

Orange County Government

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



Final BCC Meeting Minutes

Tuesday, May 23, 2017

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jacobs called the meeting to order at 9:08 a.m.

Present: 7 - Mayor Teresa Jacobs, Commissioner Bryan Nelson, Commissioner Jennifer Thompson, Commissioner Pete Clarke, Commissioner Betsy VanderLey, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

Others Present:

Chief Deputy Comptroller Margaret A. McGarrity
County Administrator Ajit Lalchandani
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Senior Minutes Coordinator Craig Stopyra
Minutes Coordinator Lakela Christian

Invocation

Pastor Jason Henderson, Grace Pointe Church

Pledge of Allegiance**Presentation**

Proclamation designating May as Asian Pacific American Heritage Month

Recognition

Recognition of Jefferson Award LEAD360 Challenge Participants

Public Comment

The following persons addressed the Board for public comment:

- Dennis Horn
- William Findley
- Franklin Hamilton
- Brittany Sellers
- Marty Sullivan
- Andrea Romero
- Maria Bolton-Joubert
- Nick L'Heureux
- Kris Stenger
- Eric Rollings
- Mike Antheil
- Conrad DeSantis
- Rafael Perez
- Jeff Benavides

- Devesh Nirmul

I. CONSENT AGENDA

Approval of the Consent Agenda

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

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

A. COUNTY COMPTROLLER

1. [17-667](#) Approval of the minutes of the April 25, 2017 meeting of the Board of County Commissioners. (Clerk's Office)

2. [17-668](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same had not been drawn on overexpended accounts. Periods are as follows:

- May 05, 2017, to May 11, 2017; total of \$38,636,346.28
- May 12, 2017, to May 18, 2017; total of \$21,480,904.07.

(Finance/Accounting)

3. [17-669](#) Disposition of Tangible Personal Property as follows: (Property Accounting)
 - a. Scrap assets.
 - b. Trade-in assets toward the purchase of new equipment.
 - c. Recycle asset.
 - d. Remove stolen assets from inventory.
 - e. Dispose of asset from inventory removed by ServCo vendor.

B. COUNTY ADMINISTRATOR

1. [17-670](#) Confirmation of the Mayor's reappointment of Commissioner Thompson to the Arts and Cultural Affairs Advisory Council with a term expiring June 30, 2019. (Agenda Development Office)

2. [17-671](#) Approval and execution of Resolution 2017-M-16 of the Orange County Board of County Commissioners regarding Lockheed Martin Missiles and Fire Control Qualified Target Industry Tax Refund. (Office of Economic, Trade and Tourism Development)

3. [17-672](#) Approval for the Orange County Sheriff's Office to spend \$3,500 from the FY 2017 Law Enforcement Trust Fund to provide eligible contributions to Mental Health Association of Central Florida (\$1,500) and Early Learning Coalition

of Orange County (\$2,000). (Office of Management and Budget)

4. [17-673](#) Approval of budget amendments #17-40 and #17-41. (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. [17-674](#) Approval of Change Order No. 2, Contract No. Y15-7014 with Marbek Construction Company in the amount of \$37,527.23 for the Health Services EMS HVAC & Interior Renovations project. The revised lump sum contract amount is \$1,253,950.19. (Capital Projects Division)
2. [17-675](#) Approval to award Invitation for Bids Y17-168-TA, Web Based Driver Education, to the low responsive and responsible bidder, DST, Inc. The estimated contract award amount is \$170,625 for a 3-year term. ([Office of Accountability Risk Management Division] Procurement Division)
3. [17-676](#) Approval to award Invitation for Bids Y17-1036-RM, Storm Sewer Slip Lining Rehabilitation, to the low responsive and responsible bidder, Layne Inliner, LLC. The estimated annual contract award amount is \$3,270,660. ([Public Works Department Roads and Drainage Division] Procurement Division)
4. [17-677](#) Approval to award Invitation for Bids Y17-737-RM, Orange County Convention Center Hall C - Driveway Improvement, to the low responsive and responsible bidder, Valencia Construction Group, Inc. The estimated contract award amount is \$337,337. ([Convention Center Capital Planning and Building Systems Division] Procurement Division)
5. [17-678](#) Approval to award Invitation for Bids Y17-740-CC, Corrections Horizons AHU Hot Water Replacement, to the low responsive and responsible bidder Starr Mechanical, Inc. The total contract award amount is \$895,800 (base bid). ([Administrative Services Department Capital Projects Division] Procurement Division)
6. [17-679](#) Approval to award Invitation for Bids Y17-741-CC, Sheriff's Office Command and Monitor Center, to the low responsive and responsible bidder EPS Contractor Group, Corp. The total contract award amount is \$730,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
7. [17-680](#) Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County and authorization to record instrument for Mollie Ray ES OCU File No. 85606. District 6. (Real Estate Management Division)
8. [17-681](#) Approval of As Is Residential Contract for Sale and Purchase with Comprehensive Rider to the Residential Contract for Sale and Purchase

- and Addendum to Contract between Orange County and Ronald Ovilso Figueroa and Astrid Maria Jimenez Alvarenga, approval and execution of County Deed from Orange County to Ronald Ovilso Figueroa and Astrid Maria Jimenez Alvarenga and authorization to perform all actions necessary and incidental to closing for NSP Resale - 3918 Cherry Apple Circle, Orlando, FL 32810 (NCST). District 2. (Real Estate Management Division)
9. [17-682](#) Approval of Memorandum of Understanding between Orange County Public Works Department and Orange County Utilities Department, approval and execution of Notice of Reservation and authorization to transfer funds from Utilities Department to Public Works Department and disburse funds to pay recording fees and record instrument for Pump Station No. 3187 (Lake Berge). District 4. (Real Estate Management Division)
10. [17-683](#) Approval of Purchase Agreement and Temporary Construction Easement between Angel Merced and Sara Rodriguez and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for Pump Station No. 3117 (Millay Drive). District 3. (Real Estate Management Division)
11. [17-684](#) Approval of Contract for Sale and Purchase and Warranty Deed between Ginger Mill Homeowners' Association, Inc. and Orange County and authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for Pump Station No. 3320 (Gingermill). District 4. (Real Estate Management Division)
12. [17-685](#) Approval of Donation Agreement between Azzan Ocp, Inc. and Orange County and Utility Easement between Azzan OCP, Inc. and Orange County with Joinder and Consent to Utility Easement from Waterfall Olympic Master Fund Grantor Trust, Series I and authorization to disburse funds to pay all recording fees and record instrument for Pump Station No. 3116 (Martin Co). District 6. (Real Estate Management Division)
13. [17-686](#) Approval of Utility Easement from Investment Property Alliance, LLC to Orange County, Subordination of Encumbrances to Property Rights to Orange County from Regions Bank and authorization to record instruments for Orlando Medical Office Permit: B14900887 OCU File #: 77146. District 3. (Real Estate Management Division)
14. [17-687](#) Approval of Utility Easement from S.E. Cemeteries of Florida, LLC, f/k/a Chapel Hill Cemetery, LLC, successor by conversion to Chapel Hill Cemetery, Inc. to Orange County and authorization to record instrument for Chapel Hill Funeral Home & PCC Site Work Permit: B16903220 & B16903221 OCU File #: 89407. District 3. (Real Estate Management Division)
15. [17-688](#) Approval of Utility Easement from O'Reilly Automotive Stores, Inc. to Orange

County and authorization to disburse funds to pay all recording fees and record instrument for O'Reilly Auto Parts OCU Permit #: B12902747 OCU file #: 72226. District 3. (Real Estate Management Division)

16. [17-689](#) Approval of Utility Easement from Greenway Park DRI, LLC, f/k/a Airport II, LLC, successor by merger from Lake Nona IV, LLC to Orange County and authorization to record instrument for Lake Nona Boulevard RW & FM Improvements Permit: 16-E-077 OCU File #:88026. District 4. (Real Estate Management Division)

D. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [17-690](#) 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 17-0468 LC 17-0438 LC 17-0444 LC 17-0478 LC 17-0401
 LC 17-0408 LC 17-0439 LC 17-0463 LC 17-0203 LC 17-0404
 LC 17-0409 LC 17-0440 LC 17-0464 LC 17-0374 LC 17-0406
 LC 17-0414 LC 17-0461 LC 17-0388 LC 17-0376 LC 17-0407
 LC 17-0415 LC 17-0476 LC 17-0412 LC 17-0383 LC 17-0451
 LC 17-0419 LC 17-0477 LC 17-0427 LC 17-0395 LC 17-0452
 LC 17-0422 LC 17-0040 LC 17-0441 LC 17-0398 LC 17-0453
 LC 17-0432 LC 17-0443 LC 17-0460 LC 17-0399 LC 17-0455

2. [17-691](#) Approval and execution of DEP Contract No. GC925 between the Florida Department of Environmental Protection and Orange County for Storage Tank System Compliance Assistance and authorization for the Environmental Protection Division Manager to sign the annual task assignments. All Districts. (Environmental Protection Division)

3. [17-692](#) Approval and execution of Proportionate Share Agreement for Cube Smart Self Storage Colonial Drive: From Woodbury Road to Lake Pickett Road Lake Pickett Road: Colonial Drive to Percival Road Woodbury Road: Waterford Lakes Parkway to Colonial Drive by and between East Colonial Capital Orlando, LLC and Orange County for a proportionate share payment in the amount of \$59,051. District 5. (Roadway Agreement Committee)

E. FAMILY SERVICES DEPARTMENT

1. [17-693](#) Receipt and filing of Head Start Policy Council Program Information and Updates April 2017 and Head Start Policy Council Meeting Minutes March 16, 2017 for the official county record. (Head Start Division)

F. FIRE RESCUE DEPARTMENT

1. [17-694](#) Approval and execution of Donation Agreement by and between Orange County, Florida and the District Board of Trustees of Valencia College, Florida for the donation of two decommissioned vehicles to the Valencia College School of Public Safety for the on-going training initiative of Orange County Fire Rescue's workforce and regional fire rescue professionals.
2. [17-695](#) Approval and execution of Resolution 2017-M-17 of the Board of County Commissioners regarding Donation of Equipment to Valencia College authorizing the Director of Fire Rescue or designee to execute the transfer of the Florida Department of Motor Vehicles Title as it relates to the Donation Agreement with Valencia College.

G. HEALTH SERVICES DEPARTMENT

1. [17-696](#) Approval and execution of the renewal Certificate of Public Convenience and Necessity for Rocky Mountain Holdings LLC (d.b.a "Air Care") to provide Advanced Life Support Transport Service. The term of this certificate is from June 1, 2017 through June 1, 2019. There is no cost to the County. (EMS Office of the Medical Director)
2. [17-697](#) Approval and execution of the renewal Paratransit Services License for Florida Medical Transport Inc. to provide wheelchair/stretchers service. The term of this license is from June 1, 2017 through June 1, 2019. There is no cost to the County. (EMS Office of the Medical Director)

H. PUBLIC WORKS DEPARTMENT

1. [17-698](#) Approval and execution of State of Florida Department of Transportation Joint Participation Agreement Amendment Number 1 Financial Management No.: 439081-1-58-01 concerning the construction services to alleviate flooding in the vicinity of State Road 50 around Barry Street and Fairvilla Road. District 6. (Roads & Drainage Division)
2. [17-699](#) Authorization to record the plat of Avalon Park Self-Storage. District 4. (Development Engineering Division)
3. [17-700](#) Approval to establish a 30 mph speed limit from the Osceola County Line to 230 feet north of Bishop Landing Way and construct speed tables on Ward Road. District 4. (Traffic Engineering Division)
4. [17-701](#) Approval of Traffic Control Devices and "No Parking" sign installations in Sanctuary at Hamlin. District 1. (Traffic Engineering Division)
5. [17-702](#) Approval of Traffic Control Devices and "No Parking" sign installations in Watermark Phase 2B. District 1. (Traffic Engineering Division)

II. INFORMATIONAL ITEMS****A. COUNTY COMPTROLLER**

1. [17-703](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Apopka Annexation Ordinance No. 2547 and Vicinity Map entitled: An Ordinance of the City Council of the City of Apopka, Florida, annexing certain unincorporated property generally known as Fisher Plantation, and more particularly described herein, into the corporate limits of the City of Apopka; providing for a referendum for approval by the registered electors of the area proposed to be annexed; providing for directions to the City Clerk, severability, conflicts, and an effective date.
 - b. Minutes of the April 21, 2017, Meeting in the Sunshine. County Mayor Jacobs and Commissioner Bonilla met, at the request of the District Commissioner, to discuss staff reappointments.
 - c. Minutes of the April 21, 2017, Meeting in the Sunshine. County Mayor Jacobs, Commissioner VanderLey and county staff met to discuss the Horizon West Regional Park Vision and Governance Structure.
 - d. Florida Public Service Commission Consummating Order. In re: Petition for limited proceeding for approval to include in base rates the revenue requirement for the Hines chillers uprate project, by Duke Energy Florida, LLC.
 - e. Florida Public Service Commission Consummating Order. In re: Petition for approval of a new optional pilot LED streetlight tariff, by Florida Power & Light Company.

This item was received and filed.

III. DISCUSSION AGENDA**A. COUNTY ADMINISTRATOR**

1. [17-704](#) Visit Orlando Bi-Annual Update. (Convention Center)

The following person addressed the Board: George Aguel.

The Board took no action.

2. [17-705](#) Reappointment of Robert H. Gebaide and Robert E. Yohe to the Maitland CRA Advisory Board with terms expiring December 31, 2019.

A motion was made by Commissioner Bonilla, seconded by Mayor Jacobs, to reappoint Robert

H. Gebaide and Robert E. Yohe to the Maitland CRA Advisory Board with terms expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

3. [17-706](#) Approval of proposed Cultural Facilities grants and Cultural Tourism grants as recommended by the Arts and Cultural Affairs Advisory Council in the amount of \$1,167,351. (Arts and Cultural Affairs Office)

The following person addressed the board: Hal Kantor

A motion was made by Commissioner Thompson, seconded by Commissioner Bonilla, to approve the proposed Cultural Facilities grants and Cultural Tourism grants as recommended by the Arts and Cultural Affairs Advisory Council in the amount of \$1,167,351. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

5. [17-708](#) Approval and execution of a Resolution of the Board of County Commissioners of Orange County, Florida approving the issuance by the Orange County Health Facilities Authority of its Revenue Bonds (Adventist Health System/Sunbelt Obligated Group) in an aggregate principal amount not to exceed \$5,260,000,000, in one or more series over the longest period permitted by law, for the benefit of Adventist Health System/Sunbelt, Inc., a Florida not-for-profit corporation, and certain affiliated not-for-profit corporations. (Health Facilities Authority)

The following person addressed the Board: Jeff Graff

A motion was made by Commissioner Clarke, seconded by Commissioner Bonilla, to approve TEFRA Resolution 2017-B-04 regarding proposed Orange County Health Facilities Authority Revenue Bonds and Bonds of the other issuers for Adventist Health System. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

Presentation

Proclamation designating May 21 through May 27, 2017 as Public Works Week

Presentation

Proclamation designating May as Community Action Month

III. DISCUSSION AGENDA (Deferred)

A. COUNTY ADMINISTRATOR (Continued)

4. [17-707](#) Legislative Update. (Legislative Affairs Office)

The following person addressed the Board: Jon Johnson.

The Board took no action.

IV. RECOMMENDATIONS

1. [17-712](#) May 4, 2017 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Bonilla, seconded by Commissioner VanderLey, to approve the recommendations, with the exception of Case # SE-17-05-038, Waldon Professional Funeral & Cremation Services, LLC, 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 Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

V. PUBLIC HEARINGS

1. [17-563](#) Municipal Service Benefit Unit

Storey Grove Area, establish for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Storey Grove Area to include Storey Grove Phase 1A-1 and Storey Grove Phase 1A-2 subdivisions.

Location: District 1; Parcel ID (multiple parcels); Sections 17 and 18, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Clarke, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

2. [17-564](#) Municipal Service Benefit Unit

Summerport Village Center Parcel CB-8 Area and Summerport Tract R - 5 Area, amend for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for retention pond(s) maintenance at Summerport Village Center Parcel CB-8 Area and Summerport Village Center Parcel CB-8 Phase 2 to include one parcel of Summerport Tract R-5 subdivision.

Location: District 1; Parcel ID (multiple parcels); Sections 15 and 22, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

3. [17-565](#) Municipal Service Benefit Unit

Sussex Place Phases 1 and 2, amend for streetlighting; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Sussex Place Phases 1 and 2

Location: District 4; Parcel ID (multiple parcels); Section 22, Township 22, Range 31; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner Bonilla, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

4. [17-566](#) Municipal Service Benefit Unit

Watermark Area, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Watermark Area to include Watermark Phase 2B and Watermark Phase 2C subdivisions.

Location: District 1; Parcel ID (multiple parcels); Section 04, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

5. [17-567](#) Municipal Service Benefit Unit

The Woodlands of Windermere Area, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at The Woodlands of Windermere Unit One, The Woodlands of Windermere Unit Two, The Woodlands of Windermere Unit Three, The Woodlands of Windermere Unit Three First Addition to include The Woodlands of Windermere Unit Two First addition.

Location: District 1; Parcel ID (multiple parcels); Section 11, Township 23, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Clarke, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

6. [17-568](#) Municipal Service Benefit Unit

Wyndham Lakes Estates Area, amend for streetlighting and for retention pond(s) maintenance; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Wyndham Lakes Estates Area to include Wyndham Lake Estates Phase 5N A Replat and Wyndham Lakes Estates Phase 5N Amendment A Replat.

Location: District 4; Parcel ID (multiple parcels); Section 33, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner VanderLey, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

7. [17-569](#) Municipal Service Benefit Unit

Meadow Woods Planned Development, amend for streetlighting; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Meadow Woods Planned Development to include Wyndham Lakes Estates Phase 5N A Replat and Wyndham Lakes Estates Phase 5N Amendment A Replat.

Location: District 4; Parcel ID (multiple parcels); Section 33, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner Bonilla, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

8. [17-493](#) Petition to Vacate

Emad Tamimi, Petition to Vacate # 17-01-003, vacate a portion of a drainage easement; District 5

Consideration: Resolution granting Petition to Vacate # 17-01-003, vacating a 30 foot wide portion of a drainage easement, containing approximately 19,575 square feet.

Location: District 5; property located at 2731 8th Street Orlando, Florida 32820; S15/T22/R32; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Bonilla, seconded by Commissioner VanderLey, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

9. [17-494](#) Petition to Vacate

Thomas J. Wilkes on behalf of Michael T. Keesee and Julie A. Keesee 2012 Revocable Trust, Petition to Vacate # 17-01-004, vacate a portion of a right-of-way; District 2

Consideration: Resolution granting Petition to Vacate # 17-01-004, vacating a portion of a 30 foot wide right-of-way, containing approximately 0.32 acres.

Location: District 2; One parcel address is 6895 Swain Road. The other parcel address is 6998 Mt. Plymouth Road; S05/T20/R28; Orange County, Florida (legal property description on file)

The following person addressed the Board: Tom Wilkes

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

10. [17-495](#) Petition to Vacate

Constance A. Owens on behalf of Maa Durga Sri Sai Babba Temple, Inc., Petition to Vacate # 17-02-009, vacate two portions of unopened and unimproved alleyways; District 1

Consideration: Resolution granting Petition to Vacate # 17-02-009, vacating two portions of unopened and unimproved 16 foot wide unnamed alleyways, containing approximately 0.220 acres, and a portion of an unopened and unimproved 50 foot wide right-of-way known as Maple Street, containing approximately 0.201 acres, for a total of approximately 0.421 acres

Location: District 1; One parcel address is 11306 S Apopka Vineland Road and all parcels lie in district 1; S15/T24/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Clarke, to approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

11. [17-561](#) Preliminary Subdivision Plan

Tina Lee, Ashton Residential Orlando, LLC, Sweetwater Golf & Country Club Planned Development (PD) / The Reserve Preliminary Subdivision Plan / Development Plan, Case # PSP-15-11-339; District 2

Consideration: Sweetwater Golf & Country Club Planned Development (PD) / The Reserve Preliminary Subdivision Plan / Development Plan, Case # PSP-15-11-339, submitted in accordance with Sections 34-69 and 30-89, Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to subdivided 7.164 acres in order to construct 72 single-family attached residential dwelling units; This project is proposing to be gated under Orange County Code Section 34-280, 34-290, and 34-291. The request also includes the following waivers from Orange County Code: A waiver from Orange County Code Section 34-152(b) is requested to

allow corner lots for single-family attached townhomes the same width as interior lots in lieu of 10 feet wider. A waiver from Orange County Code Section 34-171(1) and 34-290(d) is requested to allow minimum private right-of-way width of 44.5 feet in the area adjacent to Lot 32 only in the Estates at Sweetwater Golf & Country Club, where a 5.5-foot drainage easement is provided. All other private rights-of-way shall be at least 50 feet wide. A waiver from Orange County Code Section 34-266(i) is requested to allow the use of FDOT type V gutter inlets and Types 5 & 6 curb inlets in the areas as reflected on Sheet 6 from the plan date stamped "Received January 30, 2017".

Location: District 2; property generally located South of Sweetwater Country Club Drive / West of the Orange County / Seminole County Line; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Tina Lee.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan; and approve the 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 Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, and Commissioner Siplin

Nay: 1 - Commissioner Bonilla

12. [17-562](#) Substantial Change

Jim Kazaros, Avalon Land & Commercial, LLC, Stillwater Crossings & Center Bridge PD / Summerport Parcel CB-8 Preliminary Subdivision Plan, Case # CDR-16-12-420, amend plan; District 1

Consideration: Substantial change request to modify April 9, 2013 BCC condition of approval #13, which states that Tracts C-4 and C-5 shall revert from Commercial to Civic uses if a building permit for retail / restaurant uses has not been issued for either tract within five (5) years of Preliminary Subdivision Plan (PSP) approval. The applicant's proposal is to remove the five (5) year time restriction to permit commercial uses on Tracts C-4 and C-5 in perpetuity; pursuant to Orange County Code, Sections 34-69 and 30-89.

Location: District 1; property generally located east of Lake Speer, west of Bridgewater Crossings Boulevard, at the western terminus of Village Lakeview Avenue / Big Fish Court; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Clarke, 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 Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

III. DISCUSSION AGENDA (Deferred)

B. COMMISSIONER'S REPORT

1. [17-709](#) Commissioner Bonilla wishes to discuss "PACE": Property Assessed Clean Energy Program.

The Board took no action.

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. [17-710](#) Selection of one firm and two ranked alternates to provide Professional Planning Services, Lot B, Request for Proposals Y16-1109-LC, from the following six firms, listed alphabetically:

- Canin Associates/DPZ Partners, LLC
- GAI Consultants, Inc. | Community Solutions Group
- Littlejohn An S&ME Company
- Tindale Oliver
- Vanasse Hangen Brustlin, Inc.
- Zyscovich Inc. d/b/a Zyscovich Architects

([Community, Environmental and Development Services Department
Planning Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner Clarke, to appoint GAI Consultants, Inc. / Community Solutions Group as the selected firm; and further, appoint #1 Zyscovich Inc. d/b/a Zyscovich Architects and #2 Vanasse Hangen Brustlin, Inc. as the selected ranked alternates. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

D. UTILITIES DEPARTMENT

1. [17-711](#) Approval to update Orange County Utilities Cross Connection Control Program to provide for County ownership, testing and maintenance of residential backflow prevention devices. All Districts.

A motion was made by Mayor Jacobs, seconded by Commissioner Clarke, to approve the next steps for Cross Connection Control Program by Completing the Risk Assessments (2017); further, Implement the CIP program to install devices at known risk areas (2017 - 2020); further, Revise Chapter 37 to reflect program revisions; further, Institute fee structure and initiate OCU program implementation; and further, undergo Public engagement and communications. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, and Commissioner Bonilla

Absent: 1 - 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>.

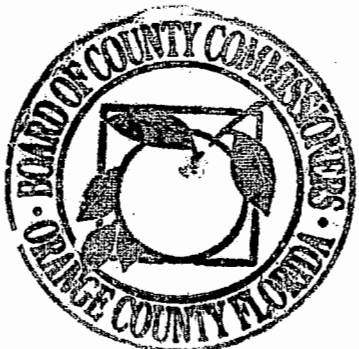
ADJOURNMENT: 4:02 p.m.

ATTEST:




County Mayor Teresa Jacobs

Date: JUN 20 2017



ATTEST SIGNATURE:

 Phil Diamond
County Comptroller as Clerk



Katie Smith
Deputy Clerk

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* * *

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

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

Para mayor información en español, por favor llame al (407) 836-3111.

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.