

Orange County Government

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



Final Meeting Minutes

Tuesday, April 7, 2020

1:30 PM

Communications Media Technology

Board of County Commissioners

Call to Order

County Mayor Demings called the meeting to order at 1:41 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
Deputy County Administrator Randy Singh
County Attorney Jeffrey J. Newton
Deputy Clerk Katie Smith

Invocation - District 4

Pastor Danny Mercado, CDA Orlando

Pledge of Allegiance**Public Comment**

The following persons submitted written comments to the Board during public comment:

- Catherine Hettinger
- Kim Buchheit
- Jane Dunkelberger
- Tharin Thomas
- Brooke Milchman
- Leo Cabrera
- Lorna T. Ingram
- Debra DiMaio

NONAGENDA

County Staff provided an update on the Coronavirus (COVID-19) pandemic crisis. Discussion ensued. County Attorney Newton and County Administrator Brooks contributed to the discussion.

V. WORK SESSION AGENDA**A. COUNTY ADMINISTRATOR**

1. **20-561** Transportation Funding Initiative.

Mayor Demings suspended the presentation of the Charter County infrastructure surtax and sales

tax initiative.

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deleted Public Works Department Item 4; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, 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 COMPTROLLER

1. **20-512** Approval of the minutes of the March 10, 2020 meeting of the Board of County Commissioners. (Clerk's Office)

2. **20-513** 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:

- March 20, 2020, to March 26, 2020; \$54,485,851.26
- March 27, 2020, to April 2, 2020; \$55,962,240.54.

(Finance/Accounting)

3. **20-514** Disposition of Tangible Personal Property as follows.
a. Dispose of assets for their salvage value.
b. Scrap assets.
c. Remove lost assets from inventory.

(Property Accounting)

B. COUNTY ADMINISTRATOR

1. **20-515** Approval and execution of Agreement between Orange County, Florida and Orange County Fire Fighters Association I.A.F.F., Local 2057 (B-Unit) Fiscal Years 2018-19 through 2020-21. (Human Resources Division)

2. **20-516** Approval for the Orange County Sheriff's Office to spend \$1,216,005 from the Law Enforcement Impact Fee Funds to purchase vehicles and personal equipment. (Office of Management and Budget)

3. **20-517** Approval for the Orange County Sheriff's Office to follow Florida Statute 932.7055 for the expenditure of Law Enforcement Trust Funds. (Office of Management and Budget)

4. **20-518** Approval for the Orange County Sheriff's Office to spend \$28,500 from the FY 2020 Law Enforcement Trust Fund to provide eligible contributions to the Autism Society of Greater Orlando (\$1,000), Boy Scouts of America, Central Florida Council (\$17,500), Victim Service Center of Central Florida (\$5,000), and Mothers Against Drunk Driving, Central Florida Chapter (\$5,000). (Office of Management and Budget)
5. **20-519** Approval to pay the third quarter billing for the Orange County Property Appraiser in the amount of \$4,399,415.03. (Office of Management and Budget)
6. **20-520** Approval of budget amendments #20-42 and #20-43. (Office of Management and Budget)
7. **20-521** Approval of budget transfer #20C-0093. (Office of Management and Budget)
8. **20-522** Approval of CIP amendment #20C-0093. (Office of Management and Budget)
9. **20-523** Ratification of payment of Intergovernmental claims of February 27, 2020 and March 12, 2020, totaling \$1,244,642.53. (Risk Management Division)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **20-524** Approval to award Invitation for Bids Y20-197-AV, Right-of-Way Mowing - Bithlo Area Section I, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$303,350 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
2. **20-525** Approval to award Invitation for Bids Y20-1006-AV, Right-of-Way Mowing - Bithlo Area Section III, to the low responsive responsible M/WBE compliant bidder, Groundtek of Central Florida, LLC. The estimated contract award amount is \$393,144 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
3. **20-526** Approval to award Invitation for Bids Y20-1007-AV, Right-of Way Mowing - Three Points Area Section II, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$280,030 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
4. **20-527** Approval to award Invitation for Bids Y20-1011-WA, Right-of-Way Mowing - Zellwood Area, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$453,530 for the base year. ([Public Works Department Roads and Drainage Division])

Procurement Division)

5. **20-528** Approval of Contract Y20-1041, Youth Mental Health Management Network Pilot, with Embrace Families Solutions, Inc., in the contract award amount of \$331,851.77 for a one-year term. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)
6. **20-529** Approval to award Human Services Contracts for Children's Services, Y20-2000 Series for Fiscal Year 2019-2020, in the total contract award amount of \$600,000 for a one-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
7. **20-530** Approval of Amendment No. 1, Contract Y19-1068-MV, Sodium Hypochlorite, with Allied Universal Corporation in the amount of \$224,100, for a revised total contract amount of \$2,737,964.66. ([Utilities Department Water Division] Procurement Division)
8. **20-531** Approval of Amendment No. 1, Contract Y20-2006, Human Services for Children and Families, with Aspire Health Partners, Inc., in the amount of \$200,000, for a revised total contract amount of \$1,150,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
9. **20-532** Approval of Amendment No. 1, Contract Y20-2017, Human Services for Children and Families, with Early Learning Coalition of Orange County, Inc., in the amount of \$200,000, for a revised total contract amount of \$500,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
10. **20-533** Approval of Amendment No. 1, Contract Y20-2044, Human Services for Children and Families, with The Legal Services Clinic of The Puerto Rican Bar Association, Inc., in the amount of \$100,000, for a revised total contract amount of \$600,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
11. **20-534** Approval of Amendment No. 1, Contract Y20-2046, Human Services for Children and Families, with Volunteers for Community Impact, Inc., in the amount of \$150,000, for a revised total contract amount of \$384,354. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
12. **20-535** Ratification of Amendment No. 9, Contract Y17-108A, EMS Equipment and Supplies, with Bound Tree, Inc., in the amount of \$500,000, for a revised total contract amount of \$1,879,653.50. ([Fire Rescue Department Operations Division] Procurement Division)

13. **20-536** Ratification of Amendment No. 7, Contract Y17-108D, EMS Equipment and Supplies with, Henry Schein, Inc., in the amount of \$500,000, for a revised total contract amount of \$614,210.55. ([Fire Rescue Department Operations Division] Procurement Division)
14. **20-537** Ratification of Amendment No. 7, Contract Y17-108H, EMS Equipment and Supplies with Quadmed, Inc., in the amount of \$500,000, for a revised total contract amount of \$997,591.40. ([Fire Rescue Department Operations Division] Procurement Division)
15. **20-538** Ratification of Emergency Purchase Order M100160, Chiller Coils Replacement, Orange County Medical Examiner's Facility, with Mechanical Services of Central Florida, Inc. in the amount of \$144,781. ([Administrative Services Department Facilities Management Division] Procurement Division)
16. **20-539** Approval and execution of First Amendment to Amended Lease Agreement between Hangarco II, Inc. and Orange County, Florida, and delegation of authority to the Real Estate Management Division to furnish notices, required or allowed by the lease, as needed for Sheriff Aviation Hangar - Orlando Executive Airport 3534 East Amelia Street, Orlando, Florida 32803 Lease File #1021. District 3. (Real Estate Management Division)
17. **20-540** Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County, Florida and authorization to record instrument for Site 85-E-W-4 OCU File No. 97631. District 1. (Real Estate Management Division)
18. **20-541** Approval and execution of Distribution Easement from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy and authorization to record instrument for Hamlin Groves Master Pump Station - Duke Energy Utility Easement. District 1. (Real Estate Management Division)
19. **20-542** Approval of purchase above appraised value, approval and execution of Contract for Sale and Purchase and Access Easement Agreement between Land Owner WL LLC and Orange County, approval and execution of Purchase Agreement between Tri-County Road 27, Inc. and Orange County, approval and execution of Pond Use Agreement between Certus WL Owner LLC and Orange County, Florida, approval of Warranty Deed and Temporary Construction Easement from Land Owner WL LLC to Orange County, approval of Temporary Construction Easement from Certus Owner WL LLC to Orange County, delegation of authority to the Real Estate Management Division to extend, terminate, and furnish notices under the contract, and authorization to disburse funds to pay purchase price, closing costs, attorney fees, and expert costs, and perform all actions necessary and incidental to closing for Lake Underhill Road (Goldenrod Road to Rouse

Road). District 4. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **20-543** Approval of Orange County Transportation Plan in accordance with Florida Statute 394, Florida Mental Health Act Florida Statute 397, Hal S. Marchman Alcohol and Other Drug Services Act Five-Year 2020-2025 to allow law enforcement to bypass the nearest Baker Act Receiving Facility and take individuals with mental health and/or substance use disorders to the Central Receiving Center at 1800 Mercy Drive, Orlando, Florida with reevaluations of the plan as needed per Florida Statute. (Mental Health and Homelessness Issues Division)

E. HEALTH SERVICES DEPARTMENT

1. **20-544** Approval and execution of the renewal Paratransit Services License for Unicare Transport Services to provide wheelchair/stretchers service. The term of this license is from April 1, 2020 through April 1, 2022. There is no cost to the County. (EMS Office of the Medical Director)

F. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **20-545** Approval of changes to the Business Assistance for Neighborhood Corridors (BANC) Program and authorization for staff to implement the BANC Program in designated corridors. Districts 2, 3, 4, 5, and 6. (Neighborhood Services Division)
2. **20-546** Acceptance of the BZA findings and recommendation of approval for SE-18-03-014, Augustina Peasah, Parcel ID: 03-23-29-0180-25-100 to allow a day care for up to 50 children in the R-1A Zoning District at 1436 22nd Street, Orlando, Florida 32805. District 6. (Zoning Division)
3. **20-547** Approval of Street Name Petition to rename Flamingo Crossings Boulevard to Hartzog Road and authorization for County staff to update associated records. District 1. (Zoning Division)

G. PUBLIC WORKS DEPARTMENT

1. **20-548** Approval and execution of (1) Interlocal Agreement between Orange County, Florida and City of Belle Isle, Florida regarding the transfer of jurisdiction of portions of McCoy Road, Frontage Road, Seminole Drive, Daetwyler Drive and Judge Road and (2) County Deed by Orange County and the City of Belle Isle. District 3. (Roads and Drainage Division)
2. **20-549** Approval and execution of (1) Declaration of Restrictive Covenant by and between Orange County and the State of Florida, Department of Environmental Protection and (2) Agreement between the City of Orlando

and Orange County relating to Lake George Park. District 3. (Fiscal and Operational Support Division)

3. 20-550 Approval to record the plat for Avalon Road Parcel 1045. District 1. (Roads and Drainage Division)
4. 20-551 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 Operational Support Division)

(This item was deleted.)

5. 20-552 Approval of Traffic Control Devices and “No Parking” signs installation in Sawgrass Landings. District 4. (Traffic Engineering Division)
6. 20-553 Approval to construct speed humps on Jessamine Avenue. District 3. (Traffic Engineering Division)
7. 20-554 Approval of Traffic Control Devices and “No Parking” signs installation in Holly Estates Phase 1. District 2. (Traffic Engineering Division)
8. 20-555 Approval of “No Parking” signs installation in the Southchase Village subdivision. District 4. (Traffic Engineering Division)
9. 20-556 Approval of “No Parking” signs installation in Waterford Lakes TR N Phases 1, 2, and 3. District 4. (Traffic Engineering Division)
10. 20-557 Approval to decrease the speed limit on Eden Park Road from West Maitland Boulevard to Beggs Road from 45 mph to 35 mph. District 2. (Traffic Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. 20-558 Receipt of the following items to file for the record: (Clerk’s Office)
- a. Meeting Minutes of the East Park Community Development District.
 - b. Meeting Minutes of the Stoneybrook West Community Development District.
 - c. Audit Report No. 484 - Audit of the Orange County Supervisor of Elections’ Procedures for Temporary Election Workers.

These items were received and filed.

NONAGENDA (Continued)

Sean Snaith, Director of University of Central Florida Institute for Economic Competitiveness, provided an update on the economic outlook, recession and recovery in the United States and in Florida relating to the Coronavirus (COVID-19) pandemic crisis. Discussion ensued.

III. DISCUSSION AGENDA

A. COUNTY MAYOR

1. **20-559** 2020 Legislative Update. All Districts. (Legislative Affairs Office)

The Board took no action.

2. **20-560** Open discussion on issues of interest to the Board.
(District 5 - Ordinance Process)

Discussion ensued. Deputy County Administrator Testerman contributed to the discussion.

The Board took no action.

IV. PUBLIC HEARINGS

1. **20-419** Preliminary Subdivision Plan

Eric Warren, Poulos & Bennett, LLC, Withers Planned Development / Village I Parcels 3, 4, 5, 6 & 8 Preliminary Subdivision Plan, Case # PSP-19-04-131; District 1

Consideration: This request is to subdivide 160.17 acres in order to construct 446 single-family attached and detached residential dwelling units and associated parks and open space. This request also includes the following waivers from Orange County Code:

- a. A waiver from Section 34-152(c), to allow lots to front a new, park, open space, etc. in lieu of the requirement that each lot shall have a minimum access width of twenty (20) feet to a dedicated public paved street.
- b. A waiver from Section 38-1382(h)(4), to allow alleys to be designed as a tract in lieu of the requirement that they shall be designed as a private easement.
- c. A waiver from Section 38-1384(g)(1), to allow garage access to be setback from an alley tract in lieu of an easement.
- d. A waiver from Section 38-1384(g)(2), to allow the reference to pertain to an alley tract in lieu of an easement.
- e. A waiver from Section 38-1384(i)(2), to allow vehicular access to garages or other off-street parking to be from a rear alley tract in lieu of an easement.
- f. A waiver from Section 38-1384(b)(4)a, to provide a public pedestrian and open space tract in lieu of a street to provide a block break; pursuant to Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89.

Location: District 1, property generally located north of Hartzog Road and east of Avalon Road; Orange County Florida (legal description on file in the Planning Division).

Modify Condition of Approval #16:

16. Pursuant to the BCC's acceptance of the Village I Term Sheet on November 13, 2018, this project shall comply with the terms and conditions of the Village I Road Network Agreement recorded at Doc# 20200109451, Public Records of Orange County, Florida, as may be amended from time to time.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, modify Condition of Approval #16, as presented. 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. 20-422 Substantial Change

Kathy Hattaway, Poulos & Bennett, LLC, Flamingo Crossings Planned Development / Land Use Plan (PD/LUP), Case # CDR-20-03-070, amend plan; District 1

Consideration: A PD substantial change to modify BCC Condition of Approval #10(h) from April 9, 2019, regarding the installation of a traffic signal at the intersection of C.R. 545 and Western Way, pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1, property generally located north of Orange Lake Country Club, west of State Road 429; Orange County Florida (legal description on file in the Planning Division).

Modify Condition of Approval #10.h:

10.h. The Applicant(s) shall be required at their expense to install a temporary traffic signal at the intersection of C.R. 545 and Western Way no later than ninety (90) days after: (i) County receipt of necessary right-of-way or easements for the preferred location of the temporary traffic signal; or if the preference of the County, (ii) the Applicant(s) submits revised temporary signalization plans placing the westerly signal equipment in the C.R. 545 right-of-way and the County approves the revised plans and right-of-way permit. This timing can be extended at the discretion of the County Engineer to allow for a reasonable review period for such documents.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, modify Condition of Approval #10.h., as presented. 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

3. 20-423 Substantial Change

Ryon von Weller, Hawthorne Park Developer, LLC, Silver Pines Planned Development / Land Use Plan (PD/LUP), Case # CDR-19-11-388, amend plan; District 6

Consideration: A PD substantial change to request the following waivers from Orange County Code for a portion of Parcel A only:

1. A waiver from Section 38-1476(a) to allow 3.412 parking spaces per 1,000 square feet of gross floor area, in lieu of the requirement of 5 parking spaces per 1,000 square feet of gross floor area for shopping centers over 50,000 square feet.
2. A waiver from Section 38-1258(d) to allow a maximum building height of four (4) stories or fifty-five (55) feet in height, in lieu of the maximum of three (3) stories or forty (40) feet in height; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 6, 5300 Silver Star Road, or property generally located south of Silver Star Road and west of Pine Hills Road; Orange County Florida (legal description on file in the Planning Division).

A motion was made by Commissioner Siplin, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

V. WORK SESSION AGENDA (Continued)**A. COUNTY ADMINISTRATOR****1. 20-561 Transportation Funding Initiative.**

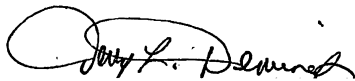
As indicated before, County Mayor Demings suspended any efforts this year regarding the transportation funding initiative due to the Coronavirus (COVID-19) pandemic crisis.

√ 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: 5:10 p.m.

ATTEST:



County Mayor Jerry L. Demings

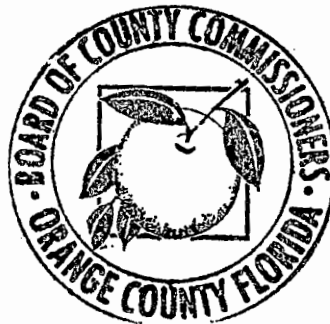
Date: MAY 0 5 2020

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.