- Janet Dickinson
- Kent Keller
- Robert Brown
- Thomas Pastore
- Carolyn Burton
- Peter Vasquez
- Alan Vena
- Sally Baptiste
- Kim Simpson

- Bryon Simpson
- Kevin Kress
- Bill Krause
- Tom Wilke
- Mary Haddad
- John Whigham
- Linda Burns
- Ted McGann
- Linda Knorr
- Margaret Spellmen
- Joyce Schmidt
- Michele Pierce
- Steve Oswald
- Katwyn Liberti
- Richard Oswald

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

- Exhibit 1, Jonathan Huels
- Exhibit 2, Kent Keller
- Exhibit 3, Kim Wilson
- Exhibit 4, Bryon Simpson
- Exhibit 5, Bill Krause
- Exhibit 6, Tom Wilke
- Exhibit 7, Joyce Schmidt
- Exhibit 8, Steve Oswald

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to deny transmittal of Privately-Initiated Future Land Use Map Amendment 2019-1-A-3-2, Low Density Residential (LDR) to Medium Density Residential (MDR). 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. [19-033](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-4-1

Thomas Sullivan for Dustin Lucas; District 4

**Consideration:** Planned Development-Industrial/Commercial/Conservation (PD-IND/C/CONS) to Planned Development-Medium Density Residential/Industrial/Parks and Recreation/Open Space (PD-MDR/IND/PR/OS)

**Location:** Generally located south of S. Alafaya Trl. and S. Avalon Park Blvd., and east of Innovation Wy.; Parcel ID#: 12-23-31-0000-00-002; - 33.85 gross ac.

The following person addressed the Board: Tom Sullivan.



A motion was made by Commissioner Gomez Cordero, seconded by Commissioner VanderLey, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-4-1, Planned Development-Industrial/Commercial/ Conservation (PD-IND/C/CONS) to Planned Development-Medium Density Residential/Industrial/Parks and Recreation/Open Space (PD-MDR/IND/PR/OS). 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. [19-035](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-4-3

VHB for Boggy Creek Retail Development, LLC; District 4

**Consideration:** Planned Development-Commercial (PD-C) to Planned Development-Commercial/Medium Density Residential (PD-C/MDR)

**Location:** 5757 Simpson Rd., Generally located north of Simpson Rd., west of Boggy Creek Rd., south of Lake Nona Blvd., and east of Ward Rd.; Parcel ID#: 33-24-30-0000-00-015; - 16.76 gross ac.

The following person addressed the Board: Erika Hughes.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-4-3, Planned Development-Commercial (PD-C) to Planned Development-Commercial/Medium Density Residential (PD-C/MDR). 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. [19-036](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-5-1

Thomas Sullivan for Marolyn Cowart Russell, Trustee, and Park Square UCF, LLC; District 4

**Consideration:** Commercial (C) to Planned Development-Commercial/Medium Density Residential (PD-C/MDR) (Student Housing)

**Location:** 12151 E. Colonial Dr., Generally located north of E. Colonial Dr., east of N. Alafaya Trl., south of Orpington St., and west of Woodbury Rd.; Parcel ID#s: 22-22-31-9461-00-010/011; 22-22-31-0000-00-091 (portion of); - 12.28 gross ac.

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-5-1, Commercial (C) to Planned Development-Commercial/Medium Density Residential (PD-C/MDR) (Student Housing). 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. [19-037](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-5-2

Chris Dougherty, S&ME, Inc., for The Wise Partnership; District 5

**Consideration:** Commercial (C) to Medium-High Density Residential (MHDR)

**Location:** 6575 E. Colonial Dr., Generally located north of E. Colonial Dr., west of N. Forsyth Rd., south of Hanging Moss Rd., and east of Commerce Blvd.; Parcel ID#: 22-22-30-0000-00-001; - 10.09 gross ac.

The following persons addressed the Board:

- Chris Dougherty
- Virginia Traver

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, Chris Dougherty.

A motion was made by Commissioner Bonilla, seconded by Commissioner Moore, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-5-2, Commercial (C) to Medium-High Density Residential (MHDR). The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

2. [19-038](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-5-3

Geoff Rogers, Silver City Properties, Ltd., for Silver City Properties, Ltd.; District 5

**Consideration:** Commercial (C) to Planned Development-Commercial/High Density Residential (PD-C/HDR) (Student Housing)

**Location:** 3714 N. Forsyth Rd., Generally located north of University Blvd., east of N. Semoran Blvd., south of Aloma Ave., and west of N. Forsyth Rd.; Parcel ID#: 03-22-30-0000-00-029; - 13.14 gross ac.

The following person addressed the Board: Geoff Rogers.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-5-3, Commercial (C) to Planned

Development-Commercial/High Density Residential (PD-C/HDR) (Student Housing). The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

2. [19-039](#) Privately-Initiated Future Land Use Map Amendment

Amendment 2019-1-A-6-1

VHB for Central Florida Investments, Inc.; District 6

**Consideration:** Low-Medium Density Residential (LMDR) to Medium Density Residential (MDR)

**Location:** 5736 S. Texas Ave.; Generally located on the west side of S. Texas Ave., south of Wakulla Wy., east of S. John Young Pkwy., and north of W. Oak Ridge Rd.; Parcel ID#s: 21-23-29-5361-00-170/171/172; - 19.40 gross ac.

The following person addressed the Board: Erika Hughes.

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to transmit Privately-Initiated Future Land Use Map Amendment 2019-1-A-6-1, Low-Medium Density Residential (LMDR) to Medium Density Residential (MDR). 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. [19-040](#) Privately-Initiated Text Amendment

2019-1-P-FLUE-1

Marc Skorman for Audrey L. Arnold Revocable Trust, Audrey L. Arnold and James P. Arnold Life Estate, Ron Marlow and Kathy Darlene Marlow, and Billy Kenneth Williams, and Lynn A. Williams; District 1

**Consideration:** Text amendment to Future Land Use Element Policy FLU2.5.5 and creating Policy FLU2.5.5.1 related to the Lake Mabel Rural Residential Enclave

**Court Reporter:** Melissa Ostolaza, Esquire Deposition Solutions

The following persons addressed the Board:

- Kurt Ardaman
- Michael Lynch
- Jim Hall
- Audrey Arnold
- Doug Mikkelsen
- JoAnne Quarles
- Lynn Williams

- David Winter
- Joe Berry
- Deborah Gale
- John Darley
- Michael Dutton
- Kelly Semrad
- June Cole
- Anna McIntyre
- Christian Vozza
- Jackie Vozza
- M. Awan
- James Roper
- Hooman Hamz
- Brad Parker
- Andrea Tabor
- Brett Tabor

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

- Exhibit 1, Kurt Ardaman, Michael Lynch, and Jim Hall
- Exhibit 2, Doug Mikkelsen
- Exhibit 3, JoAnne Quarles

A motion was made by Commissioner VanderLey, seconded by Commissioner Bonilla, to deny transmittal of Privately-Initiated Text Amendment 2019-1-P-FLUE-1, Text amendment to Future Land Use Element Policy FLU2.5.5 and creating Policy FLU2.5.5.1 related to the Lake Mabel Rural Residential Enclave. 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. [19-041](#) Staff-Initiated Amendment

2019-1-B-FLUE-1

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

A motion was made by Commissioner VanderLey, seconded by Commissioner Bonilla, to transmit Staff-Initiated Amendment 2019-1-B-FLUE-1, Text amendments to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County. The motion carried by the following vote:

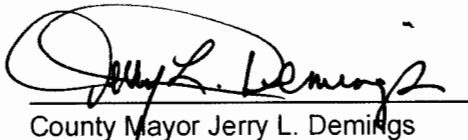
**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

√ 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: 6:46 p.m.

ATTEST:

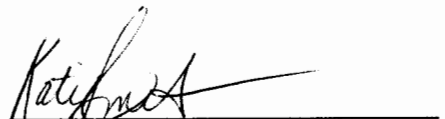
  
County Mayor Jerry L. Demings

Date: March 12, 2019



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.**