

BCC Mtg. Date: May 7, 2024

Orange County Government

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



Final Meeting Minutes

Tuesday, April 9, 2024

9:00 AM

County Commission Chambers

Board of County Commissioners

Language Assistance and Translation Services Available:

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

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

Call to Order

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

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

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
Deputy County Administrator Jon Weiss
County Attorney Jeffrey J. Newton
Deputy County Attorney Georgiana Holmes
Public Works Director Joseph Kunkel
Minutes Supervisor Craig Stopyra
Minutes Coordinator Rafael Encarnacion, Jr.
Minutes Coordinator Terrell Hightower

Invocation - District 5

Reverend Tammy Fisher, Founder and CEO of Inside Out Jail Ministries, Inc.

Pledge of Allegiance**Presentation**

Proclamation recognizing April as Water Conservation Month

Presentation

Proclamation recognizing April 22, 2024 as Earth Day/Arbor Day

Presentation

Proclamation recognizing April 28 through May 4, 2024 as National Small Business Week

Presentation

Orange County Mayor's Veterans Advisory Council Veteran of the Year

Public Comment

The following persons addressed the Board during public comment:

- Larry Meredith
- Cynthia Harris

- Nelson Betancourt
- Matthew Grocholske
- Valerie Anderson
- Hanna Yamaguchi
- Kathleen Fitzgerald
- Gabrielle Milch
- Giancarlo Rodriguez
- Kameron Green
- Bruce Kelley
- Rosa Navas
- Sophia
- Kelly Semrad
- Kaekanna Gintoli
- Nate Douglas
- Lewis Riblet - Harris
- Gerald Loyola
- Emre
- Kevin Duarte
- Eric Grimmer
- Lee Perry
- Marjorie Holt
- Peter Murray (phonetic)
- Laurie Forrester
- Jonathan Blount

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

- Exhibit 1, from Hanna Yamaguchi
- Exhibit 2, from Marjorie Holt

I. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to approve the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

A. COUNTY MAYOR

1. **24-523** Confirmation of the Mayor's managerial appointment of Brian Sanders as Manager, Transportation Planning Division, Public Works Department.

B. COUNTY COMPTROLLER

1. **24-524** Approval and execution of the minutes of the March 5, 2024 meeting of the Board of County Commissioners. (Clerk's Office)
2. **24-525** Approval of the check register authorizing the most recently disbursed County funds, having been certified that no accounts have been overdrawn due to the issuance of same.

Disbursement periods cover:

- March 22, 2024 to March 28, 2024; \$43,204,630.74
- March 29, 2024 to April 4, 2024; \$102,006,353.67

(Finance/Accounting)
3. **24-526** Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Dispose of assets.
 - b. Sell assets through online auction.
 - c. Offer assets to non-profits.
 - d. Scrap remaining assets.
 - e. Dispose of asset.

C. COUNTY ADMINISTRATOR

1. **24-527** Confirmation of Mayor Demings' appointment of Christopher Durant and Siviah Few as Mayor's representatives on the Orange County Citizen Corps Council with terms expiring December 31, 2024. (Agenda Development Office)
2. **24-528** Appointment of Rich Delange to the Tourist Development Tax Sports Incentive Committee in the major Central Florida theme park representative category with a term expiring December 31, 2026. (Agenda Development Office)
3. **24-529** Reappointment of Nikki Mims to the Membership and Mission Review Board in the at large representative category with a term expiring December 31, 2025. (Agenda Development Office)
4. **24-530** Approval and execution of Contract #Y24-139 Amendment No. 1 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 and Cultural Affairs Grants Program in the amount of \$10,504,134. (Arts and Cultural Affairs Office)
5. **24-531** Approval and execution for the Orange County Sheriff's Office to spend \$252,295 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures

for eligible contributions to Orlando Community Youth Trust Dueling Dragons (\$30,000); United Foundation of Central Florida, Inc. (\$1,500); Florida Missing Children's Day Foundation, Inc. (\$500); and Community Crime Prevention Grant Program (\$220,295). (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-532** Approval to award Invitation for Bids Y24-119-RM, Sewer Cleaner/Vacuuming Machine Rental, to the low responsive and responsible bidder, EP Rents, LLC. The estimated contract award amount is \$144,000 for a one-year term. ([Utilities Department Water Reclamation Division] Procurement Division)
2. **24-533** Approval to award Invitation for Bids Y24-122-MV, Cleaning and Pumping of Stormwater Sediment Removal Structures, to the low responsive and responsible bidder, Hydro-Klean, LLC. The total estimated contract award amount is \$132,300 for a one-year term. ([Planning, Environmental, and Development Services Department Environmental Protection Division] Procurement Division)
3. **24-534** Approval to award Invitation for Bids Y24-133-AV, Leachate Hauling and Cleaning Services, to the sole responsive and responsible bidder, Envirowaste Services Group, Inc. The estimated contract award amount is \$390,750 for a one-year term. ([Utilities Department Solid Waste Division] Procurement Division)
4. **24-535** Approval to award Request for Quotations Y24-155-PH, Building Automation Systems Preventative Maintenance and Repairs, to the sole responsive and responsible quoter, Precision Automation, Inc. The estimated contract award amount is \$113,575 for a one-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
5. **24-536** Approval to award Invitation for Bids Y24-602-AV, Studio Camera Replacement, to the low responsive and responsible bidder, LMG Systems Innovation, LLC. The total contract award amount is \$305,924. ([Mayor's Office Communications Division] Procurement Division)
6. **24-537** Approval to award Invitation for Bids Y24-725-CR, Blanchard Park Parking Improvements, to the low responsive and responsible bidder, Uribe Site Development, Inc. The total contract award amount is \$1,250,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
7. **24-538** Approval of Contract Y24-1050, Basic Construction Education Program for Inmates, with Valencia College, in the total contract award amount of \$735,000 for a five-year term. ([Corrections Department Community Corrections Division] Procurement Division)

8. **24-539** Approval of Contract Y24-2218, Better Access to Treatment Project Opioid Navigators Teams, with Orlando Health, Inc., in the total contract award amount of \$365,800 for a one-year term. ([Health Services Department Drug Free Office] Procurement Division)
9. **24-540** Approval of Contract Y23-820, Edgewater Drive Roadway Conceptual Analysis, with Inwood Consulting Engineers, in the total contract award amount of \$1,024,788.81. ([Public Works Department Transportation Planning Division] Procurement Division)
10. **24-541** Approval of Amendment No. 4, Contract Y20-828, Final Engineering Design for Lake Apopka Trail Connector (From Lake Apopka Loop to West Orange Trail), with WBQ Design & Engineering, Inc., in the amount of \$149,649.48, for a revised total contract amount of \$1,654,839.31. ([Public Works Department Engineering Division] Procurement Division)
11. **24-542** Approval of Purchase Order M114384, Caterpillar Dozer Power Train Plus Rebuild, with Ring Power Corporation, in the total amount of \$435,869. ([Utilities Department Solid Waste Division] Procurement Division)
12. **24-543** Approval of Purchase Order M114386, Caterpillar Compactor 87114 Power Train Plus Rebuild, with Ring Power Corporation, in the total amount of \$552,593. ([Utilities Department Solid Waste Division] Procurement Division)
13. **24-544** Approval of Purchase Order M114388, Caterpillar Compactor 87026 Power Train Plus Rebuild, with Ring Power Corporation, in the total amount of \$595,393. ([Utilities Department Solid Waste Division] Procurement Division)
14. **24-545** Approval of Change Order No. 2, Task Authorization No. 10, Contract Y20-905C, Additional Engineering Services for Variable Frequency Drives at Cypress Walk Water Supply Facility, with CHA Consulting Inc., in the total amount of \$195,915.54, for a revised total award amount of \$657,229.86. ([Utilities Department Engineering Division] Procurement Division)
15. **24-546** Selection of Little Blue Heron Holdings, Inc. dba The Lunz Group, LLC to provide Corrections Horizon Medical Clinic Expansion, Request for Proposals Y24-805-ZR. ([Administrative Services Department Capital Projects Division] Procurement Division)
16. **24-547** Selection of England, Thims & Miller, Inc. and Kelly, Collins & Gentry Inc. to provide Continuing Engineering Services for Right-of-Way Acquisition and Eminent Domain, Request for Proposals Y24-900-ZR. ([Public Works Department Engineering Division] Procurement Division)

17. **24-548** Approval of Warranty Deed by John G. Noonan, as Bishop of the Diocese of Orlando, and Orange County and authorization to record instrument for Clapp Simms Duda Road Permit 14-E-055. District 4. (Real Estate Management Division)
18. **24-549** Approval and execution of First Amendment to Access Easement by and between SP East LLC and Orange County, approval of three Subordination of Encumbrances to Property Rights to Orange County from SP East LLC to Orange County, and authorization to record instrument for B22902058 E-Whispering Oaks Affordable Housing. District 6. (Real Estate Management Division)

D. HEALTH SERVICES DEPARTMENT

1. **24-550** Approval and execution of 1) Purchase Agreement #OCG25 Between Central Florida Cares Health System, Inc. And Orange County Government Health Services Department beginning April 1, 2024, and ending April 1, 2025, and 2) Business Associate Agreement and authorization for the Mayor or designee to sign future amendments to the agreement, if necessary, upon the mutual written agreement of the parties. (Drug Free Office)

E. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-551** Approval and execution of Air Pollution Control Specific Operating Agreement between the State of Florida Department of Environmental Protection and Orange County. All Districts. (Environmental Protection Division)

F. PUBLIC WORKS DEPARTMENT

1. **24-552** Authorization to record the plat of Vistana Village Phase. District 1. (Development Engineering Division)
2. **24-553** Approval of Change Order No. 3, Contract Y22-7027, YMCA at Hastings Street: Culvert Improvement Project and Utility Relocation with Condor Construction Corporation in the amount of \$159,626.75, for a revised total contract amount of \$1,263,207.75. District 6. (Roads and Drainage Division)
3. **24-554** Approval and execution of First Amendment to Right-of-Way Agreement Prime Logistics Center Taft-Vineland Road by and between BSREP III Prime Logistics Center LLC and Orange County to modify the timeframe for the conveyance of right-of- way. District 3. (Roadway Agreement Committee)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **24-512** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Minutes of the March 11, 2024, Meeting in the Sunshine, Commissioners, Mayra Uribe, Maribel Gomez Cordero, and Emily Bonilla met to discuss creating a film incentive program, staffing levels/pay and commission budget, and Visit Orlando.
 - b. Orange County Solid Waste System Orange County, Florida Annual Financial Report for the years ended September 30, 2023 and 2022.
 - c. Orange County Water Utilities System Orange County, Florida Annual Financial Report for the years ended September 30, 2023 and 2022.
 - d. Orange County Convention Center Orange County, Florida Annual Financial Report for the years ended September 30, 2023 and 2022.
 - e. City of Orlando Council Agenda Item for the meeting of March 11, 2024. 2nd consideration of the City of Orlando Ordinance No. 2023-28 with Exhibit A (Legal Description), Exhibit B, (Location Map), City of Orlando Fiscal Impact Statement and Business Impact Estimate and the Orlando Sentinel Notices of Proposed Enactment. Ordinance No 2023-28 entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located east of Wetherbee Road; south of Palmbay Drive and North of OUC Railroad and compromised of 166 acres of land, more or less; providing for severability, correction of scrivener's errors, and an effective date.
 - f. City of Ocoee Ordinance No. 2024-03 (Annexation Ordinance for 440 Ocoee Apopka Road - Parrinello Property) Tax Parcel ID: 18-22-28-0000-00-002 Case NO. AX-10-23-07: 440 Ocoee Apopka Road - Parrinello Property Annexation. Ordinance 2024-03 with Exhibit A (Legal Description), Exhibit B, (Location Map). Ordinance 2024-03 entitled: An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real property containing approximately 0.51 acres located at 440 Ocoee Apopka Road on the east side of Ocoee Apopka Road beginning approximately 1,800 feet north of the Palm Drive at Ocoee Apopka Road intersection and assigned Parcel ID number 18-22-28-0000-00-002, pursuant to the application submitted by the property owner; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City Code and the Joint Planning Area Agreement; providing for and authorizing the update of official city maps; providing direction to the city clerk; providing for severability; prevailing in the event of any inconsistency; and providing for an effective date.

g. City of Orlando Voluntary Annexation Request : 3301 S. Orange Ave. - ANX2023-10006 Ordinance 2024-15. Notice of Proposed Enactment. On Monday April 1, 2024, the Orlando City Council will consider proposed Ordinance #2024-15 annexing to the Corporate Limits of the city portions of Butler Road generally located from the easterly right-of-way line of Oak Place, and compromised of 0.25 acres of land, more or less, and certain land generally located east of South Orange Avenue, west of Oak Place, and south of Butler Drive, and compromised of 0.17 acres of land, more or less; amending the city's adopted growth management plan and land development code to designate the property as urban activity center with the Sodo special plan overlay district on the city's maps. A public hearing on this Ordinance will be held during Council's regular meeting beginning at 2:00 p.m., in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

h. City of Orlando Annexation Ordinance No. 2023-47 with Exhibit A (Legal Description), Exhibit B, (Location Map), Exhibit C, (Future Land Use Map), Exhibit D, (Zoning Map) and Business Impact Estimate. Ordinance No. 2023-47, page 4 of the Ordinance revised to reflect revised adoption date of 8 day of January 2024. Ordinance 2023-47: An Ordinance of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located north of Silver Star Road; east of Mercy Drive and south of Shader Road and comprised of 4.88 acres of land, more or less, and amending the city's boundary description; amending the city's adopted growth management plan to designate the property as industrial, on the city's official future land maps; designating the property as industrial-general with the Wekiva overlay district, on the city's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

These items were received and filed.

III. DISCUSSION AGENDA

A. COMMISSIONER'S REPORT

1. **24-555** Commissioner Wilson would like to discuss Lake Avalon Rural Settlement Preservation District.

Board discussion ensued. County Attorney Newton contributed to the discussion.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to advance the (Lake Avalon Rural Settlement Preservation District) ordinance creation language to come back for a public hearing. The motion carried by the following vote:

Aye: 5 - Mayor Demings, Commissioner Wilson, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Bonilla

Absent: 2 - Commissioner Moore, and Commissioner Scott

B. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-556** Split Oak Forest and Wildlife Environmental Area and the Osceola Parkway Extension. (Environmental Protection Division)

Board discussion ensued. County Administrator Brooks and County Attorney Newton contributed to the discussion.

A motion was made by Commissioner Bonilla, seconded by Commissioner Wilson, to accept title; further, direct staff to send a letter to all parties involved; and further, the letter can be crafted to acknowledge the November 28, 2023, and February 6, 2024, Board actions yet express desire to accept ownership of the proposed donated lands, with conditions, if any, that are acceptable to the Board of County Commissioners. The motion carried by the following vote:

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

IV. WORK SESSION AGENDA

A. COUNTY MAYOR

1. **24-557** Transportation Sales Tax Initiative.

Board discussion ensued. County Administrator Brooks, County Attorney Newton and County Comptroller Diamond contributed to the discussion.

The following persons addressed the Board:

- Luis Nieves-Ruiz
- Tiffany Homler Hawkins

A motion was made by Mayor Demings, seconded by Commissioner Moore, to suspend the (Transportation Sales Tax Initiative) until 2026. The motion carried by the following vote:

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

V. RECOMMENDATIONS

1. **24-558** March 21, 2024 Planning and Zoning Recommendations

A motion was made by Commissioner Scott, seconded by Commissioner Uribe, 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Scott

Absent: 1 - Commissioner Bonilla

VI. PUBLIC HEARINGS

A. Municipal Service Benefit Unit

1. **24-410** Resolution for collection of special assessment liens for one time only lot cleaning; All Districts

Consideration: Establish a resolution for Special Assessments for one-time only lot cleaning assessments.

Location: All Districts; Multiple parcels and Sections, Townships and Ranges; Orange County, Florida (legal property description on file)

Comptroller Staff indicated a scrivener's error on page 1 of the resolution. The date in the fifth paragraph is changed from April 23, 2024, to February 20, 2024.

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to adopt Resolution 2024-M-10, for Special Assessments, for one-time only lot cleaning assessments; and further, accept the correction on the first page, fifth paragraph of the resolution changing the date from April 23, 2024, to February 20, 2024. The motion carried by the following vote:

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

2. **24-411** Parkview at Hamlin, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Parkview and Hamlin, which consists of 225 lots.

Location: District 1; Section 20, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

3. **24-412** Parkview Reserve Phase 1 and Parkview Reserve Phase 2, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Parkview Reserve Phase 1 and Parkview Reserve Phase 2, which consists of 191 lots.

Location: District 1; Sections 10 and 15, Township 24, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

4. **24-413** Pershing Heights and Lingo Lane, amend retention pond maintenance; District 3

Consideration: Amend by resolution a Municipal Service Benefit Unit for retention pond maintenance at Pershing Heights and Lingo Lane, which will add 18 lots from Lingo Lane to Pershing Heights.

Location: District 3; Section 10, Township 23, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

5. **24-414** Poinciana Boulevard Master Road, establish for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting for Poinciana Boulevard, Master Road which consists of 4 lots.

Location: District 1; Section 35, Township 24, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

6. **24-415** Rhett's Ridge, establish for retention pond(s) maintenance and for streetlighting; District 2

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Rhett's Ridge, which consists of 120 lots.

Location: District 2; Section 31, Township 20, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

7. **24-416** Rundle Master Road, establish for streetlighting; District 2

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting for Rundle Master Road, which consists of 460 lots.

Location: District 2; Section 29, Township 21, Range 29; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

8. **24-417** Serenade at Ovation Phase 1, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Serenade at Ovation Phase 1, which consists of 120 lots.

Location: District 1; Section 30, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the Staff Report dated March 20, 2024. The motion carried by the following vote:

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

B. Petition to Vacate

9. **24-420** Case # PTV 23-09-033

Christopher Thompson, on behalf of FL Acquisition LLC and East West Place LLC, vacate a portion of an unopened and unimproved right-of-way; District 3 (Continued from April 9, 2024)

Consideration: Resolution granting Petition to Vacate # 23-09-033, vacating a portion of a 25

-foot-wide unopened and unimproved right-of-way known as Winn Avenue located along the east property line of the petitioners' residential lots located within the Handsonhurst Subdivision containing approximately 0.19 acres.

Location: District 3; The parcel addresses are 2615 Raehn Street and 1411 Clark Street; S31/T22/R30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until April 23, 2024, at 2 p.m. The motion carried by the following vote:

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

10. 24-421 Case # PTV 23-10-040

John McDowell, on behalf of 2823 OBT IOS, LLC, vacate a portion of an unopened and unimproved right-of-way; District 5

Consideration: Resolution granting Petition to Vacate # 23-10-040, vacating a portion of a 40-foot-wide unopened and unimproved right-of-way known as Roosevelt Avenue that lies within the industrial parcel located in the Weissinger's Fairvilla Subdivision containing approximately 0.27 acres.

Location: District 5; The parcel address is 2823 N Orange Blossom Trail; S15/T22/R29; Orange County, Florida (legal property description on file)

The following person addressed the Board: Lauren Korn.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to approve the request listed in the Staff Report dated April 9, 2024. The motion carried by the following vote:

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

11. 24-422 Case # PTV 24-01-001

Kelly Klatt, on behalf of Samantha Klatt, vacate a portion of a utility easement; District 1 (Continued from April 9, 2024)

Consideration: Resolution granting Petition to Vacate # 24-01-001, vacating a portion of a 5-foot-wide utility easement located along the south property line of his residential lot located within the Orange Tree Country Club Subdivision containing approximately 915.3 square feet.

Location: District 1; The parcel address is 6042 Shore Line Drive; S23/T23/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to continue the public hearing until April 23, 2024, at 2 p.m. The motion carried by the following vote:

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

C. Shoreline Alteration/Dredge and Fill

12. 24-341 Case # SADF-24-01-001

Sheila Cichra as Authorized Agent, Lake Conway, permit; District 3

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 24-01-001 to authorize the replacement and new construction of a vinyl seawall along the shoreline of Venetian Canal off Lake Conway, pursuant to Orange County Code, Chapter 33, Article II, Lake Conway Water and Navigational Control District

Location: District 3; on property located adjacent to Lake Conway, located at 5412 Parkway Drive, Belle Isle, Florida 32809; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-24-01-001) subject to the twenty-three (23) conditions of approval listed in the Staff Report dated March 8, 2024. The motion carried by the following vote:

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

13. 24-424 Case # SADF-23-09-022

Rhonda and Eric Powell, Lake Butler (aka Sandy Shores Canal), permit;
District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 23-09-022 to authorize the construction of a new vinyl seawall along the shoreline of a canal leading to Lake Butler (aka Sandy Shores Canal), pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigational Control District

Location: District 1; on property located adjacent to Lake Butler (aka Sandy Shores Canal), located at 12023 Sandy Shores Drive, Windermere, Florida 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-23-09-022) subject to the twenty-six (26) conditions of approval listed in the Staff Report dated March 8, 2024. The motion carried by the following vote:

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

D. Development Plan

14. 24-408 Case # DP-23-10-310

Derek Ramsburg, Kimley-Horn & Associates, Inc., The Quadrangle PD / The Quadrangle PSP / Tract 7B - Sterling UCF Student Housing Development Plan; District 5

Consideration: The Quadrangle PD / The Quadrangle PSP / Tract 7B - Sterling UCF Student Housing Development Plan, Case # DP-23-10-310, submitted in accordance with Article II of the Orange County Subdivision Regulations; This Development Plan (DP) is a request to construct a 896 bed student housing complex on a total of 4.48 acres; pursuant to Orange County Code, Section 38-1203 and Chapter 30, Article II, Section 30-40

Location: District 5; property generally located North of Corporate Boulevard / East of Quadrangle Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Rebecca Wilson
- Carlos Vazquez

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the twenty-four (24) conditions of approval listed under the Development Review Committee Recommendation in the Staff Report dated March 19, 2024. The motion carried by the following vote:

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

E. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments, Ordinance, and PD Substantial Change Request

15. 24-419 Adoption of Future Land Use Map Amendment SS-23-10-072, FLU8.1.4 Text Amendment 23-10-FLUE-10, Ordinance, and Concurrent PD Substantial Change Request CDR-23-07-214, Christopher Leppert, Kimley-Horn and Associates, Inc. (Continued from April 9, 2024)

a. Amendment SS-23-10-072

Consideration: To change the Future Land Use designation from Industrial (IND) to Planned Development - High Density Residential Student Housing (PD-HDR Student Housing), pursuant

to Orange County Code, Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

Location: District 5; property located at 3133 N. Alafaya Trail; generally located north of Science Drive, east of N. Alafaya Trail; Orange County, Florida (legal property description on file in Planning Division)

And

b. Amendment 23-10-FLUE-10

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

And

c. Ordinance for Proposed Amendment

Consideration: An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; Amending the Orange County Comprehensive Plan, commonly known as the "2010-2030 Comprehensive Plan," as amended, by adopting Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

d. CDR-23-07-214

Consideration: Substantial change request to amend the existing University Center Park North PD development program from 112,500 square feet of industrial uses, and 12,500 square feet of retail commercial uses to 91,227 square feet of industrial uses, 2,704 square feet of retail commercial uses, and 626 student housing beds. In addition, eight (8) waivers are requested from Orange County Code: 1. A waiver from Section 38-1252(b)(1) to allow a maximum impervious coverage of seventy-five (75) percent, in lieu of the seventy (70) percent. 2. A waiver from Section 38-1254(1)(a) to allow a minimum setback of fifteen (15) feet from the west and south boundaries of the PD, in lieu of the 25' minimum setback from all boundaries of the PD. 3. A waiver from Chapter 38-1254(1)(b) to allow a minimum setback of fifteen (15) feet from a functionally classified road (west boundary along Alafaya Trail), in lieu of the minimum setback of twenty-five (25) feet. 4. A waiver from Chapter 38-1254(1)(c) to allow a minimum setback of fifteen (15) feet from all other existing street rights-of-way (south boundary along science drive), in lieu of the minimum setback of twenty (20) feet. 5. A waiver from Chapter 38-1254(4)(b) to allow a maximum building height of eighty-three (83) feet (including the parking garage), in lieu of the maximum building height of thirty-five (35) feet within one hundred (100) feet of any single-family residential use or district. 6. A waiver from Chapter 38-1259 (b) to allow the minimum separation of a student housing development from a single-family zoned property of eighty (80) feet, in lieu of the minimum separation of four hundred (400) feet. 7. A waiver from Section 38-1476(o) to allow 0.90 parking spaces per bedroom in lieu of one (1) space per bedroom. 8. A waiver from Section

38-1484(d) to allow all but twenty (20) required bicycle parking spaces to be located no more than five hundred (500) feet from the primary entrance served, in lieu of one hundred-twenty (120) feet; pursuant to Orange County Code, Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

Location: District 5; property located at 3133 N. Alafaya Trail; generally located north of Science Drive, east of N. Alafaya Trail; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Rebecca Wilson
- Eric Grimmer

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to continue the public hearing until April 23, 2024, at 2 p.m. The motion carried by the following vote:

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

F. Ordinance

16. **24-432** Amending Section 25-140 of the Orange County Code ("Tourist Development Plan") to update priorities under the Tourist Development Plan; and providing for an effective date; All districts

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

The following persons addressed the Board:

- County Comptroller Diamond
- Jason Siegel

A motion was made by Commissioner Scott, seconded by Mayor Demings, to adopt Ordinance 2024-03 pertaining to taxation in Orange County, Florida; amending Section 25-140 of the Orange County Code ("Tourist Development Plan") to update priorities under the Tourist Development Plan; and providing for an effective date; and further, authorize staff to correct any non-substantial grammatical or scrivener's errors. The motion carried by the following vote:

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

Nay: 2 - Commissioner Uribe, and Commissioner Bonilla

17. **24-434** Amending certain provisions of Chapter 9 ("Building and Construction Regulations") of the Orange County Code by amending Article I ("in general")

by amending Section 9-4 ("Building codes Board of Adjustments and Appeals ("BCBAA"); creation; membership; meetings; Quorum; powers and duties"), Section 9-6 ("Compliance with codes; permits; prerequisites, revocation of permits"), Section 9-9 ("contractors"), and Section 9-10 ("certificates of competency; bonds"); amending Article II ("Building code") by amending Section 9-33 ("Florida Building Code, Building Adopted") and Section 9-35 ("Florida Building Code, Residential, Adopted") and adopting the Florida Building codes, 8th edition (2023); amending Article III ("Electrical Code") by deleting sections 9-51 through 9-55, 9-66 through 9-91, and 9-101 through 9-106 and reserving sections 9-51 through 9-65, 9-66 through 9-100, and 9-101 through 9-115; and providing for an effective date; All Districts

Consideration: AN ORDINANCE OF ORANGE COUNTY, FLORIDA, AMENDING CERTAIN PROVISIONS OF CHAPTER 9 ("BUILDING AND CONSTRUCTION REGULATIONS") OF THE ORANGE COUNTY CODE BY AMENDING ARTICLE I ("IN GENERAL") BY AMENDING SECTION 9-4 ("BUILDING CODES BOARD OF ADJUSTMENTS AND APPEALS ("BCBAA"); CREATION; MEMBERSHIP; MEETINGS; QUORUM; POWERS AND DUTIES"), SECTION 9-6 ("COMPLIANCE WITH CODES; PERMITS; PREREQUISITES, REVOCATION OF PERMITS"), SECTION 9-9 ("CONTRACTORS"), AND SECTION 9-10 ("CERTIFICATES OF COMPETENCY; BONDS"); AMENDING ARTICLE II ("BUILDING CODE") BY AMENDING SECTION 9-33 ("FLORIDA BUILDING CODE, BUILDING, ADOPTED") AND SECTION 9-35 ("FLORIDA BUILDING CODE, RESIDENTIAL, ADOPTED") AND ADOPTING THE FLORIDA BUILDING CODES, 8TH EDITION (2023); AMENDING ARTICLE III ("ELECTRICAL CODE") BY DELETING SECTIONS 9-51 THROUGH 9-55, 9-66 THROUGH 9-91, AND 9-101 THROUGH 9-106 AND RESERVING SECTIONS 9-51 THROUGH 9-65, 9-66 THROUGH 9-100, AND 9-101 THROUGH 9-115; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to make a finding of consistency with the Orange County Comprehensive Plan; further, adopt Ordinance 2024-04 amendment Chapter 9 ("Building and Construction Regulations"), including adoption of the 8th Edition of the Florida Building Code; further, make a finding of consistency with the Orange County Comprehensive Plan; and further, adopt Ordinance 2024-05 amendment to Chapter 9 ("Building and Construction Regulations"), Article XVI ("Exterior Lighting Standards"). The motion carried by the following vote:

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

and

- 18. 24-433** Amending certain provisions of Chapter 9 ("Building and Construction Regulations") of the Orange County Code by amending Article XVI ("Exterior Lighting Standards") and providing an effective date; All districts

Consideration: AN ORDINANCE OF ORANGE COUNTY, FLORIDA, AMENDING CERTAIN PROVISIONS OF CHAPTER 9 ("BUILDING AND CONSTRUCTION REGULATIONS") OF THE

ORANGE COUNTY CODE BY AMENDING ARTICLE XVI ("EXTERIOR LIGHTING STANDARDS") AND PROVIDING AN EFFECTIVE DATE.

This public hearing was approved.

IV. WORK SESSION AGENDA (Continued)

B. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-559** Vision 2050 and Orange Code Update. (Planning Division)

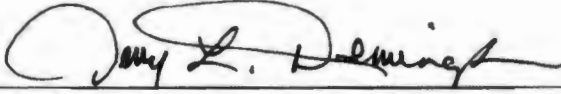
The Board took no action.

√ The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <https://www.ocfl.net/OpenGovernment/MeetingsReport.aspx>

ADJOURNMENT: 6:51 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: May 7, 2024



ATTEST SIGNATURE:

Phil Diamond

County Comptroller as Clerk



Deputy Clerk

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

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

Para mayor información en español, por favor llame al (407) 836-3111.
Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111

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

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