

Orange County Government

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



Final Meeting Minutes

Tuesday, February 11, 2020

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

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

Present: 7 - Mayor Jerry L. Demings, Commissioner Betsy VanderLey, 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
Deputy Clerk Katie Smith
Senior Minutes Coordinator Craig Stopyra
Senior Minutes Coordinator Jennifer Lara-Klimetz

Invocation - Mayor

Pastor Errol Thompson, New Life Fellowship Missionary Baptist Church

Pledge of Allegiance**Presentation**

Presentation of "Don't Pitch It, Fix It" Award

Public Comment

The following persons addressed the Board for public comment:

- Anna Pepper
- James Wilson Jr.
- Nicole Wilson
- Shannon Normand
- Jessica Sullivan
- Daisy Kelly
- Sharon McBreen
- Nathalie Van Turnhout
- Matthew Harris
- Marta Northcutt
- Vincent Marcucci
- Dempsey Perno
- Mary Wilson
- Grace Harris

- Mary Nesler
- Benjamin Wilkin
- Muriel Jones
- Karla Martinez
- Abner Liceaga
- Robert Stein
- Maureen Powers
- Cecilia Catron
- Ian Motie
- Michael Lella
- Marco Aquero
- Karen Murphy
- Harry Gregg
- Sama Nuzuma
- Jess Kovach
- Chuck O'Neal
- Caroline Chomanics
- Barbi Butler
- Peter Gottfried
- Nicole Paddock
- Michelle Suarez
- Anh Volmer
- Stacy Bursuk
- Former District 3 Commissioner Pete Clarke
- Katrina Shadix
- Gretchen Robinson
- Forest Michael
- Jim Erwin
- Todd Catella
- Marilyn Diaz
- Eric Rollings
- Kim Foster
- Darius Darvell Sneed
- Vernor Toland
- Sally Baptiste
- Amanda Martin
- Michael Gaithe
- Valerie Anderson
- Ernest Calderon
- Philip Joseph Unser
- Penny Hunter
- Andres Gaviria
- Matt Hunter
- Frank Vassell
- Maria Bolton-Joubert

- Connie West
- Kimberly Buchheit

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

- Exhibit 1, from Nicole Wilson
- Exhibit 2, from Mary Wilson
- Exhibit 3, from Peter Gottfried
- Exhibit 4, from Katrina Shadix
- Exhibit 5, from Forest Michael
- Exhibit 6, from Sally Baptiste
- Exhibit 7, from Valerie Anderson
- Exhibit 8, from Frank Vassell
- Exhibit 9, from Kimberly Buchheit

The following materials were received by the Clerk during public comment. The materials referenced by the speaker were not presented to the Board.

- Submittal 1, from Nicole Wilson
- Submittal 2, from Valerie Anderson
- Submittal 3, from Connie West
- Submittal 4, from Kimberly Buchheit

I. CONSENT AGENDA

Approval of the Consent Agenda

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

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

A. COUNTY MAYOR

1. **20-235** Confirmation of the Mayor's managerial appointment of Pedro Medina, P.E. as Manager, Development Engineering Division, Public Works Department.

B. COUNTY COMPTROLLER

1. **20-236** Approval of the minutes of the January 14, 2020 meeting of the Board of County Commissioners. (Clerk's Office)
2. **20-237** 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:

- January 24, 2020, to January 30, 2020; \$47,907,534.12
- January 31, 2020, to February 06, 2020; \$49,814,079.02

(Finance/Accounting)

C. COUNTY ADMINISTRATOR

1. **20-238** Confirmation of Commissioner Uribe's reappointment to the Lake Conway Water and Navigation Control District Advisory Board of Michael W. Blackton, Robert Lance, and Frances Guthrie with terms expiring December 31, 2021, and appointment of Elizabeth Nelson with a term expiring December 31, 2020. (Agenda Development Office)
2. **20-239** Approval and execution of Affiliation Agreement between Orange County, Florida and Grand Canyon University, Inc. related to Experiential Learning Placement Program, with a term ending December 31, 2023 and authorization for the Mayor or designee to execute any amendments to this Agreement. (Human Resources Division)
3. **20-240** Approval and execution of Memorandum of Agreement between the United States Army and Orange County, Florida related to participation in the U.S. Army Partnership for Youth Success (PaYS) Program and authorization for the Mayor or designee to execute any amendments to this Agreement. (Human Resources Division)
4. **20-241** Approval to pay the second quarter billing for the Orange County Property Appraiser in the amount of \$2,606,828.99. (Office of Management and Budget)
5. **20-242** Approval for the Orange County Sheriff's Office to spend \$1,500 from the FY 2020 Law Enforcement Trust Fund to provide an eligible contribution to the National Alliance on Mental Illness (NAMI). (Office of Management and Budget)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **20-243** Approval to award Invitation for Bids Y20-125-TJ, Refrigeration Equipment Preventative Maintenance and Repairs for Orange County Convention Center, to the low responsive and responsible bidder, TWC Services, Inc. The estimated contract award amount is \$1,284,626.55 for a 3-year term. ([Convention Center Facility Operations Division] Procurement Division)
2. **20-244** Approval to award Invitation for Bids Y20-154-TJ, Industrial Hygiene Consulting Services, to the low responsive and responsible bidder, Partner Assessment Corporation dba Engineering Services and Science, Inc. The estimated contract award amount is \$675,532.50 for a 3-year term. ([Administration and Fiscal Services Risk Management Division])

Procurement Division)

3. **20-245** Approval to award Invitation for Bids Y20-704-RM, Orange County Administration Center Elevator Modernization, to the low responsive and responsible bidder, Skyline Elevator, Inc. The total contract award amount is \$1,288,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
4. **20-246** Approval to award Invitation for Bids Y20-725-RM, Bates Road Over Crane Strand Canal Bridge and Buck Road Over Little Econ River Bridge Site Deficiencies Repairs, to the low responsive and responsible bidder, Proshot Concrete, Inc. The total contract award amount is \$193,585. ([Public Works Department Roads and Drainage Division] Procurement Division)
5. **20-247** Approval of Amendment No. 4, Contract Y17-1088-LC, Short Term Residential Program for Adult Victims of Human Trafficking, with Aspire Health Partners, Inc., in the amount of \$375,000, for a revised total contract amount of \$1,125,000. ([Community and Family Services Department Youth and Family Services Division] Procurement Division)
6. **20-248** Approval of Amendment No. 2, Contract Y19-105, Liquid Polymer for South Water Reclamation Facility (SWRF), with Polydyne, Inc., in the amount of \$331,650, for a revised total contract amount of \$706,700. ([Utilities Department Water Reclamation Division] Procurement Division)
7. **20-249** Approval and execution of Third Addendum to Parking Agreement between R & R Palmetto Avenue, Ltd. and Orange County, Florida, and delegation of authority to the Real Estate Management Division to increase number of parking spaces up to a specified maximum and furnish notices, required or allowed by the agreement, as needed for Palmetto Parking Garage (R&R) 305 Palmetto Avenue, Orlando, Florida 32801 Lease File #3010. District 5. (Real Estate Management Division)
8. **20-250** Approval and execution of License Agreement between SWVP Orlando Office LLC and Orange County and delegation of authority to the Real Estate Management Division to furnish notices, required or allowed by the license, as needed for SOE Parking - Marks Street Senior Recreation Complex (800 N. Magnolia Ave.) 800 North Magnolia Avenue, Orlando, Florida 32801 Lease File # 10003. District 5. (Real Estate Management Division)
9. **20-251** Approval of Monthly Garage Permit Parking Agreement between City of Orlando Parking Division and Orange County, Florida, and delegation of authority to the Real Estate Management Division to exercise termination option and furnish notices, required or allowed by the agreement, as needed for Amelia Street Garage (fka Centroplex I) 400 West Amelia Street, Orlando, Florida 32801 Lease File #3009. District 6. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

- 1. **20-252** Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at John H. Bridges Head Start. This application is only executed by Orange County. (Head Start Division)
- 2. **20-253** Receipt and filing of Head Start Policy Council Program Information and Updates December 2019 and Head Start Policy Council Meeting Minutes November 21, 2019 for the official county record. (Head Start Division)
- 3. **20-254** Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement Agreement Number: L1902 for the acquisition of three parcels known as the Harrod property. District 5. (Parks and Recreation Division)

F. CORRECTIONS DEPARTMENT

- 1. **20-255** Approval of U.S. Department of Justice, Bureau of Justice Assistance grant award under the State Criminal Alien Assistance Program for FY 2019 in the amount of \$180,555 for reimbursement of costs incurred for the incarceration of undocumented criminal aliens. No local match is required.

G. HEALTH SERVICES DEPARTMENT

- 1. **20-256** Approval and execution of the Paratransit Services License for Caring Hands Medical Transportation LLC to provide wheelchair/stretchers service. The term of this license is from March 1, 2020 through March 1, 2022. There is no cost to the County. (EMS Office of the Medical Director)

H. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

- 1. **20-257** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

| | | | | |
|------------|------------|------------|------------|------------|
| LC 20-0244 | LC 20-0265 | LC 20-0183 | LC 20-0119 | LC 20-0193 |
| LC 19-0853 | LC 20-0208 | LC 20-0205 | LC 20-0128 | LC 20-0195 |
| LC 20-0118 | LC 20-0217 | LC 19-0999 | LC 20-0135 | LC 20-0220 |
| LC 20-0124 | LC 20-0259 | LC 19-1108 | LC 20-0137 | LC 20-0222 |
| LC 20-0191 | LC 20-0260 | LC 20-0009 | LC 20-0170 | LC 20-0226 |
| LC 20-0204 | LC 19-0268 | LC 20-0063 | LC 20-0174 | LC 20-0230 |
| LC 20-0213 | LC 20-0107 | LC 20-0086 | LC 20-0189 | LC 20-0241 |
| LC 20-0232 | LC 20-0251 | LC 20-0097 | LC 20-0190 | LC 20-0243 |

2. **20-258** Approval of U.S. Environmental Protection Agency Cooperative Agreement Grant Number (FAIN): A-95450420-0 between the U.S. Environmental Protection Agency and Orange County in the amount of \$500,000, with an initial award amount of \$75,000 and subject to availability of funds from the U.S. Environmental Protection Agency, relating to assistance in the implementation of air pollution control programs throughout the County and authorization for the Environmental Protection Division Manager to make non-substantial amendments to the agreement, including additional service periods. The grant period is October 1, 2019 through September 30, 2021. All Districts. (Environmental Protection Division)

3. **20-259** Approval of the Neighborhood Grants Advisory Board's recommendations for February 2020 Neighborhood Beautification Grants to Andover Point HOA (\$10,000), Arbor Ridge Community (\$10,000), Bay Hill Village (\$3,500), Bel Air Neighborhood Association (\$9,984), Brentwood Club (\$7,533), Caroline Estates (\$9,952), Creekwater Neighborhood Association (\$4,995), Grove Hill Community (\$9,905), Hiawassa Highlands Neighborhood Association (\$10,000), Hiawassee Estates Isle (\$9,744), Lake Sherwood Hills (\$9,718), Las Alamedas Community (\$10,000), Magnolia Springs Neighborhood Association (\$1,500), Normandy Shores (\$10,000), Park Manor Estates (\$10,000), River Crest Community (\$9,820), Rolling Woods Community (\$9,862), Sand Lake Hills Community (\$9,900), Southern Acres (\$2,447), Sylvan Hylands Neighborhood Association (\$4,995), Village Green Estates Neighborhood Association (\$10,000), Waterford Lakes Community Association (Crossroads Subdivision) (\$8,500), West Apopka Hills Community (\$9,950), and Zellwood Improvement Project (Willow Street) (\$4,885) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreements. Districts 1, 2, 3, 4, and 6. (Neighborhood Services Division)

4. **20-260** Approval of the Neighborhood Grants Advisory Board's recommendation of February 2020 Sustainable Communities Grant to Village Green Estates (\$1,500) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreement. District 6. (Neighborhood Services Division)

5. **20-261** Approval and execution of Proportionate Share Agreement for Fifth Third Bank Conroy-Windermere Road by and between Fifth Third Bank, National Association and Orange County for a proportionate share payment in the amount of \$38,546. District 1. (Roadway Agreement Committee)

6. **20-262** Approval and execution of Proportionate Share Agreement for Rouse Road; aka Waverly Walk University Boulevard: From Dean Road to Rouse Road by and between Thomas E. Opfell and Orange County, Florida for a proportionate share payment in the amount of \$88,071. District 5. (Roadway

Agreement Committee)

7. **20-263** Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID: 28-23-28-0600-00-040 by and between RBL Realty and Consulting, Inc. and Orange County to construct a pool and pool deck at 9179 Bay Point Drive, Orlando, Florida 32819. District 1. (Zoning Division)

I. PUBLIC WORKS DEPARTMENT

1. **20-264** Approval of "No Parking" signs installation in Orchard Hills Phase 1. District 1. (Traffic Engineering Division)
2. **20-265** Approval to construct speed humps on Harbor Point Boulevard. District 1. (Traffic Engineering Division)
3. **20-266** Approval to install "Stop" signs on Huntwick Drive at Withrowood Court and Gwyndale Court. District 1. (Traffic Engineering Division)
4. **20-267** Approval of Traffic Control Devices and "No Parking" signs installation in Sanctuary at Lakes of Windermere. District 1. (Traffic Engineering Division)
5. **20-268** Authorization to record the plat for Beggs Road. District 2. (Roads and Drainage Division)

J. UTILITIES DEPARTMENT

1. **20-269** Approval of Amendment 2 and Amendment 3 to Irrevocable Standby Letter of Credit No. 70003233 from SunTrust Bank on behalf of UniFirst Corporation in favor of Orange County in the amount of \$330,637.32 for the required security to guarantee compliance with the terms of the UniFirst Corporation Water and Wastewater Flow Monitoring Agreement. District 4.
2. **20-270** Approval of Amendment 1 to Irrevocable Standby Letter of Credit No. 70004170 from SunTrust Bank on behalf of 10602 SAT LLC in favor of Orange County in the amount of \$14,628.71 for the required security to guarantee compliance with the terms of the Bakery Wastewater Flow Monitoring Agreement. District 4.
3. **20-271** Approval of Amendment 1 to Irrevocable Standby Letter of Credit No. 70003075 from SunTrust Bank on behalf of Morrow Construction Company in favor of Orange County in the amount of \$438,833.36 for the required security to guarantee compliance with the terms of the Adara World Gateway Apartment Complex Water and Wastewater Capacity Adjustment Agreement. District 1.

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **20-272** Receipt of the following items to file for the record: (Clerk's Office)
 - a. An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 1.16 + acres located at E. Oakland Avenue; north of State Road 438 E. Oakland Avenue, west of Tildenville School Road, and east of Oakland Park Blvd; redefining the City boundaries to give the City jurisdiction over said property; providing for severability; providing for an effective date.
 - b. City of Ocoee Ordinance No. 2020-003, with Exhibit A (Legal Description), and Exhibit B (Location Map). Ordinance No. 2020-003 (Annexation Ordinance for Comfort Inn/MainStay Suites - 11401 W. Colonial Drive), Tax Parcel ID: 19-22-28-0000-00-007; Case No. Ax-11-19-85: Comfort Inn/MainStay Suites - 11401 W. Colonial Drive 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 +/- 1.21 acres located on the north side of Colonial Drive, south and east side of Marshall Farms Road and west of Maguire 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; providing for and authorizing the updating of Official City Maps; providing direction to the City Clerk; providing for severability; repealing inconsistent Ordinance; providing for an effective date.
 - c. City of Ocoee Ordinance No. 2020-005, with Exhibit A (Legal Description), and Exhibit B (Location Map). Ordinance No. 2020-005 (Annexation Ordinance for Comfort Inn/MainStay Suites - 945 Marshall Farms Road), Tax Parcel ID: 19-22-28-0000-00-008; Case No. AX-11-19-85: Comfort Inn/MainStay Suites - 945 Marshall Farms Road 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 +/- 1.17 acres located the north side of Colonial Drive, south and east side of Marshall Farms Road and west of Maguire 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; 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.
 - d. Audit Report No. 481 - Audit of the Air Pollution Control Trust Fund Fiscal Year 2018-2019.

These items were received and filed.

III. DISCUSSION AGENDA

A. COMMISSIONER'S REPORT

- 1. **20-273** Commissioner Bonilla wishes to move to rescind the Board's action of December 17, 2019, regarding approval of Resolution 2019-M-50 of the Orange County Board of County Commissioners regarding Support of the Central Florida Expressway Authority Preferred Alternative for the Osceola Parkway Extension Project Development and Environment (PD&E) Study Re-Evaluation and petitioning the Florida Communities Trust for a Modification of the Grant Award Agreement, Interagency Agreement, and Management Plan, as presented.

The following person addressed the Board: Diego Woody Rodriguez.

The following material was presented to the Board during discussion: Exhibit 1, from Diego Woody Rodriguez.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to rescind the Board's action of December 17, 2019, regarding approval of Resolution 2019-M-50 of the Orange County Board of County Commissioners regarding Support of the Central Florida Expressway Authority Preferred Alternative for the Osceola Parkway Extension Project Development and Environment (PD&E) Study Re-Evaluation and petitioning the Florida Communities Trust for a Modification of the Grant Award Agreement, Interagency Agreement, and Management Plan, as presented. The motion failed by the following vote:

- Aye:** 2 - Commissioner Gomez Cordero, and Commissioner Bonilla
- Nay:** 5 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, and Commissioner Siplin

B. ADMINISTRATIVE SERVICES DEPARTMENT

- 1. **20-275** Selection of one firm and two ranked alternates to provide Commissioning Services for the Orange County Convention Center North/South Building Improvements, Request for Proposals Y20-903-JS, from the following four firms, listed alphabetically:
 - EXP U.S. Services, Inc.
 - FCM Engineering
 - Graef-USA Inc.
 - Hanson Professional Services Inc.

([Convention Center Facility Operations Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Cordero, to appoint FCM Engineering, 354.83 points, as the selected firm; and further, appoint Hanson Professional Services Inc., 350 points, and Graef-USA Inc., 267.50 points, as the selected ranked

alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

2. **20-276** Selection of one firm and two ranked alternates to provide Security Guard Services for the Orange County Courthouse and Miscellaneous Sites, Request for Proposals Y19-1105-KB, from the following three firms, listed alphabetically:

- First Coast Security Services, Inc.
- G4S Secure Solutions (USA) Inc.
- Metropolitan Security Services Inc. dba Walden Security

([Administrative Services Department Facilities Management Division]
Procurement Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to appoint G4S Secure Solutions (USA) Inc., 423.57 points, as the selected firm; and further, appoint First Coast Security Services Inc., 368.60 points, and Metropolitan Security Services Inc. dba Walden Security, 342.68 points, as the selected ranked alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

3. **20-277** Selection of one firm and two ranked alternates to provide Security Guard Services for the Utilities Department, Request for Proposals Y19-1143-KB, from the following four firms, listed alphabetically:

- First Coast Security Services, Inc.
- G4S Secure Solutions (USA) Inc.
- Kent Security Services Inc.
- Universal Protection Service, LLC dba Allied Universal Security Services

([Utilities Department Fiscal and Operational Support Division] Procurement
Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to appoint G4S Secure Solutions (USA) Inc., 448.11 points, as the selected firm; and further, appoint First Coast Security Services Inc., 397 points, and Universal Protection Service, LLC dba Allied Universal, 353.19 points, as the selected ranked alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

D. HEALTH SERVICES DEPARTMENT

1. **20-279** Approval and execution of Resolution of the Orange County Board of County Commissioners Regarding certain services fees charged by Orange County Animal Services Division, setting the initial dangerous dog registration at \$515 and the renewal registration at \$113 effective March 1, 2020. (Animal Services Division)

The following person addressed the Board: Andres Gaviria.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to approve and execute Resolution 2020-M-03 of the Orange County Board of County Commissioners regarding certain services fees charged by Animal Services Division, setting the initial dangerous dog registration fee at \$515 and the renewal registration at \$113, effective March 1, 2020. The motion carried by the following vote:

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

A COMMISSIONER'S REPORT

2. **20-274** Commissioner Bonilla wishes to discuss hardship waiver of fee imposed pursuant to Orange County Code 5-32.

The following person addressed the Board: Andres Gaviria.

A motion was made by Commissioner Moore, seconded by Commissioner Bonilla, to reduce the 2019 annual dangerous dog fee to \$113 for Andres Gaviria. The motion carried by the following vote:

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

C. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **20-278** Youth Mental Health Update. (Mental Health and Homelessness Issues Division)

The Board took no action.

E. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **20-280** MetroPlan Orlando Board Meeting Briefing. (Transportation Planning Division)

The Board took no action.

F. UTILITIES DEPARTMENT

- 1. **20-281** Pluris Wedgefield LLC Water and Wastewater System. District 5.

The following person addressed the Board: Mike Nolan.

The Board took no action.

G. COUNTY MAYOR

- 1. **20-282** Open discussion on issues of interest to the Board.

No items were submitted.

IV. WORK SESSION AGENDA

A. HEALTH SERVICES DEPARTMENT

- 1. **20-283** Needle Exchange Program.

The Board took no action.

V. RECOMMENDATIONS

- 1. **20-004** January 16, 2020 Planning and Zoning Commission Recommendations

County staff noted a scrivener's error on the Table of Contents of the Planning and Zoning Commission Recommendations for January 16, 2020. Case # RZ 20-01-080 District 3 is in fact in District 4.

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to approve the recommendations, with the exception of Case # RZ-20-01-073 Honorio Savcedo (Appeal) and Case # RZ-20-01-070, Mustapha Moutchou (Board Called), which were pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

VI. PUBLIC HEARINGS

- 1. **20-044** Planning and Zoning Commission Rezoning Board-Called

Edward Durruthy, Castle & Cooke Real Estate Services, Case # RZ-19-10-045, November 21, 2019; District 3

Consideration: This request is to rezone from R-1A (Single-Family Dwelling District) to R-1 (Single-Family Dwelling District) in order to construct two (2) single-family detached dwelling units

(pending approved lot split); pursuant to Orange County Code, Chapter 30.

Location: District 3; property generally located on the northeast corner of 29th Street and Lee Street; Orange County, Florida (legal property description on file in Planning Division)

New Restrictions #1 and #2:

1. Buildings shall be limited to a maximum height of twenty-five (25) feet and one (1) story; and

2. Any lot split shall result in a configuration with a northern and southern lot. The northern lot shall only have access to Lee Street and the southern lot shall only have access to 29th Street.

The following person addressed the Board: Edward Durruthy.

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

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, approve the request from R-1A (Single-Family Dwelling District) to R-1 (Single-Family Dwelling District); and further, approve new restrictions #1 and #2. The motion carried by the following vote:

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

2. 20-045 Preliminary Subdivision Plan

Eric Warren, Poulos & Bennett, LLC, Spring Grove - Northeast Planned Development / Phase 3 - Parcel 28 Preliminary Subdivision Plan, Case # PSP-19-03-081; District 1

Consideration: Spring Grove - Northeast Planned Development / Phase 3 - Parcel 28 Preliminary Subdivision Plan, Case # PSP-19-03-081, 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 24.23 acres in order to construct 107 single-family residential dwelling units. This request also includes the following waivers from Orange County Code: a. A waiver from Section 38-1382(h)(4), to allow alleys to be designed as a tract in lieu of the requirement that they shall be designed as a private easement. b. A waiver from Section 38-1384(g)(1), to allow garage access to be setback from an alley tract in lieu of an easement. c. A waiver from Section 38-1384(g)(2), to allow the reference to pertain to an alley tract in lieu of an easement. d. A waiver from Section 38-1384(i)(2), to allow vehicular access to garages or other off-street parking to be from a rear alley tract in lieu of an easement.

Location: District 1; property generally located North of Flemings Road / East of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Eric Warren.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make

a finding of consistency with the Comprehensive Plan; and approve the request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

3. 20-114 Preliminary Subdivision Plan

Scott M. Gentry, Kelly, Collins & Gentry, Inc., Hamlin Southwest Planned Development / Hamlin Southwest Overall Infrastructure Preliminary Subdivision Plan, Case # PSP-19-06-190; District 1

Consideration: Hamlin Southwest Planned Development / Hamlin Southwest Overall Infrastructure Preliminary Subdivision Plan, Case # PSP-19-06-190, 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 78.96 acres in order to construct three lots, two drainage tracts (4A & 4B), an off-site drainage easement, and road infrastructure.

Location: District 1; property generally located South of New Independence Parkway / West of State Road 429; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Scott Gentry
-Steve Schildwachter

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

4. 20-113 Preliminary Subdivision Plan

Scott M. Gentry, Kelly, Collins & Gentry, Inc., Hamlin Southwest Planned Development / Hamlin Southwest Subdivision Preliminary Subdivision Plan, Case # PSP-19-06-205; District 1

Consideration: Hamlin Southwest Planned Development / Hamlin Southwest Subdivision Preliminary Subdivision Plan, Case # PSP-19-06-205, 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 35.56 acres in order to construct 151 single-family residential dwelling units. This request also includes the following waivers from

Orange County Code:

1. A waiver from Section 38-1384(g)(3)(f) to allow side-loaded garages to be placed in front of the primary structure on lots equal to or greater than fifty (50) feet in width (subject to applicable design standards); in lieu of lots greater than or equal to sixty-five (65) feet in width to allow side-loaded / courtyard entry garages to be placed in front of primary structures.
2. A waiver from Section 38-1390.54(a)(4) to eliminate the requirement for three (3) steps to elevate the finished floor of residential buildings above the adjacent sidewalk grade, where side-loaded / courtyard entry garages are proposed, in lieu of the requirement that residential building finished floor elevations shall be elevated a minimum of three (3) steps above the adjacent sidewalk grade.
3. A waiver from Section 34-152 (c) to allow access to the pump station tract, Tract LS-1, via an access easement in lieu of a 20 foot fee simple access to a dedicated public paved street.

Location: District 1; property generally located South of New Independence Parkway / West of State Road 429; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Scott Gentry.

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

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

5. 20-046 Rezoning

Quang Lam, Lam Civil Engineering, Inc., Golden Keys Condo PD, Case # LUP-18-06-204; District 3

Consideration: Request to rezone 4.35 gross acres from R-1A (Single-Family Dwelling District) to PD (Planned Development District), in order to construct thirty (30) multi-family dwelling units. In addition, the following two (2) waivers are requested from Orange County Code: 1. A waiver from Section 38-1258(a) to allow 2-story units, in lieu of 1-story units within 100 feet of single-family zoned property. 2. A waiver from Section 38-1258(j) to allow a twenty (20) foot minimum building separation, in lieu of a thirty (30) foot minimum building separation where doors, windows or other openings in the wall of a living unit back up to a wall of another building with doors, windows or openings; pursuant to Orange County Code, Chapter 30.

Location: District 3; property located at 2143 S. Goldenrod Road; or generally located on the east side of S. Goldenrod Road, approximately 740 feet north of Curry Ford Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Dan Schillinger
-Quang Lam

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until March 24, 2020, at 2 p.m. The motion carried by the following vote:

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

6. 20-094 Substantial Change

Bryan F. Borland, WP South Acquisitions, LLC, Core Academy Planned Development / Land Use Plan (PD / LUP) - Case # CDR-19-09-293; amend plan; District 1

Consideration: A PD substantial change to convert 100,000 square feet of non-residential uses and a 645 bed dormitory use to 350 multi-family residential units. In addition, the following waiver from Orange County Code is requested: 1. A waiver from Section 38-1254(2)(d) to allow for a minimum setback of twenty-five (25) feet for residential, in lieu of seventy-five (75) feet when adjacent to expressways; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property generally located north of Old YMCA Road and West of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Dan O'Keefe
-Edward Campodonico
-Ronald Tudor
-Bryan Borland

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, Dan O'Keefe.

County staff stated that condition of approval #16 will be renumbered to condition of approval #17 and new condition of approval #16 will read as follows:

16. Buildings shall not exceed four stories in height.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, approve new condition of approval #16. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

7. 20-112 Substantial Change

Jim Hall, Hall Development Services, Marriott Orlando World Center
Planned Development / Land Use Plan (PD / LUP) - Case #
CDR-19-04-139; amend plan; District 1

Consideration: A PD substantial change to add 68,000 square feet of convention/exhibit space and to show existing and proposed access points on the plan; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property generally located north of International Drive and west of State Road 535; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Jim Hall
-Anthony Sgro
-Peichen Sgro

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

8. 20-104 Comprehensive Plan

Transmittal of the 2020-1 Regular Cycle Amendments to the 2010-2030
Comprehensive Plan (CP)

Regular Cycle Privately-Initiated Future Land Use Map Amendment

Amendment 2020-1-A-1-1
Thomas Sullivan, Grey Robinson, P.A., for Vitru Florida, Inc.; District 1

Consideration: Activity Center Mixed Use (ACMU) to Planned Development-Activity Center Residential (PD-ACR)

Location: Generally located on the north side of International Dr., east of I-4, south of Lake St., and west of Daryl Carter Pkwy.; Parcel ID#s: 23-24-28-5844-00-230/240; 20.84 gross ac.

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding that the information contained in the application for the proposed amendment is sufficiently complete; and further, transmit Amendment 2020-1-A-1-1, Activity Center Mixed Use (ACMU) to Planned Development-Activity Center Residential (PD-ACR), to the reviewing agencies. The

motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

8. **20-105** Regular Cycle Privately-Initiated Future Land Use Map Amendment

Amendment 2020-1-A-3-1

Hugh Jacobs, The Partnership, Inc., for Orlando Leased Housing Associates, XIII, LLP; District 3

Consideration: Commercial (C) to Medium-High Density Residential (MHDR) (Senior Housing)

Location: Generally located north of Millinockett Lane, east of SR 417, south of Donnybrook Dr., and west of Constantine St.; Parcel ID#s: 24-22-30-0000-00-029/035/051/084; 10.60 gross ac.

The following person addressed the Board:

- Rebecca Wilson
- Lucian Conte
- Lynn McClure
- Franco Ferrari
- Michael Rodriguez
- Frank Vassell
- Thomas Glover

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

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to deny Amendment 2020-1-A-3-1. The motion failed by the following vote:

Aye: 2- Commissioner Uribe and Commissioner Gomez Cordero

Nay: 4- Mayor Demings, Commissioner VanderLey, Commissioner Moore, and Commissioner Siplin

Absent: 1- Commissioner Bonilla

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to make a finding that the information contained in the application for the proposed amendment is sufficiently complete; and further, transmit Amendment 2020-1-A-3-1, Commercial (C) to Medium-High Density Residential (MHDR) (Senior Housing), to the reviewing agencies. The motion carried by the following vote:

Aye: 4 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, and Commissioner Siplin

Nay: 2 - Commissioner Uribe, and Commissioner Gomez Cordero

Absent: 1 - Commissioner Bonilla

8. **20-106** Amendment 2020-1-A-4-1
 Jonathan P. Huels, Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for
 AdventHealth System/Sunbelt, Inc.; District 4

Consideration: Planned Development-Institutional/Conservation (PD-INST/CONS) to Planned Development-Commercial/Office/Medium Density Residential/Low-Medium Density Residential/Conservation (PD-C/O/MDR/LMDR/CONS)

Location: 14314 Boggy Creek Rd.; Generally located north of Simpson Rd., east of Ward Rd., south of Lake Nona Rd., and west of Boggy Creek Rd.; Parcel ID#: 33-24-30-0000-00-021; 114.00 gross ac.

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Siplin, to make a finding that the information contained in the application for the proposed amendment is sufficiently complete; and further, transmit Amendment 2020-1-A-4-1, Planned Development-Institutional/Conservation (PD-INST/CONS) to Planned Development-Commercial/Office/Medium Density Residential/Low-Medium Density Residential/Conservation (PD-C/O/MDR/LMDR/CONS), to the reviewing agencies. The motion carried by the following vote:

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

Absent: 2 - Commissioner Moore, and Commissioner Bonilla

8. **20-107** Amendment 2020-1-A-4-2
 Brian Denham, P.E., Denham Engineering, LLC, for Center Pointe
 Community Church of the Nazarene, Inc.; District 4

Consideration: Low Density Residential (LDR) to Low-Medium Density Residential (LMDR)

Location: 9580 Curry Ford Rd.; Generally located south of Curry Ford Rd., east of S. Econlockhatchee Trl., and west of SR 417; Parcel ID#: 07-23-31-0000-00-002; 39.55 gross ac.

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding that the information contained in the application for the proposed amendment is sufficiently complete; and further, transmit Amendment 2020-1-A-4-2, Low Density Residential (LDR) to Low-Medium Density Residential (LMDR), to the reviewing agencies. The motion carried by the following vote:

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

Absent: 2 - Commissioner Moore, and Commissioner Bonilla

8. **20-108** Regular Cycle Staff-Initiated Amendment

Amendment 2020-1-B-FLUE-1

Text amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County; Countywide

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to transmit Staff-Initiated Amendment 2020-1-B-FLUE-1, Text amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Development Future Land Use designations within Orange County, consistent with today’s actions. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

9. 19-1618 Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2019-2 Session I Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP) and Adoption of Ordinance (Continued from November 12, 2019)

Regular Cycle Staff-Initiated Text Amendment

Amendment 2019-2-B-FLUE-4

Text amendment to Future Land Use Element regarding Assisted Living Facilities (ALFs); Countywide

Changes to Policy FLU1.1.2:

G. Community Residential Homes and Similar Facilities. A Community Residential Home (CRH) is defined in **Section §419.001(1)(a), Florida Statutes (2019)** as “a dwelling unit licensed to serve residents who are clients of the Department of Elderly Affairs, the Agency for Persons with Disabilities, the Department of Juvenile Justice, or the Department of Children and Families or licensed by the Agency for Health Care Administration which provides a living environment for 7 to 14 unrelated residents who operate as the functional equivalent of a family, including such supervision and care by supportive staff as may be necessary to meet the physical, emotional, and social needs of the residents”. The definition of a Community Residential Home (CRH) **may can include uses such as Assisted Living Facilities, Adult Family Care Homes, group homes, and other similar uses; alternatively, these uses may consist of similar facilities with fewer or greater than 7 to 14 unrelated residents.**

(1) A dwelling unit CRH that serves six (6) or fewer residents, that which otherwise meets the definition of a CRH, shall be deemed a noncommercial, residential use and shall be permitted in any residential or rural/agricultural Future Land Use (FLU) designation or zoning district, provided that the dwelling unit meets all requirements of Section 419.001, Florida Statutes (2019).

(2) A CRH (serving seven (7) to fourteen (14) residents) shall be permitted in the Low-Medium Density Residential (LMDR) and all higher-density residential FLU designations and the Office and Commercial FLU designations, provided that the CRH meets all requirements of Section 419.001, Florida Statutes (2019).

(3) A facility CRH, such as an Assisted Living Facility, serving greater than fourteen (14) residents shall be permitted in any residential FLU designation that allows multi-family uses, as well as the Commercial and Office designations. In residential districts, density for such uses shall be calculated based on the number of beds, with two (2) beds equal to one (1) residential unit. Facilities located in nonresidential districts shall be regulated based on the Floor Area Ratio (FAR) consistent with the FLU designation.

A motion was made by Commissioner VanderLey, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2019-2-B-FLUE-4. The motion carried by the following vote:

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

9. 20-284 Regular Cycle State-Expedited Review Comprehensive Plan Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Session I Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184(3), F.S.

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 AN AMENDMENT PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, FOR THE 2019 CALENDAR YEAR (SECOND CYCLE); AND PROVIDING EFFECTIVE DATES.

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendment is in compliance; and further, adopt Ordinance 2020-04, approving the proposed Comprehensive Plan Amendment, consistent with today's actions. The motion carried by the following vote:

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

10. 19-1660 Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2019-2 Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and where applicable concurrent rezoning request and Adoption of

Ordinance (Continued from December 3, 2019)

Small-Scale Development Privately-Initiated Comprehensive Plan Amendment

Amendment 2019-2-S-5-2

Craig Cooke for Wedgefield Golf and Restaurant LLC, Craig Cooke; District 5

Consideration: Parks and Recreation/Open Space (PR/OS) to Commercial (C) Rural Settlement (RS)

Location: 20550 Maxim Pkwy.; Generally located north of Nettleton St., east of Bancroft Blvd., west of SR 520, and south of Maxim Pkwy.; Parcel ID#: 01-23-32-7602-00-011; 3.35 gross ac.

The following persons addressed the Board:

- Craig Cooke
- Philip J. Unser
- Suzanne Van Wormer
- Frank Vassell
- Mary Lou Murray
- Thomas Lloyd Glover

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Craig Cooke

The following materials were received by the Clerk prior to the close of the public hearing. The materials referenced by the speaker were not presented to the Board.

- Submittal 1, from Craig Cooke
- Submittal 2, from Mary Lou Murray

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Objective OBJ FLU6.2 and Policies FLU6.2.1, FLU6.2.9, FLU6.2.10, FLU8.2.1 and FLU8.2.11); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2019-2-S-5-2, Parks and Recreation/Open Space (PR/OS) to Commercial (C) (Rural Settlement) (RS). The motion carried by the following vote:

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

and

10. **19-1661** Concurrent Rezoning Request

Rezoning RZ-19-10-030

Craig Cooke for Wedgefield Golf and Restaurant LLC, Craig Cooke

Consideration: Rezone from A-2 (Farmland Rural District) to C-1 (Retail Commercial District)

Location: 20550 Maxim Pkwy.; Generally located north of Nettleton St., east of Bancroft Blvd., west of SR 520, and south of Maxim Pkwy.; Parcel ID#: 01-23-32-7602-00-011; 3.35 gross ac.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request Case RZ-19-10-030, from A-2 (Farmland Rural District) to C-1 (Retail Commercial District), subject to the 5 restrictions listed in the staff report. The motion carried by the following vote:

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

10. 20-285 Small Scale Development Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3187, F.S.

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, determine that the amendment is in compliance; and further, adopt Ordinance 2020-05, approving the proposed Comprehensive Plan Amendment, consistent with today’s actions. The motion carried by the following vote:

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

11. 20-110 Ordinance/Comprehensive Plan

Amending Orange County Code, 2019-2 Out-of-Cycle Regular Cycle Staff-Initiated Comprehensive Plan Amendment to the 2010-2030 Comprehensive Plan (CP) and Adoption of Ordinance (Continued from February 11, 2020) **(WITHDRAWN)**

Out-Of-Cycle Regular Cycle Staff-Initiated Text Amendment

Amendment 2019-2-C-FLUE-2 (fka 2019-2-B-FLUE-5)

Text amendment to the Future Land Use Element relieving the density requirement for certain parcels with the Low Density Residential (LDR) future land use designation; Countywide

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to continue the Amendment and its accompanying Out-of-Cycle Regular Cycle State-Expedited Ordinance until March 10, 2020, at 2 p.m. The motion carried by the following vote:

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

11. 20-111 Out-Of-Cycle Regular Cycle State-Expedited Review Comprehensive Plan Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Out of Cycle Regular Cycle Staff-Initiated Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184(3), F.S.

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 AN AMENDMENT PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES.

This public hearing was continued.

12. 19-1647 Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2019-2 Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and where applicable concurrent rezoning requests and Adoption of Ordinance (Continued from December 3, 2019 and January 14, 2020)

Small-Scale Development Privately-Initiated Comprehensive Plan Amendment

Amendment 2019-2-S-2-5

Tom Sullivan for ECP Grassmere, LLC; District 2

Consideration: Rural Settlement 1/1 (RS 1/1) to Commercial (C) Rural Settlement (RS)

Location: 2523 Junction Rd.; Generally located north of Orange Blossom Trl., east of Junction Rd., south of W. Ponkan Rd., and west of Cayman Cir.; Parcel ID#: 26-20-27-0000-00-020 (portion of); 5.00 gross ac.

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Policies OBJ FLU6.2, FLU6.2.1, FLU6.2.2, FLU6.2.9, FLU6.2.10, FLU6.6.8, and FLU6.6.10, and Open Space Policies OBJ OS1.3, and OS1.3.2, and OS1.3.6); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2019-2-S-2-5, Rural Settlement 1/1

(RS 1/1) to Commercial (C) Rural Settlement (RS). The motion carried by the following vote:

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

12. 20-286 Small Scale Development Amendments Ordinance

Amending Orange County Code, adopting 2019-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3187, F.S.

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 Moore, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendment is in compliance; and further, adopt Ordinance 2020-06, approving the proposed Comprehensive Plan Amendment, consistent with today's actions. The motion carried by the following vote:

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

13. 20-036 Ordinance

Enacting Orange County Code, Article IX, Chapter 21, pertaining to use of golf carts on designated public roads and streets

Consideration: AN ORDINANCE CREATING ARTICLE IX UNDER CHAPTER 21 OF THE ORANGE COUNTY CODE TO PERMIT THE USE OF GOLF CARTS ON DESIGNATED PUBLIC ROADS AND STREETS IN THE UNINCORPORATED AREA OF ORANGE COUNTY; AND PROVIDING AN EFFECTIVE DATE

County staff announced the following revisions:

Section 21-294. Determination for operation on designated public roads and streets; registration; signage.

(1) a Florida not-for-profit or non-profit entity corporation representing a single-family residential development, such as a mandatory or voluntary homeowners association, or a combination of such entities not-for-profit corporations, whose members are the owners of property in the development, or developments, may file an application a petition with the Orange County Traffic Engineering Division for permission to operate golf carts on one or more public roads and streets within the development or developments, and between the developments, subject to paying an application fee in an amount established by the Board, and presenting the following information:

~~A. a sworn, notarized statement from an authorized officer with the entity not for profit corporation that the question of whether the use of golf carts on public roads and streets in the single-family development should or should not be permitted by the Board was presented to all the owners of private lots within the development, at least a majority of the owners of private lots within the development responded to the question, and at least a majority of the owners of private lots within the development who responded to the question support the use of golf carts on public roads and streets in the development.; and~~

~~B. if the not for profit corporation proposes to allow golf carts to travel on or cross a public road or street with a speed limit of more than 25 miles per hour (such as a collector road inside or adjacent to the development), a signed and sealed report from a traffic engineer licensed in the State of Florida identifying such public road or street, specifying the location or locations where it is proposed that golf carts be allowed to travel on or cross such public road or street, and offering a professional opinion that golf carts may safely travel on or cross such public road or street at the location or locations, considering factors including the speed, volume, and character of motor vehicle traffic using such public road or street;~~

~~(2) The Traffic Engineering Division shall identify all the public roads and streets inside the development that are two-lane residential local roads with a speed limit of 25 miles per hour or less, and, if applicable, any arterial or collector roads that may need to be crossed at signalized intersections, and recommend to the Board whether golf carts may safely travel on or cross some or all of those public roads or streets, considering factors including the speed, volume, and character of motor vehicle traffic using the public roads and streets, and, if applicable, review the not for profit corporation's traffic engineering report regarding a public road or street with a speed limit of more than 25 miles per hour, and make a recommendation to the Board to accept or reject the conclusions of the traffic engineer's report, considering factors including the speed, volume, and character of motor vehicle traffic using the public road or street.~~

~~(3) If the Board, in its sole discretion, accepts the Traffic Engineering Division's recommendation to allow golf carts to travel on or cross local roads or streets inside the development with a speed limit of 25 miles per hour or less, and, if applicable, accepts the conclusion of the not for profit corporation's traffic engineer's report regarding a public road or street with a speed limit of more than 25 miles per hour, the Board may make a determination in the form of a Resolution designating the public roads and streets that may be used by golf carts, subject to the requirements of this article. Such designation shall be deemed a privilege, not a right, and shall remain in effect unless or until the Resolution is repealed by the Board, in its sole discretion.~~

Section 21-295. Prohibitions.

~~(a) Any vehicle that does not meet the definition of a golf cart shall not be afforded any of the privileges rights provided in this article.~~

Section 21-296. Requirements for operation of golf carts on designated streets.

(6) Seatbelts. Whenever the golf cart is in motion, the occupants of the golf cart, including any child under the age of six years sitting in a child restraint device, shall be secured by seatbelts.

The following persons addressed the Board:

- Tony Marlow
- Thomas Glover

A motion was made by Commissioner VanderLey, seconded by Commissioner Bonilla, to adopt Ordinance 2020-07, allowing golf carts on designated County roadways with changes as recommended by staff. The motion carried by the following vote:

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

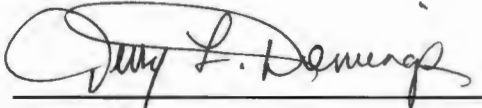
Nay: 1 - Commissioner Siplin

√ **The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.**

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

ADJOURNMENT: 7:31 p.m.

ATTEST:

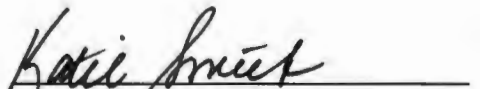


County Mayor Jerry L. Demings

Date: 3/10/20

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.