

# Orange County Government

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



## Final Meeting Minutes

Tuesday, June 2, 2020

9:00 AM

Communications Media Technology

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:01 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  
Assistant Deputy Clerk Jessica Vaupel

**Invocation - District 1**

Pastor Sean LaGasse, Purpose Church Orlando

**Pledge of Allegiance****Public Comment**

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

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

- Sally Baptiste
- Steven Ogier
- Andrew Stilfield
- Brian Brunhofer
- Lee Steinhauer
- Sean Walsh
- Shawn Rawlins
- Brian O'Hara
- Andrew Hall
- Seth Bennett
- Benjamin Smith
- Cleve Josephs
- David Knepper

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

A motion was made by Commissioner Uribe, 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 MAYOR**

1. **20-753** Confirmation of the Mayor's managerial appointment of Assistant Chief Lauraleigh Avery as Manager, Office of Emergency Management and Division Chief, Orange County Fire Rescue Department.

#### **B. COUNTY COMPTROLLER**

1. **20-754** Approval of the minutes of the May 5, 2020 meeting of the Board of County Commissioners. (Clerk's Office)
2. **20-755** 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:  
  
- May 15, 2020, to May 21, 2020; \$46,614,875.22  
- May 22, 2020, to May 28, 2020; \$28,396,432.48.  
  
(Finance/Accounting)
3. **20-756** Disposition of Tangible Personal Property as follows. (Property Accounting)
  - a. Scrap assets.
  - b. Demolish asset.
  - c. Trade assets.

#### **C. COUNTY ADMINISTRATOR**

1. **20-757** Reappointment of Michael P. Strayhorn to the Pine Hills Local Government Neighborhood Improvement District Advisory Council in the Mayor's representative category with a term expiring June 30, 2023. (Agenda Development Office)
2. **20-758** Confirmation of Commissioner Moore's appointment of John J. Drago to the Board of Zoning Adjustment as the District 2 representative with a term expiring December 31, 2020. (Agenda Development Office)
3. **20-759** Confirmation of the appointment of Melissa Lopez Rogers as the Mayor's representative on the Membership and Mission Review Board with a term expiring December 31, 2020. (Agenda Development Office)

4. **20-760** Approval for the Orange County Sheriff's Office to spend \$500 from the FY 2020 Law Enforcement Trust Fund to provide an eligible contribution to Florida Missing Children's Day Foundation, Inc. (Office of Management and Budget)
5. **20-761** Approval and execution of Interlocal Agreement between Orange County, Florida, Orange County Clerk of the Courts, and the Ninth Judicial Circuit Court regarding funding of Jury Services in the amount of \$356,220. (Office of Management and Budget)
6. **20-762** Approval of budget amendments #20-54, #20-55, #20-56, #20-57, #20-58, #20-59, #20-60, #20-61, and #20-62. (Office of Management and Budget)

#### **D. COUNTY ATTORNEY**

1. **20-763** Approval and execution of Resolution 2020-M-22 of the Orange County Board of County Commissioners regarding delegation of authority to the manager of the Parks and Recreation Division to execute Business Permit Agreements for the use of county boat ramps.

#### **E. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **20-764** Approval of Change Order No. 7, Contract Number Y14-805 Courthouse Complex Mechanical & Fire Protection Upgrades, with SGM Engineering Inc., in the amount of \$14,646.88, for a revised lump sum contract amount of \$762,729.24. (Capital Projects Division)
2. **20-765** Approval of Change Order No. 6, Contract Number Y18-788 Cassady Building Renovations, with Johnson Laux Construction LLC, in the amount of \$29,566.28, for a revised lump sum contract amount of \$1,632,972.75. (Capital Projects Division)
3. **20-766** Approval of Change Order No. 3, Contract Number Y17-740 Corrections Horizon AHU Hot Water Piping Replacement, with Starr Mechanical Inc. in the amount of \$68,819.63, for a revised lump sum contract amount of \$1,014,293.87. (Capital Projects Division)
4. **20-767** Approval of Change Order No. 1, Contract Number Y19-809 Sheriff's Central Complex HVAC AHU Replacement, with Hanson Professional Services Inc. in the amount of \$95,353, for a revised lump sum contract amount of \$295,291.75. (Capital Projects Division)
5. **20-768** Approval of Contract Y20-1085 Subrecipient Agreement between Orange County, Florida and Embrace Families Community Based Care, Inc. regarding the U.S. Department of Health and Human Services Social Services Block Grant and Foster Care-Title IV-E through the Florida

Department of Children and Families for the specific purpose of establishing a working agreement for the provision of residential care services for a three-year term and authorization for the County Mayor or designee to approve any increases, decreases, or amendments to this contract. ([Community and Family Services Department Youth and Family Services Division] Procurement Division)

6. **20-769** Approval of Amendment No. 8, Contract Y3-1021, Transfer, Processing, and Marketing of Recyclables, with Waste Management, Inc. of Florida in a not-to-exceed amount of \$1,000,000 for a six-month term. ([Utilities Department Solid Waste Division] Procurement Division)
7. **20-770** Ratification of Amendment No. 6, Contract Y17-1018A, Health and Support Services for Persons with HIV Spectrum Disease (Ryan White Part A), with AIDS Healthcare Foundation, in the amount of \$450,000, for a revised contract amount of \$1,200,000. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
8. **20-771** Ratification of Purchase Order M100732, N95 Respirator Masks, with Lukis Global Corp., in a not-to-exceed amount of \$110,000. ([Fire Rescue Department Fiscal and Operational Support Division] Procurement Division)
9. **20-772** Ratification of Purchase Order M100733, 2-Ply Cloth Face Masks, with Stran Promotional Solution, in a not-to-exceed amount of \$737,800. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
10. **20-773** Ratification of Purchase Order M100748, 2oz Hand Sanitizer Bottles, with Digital Gadgets, in a not-to-exceed amount of \$643,500. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
11. **20-774** Ratification of Purchase Order M100749, 2oz Hand Sanitizer Bottles, with Digital Gadgets, in a not-to-exceed amount of \$643,500. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
12. **20-775** Ratification of Purchase Order M100752, 3-Disposable Protective Face Masks, with C2 Wireless and Accessories, LLC, in a not-to-exceed amount of \$590,000. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
13. **20-776** Ratification of Purchase Order M100756, 2oz Hand Sanitizer Bottles, with Florida Supply and Cleaning Products LLC, in a not-to-exceed amount of \$410,000. ([Health Services Department Fiscal and Operational Division] Procurement Division)
14. **20-777** Ratification of Purchase Order M100765, COVID-19 Wayfinding and Safety Signs, with ARC Document Solutions LLC dba ARC in a not-to-exceed

amount of \$150,034.30. ([Administrative Services Department Facilities Management Division] Procurement Division)

15. **20-778** Approval and execution of License Agreement between Orlando Health Central, Inc. and Orange County and delegation of authority to the Real Estate Management Division to exercise termination options and furnish notices, required or allowed by the license, as needed for Fire Rescue UCAPIT Machine 17000 Porter Road, Winter Garden, Florida 34787 Lease File #10090. District 1. (Real Estate Management Division)
16. **20-779** Approval and execution of Right of Entry between The School Board of Orange County, Florida and Orange County, Florida for Dr. P. Phillips - OCPS Middle School Ballfield Park - Invest. District 1. (Real Estate Management Division)
17. **20-780** Approval and execution of Sidewalk Easement Agreement between Grand Cypress Orlando LLC and Orange County and authorization to record instrument for CR 535 Deceleration Lane at Grand Cypress Drive. District 1. (Real Estate Management Division)

#### **F. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1. **20-781** Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Frontline Outreach Head Start. This application is only executed by Orange County. (Head Start Division)
2. **20-782** Approval of Orange County Head Start Disaster Recovery Funding 04TDT0167 ACF-PI-HS-18-01 05/13/2020 in the estimated amount of \$2,253,548; and approval and execution of (1) Certification of Filing and Payment of Federal Taxes and (2) Employee Compensation Cap Compliance Assurance. An in-kind match of \$563,387 is required. (Head Start Division)
3. **20-783** Approval and execution of (1) State of Florida Statewide Voluntary Prekindergarten Provider Contract Form OEL-VPK 20 by and between Early Learning Coalition of Orange County, Florida and Orange County, Florida and (2) Delegation of Signing Authority for the State of Florida Statewide Voluntary Prekindergarten Provider Contract related to the Orange County Head Start Program; and approval of State of Florida Statewide Voluntary Prekindergarten Provider Contract Private Provider Attachment Form OEL-VPK 20PP by and between Early Learning Coalition of Orange County, Florida and Orange County, Florida. (Head Start Division)
4. **20-784** Receipt and filing of Head Start Policy Council Program Information and Updates March/April 2020 and Head Start Policy Council Meeting Minutes February 20, 2020 for the official county record. (Head Start Division)

**G. FIRE RESCUE DEPARTMENT**

1. **20-785** Approval and execution of Volunteer Florida CERT/Citizens Corps Contract Amendment #002 by and between Volunteer Florida and Orange County, extending the period from June 30, 2020 to August 30, 2020 and authorization for the Mayor or designee to execute annual approvals and new amendments to the re-occurring CERT/Citizens Corps Grant. (Office of Emergency Management)

**H. HEALTH SERVICES DEPARTMENT**

1. **20-786** Approval and execution of Department of Justice (DOJ) Office of Justice Programs Bureau of Justice Assistance Grant Award Number: 2020-VD-BX-0659 in the amount of \$1,157,721 for the BJA FY 20 Coronavirus Emergency Supplemental Funding Program for the period of January 20, 2020 to January 31, 2022 and authorization for the County Mayor or designee to approve any increases or decreases in the award amount. (Drug Free Office)

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

1. **20-787** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

LC 20-0508	LC 20-0510	LC 20-0450	LC 20-0447	LC 20-0510
LC 20-0519	LC 20-0512	LC 20-0458	LC 20-0460	LC 20-0485
LC 20-0520	LC 20-0516	LC 20-0311	LC 20-0463	LC 20-0487
LC 20-0529	LC 20-0517	LC 20-0431	LC 20-0464	LC 20-0504
LC 20-0548	LC 20-0527	LC 20-0432	LC 20-0466	LC 20-0505
LC 20-0410	LC 20-0434	LC 20-0433	LC 20-0470	LC 20-0518
LC 20-0477	LC 20-0438	LC 20-0440	LC 20-0471	LC 20-0521
LC 20-0493	LC 20-0449	LC 20-0441	LC 20-0474	LC 20-0531

2. **20-788** Approval and execution of Proportionate Share Agreement for Creative World School University Boulevard and Dean Road by and between Dean Property Development, LLC and Orange County for a proportionate share payment in the amount of \$171,404. District 5. (Roadway Agreement Committee)
3. **20-789** Approval of Street Name Petition to name Bori Estates Court and authorization for County staff to update associated records. District 1. (Zoning Division)

**J. PUBLIC WORKS DEPARTMENT**

1. **20-790** Approval to construct speed humps on Bentonshire Avenue. District 1. (Traffic Engineering Division)
2. **20-791** Approval of “No Parking” signs installation on Innovation Way at Magnolia Woods Boulevard on the north side of the intersection. District 4. (Traffic Engineering Division)
3. **20-792** Approval to construct speed humps on 9th Avenue. District 4. (Traffic Engineering Division)
4. **20-793** Approval to decrease the speed limit in Mount Plymouth Lakes Subdivision from 30 mph to 25 mph. District 2. (Traffic Engineering Division)
5. **20-794** Approval of Traffic Control Devices and “No Parking” signs installation in Woodland Park Phase 10. District 4. (Traffic Engineering Division)
6. **20-795** Approval and execution of First Amendment to the Interlocal Agreement between Orange County, Florida and the City of Ocoee, Florida regarding Improvements to and the Transfer of the Intersection of Fullers Cross Road and Ocoee-Apopka Road. District 2. (Engineering Division)
7. **20-796** Approval and execution of First Amendment to Interlocal Agreement between Osceola County and Orange County for Eminent Domain related to the Boggy Creek Road Projects. District 4. (Engineering Division)
8. **20-797** Authorization to record the plat of Westerly Apartments. District 1. (Development Engineering Division)
9. **20-798** Authorization to record the plat of Eagle Creek Hotel. District 4. (Development Engineering Division)

**K. UTILITIES DEPARTMENT**

1. **20-799** Approval and execution of Agreement for Establishing the Retail Rate for Reclaimed Water for Flamingo Crossings West by and between Orange County, Flamingo Crossings, LLC, and ACC OP DCP LLC. District 1.

**II. DISCUSSION AGENDA****A. UTILITIES DEPARTMENT**

1. **20-800** Approval to establish the haulers compensation rates as listed, set the MSBU rate at \$245 for Program Year 2021, and authorization to include the Tentative Mandatory Refuse Collection Rate of \$245 on the 2020 Notice of Proposed Taxes. All Districts. (Solid Waste Division)



A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to approve the tentative Municipal Service Benefit Unit (MSBU) rate at \$245 per household for calendar year 2021; further, approve the hauler compensation rates for calendar year 2021 set at Zone 1 - \$141.78 per household, Zone 2 - \$175.38 per household, Zone 3 - \$152.69 per household, Zone 4 - \$123.84 per household, Zone 5 - \$126.03 per household; and further, authorize to include the Tentative Mandatory Refuse Collection Rate of \$245 on the 2020 Notice of Proposed Taxes. 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

### III. WORK SESSION AGENDA

#### A. COUNTY ADMINISTRATOR

1. **20-801** Capacity Enhancement Agreements.

The Board took no action.

2. **20-802** 2020 Hurricane Season Update.

The Board took no action.

3. **20-803** COVID-19 Update.

The Board took no action.

### IV. RECOMMENDATIONS

1. **20-804** May 20, 2020 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to approve the recommendations, with the exception of Case # VA-20-04-017, Solange Dao (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:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

### V. PUBLIC HEARINGS

1. **20-638** Petition to Vacate

Irvin R. and Nan L. Klaschus, Petition to Vacate 20-01-001, vacate a portion of utility easements; District 4

**Consideration:** Resolution granting Petition to Vacate # 20-01-001, vacating a 5 foot wide

portion of a 10 foot wide utility easement along the west property line and a portion of a 5 foot wide utility easement located along the south property line of their residential lot located within the Chickasaw Trails Subdivision, containing a total of approximately 753 square feet.

**Location:** District 4; property located at 3726 Running Deer Drive; S12/T23/R30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the request subject to the removal or relocation of the storage shed prior to recordation of the petition to vacate. 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. **20-425** Preliminary Subdivision Plan

Val P. Taylor, Hamilton Engineering & Surveying, Inc., Valencia Subdivision Planned Development / Valencia College Lane Subdivision Preliminary Subdivision Plan, Case # PSP 17-11-357; District 3 (Continued from April 21, 2020)

**Consideration:** Valencia Subdivision Planned Development / Valencia College Lane Subdivision Preliminary Subdivision Plan, Case # PSP-17-11-357, submitted in accordance with submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 7.91 acres in order to construct 60 single-family attached residential dwelling units.

**Location:** District 3; property generally located North of Valencia College Lane / East of State Road 417; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Dana Crosby-Collier  
-Don Morrison

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Dana Crosby-Collier.

New Condition of Approval #21

21. Prior to issuance of Certificate of Completion for the subdivision infrastructure, the applicant / developer shall construct an extension of the sidewalk within the Don Jean Lane right-of-way from the eastern property line southeast to connect to the existing sidewalk adjacent to Valencia College Lane.

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the twenty (20) conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, approve new Condition of Approval #21. 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. **20-234** Planning and Zoning Commission Rezoning Board-Called

Stephen Allen, Civil Corp Engineering, Inc., Case # RZ-19-10-044, December 19, 2019; District 3 (Continued from March 10, and April 21, 2020)

**Consideration:** Request to consider a rezoning of 3.90 gross acres located at 5177 Hoffner Avenue; or generally located on the west side of Petroff Avenue, 230 feet north of Hoffner Avenue, from R-2 (Residential District) (Restricted) to R-2 (Residential District) in order to construct thirty-eight (38) townhomes.

**Location:** District 3; property located at 5177 Hoffner Ave; or generally located on the west side of Petroff Avenue, 230 feet north of Hoffner Avenue; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until August 11, 2020, 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

4. **20-046** Rezoning

Quang Lam, Lam Civil Engineering, Inc., Golden Keys Condo PD, Case # LUP-18-06-204; District 3 (Continued from February 11, and March 24, 2020)

**Consideration:** Request to rezone 4.35 gross acres from R-1A (Single-Family Dwelling District) to PD (Planned Development District), in order to construct thirty (30) multi-family dwelling units. In addition, the following two (2) waivers are requested from Orange County Code: 1. A waiver from Section 38-1258(a) to allow 2-story units, in lieu of 1-story units within 100 feet of single-family zoned property. 2. A waiver from Section 38-1258(j) to allow a twenty (20) foot minimum building separation, in lieu of a thirty (30) foot minimum building separation where doors, windows or other openings in the wall of a living unit back up to a wall of another building with doors, windows or openings; pursuant to Orange County Code, Chapter 30.

**Location:** District 3; property located at 2143 S. Goldenrod Road; or generally located on the east side of S. Goldenrod Road, approximately 740 feet north of Curry Ford Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue the public hearing until August 11, 2020, 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

**5. 20-620 Substantial Change**

Momtaz Barq, P.E., Terra-Max Engineering, Davis Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-12-402, amend plan; District 1

**Consideration:** A PD substantial change to remove cross-access between Phase 2 - Parcels 2 and 3; and to remove BCC Conditions of Approval 6 and 7 from April 23, 2002, which required sloped tile roofs and that the rear façade of commercial buildings to be designed as a front façade. In addition, the applicant has requested the following waivers from Orange County Code:

- 1) A waiver from Section 38-1393.1 to allow for less than 10% of all ground floor secondary facades to be glass, in lieu of a requirement that all secondary facades contain a minimum of ten (10) percent of the ground floor to be windowed.
- 2) A waiver from Section 38-1393.3 to allow for more than 3 low contrast colors as well as to allow for the use of high contrast colors, in lieu of the restriction of high contrast colors as well as the limitation of building colors to a maximum of 3 low contrast colors.
- 3) A waiver from Section 38-1391.3(a)(1)a. to allow for 15 feet width covered with required canopy and understory tree requirements tapering down to 5 feet and currently covered with concrete with zero landscape requirements. This would be in lieu of a median width of 20 feet.
- 4) A waiver from Section 38-1391.3(a)(1)b. to allow for the existing 5 foot sidewalk to be used, in lieu of proposed 8 foot width sidewalk.
- 5) A waiver from Section 38-1391.3(a)(3) to allow a 7 foot width landscape adjacent property line buffer with 1 canopy tree per each 40 linear feet, in lieu of the 11-foot-wide landscape parkway and landscape requirements.
- 6) A waiver from Section 38-1394.1(a)(2) site landscape to allow for 0.4 canopy trees for each one hundred (100) square feet of green space around the building base, in lieu of the one (1) canopy tree for each one hundred square feet of green space around the building base stipulated in the code.
- 7) A waiver from Section 38-1392.2(2)(c) to allow for 4-foot wide landscape strips along either side of a direct pedestrian access path, in lieu of the 10-foot wide landscape strip along one side of said path; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 1; property located at 8805 10th Street; Generally located north of Lake Street, east of S. Apopka Vineland Road, and west of Ruby Lake Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Momtaz Barq.

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the fourteen (14) 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

**6. 20-634 Substantial Change**

Jay R. Jackson, P.E., Kimley-Horn & Associates, Inc. Cannongate Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-08-264, amend plan; District 6 (Continued from June 2, 2020)

**Consideration:** A PD substantial change request to use the trip equivalency matrix to convert the approved 30,000 square feet commercial health club/clubhouse uses into 27,180 square feet of C-1 (Retail Commercial District) uses; to delete BCC Condition of Approval #7 from September 25, 1989, which prohibited commercial uses other than the health club and pro shop for the golf course. In addition, the applicant has requested the following waivers from Orange County Code:

1. A waiver from Section 38-1258(b) is requested to allow five (5) stories, seventy (70) feet in height multi-family buildings between one hundred plus (100+) to one hundred and fifty (150) feet of single family zoned property, in lieu of the required varying height and maximum of fifty (50) percent of the buildings being three (3) stories (not to exceed forty (40) feet) in height with the remaining buildings one (1) story or two (2) stories in height. the buildings will be designed in an L-shape configuration +/- 305' long by +/- 70' wide with the base of the "L" at a total +/- 160' in length by +/- 70' wide, so that the narrowest end of the structure (+- 70' in width) is no closer than 100' from the property line and the remaining portions of the structure are no closer than 200' from the property line.

2. A waiver from Section 38-1258(c) is requested to allow five (5) stories, seventy (70) feet in height multi-family buildings one hundred (100) feet from single-family properties, in lieu of multi-family buildings located within one hundred and fifty (150) feet of a single-family zoned property not exceeding three (3) stories (forty (40) feet) in height. the buildings will be designed in an L-shape configuration +/- 305' long by +/- 70' wide with the base of the "L" at a total +/- 160' in length by +/- 70' wide, so that the narrowest end of the structure (+- 70' in width) is no closer than 100' from the property line and the remaining portions of the structure are no closer than 200' from the property line.

3. A waiver from Section 38-1258(a) to allow five (5) stories, seventy (70) feet in height multi-family buildings within one hundred (100) feet a of single-family property. the buildings will be designed in an L-shape configuration +/- 305' long by +/- 70' wide with the base of the "I" at a total +/- 160' in length by +/- 70' wide, so that the narrowest end of the structure (+- 70' in width) is no closer than 100' from the property line and the remaining portions of the structure are no closer than 200' from the property line; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 6; property generally located north of W. Oak Ridge Road, south of Conroy Road, east of Wingate Drive, and west of S. John Young Parkway; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jay Jackson.

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to

continue the public hearing until July 7, 2020, at 2 p.m. The motion carried by the following vote:

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

7. **20-635** Substantial Change

Ian McCook, Nvision Development Management Services, River Run at Valencia Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-09-312, amend plan; District 3

**Consideration:** A PD substantial change to request a waiver from Orange County Code Section 38-1258(f) is to allow for a six (6) foot high opaque vinyl fence along the southern property line, northern property line, and adjacent to the SR 417 right-of-way, in lieu of a six (6) foot high masonry, brick, or block wall; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

**Location:** District 3; property generally located north of SR 417 and east of Econlockhatchee Trail; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eight (8) 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

8. **20-636** Substantial Change

William Burkett, Burkett Engineering, Inc., Summerchase Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-12-432, amend plan; District 1

**Consideration:** A PD substantial change to increase the building square footage from 60,000 square feet to 150,000 square feet. No waivers from Orange County Code are associated with this request; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

**Location:** District 1; property generally located south of Chase Road and east of State Road 535; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Bill Burkett.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the ten (10) conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

**9. 20-637 Substantial Change**

Christy David, IA Orlando Suncrest Village, LLC (FKA Inland American Orlando Suncrest Village LLC), Pegasus Place Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-11-371, amend plan; District 5

**Consideration:** A PD substantial change to clarify the development program on Parcel 1 (Suncrest Village Shopping Center) of 107,500 square feet of commercial uses. The following waivers from Orange County Code are requested for the commercial parcel only:

1. A waiver from Orange County Code Section 38-1476(a) to allow for a parking ratio of 4.86 spaces for each 1,000 square feet of gross floor area in lieu of a parking ratio of 5 spaces for each 1,000 square feet of gross floor area.
2. A waiver from Section 38-1272(a)(1) to allow for a maximum impervious coverage of seventy-one (71) percent of net land area, in lieu of seventy (70) percent of net land area.
3. A waiver from Section 31.5-67(g) to allow existing ground sign to have a minimum setback from University Boulevard right-of-way of two (2) feet, in lieu of ten (10) feet.
4. A waiver from Section 31.5-68(f) to allow existing pole sign to have a minimum setback from University Boulevard right-of-way of five (5) feet, in lieu of ten (10) feet; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

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

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the twelve (12) 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

**10. 20-489 Amending Orange County Code, adopting 2019-2 Out-of-Cycle Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and where applicable concurrent rezoning request and Adoption of Ordinance**

Out-Of-Cycle Privately-Initiated Small-Scale Development Future Land Use Map Amendment

Amendment 2019-2-S-1-2

Rebecca Wilson, Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for Westwood Partners Group, LLC; District 1

**Consideration:** ACR (Activity Center Residential) to PD-MOR (Planned Development-Medium

Density Residential)

**Location:** 11302, and 11314 Westwood Blvd.; Generally located west of Westwood Boulevard, north of Lake Willis Drive, and south of Central Florida Parkway; Parcel ID#'s: 14-24-28-4800-00-360/370; 8.88 gross ac.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to continue Amendment 2019-2-S-1-2 and rezoning LUP-19-08-258 public hearing until August 11, 2020, at 2 p.m. The motion carried by the following vote:

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

and

**10. 20-490 Concurrent Rezoning Request**

Rebecca Wilson, Lowndes, Drosdick, Doster, Kantor, and Reed, P.A. for Westwood Partners Group, LLC; District 1  
Rezoning LUP-19-08-258

**Consideration:** Rezone from R-CE (Country Estate District) to PD (Planned Development District) (Townhomes at Westwood PD/LUP). Also requested is one (1) waiver from Orange County Code:

1. A waiver from Section 38-1400.2(1) to allow for two-story (2 story) townhouse buildings, not to exceed thirty (30) feet in height, to be located up to thirty (30) feet from single-family zoned property along the south PD property line, in lieu of the requirement that townhouses be restricted to a single story in height within 100 feet of single-family zoned property.

**Location:** 11302, and 11314 Westwood Blvd.; Generally located west of Westwood Boulevard, north of Lake Willis Drive, and south of Central Florida Parkway; Parcel ID#'s: 14-24-28-4800-00-360/370; 8.88 gross ac.

The concurrent rezoning public hearing was continued.

**10. 20-491 Out-Of-Cycle Staff-Initiated Small Scale Development Comprehensive Plan Text Amendment**

Amendment 2019-2-S-FLUE-3  
Text amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County

Clerk's Note: The Amendment number in the Agenda was incorrect. The correct Amendment number is 2019-2-S-FLUE-3.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to continue Amendment 2019-2-S-FLUE-3 until August 11, 2020, 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

**10. 20-492 Out-Of-Cycle Small Scale Development Ordinance**

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

**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 SCALL DEVELOPMENT AMENDMENTS PURSUANT TO SECTION 163.3187, FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to continue the ordinance public hearing until August 11, 2020, at 2 p.m. The motion carried by the following vote:

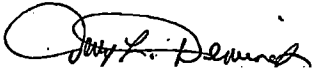
**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

√ **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: 2:53 p.m.

ATTEST:



County Mayor Jerry L. Demings

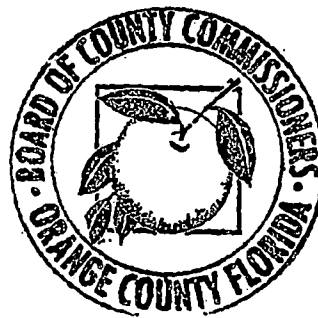
Date: **JUL 07 2020**

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.**