

# Orange County Government

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



## **Draft Meeting Minutes**

**Tuesday, November 15, 2022**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

County Mayor Jerry L. Demings called the meeting to order at 9:02 a.m.

**Present:** 7 - Mayor Jerry L. Demings, Commissioner Nicole Wilson, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner 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  
Senior Minutes Coordinator Lakela Louis  
Minutes Coordinator Megan Fiocco

**Invocation - District 2**

Pastor Sabrina Jones, New Beginnings Outreach Ministry

**Pledge of Allegiance**

**Presentation**

Proclamation designating November 15, 2022 as Jerry Ross Day

**Presentation**

Proclamation designating November 15, 2022 as Orange County Recycles Day

**Public Comment**

The following persons addressed the Board for public comment:

- Anne Lott
- Patricia Duggan
- Christopher Messina
- Maria Pieczonka
- Claire Dukstein
- Eric Grimmer
- Justin Harvey
- Chuck O'Neal
- Gabrielle Milch
- Eugene Stoccardo

- Steve Meyers
- Brian Carolan
- Julia Marks
- Stephen Cribb
- Richard Pannulle
- Vic Lovell
- David Brim
- Mike Wyht
- Joe Kilsheiner
- Kelly Eger Smith
- Karen Bovaird
- Gary Bovaird
- Ana Somoza
- Salvador Perez
- Vector Haddock
- Beryl Centko
- Sandra Fife
- Vesta Rhymer
- Herman Nieves
- Rod Martin
- Lee Perry
- Frank Blasko
- Jose Marcano
- Kelly Semrad
- Marge Holt
- David Wong
- Solina Brainin-Mattos
- Lori Bontell
- Angel de la Portlla

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

- Exhibit 1, from Chuck O'Neal
- Exhibit 2, from David Brim

The following materials were received by the Clerk prior to the close of the public comment. The materials referenced by the speakers were not presented to the Board:

- Submittal 1, from Julia Marks
- Submittal 2, from Marge Holt

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor deleted Administrative Services Department Item 32; further, deferred action on

Planning, Environmental, and Development Services Department Item 2; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

#### A. COUNTY MAYOR

1. **22-1409** Approval and execution of amendments to the County Administrator and County Attorney employment agreements to extend the term from December 31, 2022 through December 31, 2026.
2. **22-1410** Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc. and Hispanic Business Initiative Fund of Florida, Inc., d/b/a Prospera FY 2023 Grant Agreements authorizing the disbursement of \$550,000 and \$143,222, respectively as provided in the FY 2022-23 adopted budget. The combined total amount is \$693,222. (Office of Economic, Trade and Tourism Development)

#### B. COUNTY COMPTROLLER

1. **22-1411** Approval and execution of the minutes of the September 27 and October 11, 2022 meetings of the Board of County Commissioners. (Clerk's Office)
2. **22-1412** 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:

- October 21, 2022, to October 27, 2022; \$33,392,096.68
- October 28, 2022, to November 3, 2022; \$59,735,808.61
- November 4, 2022, to November 10, 2022; \$30,513,252.38

(Finance/Accounting)

#### C. COUNTY ADMINISTRATOR

1. **22-1413** Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)

A. Affordable Housing Advisory Board: Appointment of Johnmichael J. Fernandez to succeed Zoe Colon in the Orange County resident representative category and Meshell Carbajal to succeed Adam T. Woodhall in the real estate representative category with terms expiring June 30, 2024.

B. Animal Services Classification Committee: Appointment of Deborah Turner to succeed Kristine A. Ryan in the at large representative category and Kallie Wiese to succeed Nicolle C. Taylor in the Pet Alliance of Greater Orlando representative category with terms expiring December 31, 2024.

C. Arts and Cultural Affairs Advisory Council: Reappointment of Theo Webster in the District 5 representative category with a term expiring June 30, 2024.

D. Building Codes Board of Adjustments and Appeals: Appointment of Francois Dionisi to succeed Jose G. Costa in the general contractor representative category with a term expiring December 31, 2024.

E. Children and Family Services Board: Appointment of Sarah Nemes to succeed Sasha Ruiz in the at large representative category with a term expiring December 31, 2023.

F. Disability Advisory Board: Appointment of Camille Gardiner to succeed Karolyn C. Campbell in the at large representative category with a term expiring June 30, 2024.

G. Health Council of East Central Florida: Reappointment of Joseph F. Williams in the health care provider representative category with a term expiring September 30, 2024.

H. Orange Blossom Trail Development Board: Appointment of Forrest Askew to succeed Lacey Nelson in the Orange County representative category with a term expiring January 14, 2025.

I. Parks and Recreation Advisory Board: Reappointment of Eugene A. Stoccardo in the District 5 representative category with a term expiring June 30, 2024.

J. Sustainability Advisory Board: Reappointment of Madeline Almodovar Ramirez in the education or at large representative category, Laura Betts in the housing and community development leadership representative category, Dr. Michael J. Gilbrook in the urban planning or transportation planning representative category, and Christianah Oyenuga in the environmental protection, natural resources management, or urban tree canopy management representative category with terms expiring June 30, 2024.

2. **22-1414** Approval and execution of 2023 Sculpture on the Lawn Loan and Exhibition Agreements by and between Orange County, Florida and Chantal Derderian

Christol, Dreams Factory LLC., John Phillips, and Charles Pilkey for the period of January 1, 2023 through January 31, 2024. (Arts and Cultural Affairs Office)

3. **22-1415** Approval and execution of Fourth Amendment to Artist Exhibition Agreement between Orange County, Florida and Dorothy M. Gillespie Foundation to extend the agreement from January 31, 2023 to January 31, 2024. (Arts and Cultural Affairs Office)
4. **22-1416** Acceptance of the Audit Report on the Accounts Payable Process of the Orange County, Florida Comptroller's Office. (Office of Management and Budget)
5. **22-1417** Approval and execution of Resolution 2022-B-07 of the Orange County Board of County Commissioners regarding a Resolution pertaining to Financing; authorizing transfer of surplus funds in the County Water and Wastewater Utility Reserve Fund to the County's General Fund; specifically revising and superseding any Resolution in conflict with this Resolution; providing an effective date. (Office of Management and Budget)
6. **22-1418** Approval of budget amendment #23-02. (Office of Management and Budget)
7. **22-1419** Approval of budget transfers #22-1435, #22-1457, and #23C-0021. (Office of Management and Budget)
8. **22-1420** Approval of CIP amendment #23C-0021. (Office of Management and Budget)
9. **22-1421** Ratification of payment of Intergovernmental claims of August 11, 2022, August 25, 2022, September 1, 2022, and September 15, 2022, totaling \$2,223,598.62. (Risk Management Division)

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

1. **22-1422** Approval to award Invitation for Bids Y22-181-AH, Fire Suppression on Heavy Equipment for Orange County Solid Waste, to the sole responsive and responsible bidder, FQS Bear Equipment, Inc. The estimated contract award amount is \$1,900,510 for a one-year term. ([Utilities Department Solid Waste Division] Procurement Division)
2. **22-1423** Approval to award Invitation for Bids Y22-1017-MM, Aluminum Sign Blanks, to the low responsive and responsible bidder, Lightle Enterprises of Ohio, LLC. The estimated contract award amount is \$505,296 for a one-year term. ([Public Works Department Traffic Engineering Division] Procurement Division)
3. **22-1424** Approval to award Invitation for Bids Y22-1030-ZR, Supply and Installation of

Traffic Signal Equipment, to the low responsive and responsible bidder, Yunex, LLC. The total contract award amount is \$4,983,819 for a one-year term. ([Public Works Department Traffic Engineering Division] Procurement Division)

4. **22-1425** Approval to award Invitation for Bids Y22-1054-CR, Asphalt Milling and Resurfacing with Friction Course and Asphalt Berms, to the low responsive and responsible bidders, Middlesex Paving, LLC, in the estimated contract award amount of \$28,869,000 for a one-year term and Hubbard Construction Company, in the estimated contract award amount of \$30,661,950 for a one-year term. ([Public Works Department Roads and Drainage Division] Procurement Division)
5. **22-1426** Approval to award Invitation for Bids Y22-7017-CC, Orange County Corrections Building B HVAC Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$3,569,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
6. **22-1427** Approval to award Invitation for Bids Y22-7022-ZR, South Water Reclamation Facility Aqua-Aerobic Filter Rehabilitation, to the low responsive and responsible bidder, L7 Construction, Inc. The total contract award amount is \$4,463,700. ([Utilities Department Engineering Division] Procurement Division)
7. **22-1428** Approval to award Invitation for Bids Y22-7039-CR, Orange County Convention Center Campus Lighting Relay Cabinet and Controls Replacement, to the low responsive and responsible bidder, Miller Electric Company. The total contract award amount is \$18,716,900, inclusive of additive number one. ([Convention Center Facilities Operations Division] Procurement Division)
8. **22-1429** Approval of Contract Y23-146, Subrecipient Agreement for Establishing a Working Agreement for the Provision of Residential Care Services, with Embrace Families Community Based Care, Inc., in the contract award amount of \$225,000. ([Community and Family Services Department Youth and Family Services Division] Procurement Division)
9. **22-1430** Approval of Contract Y23-603, Software License Agreement, with First Watch Solutions, Inc., in the total contract amount of \$246,000.98 for a one-year term. ([Health Services Department EMS Medical Director Office] Procurement Division)
10. **22-1431** Approval of Amendment No. 5, Contract Y19-1044, Right-of-Way Mowing - Apopka Area I, with Aero Groundtek, LLC, in the amount of \$50,000, for a revised estimated contract amount of \$383,180. ([Public Works Department Roads and Drainage Division] Procurement Division)

11. **22-1432** Approval of Amendment No. 5, Contract Y19-1045, Right-of-Way Mowing - Apopka Area II, with Aero Groundtek, LLC, in the amount of \$50,000, for a revised estimated contract amount of \$457,700. ([Public Works Department Roads and Drainage Division] Procurement Division)
12. **22-1433** Approval of Amendment No. 5, Contract Y20-2004, Provision of Community Services and Facility Use, with Community Coordinated Care for Children, Inc., in the amount of \$583,333.33, for a revised contract total amount of \$1,283,333.33. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
13. **22-1434** Approval of Amendment No. 4, Contract Y20-2005, Provision of Community Services and Facility Use, with Early Learning Coalition of Orange County, Inc., in the amount of \$833,333.33, for a revised contract total amount of \$1,833,333.33. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
14. **22-1435** Approval of Amendment No. 4, Contract Y20-2012, Provision of Community Services and Facility Use, with City Year, Inc., in the amount of \$100,000, for a revised contract total amount of \$300,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
15. **22-1436** Approval of Amendment No. 4, Contract Y20-2013, Provision of Community Services and Facility Use, with Coalition for the Homeless of Central Florida, Inc., in the amount of \$70,936, for a revised contract total amount of \$212,808. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
16. **22-1437** Approval of Amendment No. 4, Contract Y20-2015, Provision of Community Services and Facility Use, with Community Health Centers, Inc., in the amount of \$125,000, for a revised contract total amount of \$375,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
17. **22-1438** Approval of Amendment No. 5, Contract Y20-2017, Provision of Community Services and Facility Use, with Early Learning Coalition of Orange County, Inc., in the amount of \$300,000, for a revised contract total amount of \$900,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
18. **22-1439** Approval of Amendment No. 5, Contract Y20-2018, Provision of Community Services and Facility Use, with Easter Seals Florida, Inc., in the amount of \$275,000, for a revised contract total amount of \$825,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)



19. **22-1440** Approval of Amendment No. 5, Contract Y20-2020, Provision of Community Services and Facility Use, with Florida Economic Consortium, Inc., in the amount of \$175,000, for a revised contract total amount of \$525,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
20. **22-1441** Approval of Amendment No. 4, Contract Y20-2024, Provision of Community Services and Facility Use with Friends of Children and Families, Inc., in the amount of \$75,000, for a revised contract total amount of \$225,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
21. **22-1442** Approval of Amendment No. 4, Contract Y20-2028, Provision of Community Services and Facility Use, with Images of Glory, Inc., in the amount of \$87,500, for a revised contract total amount of \$237,500. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
22. **22-1443** Approval of Amendment No. 4, Contract Y20-2035, Provision of Community Services and Facility Use, with Orlando Health, Inc., in the amount of \$200,000, for a revised contract total amount of \$600,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
23. **22-1444** Approval of Amendment No. 3, Contract Y20-2054, Provision of Community Services and Facility Use, with Foundation for Orange County Public Schools, in the amount of \$370,000, for a revised contract total amount of \$670,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
24. **22-1445** Approval of Purchase Order M108601, South Water Reclamation Facility Caterpillar Generator Switchgear Upgrade, with Ring Power Corporation, in the total amount of \$692,004.38. ([Utilities Department Water Reclamation Division] Procurement Division)
25. **22-1446** Ratification of Purchase Order M102146, Change Order No. 10, Temporary Staffing Services, with AUE Staffing, Inc., in the amount of \$250,000.30, for a revised not-to-exceed total amount of \$1,034,006.55. ([Planning, Environmental, and Development Services Department Housing and Community Development Division] Procurement Division)
26. **22-1447** Ratification of Purchase Order M108855, Emergency Replacement for the Electrical System at Master Pump Station F3146 (Rouse Road North), with Prime Construction Group, Inc., in the not-to-exceed amount of \$3,000,000. ([Utilities Department Field Services Division] Procurement Division)

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27. **22-1448** Ratification of Purchase Order M108856, Emergency Gravity Main Replacement at South Water Reclamation Facility, with Prime Construction Group, Inc., in the not-to-exceed amount of \$3,500,000. ([Utilities Department Field Services Division] Procurement Division)
28. **22-1449** Ratification of Purchase Order M108857, Emergency Gravity Main Replacement at Pump Station No. 3423, with Carr and Collier, Inc., in the not-to-exceed amount of \$600,000. ([Utilities Department Field Services Division] Procurement Division)
29. **22-1450** Ratification of Purchase Order M108962, Emergency John Young Parkway Slope Restoration and Erosion Control, with Brownies Septic & Plumbing, LLC, in the amount of \$1,090,437. ([Public Works Department Roads and Drainage Division] Procurement Division)
30. **22-1451** Ratification of Purchase Order M108979, Hurricane Ian Debris Cleanup, with Vista Landfill, LLC, in the amount of \$394,875. ([Public Works Department Fiscal and Operations Division] Procurement Division)
31. **22-1452** Approval of Task Authorization No. 3, Utilities Master Plan, Contract Y19-903A, Type A Work-Master Planning and Program Management Services for Wastewater Collection, Water and Reclaimed Water Distribution System, with Jacobs Engineering Group, Inc., in the total amount of \$4,161,164.64. ([Utilities Department Engineering Division] Procurement Division)
32. **22-1453** Approval of Drainage Easement from DNM Property Holdings, LLC to Orange County and authorization to record instrument for Datura Drainage Outfall. District 3. (Real Estate Management Division)
- (This item was deleted.)
33. **22-1454** Approval and execution of Notice of Reservation and authorization to disburse funds to pay recording fees and record instrument for Dr. P. Phillips/OCPS Future Middle School Joint Ballfield Park - INVEST. District 1. (Real Estate Management Division)
34. **22-1455** Approval and execution of Resolution and authorization to initiate condemnation proceedings for East-West Road (SR 436 to Dean Rd) n/k/a Richard Crotty Parkway. (Parcels 1072, 8072, 7072A, and 7072B). District 5. (Real Estate Management Division)
35. **22-1456** Approval and execution of the Estoppel Certificate and authorization for the Real Estate Management Division to sign future estoppel certificates required or allowed by the lease, as needed for Hanging Moss Warehouse 6136 Hanging Moss Road, Suites 200-270 Orlando, Florida 32807. Lease File #1029. District 5. (Real Estate Management Division)

36. 22-1457 Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID No. 06-22-31-4444-00-180 by and between Haidar Rahal and Ziena Rahal and Orange County and authorization to record instrument for Rahal Boat Dock Const. Modification Permit BD-22-02-031. District 5. (Real Estate Management Division)
37. 22-1458 Approval and execution of County Deed from Orange County, Florida to Lake County, Florida, and authorization for the Manager of the Real Estate Management Division to perform all actions necessary and incidental to closing for Wellness Way Road Project. Lake County. (Real Estate Management Division)
38. 22-1459 Approval and execution of Subordination of Utility Interests by and between Duke Energy Florida, LLC, d/b/a Duke Energy, successor by conversion to Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Hartzog Road Realignment (RAC). District 1. (Real Estate Management Division)

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

1. 22-1460 Approval and execution of Agreement by and between Orange County, Florida and the University of Florida Board of Trustees for a one-time exception to prorate and pay out accumulated term leave hours for UF/IFAS Extension Faculty members. (Cooperative Extension Division)
2. 22-1461 Approval of Parks and Recreation Advisory Board recommendation to name the new building at Magnolia Park located at 2929 S. Binion Road, Apopka, Florida, 32703 Eco Education Center. District 2. (Parks and Recreation Division)

#### **F. CONVENTION CENTER DEPARTMENT**

1. 22-1462 Approval of the Tourist Development Tax Sports Incentive Committee's recommendation for sports incentive funding pursuant to the terms and conditions of a funding agreement between Visit Orlando and the following applicant and authorization for Visit Orlando to enter into such agreement as follows: \$500,000 to Florida Citrus Sports Events, Inc. to be used as bid fees for the 2023 Camping World Kickoff College Football Game - LSU vs. FSU. (Fiscal and Operations Support Division)
2. 22-1463 Approval of the Tourist Development Tax Sports Incentive Committee's recommendation for sports incentive funding pursuant to the terms and conditions of a funding agreement between Visit Orlando and the following applicant and authorization for Visit Orlando to enter into such agreement as follows: Up to \$200,000 to the Greater Orlando Sports Commission

(\$100,000 per each year the event is staged) for advertising and marketing of the 2022 and 2023 US Youth Soccer National League Boys and Girls P.R.O. (Fiscal and Operations Support Division)

**G. FIRE RESCUE DEPARTMENT**

- 1. **22-1464** Approval and execution of Volunteer Florida Community Emergency Response Team Citizens Corps (CERT/CC) Contract 2022-2023 by and between the Florida Commission on Community Service, d/b/a Volunteer Florida and Orange County Emergency Management in the amount \$5,000. An in-kind match is required. (Office of Emergency Management)

**H. HEALTH SERVICES DEPARTMENT**

- 1. **22-1465** Approval and execution of the renewal Certificate of Public Convenience and Necessity for Reedy Creek Emergency Services to provide Advanced Life Support Transport Service. The term of this certificate is from January 31, 2023 through January 31, 2025. There is no cost to the County. (EMS Office of the Medical Director)

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

- 1. **22-1466** 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. (Neighborhood Services Division)

LC 22-0467	LC 22-0480	LC 22-0263	LC 22-0485	LC 22-0421
LC 22-0442	LC 22-0362	LC 22-0448	LC 22-0274	LC 22-0422
LC 22-0450	LC 22-0472	LC 22-0458	LC 22-0341	LC 22-0429
LC 22-0479	LC 22-0462	LC 22-0459	LC 22-0399	LC 22-0471

- 2. **22-1467** Approval and execution of Thirteenth Amended Development Order for Southchase Development of Regional Impact. District 4. (Planning Division)

(This item was deferred.)

- 3. **22-1468** Approval and execution of Proportionate Share Agreement for BB Groves aka Accolades at Ovation Avalon Road and US 192 by and between M BB Grove LLC and Orange County for a proportionate share payment in the amount of \$4,174,442. District 1. (Roadway Agreement Committee)

- 4. **22-1469** Approval and execution of Proportionate Share Agreement for Tapestry Nona Boggy Creek Road by and between Arlington Nona, LLC and Orange

County for a proportionate share payment in the amount of \$616,160.  
District 4. (Roadway Agreement Committee)

5. **22-1470** Approval and execution of First Amendment Village I Horizon West Road Network Agreement (C.R. 545, a/k/a Avalon Road, and Flemings Road) by and among Orange County, Shutts & Bowen, LLP, Surrey Homes, LLC, SP Commercial Investors, LLC, K. Hovnanian Osprey Ranch, LLC, Spring Grove Properties, LLC, M/I Homes of Orlando, LLC, DRP FL, 5 LLC, Rockwell FL, LLC, Jen Florida 41, LLC, Taylor Morrison of Florida, Inc., DFC BB Groves, LLC, CH Spring Grove North, LLC, BB Serenade, LLC, Columnar Partnership Holding I, LLC, Titan-Liberty Lake Underhill Joint Venture, Village I 545, Holly Equine, LLC, and Thomas J. Karr, Jr, Tami G. Karr, Donald R. Allen, Jr., and Patricia A. Allen to allow the Escrow Agent to hold transportation impact fee funds in an escrow account prior to the award of transportation impact fee credits. District 1. (Roadway Agreement Committee)
6. **22-1471** Approval and execution of Escrow Agreement Village I - Horizon West Road Network Agreement (Cash Escrow for Transportation Impact Fee Credits) by and among Orange County, Shutts & Bowen, LLP, Surrey Homes, LLC, SP Commercial Investors, LLC, K. Hovnanian Osprey Ranch, LLC, Spring Grove Properties, LLC, M/I Homes of Orlando, LLC, DRP FL, 5 LLC, Rockwell FL, LLC, Jen Florida 41, LLC, Taylor Morrison of Florida, Inc., DFC BB Groves, LLC, CH Spring Grove North, LLC, BB Serenade, LLC, Columnar Partnership Holding I, LLC, Titan-Liberty Lake Underhill Joint Venture, Village I 545, Holly Equine, LLC, and Thomas J. Karr, Jr, Tami G. Karr, Donald R. Allen, Jr., and Patricia A. Allen to memorialize the details and procedures of the payment of transportation impact fee funds to the escrow agent. District 1. (Roadway Agreement Committee)
7. **22-1472** Approval of the County-initiated road name change to rename a portion of Porter Road between Hamlin Groves Trail and Summerlake Park Boulevard to Summerlake Park Boulevard to ensure public safety and authorization for County staff to update associated records. District 1. (Zoning Division)
8. **22-1473** Approval of Street Name Petition to name Palm Chase Court in Windermere Chase and authorization for County staff to update associated records. District 1. (Zoning Division)

## J. PUBLIC WORKS DEPARTMENT

1. **22-1474** Authorization to record the plat of Universal South Campus - Plat 1. District 6. (Development Engineering Division)
2. **22-1475** Approval of a multi-way stop control at the intersection of North Shore Golf

Club Boulevard and Marsh Pine Circle. District 4. (Traffic Engineering Division)

3. **22-1476** Approval and execution of Amendment to Interlocal Agreement between Orange County, Florida and the City of Ocoee, Florida regarding Improvements to and Assignment of Traffic Control for the Intersection of Ingram Road, Lake Meadow Road, and Clarcona-Ocoee Road. The design and construction cost to the County is \$250,000. District 2. (Traffic Engineering Division)

#### **K. UTILITIES DEPARTMENT**

1. **22-1477** Approval and execution of Resolution 2022-M-58 of the Orange County Board of County Commissioners regarding Compliance with Section 2.02 of the Interlocal Agreement relating to the establishment of the Water Cooperative of Central Florida recognizing Commissioner Nicole H. Wilson as the Designated Supervisor of the Governing Board of the Water Cooperative of Central Florida with a term expiring December 1, 2024. All Districts.
  
2. **22-1478** Approval and execution of Poitras East Parcel N-3 (20-U-044 and 20-U-141) Wastewater Capital Charge Escrow Agreement by and among TDCP, LLC, Orange County, and the Orange County Comptroller. District 4. (Engineering Division)

#### **II. INFORMATIONAL ITEMS\*\***

##### **COUNTY COMPTROLLER**

1. **22-1479** Receipt of the following items to file for the record: (Clerk's Office)
  - a. Certification of Ordinance No. 2022-51 Relating to a Street Name Change; Renaming "Marquise Court". Ordinance 2022-51 entitled: An Ordinance of the City Council of the City of Orlando, Florida, relating to a street name change; renaming Marquise Court which is described in the plat of Clear Lake Cove, according to the plat thereof, as recorded in Plat Book 1, Page 88, of the Public Records of Orange County, Florida, generally located between Monte Carlo Trail and Piedmont Street, to Nelson Pinder Circle; directing amendments to the official maps of the City of Orlando, Florida; providing for severability, correction of scrivener' errors, and an effective date.

b. City of Ocoee Notice of Annexations Ordinances, with Exhibit A (Legal Descriptions) and Exhibit B (Location Maps) as follows:

- City of Ocoee Ordinance No. 2022-18 (Annexation Ordinance for 2199 West Road - Isaak Malka Property) Tax Parcel ID: 05-22-28-0000-00-029. Case No. AX-04-22-24: 2199 West Road - Isaak Malka Property Annexation. An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real properties containing approximately 5.08 acres located south and west of Desert Candle Drive, east of the West Orange Trail and north of the West Road unimproved right-of-way approximately 200 feet north of SR 429; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City code and the joint planning area agreement; providing for and authorizing the updating of official city maps; providing direction to the City Clerk; providing for severability; repealing inconsistent ordinances; providing for an effective date.

- City of Ocoee Ordinance No. 2022-21 (Annexation Ordinance for 285 11th Avenue - Rodriguez/Torres Property) Tax Parcel ID: 08-22-28-5960-21-140. Case No. AX-05-22-25: 285 11th Avenue - Rodriguez/Torres Property Annexation. An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real property containing approximately 0.26 acres located in the northwest corner of the 11th Avenue and Peters Avenue Intersection, pursuant to the application submitted by the property owner; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City code and the joint planning area agreement; providing for and authorizing the update of official city maps; providing direction to the City Clerk; providing for severability; repealing inconsistent ordinances; and providing for an effective date.

- City of Ocoee Ordinance No. 2022-23 (Annexation Ordinance for 175 S. Clarke Road - RAMA Communications Property). Tax Parcel ID: 16- 22-28-0000-00-027. Case No. AX-07-22-26: 175 S. Clarke Road - RAMA Communications Property Annexation. An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real property containing approximately 0.4 acres located on the east side of South Clarke Road, approximately 1,775 feet north of White Road, pursuant to the application submitted by the property owner; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City code and the joint planning area agreement; providing for and authorizing the update of official city maps; providing direction to the City Clerk; providing for severability; repealing inconsistent ordinances; and providing for an effective date.

These items were received and filed.

**Announcement**

County staff announced a Notice is hereby given pursuant to Subsection 286.011 (8), Florida Statutes, that a closed attorney-client Executive Session will be held on Thursday, November 17, 2022 in the County Administrator's Executive Conference Room on the 5th Floor of the County Administration Building, by the Orange County Board of County Commissioners, so that I might seek the Board's advice concerning Florida Association of Realtors d/b/a Florida Realtors and Florida Apartment Association, Inc. v. Orange County, Florida, and Bill Cowles, in his official capacity as Orange County Supervisor of Elections, Fifth District Court of Appeal of the State of Florida, Case No. 5022-2277. The names of all persons expected to attend the meeting are: Orange County Mayor Jerry L. Demings; County Commissioners Nicole Wilson, Christine Moore, Mayra Uribe, Maribel Gomez Cordero, Emily Bonilla, and Victoria Siplin; County Administrator Byron Brooks; County Attorney Jeffrey Newton; Assistant County Attorney Dylan Schott; Attorney Greg Stewart; and an official court reporter.

**III. WORK SESSION AGENDA****A. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT**

1. **22-1480** Right to Clean Water Charter Amendment. (Environmental Protection Division)

Board discussion ensued. Comptroller Diamond contributed to the discussion regarding the financial analysis prepared by the Comptroller's Office regarding the Right to Clean Water Charter Amendment.

The Board took no action.

**B. COUNTY ADMINISTRATOR**

1. **22-1481** Developer MMI's Proposed Multi-Family Housing Development.

The following person addressed the Board: Mike Wright.

The Board took no action.

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

**(Continued)**

2. **22-1482** Chapter 23. Impact Fees - Five-year Impact Fee Study for Law Enforcement, Fire Rescue Services, and Parks and Recreation.

(This item was deferred.)

**IV. RECOMMENDATIONS**

1. **22-1483** October 20, 2022 Planning and Zoning Commission Recommendations



A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to approve the recommendations, with the exception of Case # RZ-22-10-106, Mark Shukwit (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:** 4 - Mayor Demings, Commissioner Wilson, Commissioner Gomez Cordero, and Commissioner Siplin

**Absent:** 3 - Commissioner Moore, Commissioner Uribe, and Commissioner Bonilla

## V. PUBLIC HEARINGS

### A. Preliminary Subdivision Plan

1. **22-1329** Case # PSP-21-02-025

Stephen Allen, Civil Corp Engineering, Inc., Chickasaw Villas Preliminary Subdivision Plan; District 3

**Consideration:** Chickasaw Villas Preliminary Subdivision Plan, Case # PSP-21-02-025, 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 4.92 acres in order to construct 36 single-family attached residential dwelling units.

**Location:** District 3; property generally located South of East Colonial Drive / West of North Chickasaw Trail, Orange County, Florida (legal property description on file in Planning Division)

New Condition of Approval #22:

22. The 6' high fence shown on the entire northern property line and most of the western boundary line on Sheet C-5 of the Plan set shall be extended across the remainder of the western boundary and the entire southern property boundary.

The following persons addressed the Board:

- Stephen Allen
- Michael Gonzalez

A motion was made by Commissioner Uribe, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the twenty one (21) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 14, 2022; and further, approve new condition of approval #22. The motion carried by the following vote:

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

2. **22-1334** Case # PSP-21-06-167

Brian Forster, Land Design, Ward Property Planned Development / Nona West Townhomes Preliminary Subdivision Plan; District 4 (Continued from November 15, 2022)

**Consideration:** Ward Property Planned Development / Nona West Townhomes Preliminary Subdivision Plan, Case # PSP-21-06-167, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This request is to subdivide 17.25 acres in order to construct 188 single-family attached residential dwelling units.

**Location:** District 4; property generally located North of Simpson Road / West of Boggy Creek Road, Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to continue the public hearing until November 29, 2022, at 2 p.m. The motion carried by the following vote:

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

## B. Substantial Change

### 3. 22-1049 Case # CDR-21-11-337

Sam Sebaali, Florida Engineering Group, Inc., Southchase Planned Development / Land Use Plan (PD / LUP), amend plan; District 4 (Continued from September 27, 2022)

**Consideration:** A PD substantial change request to convert 32,340 square feet of commercial to 280 multi-family residential dwelling units based on trip equivalencies, and creating a new Parcel 44A from Parcel 44. In addition, the following waiver is requested from Orange County Code: 1. A waiver from Section 38-1258(d) for PD Parcel 44A to allow the multi-family residential buildings to have a maximum building height of four (4) stories, fifty (50) feet, with the buildings to be located a minimum of 150 feet from the residential property in lieu of the maximum three (3) stories or forty (40) feet subject to approval by the Board of County Commissioners; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located South of Wetherbee Road and west of South Orange Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Sam Sebaali
- Michael Schulte
- Elsa Lugo
- Donald Poindexter
- Fernando Vazquez

- Scott Glass

The following materials were presented to the Board:

- Exhibit 1, from Sam Sebaali
- Exhibit 2, from Michael Schulte

The following material was received by the Clerk prior to the close of the public hearing. The material referenced by the speaker was not presented to the Board: Elsa Lugo.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to continue the public hearing until February 7, 2023, at 2 p.m. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Moore

and

#### I. CONSENT AGENDA (Deferred)

##### I. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT (Deferred)

2. 22-1467 Approval and execution of Thirteenth Amended Development Order for Southchase Development of Regional Impact. District 4. (Planning Division)

This Consent item was continued.

#### V. PUBLIC HEARINGS (Continued)

4. 22-1330 Case # CDR-22-03-086

Julie Salvo, Tavistock Development Company, Infinity Park (fka World Design Center) Planned Development (PD), amend plan; District 6

**Consideration:** A PD substantial change to add multi-family residential entitlements to the list of allowable uses on the approved PD and convert 60,000 square feet of retail entitlements to 750 multi-family units; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 6; property generally located East of John Young Parkway / North of State Road 528; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Julie Salvo.

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, approve the substantial

change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 21, 2022. The motion carried by the following vote:

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

5. **22-1331** Case # CDR-22-04-148

Geoffrey Geach, Kimley-Horn, Lake Sherwood Village Planned Development / Land Use Plan (PD / LUP), amend plan; District 6

**Consideration:** A Change Determination Request (CDR) to allow for a communications tower use on Commercial Tract B of the PD. In addition, the applicant has requested the following waivers from Orange County Code: 1. A waiver from Section 38-1427(d)(2)d to allow a monopole between 80 feet and 140 feet to be within 633' of single family or duplex residential units, in lieu of 700'; 2. A waiver from Section 38-1427(d)(2)d to allow a monopole between 80 feet and 140 feet to be within 587' of existing multi-family residential units, in lieu of 700'; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 6; property generally located North of State Road 408 / West of State Road 435; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Tony Dawson
- Shirley Williams Hays

A motion was made by Commissioner Siplin, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; and further, approve the substantial change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 20, 2022. The motion carried by the following vote:

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

6. **22-1122** Case # CDR-22-04-147

Julie Salvo, Tavistock Development Company, Ginn Property Planned Development (PD), amend plan; District 4 (Continued from October 11, 2022)

**Consideration:** A PD substantial change to request the following waivers from Orange County Code: 1) A waiver from Orange County Code Section 38-1258(c) to allow for a maximum building height of fifty-five (55) feet/four (4) stories for multifamily development in Parcel 6C, in lieu of a maximum building height of forty (40) feet/three (3) stories. 2) A waiver from Orange County Code Section 38-1254(2) (a) to allow for a minimum building setback of twelve (12) feet on the south

side of J. Lawson Blvd and on the east side of Wyndham Lakes Blvd in Parcel 6C, in lieu of a minimum building setback of twenty-five (25) feet. 3) A waiver from Orange County Code Section 38-1479(b) to allow for a minimum parking space size of one hundred sixty-two (162) square feet (nine (9) feet x eighteen (18) feet) in Parcel 6C, in lieu of a minimum parking space size of one hundred eighty (180) square feet (either nine (9) feet x twenty (20) feet or ten (10) feet x eighteen (18) feet); pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located north of SR 417 and east of Wyndham Lakes Boulevard; Orange County, Florida (legal property description on file in Planning Division)

Revised Condition of Approval # 9.b.:

9. The following waivers from Orange County Code are granted:

b. A waiver from Orange County Code Section 38- 1254(2) (a) to allow for a minimum building setback of fifteen (15) ~~twelve (12)~~ feet on the south side of J. Lawson Blvd and on the east side of Wyndham Lakes Blvd in Parcel 6C, in lieu of a minimum building setback of twenty-five (25) feet.

The following persons addressed the Board:

- Julie Salvo
- Jorge Berrios

The following material was presented to the Board: Exhibit 1, from Julie Salvo.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 17, 2022; and further, approve modified condition of approval # 9. b. The motion carried by the following vote:

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

7. **22-1333** Case # CDR-22-03-103

Katie LaBarr, AICP, Stantec Consulting Services, Inc., Benson Planned Development (PD) / Land Use Plan (PD / LUP), amend plan; District 1

**Consideration:** A PD substantial change to convert 11,850 square feet of commercial uses into 200 additional multi-family units; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 1; property generally located South of International Drive, East of Daryl Carter Parkway; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a

finding of consistency with the Comprehensive Plan; and further, approve the substantial change request subject to the twelve (12) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated November 4, 2022. The motion carried by the following vote:

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

### C. Land Use Plan Amendment

8. **22-1276** Case # LUPA-22-04-116

Bryan Borland, Alta Horizon West Owner, LLC, Project ABC PD; District 1

**Consideration:** A request to add 1.85 acres from the Southmark Centre PD to Project ABC PD. In addition, the applicant has requested the following waiver from Orange County Code: 1. A waiver from Section 38-1476 (a) to allow a minimum of 1.56 spaces per dwelling unit, regardless of bedroom count, for the proposed 219 - unit apartment complex located on the tract 3B, in lieu of parking being required at a rate of one and a half (1.5) spaces per one (1) bedroom dwelling unit and two (2) spaces per two (2) and three (3) bedroom dwelling units; pursuant to Orange County Code, Chapter 30.

**Location:** District 1; property generally located South of Taft Vineland Road / West of South John Young Parkway; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, approve the Land Use Plan Amendment request subject to the thirteen (13) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 17, 2022. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Moore

### D. Board of Zoning Adjustment Board-Called

9. **22-1325** Case # VA-22-09-080

Craig Swygert for Clear Channel, September 1, 2022; District 3

**Consideration:** Request for Variances in the C-2 zoning district to allow an existing non-conforming 672 sq. ft. billboard to be modified as follows: 1) To allow a northwest side setback of 2 ft. in lieu of 5 ft.; 2) To allow a 2 ft. setback in lieu of 50 ft. of the nearest edge of the right-of-way of a limited access highway (Interstate 4); 3) To allow a south setback of 20.9 ft. in lieu of 200 ft. from the nearest property line of a residential district; 4) To allow a maximum height

of 75 ft. in lieu of 40 ft.; 5) To allow a northeast 1,025 ft. distance separation from a billboard in lieu of a 2,640 ft. distance separation along the same side of a limited access highway (Interstate 4).; 6) To allow a southwest 1,350 ft. distance separation from a billboard in lieu of a 2,640 ft. distance separation along the same side of a limited access highway (Interstate 4).; 7) To allow a west 480 ft. distance separation from a billboard in lieu of a 1,000 ft. distance separation along the same side of a non-limited access highway (W. Michigan St).

**Location:** District 3; property located at 722 W. Michigan St, Orlando, Florida 32805 (legal property description in Zoning Division)

Revised Condition of Approval #1:

1. Development shall be in accordance with the site plan and sign specifications dated June 8, 2022, (except that the variance for the maximum height shall be 60 feet instead of 75 feet), subject to the conditions of approval, and all applicable laws, ordinances, and regulations. Any proposed non substantial deviations, changes, or modifications will be subject to the Zoning Manager's review and approval. Any proposed substantial deviations, changes, or modifications will be subject to a public hearing before the Board of Zoning Adjustment (BZA) where the BZA makes a recommendation to the Board of County Commissioners (BCC).

New Condition of Approval #6:

6. The sign faces of the billboard shall not be illuminated.

The following persons addressed the Board:

- Craig Swygert
- Randall Wilke
- John Harbilas

The following material was presented to the Board: Exhibit 1, from Craig Swygert.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the applicants request subject to the five (5) conditions of approval listed under the Board of Zoning Adjustment recommendation dated October 19, 2022; further, approve revised condition of approval #1; and further, approve new condition of approval #6. The motion carried by the following vote:

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

#### **E. Board of Zoning Adjustment Appeal**

10. **22-1326** Case # VA-22-09-085  
Edward Tombari for Foxpoint Media, September 1, 2022; District 5

**Consideration:** Appeal of the recommendation of the Board of Zoning Adjustment on a request by applicant for Variances in the C-1 zoning district to allow the construction of a 2-sided,

V-shaped, 378 sq. ft. electronic message center (EMC) billboard as follows: 1) Setback of 145 ft. from a residential district to the north in lieu of 200 ft.; 2) Setback of 5 ft. from a residential district to the east in lieu of 200 ft.

**Location:** District 5; property located at 12049 East Colonial Drive, Orlando, FL 32826; Orange County, Florida (legal property description on file in Zoning Division)

The following person addressed the Board: Edward Tombari.

The following material was presented to the Board: Exhibit 1, from Edward Tombari.

A motion was made by Commissioner Bonilla, seconded by Commissioner Wilson, to deny the applicant's request. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Siplin

#### **F. Borrow Pit Excavation Permit**

11. **22-1328** Excavation Permit # 21-E5-0014

Bishop & Buttrey, Inc., Bishop & Buttrey Christmas Creek Ranch Borrow Pit #186; District 5

**Consideration:** The applicant is seeking approval for Borrow Pit Excavation Permit No. 21-E5-0014 to create three borrow pits for an approximate total of 19 acres. The total soil volume to be excavated is approximately 350,000 cubic yards of clean fill material to various approved project sites inside and outside of Orange County limits. Project length is approximately 18 months.

**Location:** District 5; located at 23965 Wheeler Road, Christmas, Florida; Orange County, Florida Parcel ID. No. 16-22-33-0000-00-001. The site is located north of Wheeler Road and east of Fort Christmas Road. (Legal property descriptions on file)

The following persons addressed the Board:

- Anna Long
- Jim Golden
- Barry Lardner
- David Sale
- Bobby Beagles
- Denise Neese
- Mechile Taylor
- Andrew Russell Birkett
- Robert Whatley

The following materials were presented to the Board:



- Exhibit 1, from Jim Golden
- Exhibit 2, from Bobby Beagles

A motion was made by Commissioner Bonilla, seconded by Commissioner Wilson, to deny the applicant's request. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Siplin

**G. Ordinance/Comprehensive Plan - Adoption of Regular Cycle Amendments, Ordinance, and Concurrent Substantial Change**

12. **22-1406** Adoption of Future Land Use Map Amendment 2022-2-A-1-1, FLU8.1.4 Text Amendment 2022-2-B-FLUE-1, Ordinance, and Concurrent Substantial Change CDR-22-07-234, Dustin Brinkman, KPM Franklin, for Hollywood Harrison Development, LLC

a. Amendment 2022-2-A-1-1

**Consideration:** Commercial (C) to Growth Center-Planned Development-Medium Density Residential (GC-PD-MDR).

**Location:** District 1; 17509 Bali Blvd.; Generally located north of Bali Blvd., south of Grove Blossom Way, and west of Avalon Rd.; Parcel ID#: 31-24-27-0000-00-006; 57.13 gross ac.

And

b. Amendment 2022-2-B-FLUE-1

**Consideration:** Text Amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County, associated with Amendment 2022-2-A-1-1; District 1

c. Ordinance for Proposed Amendment

**Consideration:** An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; amending the Orange County Comprehensive Plan, commonly known as the "2010-2030 Comprehensive Plan," as amended, by adopting amendments pursuant to Section 163.3184(3), Florida Statutes, for the 2022 calendar year (Second Cycle); and providing effective dates.

And

d. Concurrent Substantial Change CDR-22-07-234

**Consideration:** Substantial Change Request to the Liki Tiki Village III PD to change the use on PD Parcel C from Hotel to Multi-Family and modify the commercial use of Parcel B from sales to

an amenity/recreational center for the multi-family proposed in Parcel C. Also requested is a waiver from Orange County Code Section 38-1254(2)e for Parcel C only to reduce the minimum required front building setback to ten (10) feet in lieu of the minimum required twenty (20) feet.

**Location:** District 1; 17509 Bali Blvd.; Generally located north of Bali Blvd., south of Grove Blossom Way, and west of Avalon Rd.; Parcel ID#: 31-24-27-0000-00-006; 57.13 gross ac.

The following person addressed the Board: Dustin Brinkman.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan (see Housing Element Goal H1, Housing Element Objective H1.1, Future Land Use Element Objectives FLU8.2 and C1.4, and Policies FLU1.1.1, FLU1.1.2.A, FLU1.1.4.F, FLU7.4.4, FLU8.1.4, FLU8.2.1 and FLU8.2.2); further, determine that the proposed amendments are in compliance; further, adopt Amendment 2022-2-A-1-1, Commercial (C) to Growth Center-Planned Development-Medium Density Residential (GC-PD-MDR); further, adopt Amendment 2022-2-B-FLUE-1, consistent with today's actions; further, determine that the amendments are in compliance, and adopt Ordinance 2022-39, approving the proposed Future Land Use Map Amendment and associated staff-initiated text amendment, consistent with today's actions; and further, approve the substantial change request subject to the sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated November 15, 2022. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Siplin

### III. WORK SESSION AGENDA (Deferred)

#### A. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT (Deferred)

2. **22-1467** Approval and execution of Thirteenth Amended Development Order for Southchase Development of Regional Impact. District 4. (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: 7:32 p.m.

ATTEST:

\_\_\_\_\_  
County Mayor Jerry L. Demings

Date: \_\_\_\_\_

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.**