

# **Orange County Government**

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



## **Draft Meeting Minutes**

**Tuesday, March 22, 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 9:04 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

**Invocation - District 1**

Ashok Patel, BAPS Swaminarayan Sanstha Hindu Temple

**Pledge of Allegiance**

**Presentation**

Proclamation recognizing April as Water Conservation Month

**Presentation**

Proclamation designating March 22, 2022 as Olga Aymat Day

**Public Comment**

The following persons addressed the Board for public comment:

- Anne Lott
- Mary Oakes
- Jonathan Aman
- Neil Kyle
- Jeff Reining
- Dan Murphy
- Rick Taylor
- Jason Tepes
- Gregory Self
- Steven Purcell
- Jacob Herdman

- Tyler Maxwell
- Nicholas Thiemann
- Ross Blanco
- Hartley Grimes
- Cara Blanco
- Liz Andert
- Eric Grimmer
- Naqiy McMullen
- Charles Lee
- Sue Gilman
- Trevor Hall
- Joanna Derosa

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor deferred action on Planning, Environmental, and Development Services Department Item 1; and further, a motion was made by Commissioner Gomez Cordero, seconded by Commissioner Moore, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

### A. COUNTY COMPTROLLER

1. **22-350** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Periods are as follows:

- March 04, 2022, to March 10, 2022; \$52,212,760.64
- March 11, 2022, to March 17, 2022; \$23,559,066.72

(Finance/Accounting)

2. **22-351** Disposition of Tangible Personal Property as follows. (Property Accounting)
  - a. Remove lost asset from inventory.
  - b. Scrap assets.

### B. COUNTY ADMINISTRATOR

1. **22-352** Approval of the nomination for reappointment by the Greater Orlando Aviation Authority to the Aviation Noise Abatement Committee of John D. Hermann in the representative of an unincorporated noise-impacted area of

Orange County (Conway) category with a term expiring April 4, 2026.  
(Agenda Development Office)

2. **22-353** Approval of revisions to Orange County Policy 201 Salary Administration - Regular Employee Pay Plan and Policy 202 Salary Administration - Administrative Pay Plan with an effective date of March 22, 2022. (Human Resources Division)
3. **22-354** Approval for the Orange County Sheriff's Office to spend \$6,000 from the FY 2022 Law Enforcement Trust Fund-State Forfeitures for an eligible contribution to 2022 FBI National Academy Associates Training Conference (\$5,000) and Autism Society of Greater Orlando (\$1,000). (Office of Management and Budget)
4. **22-355** Approval of budget amendments #22-28, #22-29, and #22-30. (Office of Management and Budget)
5. **22-356** Ratification of payment of Intergovernmental claims of December 2, 2021, December 16, 2021, December 30, 2021, January 20, 2022, February 3, 2022, February 17, 2022, and February 24, 2022, totaling \$3,330,134.93. (Risk Management Division)

#### **C. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **22-357** Approval to award Invitation for Bids Y22-111-R2, Stormwater Infrastructure Rehabilitation Services, to the low responsive and responsible bidder, Schuller Contractors Incorporated. The estimated contract award amount is \$2,531,732 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
2. **22-358** Approval to award Invitation for Bids Y22-747-FH, Goldenrod Gym Chiller Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$359,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
3. **22-359** Approval to award Invitation for Bids Y22-748-FH, Fire Station Number 80 Replacement, to the low responsive and responsible bidder, Mulligan Constructors, Inc. The total contract award amount is \$5,668,750. ([Administrative Services Department Capital Projects Division] Procurement Division)
4. **22-360** Approval to award Request for Quotations Y22-603-MM, Temporary Staffing Services for Home Energy Assistance Program, to the low responsive and responsible quoter, AUE Staffing, Inc. The total estimated contract award amount is \$217,685 for a one-year term. ([Community and Family Services Department Community Action Division] Procurement Division)

5. **22-361** Approval of Contract Y22-2409, Provision of Training to Increase Recruits for Early Head Start Classrooms, with Community Coordinated Care for Children, Inc. in the not-to-exceed amount of \$299,320. ([Community and Family Services Department Citizen's Commission for Children Division] Procurement Division)
6. **22-362** Approval of Purchase Order M106682, Kalmar Ottawa T2 Off-Road 4x2 Terminal Tractor, to the low responsive and responsible quoter, Briggs Equipment, Inc., in the total amount of \$114,875. ([Utilities Department Water Reclamation Division] Procurement Division)
7. **22-363** Approval to Purchase Renewals of All Lines of Commercial Insurance Coverage under Contract Y20-1061, Insurance Broker and Consultant Services, with Arthur J. Gallagher Risk Management Services, Inc. for premiums not-to-exceed \$6,016,550. ([Administration and Fiscal Services Risk Management Division] Procurement Division)
8. **22-364** Selection of Alfred Benesch & Company to provide Impact Fee Review, Request for Proposals Y22-601-AV. ([Planning, Environmental, and Development Services Department Fiscal and Operational Division] Procurement Division)
9. **22-365** Selection of Bacon Group, Inc. to provide Design Services for Orange County Animal Services Facility, Request for Proposals Y22-804-RC. ([Administrative Services Department Capital Projects Division] Procurement Division)
10. **22-366** Approval and execution of Contract for Purchase and Sale, and approval of Drainage Easement by and between Kevin M. Shelton and Rachel K. Shelton and Orange County, Florida, and Subordination of Encumbrance to Property Rights to Orange County, and authorization for the Real Estate Management Division to disburse funds to pay the purchase price and recording fees, to record instrument, and perform all actions necessary and incidental to closing for Little Econ Canal Drainage Repair Parcel 801. District 3. (Real Estate Management Division)
11. **22-367** Approval and execution of Temporary Construction Easement from the City of Orlando, Florida to Orange County for the Hamlin Water Reclamation Facility - Malcom Road Extension Right of Entry. District 1. (Real Estate Management Division)
12. **22-368** Approval and execution of Partial Release of Easement by Orange County for Madison Landing - Phase 1 and 2 B20902428. District 6. (Real Estate Management Division)
13. **22-369** Approval and execution of Termination of Agreement between Piedmont

Plaza, Ltd. and Orange County for 2488 E. Semoran Blvd - Parcel ID #12-21-28-0000-00-027. District 2. (Real Estate Management Division)

#### D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **22-370** Approval and execution of (1) Facility and Land Use Agreement Between The School Board of Orange County, Florida and Orange County, Florida regarding Head Start Program 2021-2022 and (2) authorization to execute renewals of the agreement to the Director of the Community and Family Services Department, with consult of the County Attorney's Office, so long as; (a) there have been no substantial changes to the terms and conditions of the agreement; and (b) the funding considered to make payment pursuant to the agreement has already been approved by the Board in the Head Start Division's budget. (Head Start Division)
2. **22-371** Receipt and filing of Head Start Policy Council Meeting Minutes January 20, 2022, and Head Start Policy Council Program Information and Updates February 2022 for the official county record. (Head Start Division)
3. **22-372** Approval and execution of Agreement between Orange County, Florida and Positive Behavioral Solutions, LLC regarding The Provision of Psychosocial Rehabilitative, Therapeutic and Clinical Services to provide clinical and non-clinical therapeutic services and authorization for the County Mayor or designee to approve any increases, decreases, or amendments to this contract. (Youth and Family Services Division)

#### E. HEALTH SERVICES DEPARTMENT

1. **22-373** Approval and execution of the Paratransit Services License for Med Transit LLC to provide wheelchair/stretchers service. The term of this license is from March 31, 2022 through March 31, 2024. There is no cost to the County. (EMS Office of the Medical Director)
2. **22-374** Approval and execution of the Paratransit Services License for Unicore Transport Services to provide wheelchair/stretchers service. The term of this license is from April 1, 2022 through April 1, 2024. There is no cost to the County. (EMS Office of the Medical Director)

#### F. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-375** Approval and execution of Adequate Public Facilities Agreement for Elysian PD by and between Elysian Luxury Living, LLC and Orange County providing for the satisfaction of adequate public facility requirements for the project. District 1. (Development Review Committee)

(This item was deferred.)

2. **22-376** Approval and execution of Global Modification to Mortgages and Other Loan Documents (Emerald Villas Phase Two) by and among Emerald Villas Phase Two, LLC; Florida Community Loan Fund, Inc.; Florida Housing Finance Corporation; Neighborhood Lending Partners of Florida, Inc.; Orange County; Bank of America, N.A.; and BANC of America CDC Special Holding Company, Inc. to provide document modifications and partial lien releases for Emerald Villas Phase Three. District 2. (Housing and Community Development Division)
3. **22-377** 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 22-0130 LC 22-0013 LC 22-0125 LC 22-0023 LC 22-0077  
 LC 22-0010 LC 22-0111 LC 22-0134 LC 22-0040 LC 22-0131  
 LC 22-0115 LC 22-0112 LC 22-0150 LC 22-0048 LC 22-0133  
 LC 22-0156 LC 22-0139 LC 22-0155 LC 22-0066 LC 22-0140
4. **22-378** Approval and execution of Proportionate Share Agreement for Vaishnav Sangh Dean Road by and between Vaishnav Sangh of USA INC and Orange County for a proportionate share payment in the amount of \$12,941. District 5. (Roadway Agreement Committee)
5. **22-379** Approval and execution of Proportionate Share Agreement for Red Lobster Vineland Avenue and Winter Garden-Vineland Road by and between Fishbones-LLB, LLC and Orange County for a proportionate share payment in the amount of \$160,021. District 1. (Roadway Agreement Committee)

#### **G. PUBLIC WORKS DEPARTMENT**

1. **22-380** Authorization to record the plat of O-Town Town Center South. District 1. (Development Engineering Division)
2. **22-381** Approval to decrease the speed limit on North Wekiva Springs Road between East Semoran Boulevard and Orange County Limits from 45 mph to 40 mph. District 2. (Traffic Engineering Division)
3. **22-382** Approval to decrease the speed limit on Junction Road between North Orange Blossom Trail and West Ponkan Road from 40 mph to 35 mph. District 2. (Traffic Engineering Division)
4. **22-383** Approval to decrease the speed limit on Thompson Road between East Semoran Boulevard and East Welch Road from 45 mph to 35 mph. District 2. (Traffic Engineering Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPTROLLER

1. **22-384** Receipt of the following items to file for the record: (Clerk's Office)
  - a. Florida Public Service Commission Order Approving Name Change. In re: Application for name change on Certificate Nos. 414-W, 592-W 496-W, 278- W, 040-W, 107-W, 204-W, 410-W, 567-S, 347-S, 509-S, 369-S, 081-S, 465-S, 225-S, 229-S, 305-S in Charlotte, Highlands, Lake, Lee, Marion, Orange, and Pasco, Pinellas, Polk, and Seminole Counties, from Utilities, Inc. of Florida to Sunshine Water Services Company d/b/a Sunshine Water Services.
  - b. Community Redevelopment Agency Meeting Minutes of February 9, 2022 from the City of Winter Park, Florida.
  - c. City of Winter Park Ordinance No. 3232-22 with Exhibit A (Map), entitled: An Ordinance of the City of Winter Park, Florida, providing for the annexation of approximately 0.16 acres of real property located at 1471 Harmon Avenue, as more specifically described herein, into the municipal boundaries of the City of Winter Park; redefining the City boundaries to give the City of Winter Park jurisdiction over said property; providing for severability; providing for an effective date.

These items were received and filed.

## III. DISCUSSION AGENDA

### ADMINISTRATIVE SERVICES DEPARTMENT

1. **22-385** Selection of five firms and two ranked alternates to provide Continuing Professional Engineering Design Services, Request for Proposals Y22-900-CH, from the following seven firms, listed alphabetically:
  - AVCON, Inc.
  - Chastain-Skillman, Inc.
  - DRMP, Inc.
  - Florida Engineering Group, Inc.
  - GTC Engineering Corporation, A Baxter & Woodman Company
  - Pegasus Engineering, LLC
  - TLP Engineering Consultants, Inc.

([Public Works Department Engineering Division] Procurement Division)

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



appoint Florida Engineering Group, Inc., 495 points, AVCON, Inc., 488 points, Pegasus Engineering, LLC, 480 points, TLP Engineering Consultants, Inc., 452 points, and DRMP, Inc., points as the selected firms; and further, appoint GTC Engineering Corporation, A Baxter & Woodman Company, 399.17 points, and Chastain-Skillman, Inc., 332.83 points as the selected ranked alternates. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

## COUNTY MAYOR

1. **22-386** Legislative Update. (Legislative Affairs Office)

The following persons addressed the Board:

- Chris Carmody
- Ryan Matthews
- Robert Stuart

The Board took no action.

## IV. WORK SESSION AGENDA

### A. COUNTY ADMINISTRATOR

1. **22-387** Transportation Initiative.

The following persons addressed the Board:

- Jim Harrison
- Luis Nieves-Ruiz
- Dan Stock

The Board took no action.

Presentation of Employee Service Awards to:

Administration and Fiscal Services

Kristin Lea Richarde (20) Information Systems and Services

Administrative Services

Pamela L. Baumbach (20) Administrative Services; David G. Nazario (35) Facilities Management

Community and Family Services

Steven G. Reinhard (20) Parks and Recreation; Jamie Harrold (30) Head Start

Convention Center

Terence Devitt (25) Convention Center Executive Office

Corrections

Markeda M. Clayton (25) Admin Command; Hope Janiece Simpson (20), Kimberly Latrice Duker-Frink (25) Community Corrections; and Willie James Bush (20) Security Operations

County Administration

Elizabeth Hernandez (30) and Laurie Ann Ritz (20) County Attorney's Office

Fire Rescue

James C. Berry (20) and Lavon R. Williams (20) Fire Operations

Health Services

Irma Ivette Rodriguez Acosta (30) Health Services Administration

Public Works

Daniel Negron (20) and Michael J. Drozeck (35) Stormwater Management

Utilities

Terra L. Reffitt (20) Field Services; Johnnie L. Freeman (30) Solid Waste; and Carl M. Spare Jr. (30) Customer Service

(This presentation was rescheduled.)

**V. RECOMMENDATIONS**

- 1. **22-388** March 3, 2022 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to approve the recommendations, with the exception of Case # SE-21-09-069, Thomas Sullivan for Devereux School, (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 Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

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

**VI. PUBLIC HEARINGS**

**A. Municipal Service Benefit Unit**

- 1. **22-222** Lake Roberts and Lake Reaves, amend for general lake cleaning, water quality improvement, maintenance and aquatic plant control services; District

1

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for general lake cleaning, water quality improvement, maintenance and aquatic plant control to include Lake Reaves at Lake Roberts.

**Location:** District 1; Parcel ID #'s: 36-22-27-0000-00-032 and 36-22-27-0000-033; Section 36, Township 22, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Siplin, to approve the request as referenced in the staff report dated March 9, 2022. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

2. **22-223** Orlando Central Park Area, amend for streetlighting; District 6

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include Gotham Futures Drive - Industrial which consist of 3 lots at Orlando Central Park Area.

**Location:** District 6; Parcel ID: 32-23-29-3100; Section 32, Township 23, Range 29; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report dated March 9, 2022. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

3. **22-224** Reserve at Park Manor, establish for retention pond(s) maintenance and for streetlighting; District 4

**Consideration:** Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Reserve at Park Manor.

**Location:** District 4; Section 29, Township 22, Range 31; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the request as referenced in the staff report dated March 9, 2022. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

4. **22-225** Reserve at Windermere, establish for retention pond(s) maintenance and for streetlighting; District 1

**Consideration:** Establish by resolution a Municipal Service Benefit Unit for streetlighting and

retention pond(s) maintenance at Reserve at Windermere.

**Location:** District 1; Section 06, Township 23, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the staff report dated March 9, 2022. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

**5. 22-226 Stoneybrook Hills Master Roads, amend for streetlighting; District 2**

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include 102 lots at Stoneybrook Hills Unit 3B at Stoneybrook Hills Master Roads.

**Location:** District 2; Section 04, Township 20, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report dated March 9, 2022. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

**6. 22-227 Storey Grove Area, amend for retention pond(s) maintenance and for streetlighting; District 1**

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Storey Grove Phase 4 Subdivision at Storey Grove Area.

**Location:** District 1; Parcel ID: 07-24-27-7181; Section 07, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report dated March 9, 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

**B. Special Assessment Resolution**

**7. 22-228 Resolution for the collection of special assessment liens for one time only lot cleaning; All Districts**

**Consideration:** Establish a Resolution for Special Assessments for one-time only lot cleaning assessments

**Location:** All Districts; Multiple parcels and Sections, Townships and Ranges; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to adopt Resolution 2022-M-07, for Special Assessments for one-time only lot cleaning assessments. 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

### C. Shoreline Alteration Dredge and Fill Permit

8. **22-214** Case # SADF-21-10-024

Suzanne Magee, Lake Tibet-Butler, permit; District 1

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 21-10-024 to authorize the construction of a new, replacement vinyl seawall with riprap and plantings along the shoreline, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigational Control District.

**Location:** District 1; on property located adjacent to Lake Tibet-Butler, located at 9100 Bay Point Drive, Orlando Florida, 32819; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-21-10-024) subject to the twenty-eight (28) conditions of approval listed in the staff report dated February 24, 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. Substantial Change

9. **22-219** Case # CDR-20-11-324

Momtaz Barq, Terra-Max Engineering, Inc., Waterford Lakes Planned Development / Land Use Plan (PD / LUP), amend plan; District 4

**Consideration:** A PD substantial change to revise Board of County Commissioners Condition of Approval #3 and #4 from May 2, 1988 and condition #J(2) from May 24, 1983 regarding landscaping and building setbacks, to not apply to Parcel 10A; and to request the following waiver: 1. A waiver from Orange County Code Section 38-1272(a)(3) to reduce the required front

building setback from thirty (30) feet to five (5) feet for PD Parcel 10A only; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property located at Lake Underhill Road; generally located north of Lake Underhill Road, East of N. Alafaya Trail, and south of the Crest at Waterford Lakes Condominium; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Momtaz Barq.

The following material was received by the Clerk prior to the close of the public hearing. The material reference by the speaker was not presented to the Board: Submittal 1, Momtaz Barq.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eight (8) conditions of approval, including one waiver from Orange County Code, listed under the Development Review Committee recommendation in the staff report dated March 10, 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

#### **E. Planning and Zoning Commission Rezoning Board-Called**

10. **22-229** Case # RZ-21-11-075

Allison M. Yurko, January 21, 2022; District 3

**Consideration:** Request to rezone 0.311-gross acre from C-2 (General Commercial District) to C-3 Restricted (Wholesale Commercial District) to allow outdoor storage and overnight parking of semi-truck head and dump truck (two dual rear-wheeled vehicles). A variance from Orange County Code to allow 60 foot lot width in lieu of 100 feet is requested.

**Location:** District 3; property located at 7427 Chancery Lane; generally south of Chancery Lane, west of Boice Street and approximately 475 feet east of S. Orange Blossom Trail. Orange County, Florida (legal property description on file)

The following person addressed the Board: Allison Yurko.

The following materials were presented to the Board:

Exhibit 1, from Allison Yurko  
Exhibit 2, from Allison Yurko.

Modification to Restriction #6:

6. In order to ensure that the two (2) allowable dual rear wheel vehicles do not back up on adjacent parcels or road right of way, no attached or detached ~~semi-truck~~ trailers shall be parked on the subject property;

New Condition of Approval # 9:

9. No access for the two dual rear wheel vehicles on Jordan or any other residential roads shall be permitted.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; further, approve the C-3 Restricted (Wholesale Commercial District) zoning and variance request subject to the eight (8) restrictions listed in the staff report dated March 10, 2022; further, approve modification to restriction #6; and further, approve new condition of approval #9. 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

#### F. Rezoning

11. 22-213 Case # LUP-21-05-152

Jennifer Stickler, Kimley-Horn and Associates, Inc., Elysian PD, District 1

**Consideration:** A request to rezone one (1) parcel containing 16.90 gross acres from A-1 (Citrus Rural District) to PD (Planned Development District), in order to construct 324 multi-family residential units and associated infrastructure. The request also includes the following waiver from Orange County Code: 1. A waiver from Section 38-1254(2)(B) to allow a minimum setback from street rights-of-way for major collector streets to be ten (10) feet in lieu of thirty-five (35) feet.

**Location:** District 1; property located on Avalon Road; generally northeast of the Avalon Road and Seidel Road intersection; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Chuck Whittall
- Eduardo Mayoral

The following materials were presented to the Board:

- Exhibit 1, from Chuck Whittall
- Exhibit 2, from Chuck Whittall

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to continue the public hearing and consent item until April 5, 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

and

## F. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-375** Approval and execution of Adequate Public Facilities Agreement for Elysian PD by and between Elysian Luxury Living, LLC and Orange County providing for the satisfaction of adequate public facility requirements for the project. District 1. (Development Review Committee)

This consent item was continued until April 5, 2022.

## VI. PUBLIC HEARINGS (Continued)

### H. Preliminary Subdivision Plan

13. **22-212** Case # PSP-20-06-156

Adam Smith, VHB, Inc., The Grow Planned Development - Regulating Plan / The Grow Master Infrastructure Preliminary Subdivision Plan; District 5  
(Continued from March 8, 2022)

**Consideration:** The Grow Planned Development - Regulating Plan / The Grow Master Infrastructure Preliminary Subdivision Plan, Case # PSP-20-06-156, 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 1,188.98 acres in order to construct master infrastructure for future development parcels.

**Location:** District 5; property generally located North of East Colonial Drive / East of South Tanner Road; Orange County, Florida (legal property description on file in Planning Division)

New Conditions of Approval #'s 30-33:

30. Pedestrian Crossings - Prior to or concurrently with construction plan submittal, the applicant shall submit to the County plans for raised crosswalks with rapid flashing beacons ("Safety Measures") at all trail crossing locations. The applicant shall submit an analysis that may determine the need for additional safety measures at intersections along the loop road in areas where high pedestrian activity is anticipated, including, but not limited to, the working farm, the community park, and the elementary school. After review of the applicant's analysis (or any additional or supplemental analysis the County may perform), any such Safety Measures deemed necessary by the County shall be installed by the developer at no cost to the County in locations to be specified on the construction plans.

Also, at the time future preliminary subdivision plan applications and proposals for the elementary school, the community park, and the working farm are submitted to the County for review and



approval, additional analyses for Safety Measures shall be submitted to the County, and any additional or modified enhancements along the loop road for Safety Measures deemed necessary by the County shall be installed by the applicable developer at its expense prior to completion of such new development.

31. Wildlife Corridors - Wildlife corridors and potential wildlife crossings and signage are shown on the Wildlife Crossings and Potential Crossing Location Map submitted by Bio-Tech Consulting on March 21, 2022. Developer shall be required to show and include said crossings and signage on the construction plans subject to staff's determination that: (A) the crossings can be installed within the right-of-way depicted on the approved PSP, thus not requiring additional wetland and/or upland buffer impacts; and (B) the improvements will not create sight distance problems or other safety concerns. The wildlife crossings shall consider terrestrial and aquatic species as appropriate.

32. APF Wetland Impacts - Pursuant to the approved Adequate Public Facilities (APF) agreement, potential impacts to the wetlands on the APF school and park tract shall be mitigated. However, the wetlands for the park tract shall not be impacted or filled prior to conveyance to the County.

33. Pond Maintenance - All stormwater pond areas shall be dedicated to the County through the platting process or by separate document; except the amenitized pond areas shall be delineated via separate tract(s) to be owned and maintained by the Master HOA with appropriate drainage and access easements granted to the County over all or portions of the amenitized pond tracts.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the twenty-nine (29) conditions of approval listed under the Development Review Committee recommendation in the staff report dated March 8, 2022; and further, approve 4 new conditions of approval #'s 30-33. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Wilson

and

### G. Conservation Area Impact

12. **22-215** CAI-20-06-043

American Land Investments of Orange County, LLC, Banksville of Florida, Inc. and Nivesa of Florida, Inc., permit; District 5 (Continued from March 8, 2022)

**Consideration:** A request by American Land Investments of Orange County, LLC, Banksville of Florida, Inc., and Nivesa of Florida, Inc., for a Conservation Area Impact (CAI) permit to impact wetlands, surface waters, and required upland buffers in order to construct portions of a main

roadway network for an 1,189-acre development known as The Grow, and for a future Orange County school tract and Orange County park tract.

**Location:** District 5; property located at 15817 E. Colonial Drive, 16499 E. Colonial Drive, E. Colonial Drive, 2513 S. Tanner Road, and 16562 Lake Pickett Road; Orange County, Florida (legal property description on file in Planning Division)

Modification to Condition of Approval #35:

~~35. Wildlife crossings for the loop road shall be shown on the construction plans in areas where the loop road crosses wetland and/or upland buffers. The wildlife crossings shall consider terrestrial and aquatic species as appropriate. Wildlife corridors and potential wildlife crossings and signage are shown on the Wildlife Crossings and Potential Crossing Location Map submitted by Bio-Tech Consulting on March 21, 2022. Developer shall be required to show and include said crossings and signage on the construction plans subject to staff's determination that: (A) the crossings can be installed within the right-of-way depicted on the approved PSP, thus not requiring additional wetland and/or upland buffer impacts; and (B) the improvements will not create sight distance problems or other safety concerns. The wildlife crossings shall consider terrestrial and aquatic species as appropriate.~~

The following persons addressed the Board:

- Derek Bruce
- Florida House Representative Carlos Smith
- Eric Grimmer
- Pamela Sible
- Nicole Sanabria
- Sarah Gonder
- Angie Emerson
- Kay Hudson
- James McKnight
- Jeanne McKnight
- Kelly Semrad
- Tom Narut
- Marjorie Holt
- Eugene Stoccardo
- Dwight Santloft

The following materials were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from Sarah Gonder
- Exhibit 2, from Kelly Semrad
- Exhibit 3, from Tom Narut
- Exhibit 4, from Marjorie Holt

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: Submittal 1, from Eugene Stoccardo.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to accept the findings and recommendation of the Environmental Protection Division staff; further, approve Conservation Area Impact Permit CAI-20-06-043 for The Grow, subject to the thirty-six (36) conditions of approval listed in the staff report dated March 9, 2022; and further, approve modification to condition of approval #35. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Wilson

### **I. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments and Ordinance**

**14. 22-21** Adoption of Future Land Use Map Amendment SS-22-01-102, and Ordinance; Beth Jackson, Orange County Environmental Protection Division

a. Amendment SS-21-01-102

**Consideration:** A request to change the Future Land Use designation from Rural (R) to Preservation (PRES); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code

**Location:** District 5; property located at Weomi Court; generally located north of Lake Pickett Rd., east of N Tanner Rd., and south of Weomi Ct.; Orange County, Florida (legal property description on file in Planning Division)

AND

b. 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 Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-22-01-102, Rural (R) to Preservation (PRES) Future Land Use; and further, adopt the associated Small-Scale Ordinance 2022-08. 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

**15. 22-216** Adoption of Future Land Use Map Amendment SS-21-12-096, Ordinance and Concurrent Rezoning RZ-21-12-095; Michelle Carlton

## a. Amendment SS-21-12-096

**Consideration:** A request to change the Future Land Use designation from Office (O) to Commercial (C); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

**Location:** District 3; property located at S. Goldenrod Road; generally located on the east side of S Goldenrod Road, 350 south of Lake Underhill Road; Orange County, Florida (legal property description on file in Planning Division)

AND

## b. 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 Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

AND

## c. Concurrent Rezoning RZ-21-12-095

**Consideration:** A request to change the zoning designation from P-O (Professional Office District) to C-1 (Retail Commercial District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

**Location:** District 3; property located at S. Goldenrod Road; generally located on the east side of S Goldenrod Road, 350 south of Lake Underhill Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Michelle Carlton.

A motion was made by Commissioner Moore, seconded by Commissioner Wilson, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-21-12-096, Office (O) to Commercial (C) Future Land Use; further, adopt the associated Small-Scale Ordinance 2022-09; and further, approve rezoning RZ-21-12-095, from P-O (Professional Office District) to C-1 Restricted (Retail Commercial District) zoning subject to one (1) restriction listed in the staff report dated March 14, 2022. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

**16. 22-217** Adoption of Future Land Use Map Amendment, Ordinance and Concurrent Rezoning

a. Amendment SS-21-12-093

Edmund Pikula  
Low Density Residential (LDR) to Low-Medium Density Residential (LMDR);  
District 3

And

b. Ordinance for Proposed Amendment

And

c. Rezoning RZ-21-12-094

R-3 (Multiple-Family Dwelling District) to R-2 (Residential District); District 3

a. Amendment SS-21-12-093

**Consideration:** A request to change the Future Land Use Map designation from Low Density Residential (LDR) to Low-Medium Density Residential (LMDR); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

**Location:** District 3; property located at 6217 Jason Street; generally located on the east side of Jason Street, north of Lancaster Road; Orange County, Florida (legal property description on file in Planning Division)

AND

b. 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 Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

AND

c. Concurrent Rezoning RZ-21-12-094

**Consideration:** A request to change the zoning designation from R-3 (Multiple-Family Dwelling District) to R-2 (Residential District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

**Location:** District 3; property located at 6217 Jason Street; generally located on the east side of Jason Street, north of Lancaster Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Edmund Pikula.

A motion was made by Commissioner Moore, seconded by Commissioner Siplin, to continue the

public hearing until April 5, 2022, at 2 p.m. The motion carried by the following vote:

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

**Nay:** 1 - Commissioner Wilson

**Absent:** 1 - Commissioner Uribe

#### **J. Preliminary Design Study**

17. **22-276** CR 545 (Avalon Road) and Flemings Road Preliminary Design Study (PDS); District 1

**Consideration:** Orange County Transportation Planning Division will present the CR 545 and Flemings Road-PDS background, study analysis, and recommendations.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, approve the CR 545 Avalon Road and Flemings Road Preliminary Design Study; and further, authorize staff to initiate the design, right-of-way acquisition and construction phases of the project. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

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

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

1. **22-389** Boats and Water Safety Code. (Environmental Protection 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: 6:12 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.