

Orange County Government

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



Final Meeting Minutes

Tuesday, August 27, 2024

9:00 AM

County Commission Chambers

Board of County Commissioners

Language Assistance and Translation Services Available:

Para asistencia lingüística o servicios de traducción en español, llame al (407) 836-3111

Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111

Call to Order

County Mayor Jerry L. Demings called the meeting to order at 9:06 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 Michael Scott

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
Deputy County Administrator Jon Weiss
County Attorney Jeffrey J. Newton
Deputy County Attorney Georgiana Holmes
Public Works Director Joseph Kunkel
Minutes Coordinator Rafael Encarnacion, Jr.
Minutes Coordinator Terrell Hightower

Invocation - County Mayor

Chaplain Barry Brandon, Orange County Fire Rescue Department

Pledge of Allegiance

Proclamations

Presentation of a proclamation recognizing September as Fetal Alcohol Syndrome Awareness Month

Presentation of a proclamation designating September 1, 2024 as Building and Code Staff Appreciation Day

Presentation of a proclamation designating August 27, 2024 as Omari Jones Day

Acknowledgement

Mayor Demings acknowledged that the Lake Mary Little League Baseball team won U.S. national championship and the World Series.

Public Comment

The following persons addressed the Board during public comment:

- Nelson Betancourt
- Former City of Winter Park Mayor Kenneth Bradley
- Liza Minnelli - Pacheco (phonetic)
- Eric Grimmer

- Danny Ramos
- Stefany Vielma
- Pablo Rodriguez (phonetic)

(Pursuant to Section 209 of the Orange County Charter)

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor corrected language for Administrative Services Department Item 6, to state "for a revised total contract amount of \$205,530."; further, deferred action on Planning, Environmental, and Development Services Department Item 4; and further, a motion was made by Commissioner Uribe, 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 Uribe, Commissioner Gomez Cordero, and Commissioner Bonilla

Absent: 1 - Commissioner Scott

A. COUNTY COMPTROLLER

1. **24-1213** Approval and execution of the minutes of the July 30, 2024 meeting of the Board of County Commissioners. (Clerk's Office)
2. **24-1214** Approval of the check register authorizing the most recently disbursed County funds, having been certified that no accounts have been overdrawn due to the issuance of same. (Finance/Accounting)

Disbursement periods cover:

- August 9, 2024 to August 15, 2024; \$39,962,625.96
- August 16, 2024 to August 22, 2024; \$57,956,918.34

B. COUNTY ADMINISTRATOR

1. **24-1230** Approval of budget amendments #24-45, #24-46, #24-47, #24-48, #24-49, #24-50 and #24-51. (Office of Management and Budget)
2. **24-1233** Approval of budget transfer #24-1151. (Office of Management and Budget)
3. **24-1236** Approval and execution for the Orange County Sheriff's Office to spend \$6,500 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures for eligible contributions to The Lifeboat Project (\$5,000) and the Finley Project (\$1,500). (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-1023** Approval to award Invitation for Bids Y24-121-MV, Staff Augmentation - Nursing Services for Corrections, to the two low responsive and responsible bidders, Ghost RX Inc., in the estimated contract award amount of \$598,842.40 for a one-year term, and Sunshine Enterprise USA L.L.C., in the estimated contract award amount of \$631,590 for a one-year term. Further request authorization for the Procurement Division to renew the contracts for four additional 1-year terms.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Health Services Department Corrections Health Division] Procurement Division)

2. **24-1170** Approval to award Invitation for Bids Y23-706-MB, Lake Apopka Trail Connector Project, to the low responsive and responsible bidder, Gibbs & Register, Inc., in the total contract award amount of \$7,994,899.50. In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Public Works Department Engineering Division] Procurement Division).

3. **24-1171** Approval to award Invitation for Bids Y24-779-CC, Orange County Convention Center Campus People Counting Sensor System, to the low responsive and responsible bidder, Tadeos Engineering LLC, in the total contract award amount of \$499,100. In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Convention Center Capital Planning and Building Systems Division] Procurement Division)

4. **24-1172** Approval to award Invitation for Bids Y23-705-CC, State Road 434 (Alafaya Trail) at Corporate Blvd FPN: 435526-1-58-01 FAN: D522 074 B, to the low responsive and responsible bidder, Gibbs & Register, Inc., in the total contract award amount of \$2,563,932.80. ([Public Works Department

Engineering Division] Procurement Division).

5. **24-1176** Approval of Amendment No. 14, Contract Y18-1053, Recycle and Waste Disposal Services, with Waste Management Inc. of Florida, in the amount \$573,660.55, for a revised estimated contract amount of \$3,286,359.49. ([Administrative Services Department Facilities Management Division] Procurement Division)
6. **24-1182** Approval of Amendment No. 4, Contract Y23-2221, Providing Telehealth Psychiatric Services, with Impower, Inc., in the amount of \$59,287.50, for a revised total contract amount of \$205,530. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)

(This item was corrected.)

7. **24-1184** Approval to award Invitation for Bids Y24-1085-MM, MSBU Retention Pond Aquatic Weed Control for Stormwater Management Division, to the low responsive and responsible bidders, with DeAngelo Contracting Services, LLC for Lot A, in the total estimated contract award amount of \$269,700 for the base year, Okros Investments, LLC dba Sorko Services, Inc. for Lot B, in the total estimated contract award amount of \$169,000 for the base year, Waters Brothers Environmental, Inc. for Lot C, in the total estimated contract award amount of \$322,035 for the base year, and Airboat Addicts, Inc. for Lot D, in the total estimated contract award amount of \$358,455 for the base year. Further request authorization for the Procurement Division to exercise options years one and two for all contracts.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. (Public Works Department Stormwater Management Division [Procurement Division])

8. **24-1186** Approval to award Invitation for Bids Y24-773-SH, Tangelo Park Community Center, to the low responsive and responsible bidder, Collage Design and Construction Group, Inc., in the total contract award amount of \$7,041,570 inclusive of additives one and two.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds,

further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Administrative Services Department Capital Projects Division] Procurement Division).

9. **24-1189** Approval of Amendment No. 5, Contract Y22-212, Providing Screening for Young Children Utilizing the Ages and Stages Questionnaire: Social Emotional Second Edition, Sub-Recipient Agreement, with Early Learning Coalition of Orange County, Inc., in the amount of \$389,645, for a revised not-to-exceed amount of \$1,308,580. (Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
10. **24-1192** Approval of Amendment No. 5, Contract Y19-1130, Operation and Maintenance of Small Water and Wastewater Plants, with U.S. Water Services Corporation, in the amount of \$80,000, for a revised estimated contract amount of \$305,677.84. ([Administrative Services Department Facilities Management Division] Procurement Division)
11. **24-1193** Selection of OneDigital, LLC dba Digital Insurance, LLC to provide Employee Benefit Consulting Services, Request for Proposals Y24-1001-KK.

Request Board authorization for the Procurement Division to negotiate and execute a contract in the estimated amount of \$568,800 for a three-year term. Further request Board authorization for the Procurement Division to renew the contract for two additional one-year terms. ([Administration and Fiscal Services Department Human Resources Division] Procurement Division)
12. **24-1194** Approval of Amendment No. 4, Contract Y22-2001, Providing Implementation and Training in Infant and Early Childhood Mental Health Consultation, Parent Child Interaction Therapy, and Child Parent Psychotherapy, Sub-Recipient Agreement with Kinder Consulting & Parents Too, Inc, in the amount of \$1,617,125, for a revised total contract amount of \$6,248,737. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
13. **24-1195** Ratification of Purchase Order No. M115501, Biosolids Management - Eastern and Northwest Water Reclamation Facility, with CompostUSA of Sumter County, LLC, in the amount of \$408,744. ([Utilities Department Water Reclamation Division] Procurement Division)
14. **24-1197** Approval to award Invitation for Bids Y24-1052-AV, Moving Services for Furniture, Equipment and Furnishings, to the low responsive and responsible bidder, Anaries LLC, in the estimated contract award amount of \$534,000

for a five-year term.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Administrative Services Department Facilities Management Division] Procurement Division)

15. **24-1200** Approval of Amendment No. 6, Contract Y19-1004, Security Monthly Monitoring, Annual Test, Inspection, Equipment Installation and Repair Services, with J. Lane Enterprises dba Lane Electronics & Alarm Systems Inc., in the amount of \$49,573 for a revised estimated contract amount of \$286,139.72. ([Community and Family Services Department Parks and Recreation Division] Procurement Division)
16. **24-1201** Approval of Amendment No. 9, Contract Y20-1074A, Commercial Doors and Gates Preventative Maintenance and Repairs, with C&D Industrial Maintenance LLC, in the amount of \$250,000, for a revised estimated contract amount of \$1,134,700. ([Fire Rescue Department Planning and Technical Services Division] Procurement Division)
17. **24-1203** Approval of Amendment No. 7, Contract Y22-165, Providing Nurse-Family Partnership Services to At-Risk Pregnant Women, Sub-Recipient Agreement, with Healthy Start Coalition of Orange County, Inc., in the amount of \$956,302 for a revised not-to-exceed amount of \$2,875,208. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
18. **24-1204** Approval of Amendment 10, Contract Y20-173A, Expansion of HIV Medical Services, with CAN Community Health, Inc., in the amount of \$650,000 for a revised estimated contract amount of \$1,414,703. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
19. **24-1205** Approval to award Invitation for Bids Y24-771-EB, Health Services Emergency Medical Supplies Warehouse Alterations, to the low responsive and responsible bidder, CIC Construction Group USA, LLC, in the total contract award amount of \$2,877,486 inclusive of Additive No. 1.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, Department of State registration, E-Verify, insurance, and bonds, further request authorization to award to the next low responsive and responsible

bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Administrative Services Department Capital Projects Division] Procurement Division).

PROCUREMENT:

The existing emergency medical supplies (EMS) warehouse is not large enough to meet the Health Services Department’s needs. Work under this contract consists of alterations to the warehouse portion of the facility, including alterations to the existing office, secured storage areas, interior partitioning of a fire room, LED lighting, fire suppression system, and addition to the existing HVAC system. Additive No. 1 includes modifications to the existing employee restrooms by completing a fluid applied roofing recovery that includes cleaning and preparing original warehouse roofings and flashing plus application of an acrylic elastomeric partially reinforced roof coating. The project is critical to provide needed warehouse space at the EMS warehouse. The project is located in District 6.

FUNDING:

Funding is available in account number 5896-019-8623-6210.

APPROVALS:

The Capital Projects Division and Business Development Division concur with this recommendation.

REMARKS:

Three bids were received in response to this Invitation for Bids (IFB) and were evaluated for responsiveness, responsibility, and price reasonableness. The bid submitted by CIC Construction Group USA, LLC is considered reasonable based on comparison to the engineer’s estimate. References provided were satisfactory for this type of work and CIC Construction Group USA, LLC has been determined to be responsible. Therefore, the award is recommended to CIC Construction Group USA, LLC.

The bid tabulation is as follows:

BIDDER	BASE BID + ADDITIVE No. 1
CIC Construction Group USA, LLC	\$2,760,416.00 Base Bid
	\$ 117,070.00 Additive No. 1
	\$2,877,486.00 Total

Rycon Construction, Inc.	\$2,848,808.00 Base Bid
	\$ 192,707.00 Additive No. 1
	\$3,041,515.00 Total

Ovation Construction Company, LLC	\$2,896,040.72 Base Bid
	\$ 239,988.74 Additive No. 1
	\$3,136,029.46 Total

20. **24-1206** Ratification of Emergency Purchase Order No. M115567, Recycling of Debagged Yard Waste, with Hubbard Construction Company dba Mid Florida Materials, in the amount of \$268,030 for a two-month term. ([Utilities Department Solid Waste Division] Procurement Division)

21. **24-1207** Selection of Dewberry Engineers, Inc. to provide Roadway Conceptual Analysis Study for South Econlockhatchee Trail, Request for Proposals Y24-816-ZR.

Further request Board authorization for the Procurement Division to negotiate and execute a contract provided the contract does not exceed the budget of \$1,083,697.60. Further request Board authorization for the Procurement Division to formally terminate negotiations with the top ranked firm, if we are unable to come to a favorable negotiated agreement. ([Public Works Department Transportation Planning Division] Procurement Division)

22. **24-1210** Approval to award Invitation for Bids Y24-766-ZR, Orange County Convention Center West Building Tasting Room Buildout, to the low responsive and responsible bidder, Poli Construction Inc., in the total contract amount of \$1,484,011.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County. ([Orange County Convention Center Capital Planning Division] Procurement Division)

23. **24-1244** Ratification of Change Order No. 3, Purchase Order No. M112164, Biosolids Management - South Water Reclamation Facility, with CompostUSA of Sumter County, LLC, in the amount of \$365,000, for a revised total amount of \$2,058,600. ([Utilities Department Water Reclamation Division] Procurement Division)

24. **24-1209** Approval to award Invitation for Bids Y24-774-ZR, Facilities Administration and Special Services Building Generator Upgrade, to the low responsive and responsible bidder, Echo ED Corp, in the total contract award amount of \$226,950.

In the event the bidder recommended above fails to achieve timely compliance with pre-award deliverables, as defined in the Invitation for Bids, including, but not limited to, M/WBE participation sub-contract agreements, State Division of Corporations registration, E-verify, insurance and bonds, further request authorization for the Procurement Division to award to the

next low responsive and responsible bidder as listed in the bid tabulation herein, to the extent practicable and advantageous to the County.
([Administrative Services Department Facilities Management Division]
Procurement Division)

25. 24-1223 Approval and execution of Agreement for Sale and Purchase by and between Richard John Douglas and Martha Jo Douglas and Orange County, Florida, approval of Warranty Deed, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided by the Agreement for Sale and Purchase, disburse funds to pay purchase price in the amount of \$880,745, and perform all actions necessary and incidental to closing for Green PLACE Parcel 244. District 5. (Real Estate Management Division)
26. 24-1224 Approval and execution of Orlando Utilities Commission Utility Easement (Orange County Convention Center Car Charging Hub WR#732041) by and between Orange County, Orlando Utilities Commission, and City of Orlando, and authorization to record instrument for Orange County Convention Center Car Charging Hub. District 6. (Real Estate Management Division)
27. 24-1225 Approval and execution of Resolution 2024-M-23 of the Orange County Board of County Commissioners regarding repudiation of any interest in that certain Easement recorded as Document Number 20220705394 of the Public Records of Orange County, Florida, approval of Sidewalk Easement between Vaishnav Sangh of USA Inc. and Orange County, and Subordination of Encumbrance to Property Rights to Orange County, and authorization to record instruments for Vaishnav Sangh Academy Permit B22905721. District 5. (Real Estate Management Division)
28. 24-1226 Approval of Utility Easement between Vaishnav Sangh of USA Inc. and Orange County, and Subordination of Encumbrances to Property Rights to Orange County, and authorization to record instruments for Vaishnav Sangh Academy Permit B22905721 OCU File 100345. District 5. (Real Estate Management Division)
29. 24-1222 Approval of Temporary Construction Easement from Thi Hong Loan Huynh to Orange County, and authorization to disburse funds and record instrument for Bob's Market Canal (Parcel 705). District 5. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. 24-1232 Receipt and filing of Program Performance Summary Report for the Focus Area Two (FA2) federal monitoring review; Orange County Head Start Fiscal Corrective Action Plan, and Orange County Head Start Oral Health Corrective Action Plan for the official county record. (Head Start Division)

E. FIRE RESCUE DEPARTMENT

- 1. **24-1190** Approval and execution of Statewide Mutual Aid Agreement - 2023 (Office of Emergency Management)
- 2. **24-1191** Approval and execution of 1) Federally Funded Subaward and Grant Agreement for DR - 4734 - Hurricane Idalia Agreement No: Z3943 by the State of Florida Division of Emergency Management and Orange County; 2) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion; 3) Systems Access Form (Contacts) FEMA/Grantee Public Assistance Program Florida Division of Emergency Management; 4) Certification Regarding Lobbying; and 5) Amendment No. 1 for Idalia Funding Agreement - DR4734. (Office of Emergency Management)
- 3. **24-1196** Approval and execution of 1) State-Funded Grant Agreement FY 2024 Emergency Preparedness and Assistance Grant (EMPA) Agreement No: A0460 in the amount of \$105,806 and 2) FY 2024 EMPA Agreement Exhibit 2-EM Director Certification. There is no match required. (Office of Emergency Management)

F. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

- 1. **24-1212** Approval of Solid Waste Management Facility permit renewal application No. SW-22-09-001 for Hubbard Construction Company, for the facility known as Mid-Florida Materials, subject to waivers and conditions of approval. District 2. (Environmental Protection Division)
- 2. **24-1216** Acceptance of the findings and recommendation of the Environmental Protection Division staff and approval of Conservation Area Impact Permit CAI-23-10-047 for Lockheed Martin Corp. District 4 (Environmental Protection Division)
- 3. **24-1217** 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. Districts 2, 3 and 6. (Neighborhood Services Division)
 LC 24-0190 LC 24-0214 LC 24-0215 LC 24-0224 LC 24-0225
 LC 24-0232 LC 24-0212 LC 24-0226 LC 24-0168 LC 24-0182
 LC 24-0185 LC 24-0189 LC 24-0194 LC 24-0205 LC 24-0208
 LC 24-0217 LC 24-0218 LC 24-0219 LC 24-0220 LC 24-0229
- 4. **24-1218** Approval and execution of Non-Substantial Deviation Amendment to Development Order for the Quadrangle Development of Regional Impact. District 5. (Development Review Committee)

(This item was deferred.)

G. PUBLIC WORKS DEPARTMENT

1. **24-1229** Authorization to record the plat of Flamingo Village Shops. District 1. (Development Engineering Division)
2. **24-1231** Approval and execution of Proportionate Share Agreement for Village H of Horizon West Waterleigh PD - Parcel 13 Village Center/PSP-18-09-302 Avalon Road by and between Four Ways Capital Group LLC and Orange County for a proportionate share payment in the amount of \$457,912. District 1. (Roadway Agreement Committee)
3. **24-1237** Approval and execution of Proportionate Share Agreement for Autozone Store No. 0419 Colonial Drive by and between AutoZone Stores, LLC and Orange County for a proportionate share payment in the amount of \$248,543. District 5. (Roadway Agreement Committee)

H. UTILITIES DEPARTMENT

1. **24-1167** Approval and execution of Change Order Number 12, Contract Y23-741-R2 Pine Hills Road Pedestrian Safety Improvements-Phase II, with RMS Constructors Group, LLC, in the amount of \$9,849,999.52, for a revised total contract amount of \$ 21,436,439.57. District 6. (Field Services Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **24-1215** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Minutes of the July 29, 2024, Meeting in the Sunshine, Commissioners Mayra Uribe, and Emily Bonilla met to discuss public comment, annexation, rural boundary, ARC/TDT, Sunshine meeting policies, Vision 2050/Orange Code, public records, travel policies, and budgets.
 - b. St. Johns River Water Management District Revised 2024 Meeting Schedule.
 - c. Randal Park Community Development District Fiscal Year 2025 Proposed Budget.
 - d. Orange County Research and Development Authority (dba the Central Florida Research Park) Fiscal Year 2024-2025 Budget.
 - e. Florida Public Service Commission Consummating Order. In re: Request for approval of change in rate used to capitalize allowance for funds used

during construction (AFUDC) from 6.37% to 6.76%, effective January 1, 2024, by Florida Power & Light Company.

f. Florida Public Service Commission Consummating Order. In re: Petition for approval of amended standard offer contract (Schedule COG-2), by Duke Energy Florida, LLC.

g. Florida Public Service Commission Consummating Order. In re: Petition for approval of renewable energy tariff and standard offer contract, by Florida Power & Light Company.

These items were received and filed.

III. DISCUSSION AGENDA

A. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-1219** Winter Park Community Redevelopment Agency (Neighborhood Services Division)

The following persons addressed the Board:

- City of Winter Park Mayor Sheila DeCiccio
- Peter Moore
- Randy Knight

The following material was presented to the Board: Exhibit 1, from City of Winter Park Mayor Sheila DeCiccio.

Board discussion ensued. County Administrator Brooks contributed to the discussion.

The Board took no action.

B. PUBLIC WORKS DEPARTMENT

1. **24-1246** Approval and execution of Resolution of the Orange County Board of County Commissioners regarding Orange County's Adoption of a Vision Zero Action Plan with a goal of eliminating all traffic related fatalities and serious injuries by 2040. All Districts. (Traffic Engineering Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Bonilla, to approve and execute Resolution 2024-M-24 of the Orange County Board of County Commissioners regarding Orange County's adoption of a Vision Zero Action Plan. The motion carried by the following vote:

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

IV. WORK SESSION AGENDA

A. UTILITIES DEPARTMENT

1. **24-1234** Septic Tank Workgroup Chapter 37 Ordinance (Engineering Division)

A motion was made by Mayor Demings, seconded by Commissioner Wilson, to consent and approve Staff finalize an Ordinance amending Chapter 37, Article XVII, Orange County Code. The motion carried by the following vote:

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

Absent: 2 - Commissioner Uribe, and Commissioner Scott

Non Agenda

County Attorney Newton provided an update on a lawsuit received electronically by Lake Picket North, LLC, challenging two (2) Charter Amendments the Board of County Commissioners passed at the July 30, 2024 and August 13, 2024 BCC meetings. After review of the lawsuit the main allegations are relating to a Business Impact Estimate, which is part of the Notice Provision Florida Statute 125.66. The lawsuit claims that Orange County did not meet or provide the Business Impact Estimate notification. By the Board taking action today with the two (2) resolutions, it would render the lawsuit moot.

A motion was made by Commissioner Wilson, seconded by Commissioner Bonilla, to approve and execute Resolution 2024-M-25 of the Orange County Board of County Commissioners regarding submitting to referendum a proposed amendment to the Charter of Orange County, Florida; providing for the establishment of a Rural Boundary and Rural Area; providing for voting requirements; calling a referendum on the proposed Charter amendment; providing the ballot title and ballot summary for the referendum; conditioning the effectiveness of the Charter amendment on voter approval at the referendum; providing for other related matters; providing for severability; and providing for effective dates. The motion carried by the following vote:

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

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to approve and execute Resolution 2024-M-26 of the Orange County Board of County Commissioners regarding submitting to referendum a proposed amendment to the Charter of Orange County, Florida; providing for an exclusive method of municipal voluntary annexation; providing for preemptory land use regulation; calling a referendum on the proposed Charter amendment; providing the ballot title and ballot summary for the referendum; conditioning the effectiveness of the charter amendment on voter approval at the referendum; providing for other related matters; providing for severability; and providing for effective date. The motion carried by the following vote:

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

V. RECOMMENDATIONS

1. 24-1220 August 1, 2024 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Scott, seconded by Commissioner Gomez Cordero, to approve the recommendations, with the exception of Case #VA 24-08-062, Siddharth Kaul for Marabou Restaurant (Appeal Filed), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

VI. PUBLIC HEARINGS

A. Shoreline Alteration/Dredge and Fill

1. 24-1113 ✓Case # SADF-24-06-013

Barbara A. Neel Life Estate, REM: Barbara Ann Neel, Lake Weston, permit; District 2

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 24-06-013 to authorize the construction of a replacement aluminum sheet pile seawall along the shoreline of Lake Weston, pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredging Control **Location:** District 2; on property located adjacent to Lake Weston, located at 5808 Satel Drive, Orlando, Florida, 32810; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following person addressed the Board: Richard Horn.

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-24-06-013) subject to the twenty-four (24) conditions of approval listed in the Staff Report dated July 31, 2024. The motion carried by the following vote:

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

B. Resolution

2. 24-866 Designating certain land within unincorporated Orange County consisting of

Parcel ID 15-23-29-0000-00-020, as the Durham Place Green Reuse Area: ROCC (Redeveloping Orange County Communities) and as a Brownfield Area for the purpose of environmental remediation, rehabilitation, and economic development; District 3 (Continued from July 30, 2024)

Consideration: DESIGNATING CERTAIN LAND WITHIN UNINCORPORATED ORANGE COUNTY CONSISTING OF PARCEL ID 15-23-29-0000-00-020 AS THE DURHAM PLACE GREEN REUSE AREA: ROCC (REDEVELOPING ORANGE COUNTY COMMUNITIES) AND AS A BROWNFIELD AREA FOR THE PUPOSE OF ENVIRONMENTAL REMEDIATION, REHABILITATION AND ECONOMIC DEVELOPMENT

The following persons addressed the Board:

- Brett Brumund
- Nancy Campiglia
- John Robey
- Maureen Kennedy Hale
- Glen Lowery
- Kaye Hanna
- Jackie Davenport

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

- Exhibit 1, from Brett Brumund
- Exhibit 2, from John Robey
- Exhibit 3, from Kaye Hanna
- Exhibit 4, from Brett Brumund
- Exhibit 5, from Jane Gregory
- Exhibit 6, from Brett Brumund

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to deny designating certain land within unincorporated Orange County Parcel ID 15-23-29-0000-00-020, Durham Place Green Reuse Area: ROCC (Redeveloping Orange County Communities) as a brownfield area for the purpose of environmental remediation, rehabilitation and economic development. The motion carried by the following vote:

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

Nay: 1 - Commissioner Moore

C. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendment, Ordinance and Concurrent Rezoning

3. **24-1174** Adoption of Future Land Use Map Amendment SS-23-12-099, Ordinance, and Concurrent Rezoning RZ-24-05-011, Thomas Sullivan, Gray Robinson, P.A.

- a. Amendment SS-23-12-099

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

Location: District 3; property located at 533 N. Forsyth Road; generally east of N. Forsyth Rd, south of Ebans Bend, north of Grapeland Trl.; 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.√ Rezoning RZ-24-05-011

Consideration: Request to change the zoning from R-1A (Single-Family Dwelling District) zoning to R-2 Restricted (Residential District) in order to allow development of single-family detached homes (currently estimated at up to 27 homes). A restriction is provided in order to ensure development is detached homes only; pursuant to Orange County Code, Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 3; property located at 533 N. Forsyth Road; generally east of N. Forsyth Rd, south of Ebans Bend, north of Grapeland Trl.; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; and further, adopt Amendment SS-23-12-099 Low - Medium Density Residential Future Land Use Map designation. The motion carried by the following vote:

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

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to adopt associated Ordinance 2024-24; and further, approve the rezoning request RZ-24-05-011 from R-1A (Single-Family Dwelling District) zoning to R-2 Restricted (Residential District) zoning, subject to one restriction: Development shall be limited to single-family detached homes only. The motion carried by the following vote:

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

D. Ordinance/Comprehensive Plan - Adoption of Small Scale Amendment, Ordinance, and Concurrent PD Substantial Change

4. **24-1175** Adoption of Future Land Use Map Amendment SS-24-04-004, Ordinance, and Concurrent PD Substantial Change Request CDR-23-09-293, Rebecca Wilson

a. Amendment SS-24-04-004

Consideration: To change the Future Land Use designation from Office (O) to High Density Residential - Student Housing (HDR-Student Housing), pursuant to Orange County Code, Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; property located at 3501 Quadrangle Blvd; generally located north of University Blvd, west of Alafaya Trail, south of Corporate Blvd; 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. ✓ CDR 23-09-293

Consideration: Substantial change request to change the designation for newly created Tract 17D (created out of Tract 17C) of the Quadrangle PD from Office to Student Housing to allow for 640 student housing beds through a conversion of 105,039 square feet of Office uses. In addition, two waivers from Orange County Code are requested: 1. A waiver from Section 38-1476(a) to allow 0.80 parking spaces per bedroom, in lieu of one (1) space per bedroom for Tract 17D only; and 2. A waiver from Section 38-1254(d)(2) to allow a building height up to eighty-five (85) feet, in lieu of forty (40) feet for Tract 17D only; pursuant to Orange County Code, Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; property located at 3501 Quadrangle Blvd; generally located north of University Blvd, west of Alafaya Trail, south of Corporate Blvd; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Rebecca Wilson.

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; and further, adopt Amendment SS-24-04-004 High - Density Residential - Student Housing (HDR-Student Housing) Future Land Use Map designation. The motion carried by the following vote:

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

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to adopt Ordinance 2024-25; further, approve the substantial change request subject to the twenty-nine (29) conditions of approval listed in the Staff Report dated August 5, 2024; and further, approve and execute the Non-Substantial Deviation Amendment to Development Order for the Quadrangle Development of Regional Impact. The motion carried by the following vote:

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

and

I. CONSENT AGENDA (Deferred)

F. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

4. **24-1218** Approval and execution of Non-Substantial Deviation Amendment to Development Order for the Quadrangle Development of Regional Impact. District 5. (Development Review Committee)

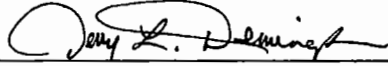
This consent item was approved.

√ **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 <https://www.ocfl.net/OpenGovernment/MeetingsReport.aspx>

ADJOURNMENT: 3:44 p.m.

ATTEST:

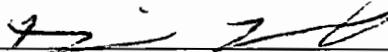


County Mayor Jerry L. Demings

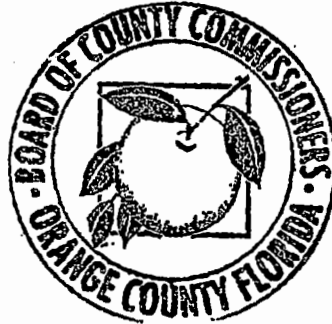
Date: September 24, 2024

ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk



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. Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (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.