

# Orange County Government

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



## **Final Meeting Minutes**

**Tuesday, September 10, 2019**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:05 a.m.

**Present:** 6 - Mayor Jerry L. Demings, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

**Absent:** 1 - Commissioner Betsy VanderLey

Others present:

- County Comptroller Phil Diamond as Clerk
- County Administrator Byron Brooks
- Deputy County Administrator Chris Testerman
- County Attorney Jeffrey J. Newton
- Deputy County Attorney Joel Prinsell
- Deputy Clerk Katie Smith
- Senior Minutes Coordinator Lakela Louis
- Senior Minutes Coordinator Noelia Perez

**MOMENT OF SILENCE**

In honor and remembrance of the victims in the September 11th attacks.

**Invocation - District 5**

Pastor Joaquin Perez Aponte, Generacion de Fe Church

**Pledge of Allegiance**

**Presentation**

Proclamation recognizing Hispanic Heritage Month

**Presentation**

Proclamation recognizing September as National Recovery Month

**Presentation**

Proclamation designating September 10, 2019 as Desmond Meade Day

**Public Comment**

The following persons addressed the Board for public comment:

- Stephanie Preston-Hughes
- Eric Rollings
- Alicia Homrich
- Stephany Mahaffey
- Sam Brinton
- Brandon Wolf
- Heather Wilkie
- Jordan Hunter
- Andrea Ruiz Hays

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor deleted Administrative Services Department Item 32; and further, a motion was made by Commissioner Moore, seconded by Commissioner Uribe, to approve the Consent Agenda. The motion carried by the following vote:

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

### A. COUNTY MAYOR

1. **19-1335** Confirmation of the Mayor's managerial appointment of Dr. Thomas Hall as Director Office for a Drug Free Community Division, Health Services Department.

### B. COUNTY COMPTROLLER

1. **19-1336** Approval of the minutes of the August 6, 2019 meeting of the Board of County Commissioners. (Clerk's Office)
2. **19-1337** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Period are as follows:
  - August 16, 2019, to August 22, 2019; \$15,806,544.12
  - August 23, 2019, to August 29, 2019; \$30,111,120.05
  - August 30, 2019, to September 5, 2019; \$9,483,845.93(Finance/Accounting)
3. **19-1338** Disposition of Tangible Personal Property as follows. (Property Accounting)
  - a. Dispose of asset sold at online auction prior to obtaining permission.

### C. COUNTY ADMINISTRATOR

1. **19-1339** Appointment 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, 2020. (Agenda Development Office)
2. **19-1340** Confirmation of the reappointment of Deborah Moskowitz to the Board of Zoning Adjustment as the District 4 representative with a term expiring December 31, 2020. (Agenda Development Office)
  3. **19-1341** Approval and execution of Sculpture on the Lawn Loan and Exhibition Agreements by and between Orange County, Florida and Dorothy M. Gillespie Foundation, Matthew Duffy, Donald Gialanella, and Hanna Jubran for the period of October 1, 2019 through October 12, 2020. (Arts and Cultural Affairs Office)
  4. **19-1342** Approval of the Artist Selection Panel for the Back to Nature Wildlife Refuge & Education Center for the commissioning of artwork with a maximum budget allocation of \$33,000. (Arts and Cultural Affairs Office)
  5. **19-1343** Approval of the Artist Selection Panel for the commissioning of artwork for the I-4 Ultimate Project Public Art funded in the amount of \$225,000 from the I-4 Ultimate Project Art Endowment Committee. (Arts and Cultural Affairs Office)
  6. **19-1344** Approval of Regular Employee Pay Plan Structure FY 2019-20, Administrative Pay Plan FY 2019-20, and Mayor/Board of County Commissioner Staff FY 2019-20 regarding adjustments, salary increase, and implementation plan, effective October 6, 2019 and implementation of a Personal Leave Sell Program. (Human Resources Division)
  7. **19-1345** Approval to pay the first quarter billing for the Orange County Property Appraiser in the amount of \$4,399,415.03. (Office of Management and Budget)
  8. **19-1346** Approval to advance \$3,044,636 to the Orange County Tax Collector on October 1, 2019. This advance is necessary to maintain the financial operation of the office during the month of October 2019. (Office of Management and Budget)
  9. **19-1347** Approval to make monthly draws to the Orange County Supervisor of Elections as follows: October 2019 and November 2019, equal amounts of \$4,077,476; and December 2019 through September 2020, equal amounts of \$815,495. (Office of Management and Budget)
  10. **19-1348** Approval to make monthly draws to the Orange County Sheriff as follows: October 2019, the amount of \$29,221,483; November and December 2019, equal amounts of \$21,601,457; January 2020, the amount of \$43,202,912; February 2020 through July 2020, equal amounts of \$21,601,457; and

August 2020, the amount of \$21,601,455. (Office of Management and Budget)

11. **19-1349** Approval to make quarterly payments to the Orange County Comptroller from the General Fund, Fire Rescue/911, Parks and Recreation, Public Service Tax, Building, Convention Center/Tourist Development Tax, Water Utilities, Solid Waste/Recycle, and Public Works funds for fees beginning October 2019 through July 2020. (Office of Management and Budget)
12. **19-1350** Approval and execution of Service Funding Agreements between Orange County, Florida and the Seniors First, Inc. (\$95,418), the Orange County Bar Association, Inc. (\$102,228), and the Legal Aid Society of the Orange County Bar Association, Inc. (\$1,292,357) Fiscal Year 2019-2020. (Office of Management and Budget)
13. **19-1351** Approval to disburse \$150,000 to the Orange Blossom Trail Development Board by October 4, 2019 for administration in order to maintain normal operations for the first quarter of a fiscal year 2019-20. (Office of Management and Budget)
14. **19-1352** Approval to reimburse expenditures throughout FY 2019-20 for the Orange Blossom Trail Safe Neighborhood Improvement District as approved in the FY 2019-20 budget. (Office of Management and Budget)
15. **19-1353** Approval of budget amendments #19-46, #19-47, #19-48, #19-49, and #19-50. (Office of Management and Budget)
16. **19-1354** Ratification of payment of Intergovernmental claims of July 25, 2019, August 8, 2019, and August 22, 2019, totaling \$3,846,126.09. (Risk Management Division)
17. **19-1355** Authorization to pay SunTrust Bank for Letter of Credit Commissions and Fees in the approximate amount of \$31,000. (Risk Management Division)

#### **D. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **19-1356** Approval to award Invitation for Bids Y19-197-SW, EMS Medications, to the four low responsive and responsible bidders, by line item for a 1-year term.

| <b><u>Bidder</u></b>                         | <b><u>Estimated Contract Amount</u></b> |
|--|---|
| Florida Discount Drugs dba Taylor's Pharmacy | \$306,440.25                            |
| Henry Schein, Inc.                           | \$362,151.97                            |
| Medline Industries, Inc.                     | \$376,270.05                            |
| Bound Tree Medical, LLC                      | \$464,875.42                            |

([Fire Rescue Department Infrastructure and Asset Management Division]  
Procurement Division)

2. **19-1357** Approval to award Invitation for Bids Y19-1008-TA, Unidirectional Flushing Term Contract, to the low responsive and responsible bidder, Pure Technologies US Inc./dba Wachs Water Services. The estimated contract award amount is \$737,192 for the base year. ([Utilities Department Field Services Division] Procurement Division)
3. **19-1358** Approval to award Invitation for Bids Y19-1042-TJ, Weed Control Services for the Orange County Pump Stations, to the low responsive and responsible bidder, Bio-Tech Consulting, Inc. The estimated contract award amount is \$204,799.68 for a 3-year base period. ([Utilities Department Field Services Division] Procurement Division)
4. **19-1359** Approval to award Invitation for Bids Y19-1046-EB, Term Contract for Stormwater Pond and Canal Cleaning Services, to the low responsive and responsible M/WBE compliant bidder, RMS Constructors Group, LLC. The total estimated contract award amount is \$1,403,350 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
5. **19-1360** Approval to award Invitation for Bids Y19-1052-EB, Term Contract for County Wide Demolition, to the low responsive and responsible bidder, Sunrise Systems of Brevard, Inc. The total estimated contract award amount is \$232,922.95 for Lot 1 and \$1,129,395.75 for Lot 2 for the base year. ([Administrative Services Department Real Estate Management Division] Procurement Division)
6. **19-1361** Approval to award Invitation for Bids Y19-1055-KB, Sporting Event Set-Up and Tear-Down Services for the Orange County Convention Center, to the sole responsive and responsible bidder, Eleven22 Sports LLC. The estimated contract award amount is \$303,175 for a 3-year term. ([Convention Center Fiscal and Operations Support Division] Procurement Division)
7. **19-1362** Approval to award Invitation for Bids Y19-1068-MV, Sodium Hypochlorite, to the low responsive and responsible bidder, Allied Universal Corporation. The estimated contract award amount is \$2,513,864.66 for a 1-year term. ([Utilities Department Water Division] Procurement Division)
8. **19-1363** Approval to award Invitation for Bids Y19-1069-MV, Hydrofluosilicic Acid, to the sole responsive and responsible bidder, Hawkins, Inc. The estimated contract award amount is \$177,000 for a 1-year term. ([Utilities Department Water Division] Procurement Division)
9. **19-1364** Approval to award Invitation for Bids Y19-1093-AH, Non-MSBU Retention Pond Weed Control, to the low responsive and responsible bidder, American Ecosystems, Inc. The estimated contract award amount is

- \$118,800 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
10. **19-1365** Approval to award Invitation for Bids Y19-1114-PD, Extension Cords for the Orange County Convention Center, to the low responsive and responsible bidder, Milspec Industries. The estimated contract award amount is \$370,005 for a 3-year term. ([Convention Center Fiscal and Operations Support Division] Procurement Division)
11. **19-1366** Approval to award Invitation for Bids Y19-1139-PD, Vinyl Hazard Warning Tape and Double Coated Cloth Tape for the Orange County Convention Center, to the sole responsive and responsible bidder, Florida Tape Sales. The estimated contract award amount is \$153,660 for 3-year term. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
12. **19-1367** Approval to award Invitation for Bids Y19-630-SW, Functional Needs Cots for Person with Special Needs, to the sole responsive and responsible bidder, Tube Enterprises, Inc. dba Integrity Medical Solutions, Inc. The total estimated contract award amount is \$266,250. ([Health Services Department EMS Office of the Medical Director] Procurement Division)
13. **19-1368** Approval to award Invitation for Bids Y19-754-RC, Fire Station #30 HVAC Replacement, to the low responsive and responsible bidder, Key Mechanical Services, Inc. The total contract award amount is \$324,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
14. **19-1369** Approval to award Invitation for Bids Y19-758-RM, Oakview Drive Drainage Improvements Project, to the low responsive and responsible bidder, Valencia Construction Group, Inc. The total contract award amount is \$490,768. ([Public Works Department Roads and Drainage Division] Procurement Division)
15. **19-1370** Approval to award Invitation for Bids Y19-762-TA, Rio Pinar Lakes Force Main Improvements, to the low responsive and responsible bidder, R.P. Utility & Excavation Corp. The estimated contract award amount is \$1,069,462.73. ([Utilities Department Engineering Division] Procurement Division)
16. **19-1371** Approval to award Invitation for Bids Y19-763-RC, Michigan Campus Health Services EMS Back-Up Generator, to the low responsive and responsible bidder, Accurate Power and Technology, Inc. The total contract award amount is \$227,504. ([Administrative Services Department Capital Projects Division] Procurement Division)
17. **19-1372** Approval to award Invitation for Bids Y19-774-RM, Orange County Class III

- Landfill Gas Management System Header Expansion, to the low responsive and responsible bidder, Carlson Environmental Consultants, PC. The total contract award amount is \$1,080,305. ([Utilities Department Solid Waste Division] Procurement Division)
18. **19-1373** Approval to award Invitation for Bids Y19-776-TA, Pump Station Package 22 Improvements, to the low responsive and responsible bidder, Prime Construction Group, Inc. The total contract award amount is \$1,974,000. ([Utilities Department Engineering Division] Procurement Division)
19. **19-1374** Approval of Amendment No. 6, Contract Y15-143, Case Management System, with Spirit, Inc., in the amount of \$100,000, for a revised total contract amount of \$498,925. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
20. **19-1375** Approval of Amendment No. 2, Contract Y17-1134-LC, Adult Drug Court Substance Abuse Treatment and Case Management Program, with Aspire Health Partners, Inc., in the amount of \$200,360, for a revised total contract amount of \$675,500. ([Health Services Department Drug Free Office Division] Procurement Division)
21. **19-1376** Approval of Contract Y20-132, Family and Youth Recovery Services, with Federation of Families of Central Florida, Inc., in the estimated contract award amount of \$1,500,453 for a 3-year term. Further request authorization for the Procurement Division to renew the contract for two additional 1-year terms and for the Comptroller to issue an advance payment in the amount of \$125,037.75. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
22. **19-1377** Approval of Contract Y20-133, Central Receiving Center, with Aspire Health Partners, Inc. in the estimated contract award amount of \$6,039,209.86 for a 1-year term. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
23. **19-1378** Selection of Greenman-Pedersen, Inc. to provide Field Water Supply Hydrologic and Environmental Monitoring Program, Request for Proposals Y19-1056-AH. Further request authorization for the Procurement Division to negotiate and execute a 3-year contract in the estimated contract amount of \$233,463.40. ([Utilities Department Engineering Division] Procurement Division)
24. **19-1379** Approval and execution of Partial Assignment of Temporary Construction Easement between City of Orlando and Duke Energy Florida, LLC d/b/a Duke Energy with Consent from Orange County and authorization to record instrument for Dean Road Extension (University Blvd to Seminole County Line). District 5. (Real Estate Management Division)



25. **19-1380** Approval and execution of Notice to Tax Collector of Application for Tax Deed on behalf of Orange County and authorization to pay all fees and costs and to perform all actions necessary and incidental to tax deed sales for Tax Certificates Held by Orange County. Districts 5 and 6. (Real Estate Management Division)
26. **19-1381** Approval and execution of Sale and Purchase Agreement for Access, Utility, and Stormwater Management System Easements Relating to Orange County Malcolm Road Water Supply Facility between the City of Orlando, Florida and Orange County, approval of Drainage Easement, Access Easement, Utility Easement, and Temporary Construction Easement from the City of Orlando to Orange County, and authorization to disburse funds to pay purchase price and recording fees and record instruments for Malcolm Road Water Supply Facility. District 1. (Real Estate Management Division)
27. **19-1382** Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County and authorization to record instrument for Deerwood Elementary School (18-E-013) OCU File No. 96246. District 3. (Real Estate Management Division)
28. **19-1383** 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 Moss Park PD Parcel J Park (Duke Energy). District 4. (Real Estate Management Division)
29. **19-1384** Approval and execution of First Amendment to Non-Exclusive Drainage Easement between Taylor Morrison of Florida, Inc., SLF IV / Boyd Horizon West JV, LLC, The Blake at Hamlin, LLC, and Orange County with Joinder and Consent to First Amendment to Non-Exclusive Drainage Easement from IberiaBank, as successor by merger to New Traditions Bank, f/k/a NT Interim Bank, successor by merger to New Traditions National Bank, and authorization to record instrument for Hamlin Groves Trail North Extension (RAC). District 1. (Real Estate Management Division)
30. **19-1385** Approval of Purchase Agreement and Utility Easement between Regina Thomason and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for Pump Station No. 3191 (Puritan Road). District 3. (Real Estate Management Division)
31. **19-1386** Approval of Donation Agreement and Warranty Deed between Eastern Florida State College Foundation, Inc., f/k/a Brevard Community College Foundation, Inc., and Orange County and authorization to disburse funds to pay closing costs and perform all actions necessary and incidental to closing for Eastbrook Canal Drainage Repair. District 5. (Real Estate Management Division)

32. **19-1387** Approval of Temporary Utility Easements (2) from KHOV Winding Bay II, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Valley National Bank and authorization to record instruments for Horizon West Village I Spring Grove NE PD Pcl 27 Ph 1A Permit 17-S-001 File #90026. District 1. (Real Estate Management Division)

(This item was deleted.)

33. **19-1388** Approval of Utility Easement from Amprop Enterprises Alafaya, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Republic Bank & Trust Company and authorization to record instruments for Woodland Lakes PD/Tract D&E - Tire Store Bldg B18906222 #97513 District 4. (Real Estate Management Division)
34. **19-1389** Approval of Drainage Easement from Ella34, LLC to Orange County and authorization to record instrument for Petition to Vacate #19-05-016 (2541 Apopka Blvd). District 2. (Real Estate Management Division)

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

1. **19-1390** Approval and execution of License Agreement between Orange County, Florida and Hebni Nutrition Consultants, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20190502 for East Orange Community Center and authorization for the Director of the Community and Family Services Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action Division)
2. **19-1391** Approval and execution of License Agreement between Orange County, Florida and Hebni Nutrition Consultants, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20190503 for Hal P. Marston Community Center and authorization for the Director of the Community and Family Services Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action Division)
3. **19-1392** Approval and execution of License Agreement between Orange County, Florida and Hebni Nutrition Consultants, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20190504 for Pine Hills Community Center and authorization for the Director of the Community and Family Services

Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action Division)

4. **19-1393** Approval and execution of License Agreement between Orange County, Florida and Hebni Nutrition Consultants, Inc. related to Not-for-Profit Community Center Utilization for the Provision of Services Benefitting the Public License Agreement No. 20190505 for Taft Community Center and authorization for the Director of the Community and Family Services Department to execute any permitted renewals of the license agreement so long as those renewals do not substantively change or alter the terms and conditions of the license agreement. (Community Action Division)
5. **19-1394** Approval and execution of Agreements between Orange County, Florida and The School Board of Orange County, Florida related to Meal Services at Aloma, Dillard, Dover Shores, Engelwood, Evans, Hungerford, McCoy, Three Points, Ventura, Washington Shores Early Learning, and Washington Shores Elementary Head Start sites. (Head Start Division)
6. **19-1395** Approval and execution of Agreement between Orange County, Florida and Orange County School Readiness Coalition, Inc. related to the Provision of Transition Services for Preschool Children. (Head Start Division)

#### **F. FIRE RESCUE DEPARTMENT**

1. **19-1396** Approval and execution of Federally-Funded Subaward and Grant Agreement Number: G0005 by the State of Florida, Division of Emergency Management and Orange County for Fiscal Year 2019-2020 in the amount of \$244,333. A match in the amount of \$244,333 is required. (Office of Emergency Management)

#### **G. HEALTH SERVICES DEPARTMENT**

1. **19-1397** Approval and execution of Agreement for C.A.R.E.S. Participation between Emory University, through its Woodruff Health Sciences Center and Orange County, Florida and authorization for the Mayor or designee to sign future amendments to this Agreement. The agreement period is one year, commencing upon the date of the last signing party. The Agreement will be automatically renewed for additional one-year periods. There is no cost to the County. (EMS Office of the Medical Director)
2. **19-1398** Approval and execution of the renewal Paratransit Services License for Unique NEMTS to provide wheelchair/stretchers service. The term of this license is from September 30, 2019 through September 30, 2021. There is no cost to the County. (EMS Office of the Medical Director)

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

- 1. **19-1399** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

|            |            |            |            |            |
|------------|------------|------------|------------|------------|
| LC 19-0825 | LC 19-0835 | LC 19-0760 | LC 19-0822 | LC 19-0766 |
| LC 19-0830 | LC 19-0845 | LC 19-0779 | LC 19-0630 | LC 19-0771 |
| LC 19-0740 | LC 19-0600 | LC 19-0781 | LC 19-0711 | LC 19-0784 |
| LC 19-0748 | LC 19-0759 | LC 19-0777 | LC 19-0715 | LC 19-0790 |
| LC 19-0753 | LC 19-0768 | LC 19-0780 | LC 19-0733 | LC 19-0795 |
| LC 19-0762 | LC 19-0809 | LC 19-0782 | LC 19-0734 | LC 19-0803 |
| LC 19-0773 | LC 19-0812 | LC 19-0810 | LC 19-0735 | LC 19-0829 |
| LC 19-0834 | LC 19-0813 | LC 19-0815 | LC 19-0764 | LC 19-0840 |

- 2. **19-1400** Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement Number: TV010 between the State of Florida Department of Environmental Protection and Orange County in the total amount of \$50,009.84 relating to the regulation of major sources of air pollutants subject to availability of funds from the Florida Department of Environmental Protection and authorization for the Environmental Protection Division Manager to make non-substantial amendments to the agreement. All Districts. (Environmental Protection Division)

- 3. **19-1401** Acceptance of recommendation of the Environmental Protection Commission to approve the request for an after-the-fact waiver to Section 15-343(b) (side setback) for the Ricardo Cardenas Dock Construction Permit BD-19-05-041. District 1. (Environmental Protection Division)

- 4. **19-1402** Acceptance of recommendation of the Environmental Protection Commission to approve the variance to Section 15-343(a) (side setback) for the Lee and Suzanne Cottrell Dock Construction Permit BD-19-04-034. District 1. (Environmental Protection Division)

- 5. **19-1403** Acceptance of recommendation of the Environmental Protection Commission to approve the request for waiver to Orange County Code, Chapter 15, Article IX, Section 15-342(b) (terminal platform size) with the condition that the applicant pay \$310.50 to the Conservation Trust Fund and approve the request for a variance to Section 15-343(a) (side setback) for the Jeff and Amanda Felbab Dock Construction Permit BD-19-05-045. District 1. (Environmental Protection Division)

- 6. **19-1404** Approval of after-the-fact Conservation Area Impact Permit No. CAI-19-06-032 for Samuel Redding. District 5. (Environmental Protection)

Division)

7. **19-1405** Acceptance of recommendation of the Environmental Protection Commission to approve the request for variance to Orange County Code, Chapter 15, Article IX, Section 15-342(e) (roof height) for the Siviglia Dock Construction Permit BD-19-05-053. District 1. (Environmental Protection Division)
8. **19-1406** Approval and execution of Proportionate Share Agreement for Caliber Collision East Colonial Drive - State Road 50 by and between Cross Development CC Orlando Colonial, LLC and Orange County for a proportionate share payment in the amount of \$15,952. District 4. (Roadway Agreement Committee Division)
9. **19-1407** Approval and execution of Proportionate Share Agreement for Kadmar Plaza Winter Garden-Vineland Road by and between Kadmar Plaza LLC and Orange County for a proportionate share payment in the amount of \$107,129. District 1. (Roadway Agreement Committee)

#### **I. PUBLIC WORKS DEPARTMENT**

1. **19-1408** Approval to construct speed humps on Caraway Drive. District 1. (Traffic Engineering Division)
2. **19-1409** Approval to construct speed humps on Randolph Avenue. District 3. (Traffic Engineering Division)
3. **19-1410** Approval to construct speed humps on Tallotree Lane. District 6. (Traffic Engineering Division)
4. **19-1411** Approval of Traffic Signal installation at Deerfield Boulevard and Balcombe Road. District 4. (Traffic Engineering Division)
5. **19-1412** Approval of multi-way stop installation at Dallas Boulevard and Starry Street. District 5. (Traffic Engineering Division)
6. **19-1413** Approval of multi-way stop installation at the intersection of West Lake Butler Road and McKinnon Road/Tildens Grove Boulevard. District 1. (Traffic Engineering Division)
7. **19-1414** Approval of "No Parking" signs installation on both sides of Marsfield Avenue from John Young Elementary School entrance to Deerfield Boulevard. District 4. (Traffic Engineering Division)
8. **19-1415** Approval of "No Parking" signs installation on both sides of Lady Diana Place from Taborfield Avenue to Royal Estates Boulevard. District 1. (Traffic Engineering Division)

9. **19-1416** Approval of “No Parking” signs installation on Summerlake Groves Street in undesignated parking areas. District 1. (Traffic Engineering Division)
10. **19-1417** Approval of “No Parking” signs installation in Signature Lakes Parcels 1A, 1B, and 1D Phase 1. District 1. (Traffic Engineering Division)
11. **19-1418** Approval of “No Parking” signs installation on the west side of Wetherbee Road from 275 feet south to 900 feet north of the OUC Railroad Crossing. District 4. (Traffic Engineering Division)
12. **19-1419** Approval and execution of Resolution 2019-M-39 of the Orange County Board of County Commissioners with the State of Florida, Department of Transportation regarding the acquiring, through eminent domain, right of way, for the benefit of, use of, and in the name of Orange County, Florida, including but not limited to, the filing of eminent domain lawsuits for the Projects FM 242484-7-52-01, 444315-1-52-01, 441113-1-52-01, and 242484-8-52-01, Interstate 4 (I-4) Beyond The Ultimate for Off System Project Agreement Between State of Florida, Department of Transportation (“FDOT” or “Department”) and Orange County, Florida, a charter county and political subdivision of the State of Florida (“Local Government”). Districts 1 and 6. (Transportation Planning Division)

## J. UTILITIES DEPARTMENT

1. **19-1420** Approval of funding for the Orange County/City of Orlando Water Conserv II Joint Facilities Annual Target Budget with Woodard & Curran, Inc. The County’s share of the estimated project budget is \$5,324,988.50. All Districts. (Water Reclamation Division)
2. **19-1421** Approval and execution of Amendment 1 to the cost-share agreement between the St. Johns River Water Management District and Orange County for Water Wise Neighbor Program 2019 Contract #33951 to extend the program implementation period from September 30, 2019 to March 28, 2020. All Districts. (Water Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPTROLLER

1. **19-1422** Receipt of the following items to file for the record: (Clerk’s Office)
  - a. Florida Public Service Commission, Consummating Order. In re: Petition for approval of amended standard offer contract (Schedule COG-2) and amended interconnection agreement, by Duke Energy Florida, LLC.
  - b. Audit Report No. 478 - Professional Guardian Investigation.

These items were received and filed.

**III. DISCUSSION AGENDA**

**A. ADMINISTRATIVE SERVICES DEPARTMENT**

- 1. **19-1423** Selection of one firm and two ranked alternates to provide Continuing Professional Construction Engineering & Inspection (CEI) Services & Resident Compliance Specialist (RCS) Services for Shingle Creek Trail Phase 1 Segment 3 and Shingle Creek Trail, Phase 2 Construction Projects, Request for Proposals Y19-816-CH, from the following three firms, listed alphabetically:

- CDM Smith, Inc.
- GAI Consultants, Inc.
- Tierra, Inc.

([Public Works Department Highway Construction Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to appoint CDM Smith, Inc., 445 points, as the selected firm; and further, appoint GAI Consultants, Inc., 310 points, and Tierra Inc., 170 points, as the selected ranked alternates. The motion carried by the following vote:

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

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

- 1. **19-1424** MetroPlan Orlando Board Meeting Briefing. (Transportation Planning Division)

The Board took no action.

**C. COUNTY MAYOR**

- 1. **19-1425** Open Discussion on issues of interest to the Board.

There were no items for discussion.

**IV. WORK SESSION AGENDA**

**A. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

- 1. **19-1426** Citizens' Commission for Children Division Update. (Citizens' Commission for Children Division)

The Board took no action.

**ADDENDUM # 1**

**19-1431** Hurricane Dorian 2019.

The Board took no action.

**V. EXECUTIVE SESSION**

**Due to the nature of the discussion, this meeting is not open to the public.**

1. **19-1428** Discussion regarding *Florida Association For Constitutional Officers, Inc. v. Orange County, Florida, and Bill Cowles, Orange County Supervisor of Elections, Ninth Judicial Circuit Court Case No. 2016-CA-011202-O.*

**VI. RECOMMENDATIONS**

1. **19-1429** August 15, 2019 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to approve the recommendations, with the exception of Case # RZ-19-04-003, Ossama Salama (Board-Called), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

**VII. PUBLIC HEARINGS**

1. **19-852** Conservation Area Impact

Airport Parking Rental 1, LLC, after-the-fact permit; District 3 (Continued from July 16, 2019)

**Consideration:** Request for a Conservation Area Impact Permit for a Class I Wetlands to impact 25.05 acres of wetlands 22.28 acres of Class I and 2.77 acres of Class II in order to expand an existing parking facility. The request also includes 3.33 acres of secondary impacts to the Class I wetland.

**Location:** District 3; property located at 6050 South Semoran Boulevard; Section 21, Township 23, Range 30; Orange County, Florida (legal property description on file in Environmental Protection Division)

This public hearing was not considered.

2. **19-1254** Shoreline Alteration/Dredge and Fill

George Sullivan, Lake Down, after-the-fact permit, SADF # 18-02-004; District 1



**Consideration:** Request for an After-the-Fact Shoreline Alteration/Dredge and Fill Permit (SADF-18-02-004) to authorize a new vinyl, seawall and placement of riprap on Lake Down pursuant to Chapter 33, Article IV, Windermere Water and Navigation Control District, Section 33-129(d)

**Location:** District 1; on property located adjacent to Lake Down, located at 10545 Down Lakeview Circle, Windermere, Florida 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following person addressed the Board: George Sullivan.

A motion was made by Mayor Demings, seconded by Commissioner Moore, to approve the Shoreline Alteration/Dredge and Fill Permit (SADF-18-02-004) subject to the conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

**3. 19-1162 Land Use Plan Amendment**

Sam J. Sebaali, Florida Engineering Group, Inc., Sam's Trail Plaza Planned Development (PD), Case # LUPA-19-01-032; District 4

**Consideration:** Land Use Plan Amendment to rezone a 0.36 gross acre subject parcel from C-1 (Retail Commercial District) to PD (Planned Development District), incorporate the parcel into the Sam's Trail Plaza PD, and revise the PD development program in order to construct a 2,053 square foot fast food restaurant on the subject parcel. In addition, the applicant has requested the following waivers from Orange County Code:

1. A waiver from Section 38-830 to allow for a zero (0) foot solid waste area setback on the west side of Parcel ID: 03-24-29-6209-00-020, in lieu of the solid waste area location requirement of at least five (5) feet from the rear property line;
2. A waiver from Section 38-1272(a)(1) to allow for the currently existing 83% impervious surface coverage to be permitted within the PD boundary, in lieu of a maximum impervious surface coverage area of 70%;
3. A waiver from Section 38-1234(3)(c) to allow for the currently existing 17% open space to be permitted within the PD boundary, in lieu of the open space requirement of 20%;
4. A waiver from Section 38-1272(a)(3) to allow for a zero (0) foot side setback on the north side of Parcel ID: 03-24-29-6209-00-020, in lieu of the side setback requirement of at least 10 feet from the side property line; and
5. A waiver from Section 38-1272(a)(3) to allow for a 30 foot front setback on the east side of Parcel ID: 03-24-29-6209-00-020, in lieu of the front arterial setback requirement of at least 40 feet from the front property line; pursuant to Orange County Code, Chapter 30

**Location:** District 4; property located at 9430 S. Orange Blossom Trail; or generally located west of S. Orange Blossom Trail, approximately 625 feet north of Taft Vineland Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Sam Sebaali.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report. The motion carried by the following vote:

**Aye:** 5 - Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 1 - Commissioner Bonilla

**4. 19-1250 Planning and Zoning Commission Appeal**

Robert Paymayesh, College Park RBP, LLC  
Rick Pelzer, Rebecca Pelzer, Tami Salter, Colin Salter, Victoria Villegas,  
Dilmar Villegas, Cassie Lynch, and Stephen Toth, Case # RZ-19-07-019;  
July 18, 2019; District 3

**Case:** Planning and Zoning Commission (PZC), Case # RZ-19-07-019; July 18, 2019

**Consideration:** This request is to consider the rezoning and appeal of the July 18, 2019 Planning and Zoning Commission (PZC) Recommendation of Approval for Rezoning Case # RZ-19-07-019, in the name of Robert Paymayesh with College Park RBP, LLC, to rezone 4.85 gross acres from A-2 (Farmland Rural District) to R-1 (Single-Family Dwelling District), in order to allow for the development of thirteen (13) Single-Family Residential Dwelling Units.

**Location:** District 3; property located at 8901 Curry Ford Road; generally located north of Curry Ford Road, west of S. Econlockhatchee Trail, and east of S. Chickasaw Trail; Orange County, Florida (legal property description on file at Planning Division)

The following persons addressed the Board:

- Sharon Lynch
- Robert Paymayesh

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until October 22, 2019, at 2 p.m. The motion carried by the following vote:

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

**5. 19-1252 Planning and Zoning Commission Rezoning Board-Called**

Jeremy Anderson, 2712 Aloma Dr, LLC, Case # RZ-19-05-009; June 20,  
2019; District 3

**Case:** Planning and Zoning Commission, Case # RZ-19-05-009; June 20, 2019

**Consideration:** This request is to consider a rezoning of 0.54 gross acres located at 2712 Alamo Drive; or generally located on the west side of Alamo Drive, approximately 50 feet south of W. Michigan Street from R-1A (Single-Family Dwelling District) to R-2 (Residential District) for the development of up to two (2) single-family detached dwellings, (two) 2 duplexes or a combination

thereof, pending an approved lot split. Additionally, a variance from Orange County Code Section 13-1501 is requested to allow for a minimum lot width of 60 feet, in lieu of the required 80-foot lot width in the R-2 zoning district for attached two-dwelling unit structures (duplexes).

**Location:** District 3; located at 2712 Aloma Drive; or generally located on the west side of Aloma Drive, approximately 50 feet south of W. Michigan Street; Orange County, Florida (legal property description on file at Planning Division)

County staff announced the staff report indicates the applicant's intent to allow for two duplexes on the site, however, the applicant amended the request to reduce the second duplex to a single family dwelling unit.

The following persons addressed the Board:

- Jeremy Anderson
- Shawn Keiling
- Mike Maher
- Miguel Morales
- Paul Hennessy
- Edward Carr
- Robert Kramer
- Ron Strickler
- Silvio Ginuueti

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

A motion was made by Commissioner Uribe, seconded by Commissioner Siplin, to make a finding of inconsistency with the Comprehensive Plan, and deny the request. The motion carried by the following vote:

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

**6. 19-1158 Rezoning**

Steven Shea, Civil/Site Engineering, Inc., Semoran Vista Planned Development (PD), Case # LUP-18-12-392; District 5

**Consideration:** To rezone one (1) parcel containing 3.45 gross acres from P-O (Professional Office District) to PD (Planned Development District), in order to construct 45,000 square feet of retail commercial and office uses. No waivers from Orange County Code are requested; pursuant to Orange County Code, Chapter 30

**Location:** District 5; property located at 1427 N. Semoran Boulevard; generally located north of Old Cheney Highway; east of N. Semoran Boulevard, south of Cornelia Avenue, and west of Myrtle Street; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Steven Shea.

Based upon input from the District Commissioner, the following new condition was added:

19. Hours of operation of any C-1 Retail uses on site shall be limited to 5:30 a.m. to 11 p.m.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the rezoning request to rezone one (1) parcel containing 3.45 gross acres from P-O (Professional Office District) to PD (Planned Development District), in order to construct 45,000 square feet of retail commercial and office uses, subject to the conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report; and further, approve new condition of approval #19. The motion carried by the following vote:

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

7. 19-1249 Rezoning

Julie C. Salvo, Orange County Public Schools, OCPS Northwest  
Maintenance Facility PD, Case # LUP-19-01-045; District 1

**Consideration:** Request to rezone one (1) parcel containing 9.68 gross acres from R-2 (Residential District) to PD (Planned Development District), in order to repurpose an existing elementary school site into an OCPS maintenance facility and educational facility with agricultural uses. No waivers from Orange County Code are requested; pursuant to Orange County Code, Chapter 30.

**Location:** District 1; property located at 1100 E. Maple Street; or generally located on the south side of E. Maple Street, approximately 700 feet west of Bethune Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Julie Salvo
- Adam Hartnett
- Ruth Berlus
- Timothy Rodgers
- Laura Kelly

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

A motion was made by Commissioner Moore, seconded by Mayor Demings, to make a finding of consistency with the Comprehensive Plan; and approve the rezoning request to rezone one (1) parcel containing 9.68 gross acres from R-2 (Residential District) to PD (Planned Development District), in order to repurpose an existing elementary school site into an OCPS maintenance facility and educational facility with agricultural uses, subject to the conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report. The motion failed by the following vote:

**Aye:** 2 - Mayor Demings, and Commissioner Moore

**No:** 4 - Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to reconsider previous vote. The motion carried by the following vote:

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

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to continue the public hearing until November 12, 2019, at 2 p.m. The motion carried by the following vote:

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

**8. 19-1251 Substantial Change**

Scott Gentry, Kelly, Collins & Gentry, Inc., Hamlin Planned Development - Unified Neighborhood Plan / Lot 2 Hamlin Self Storage Infrastructure for Lots 2A, 2B, 2C, & 2D Preliminary Subdivision Plan, Case # CDR-19-05-182, amend plan; District 1

This public hearing was cancelled and has been rescheduled for September 24, 2019, at 2 p.m.

**9. 19-1430 Substantial Change**

Mattaniah Jahn, Law Office of Mattaniah S. Jahn P.A., Hunters Creek Planned Development - Land Use Plan (PD / LUP) - Case # CDR-19-03-101, amend plan; District 1

**Consideration:** A PD substantial change to allow a 139-foot tall monopole style communication tower and support compound on PD Tract 181. The request also includes the following waivers from Orange County Code: A waiver from Section 38-1427(d)(2) is granted to allow a minimum separation distance to single-family zoned property of 456 feet, in lieu of the required minimum separation distance of 695 feet, for Parcel ID 34-24-29-3114-00-090 only; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

**Location:** District 1; property located at 14650 Gatorland Drive; or generally located on the west side of S. Orange Blossom Trail, approximately 1,300 feet south of Cypress Crossing Drive; Orange County, Florida (legal property description on file in Planning Division)

**Court Reporter:** Lyssa Urban, ORANGE LEGAL

The following person addressed the Board: Mattaniah Jahn.

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

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, 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:** 6 - Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

#### **IV. WORK SESSION AGENDA (Deferred)**

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

1. **19-1427** Comprehensive Plan and Orange Code Update. (Planning Division)

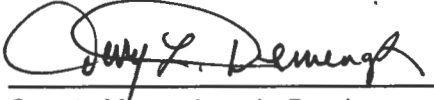
The Board took no action.

√ **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 <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.**

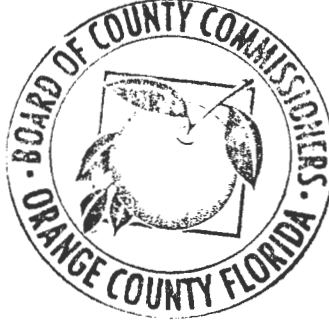
ADJOURNMENT: 4:52 p.m.

ATTEST:



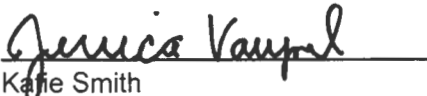
County Mayor Jerry L. Demings

Date: October 8, 2019



ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk

for   
Kaffie 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.