

Orange County Government

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



Draft Meeting Minutes

Tuesday, October 29, 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 9:04 a.m.

Present: 7 - Mayor Jerry L. Demings, Commissioner Nicole Wilson, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner 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
Planning Administrator Nicolas Thalmueller
Minutes Supervisor Craig Stopyra
Minutes Coordinator Terrell Hightower

Invocation - County Mayor

Reverend Dr. Reggie Kidd, Cathedral Church of St. Luke

Pledge of Allegiance

Proclamations

Presentation of a proclamation designating October 29, 2024 as Cathedral Church of St. Luke Day

Presentation of a proclamation designating November 16, 2024 as Orange County Recycles Day

Presentation of a proclamation designating November 2 through November 9, 2024 as Orange County Week of the Family

Presentation of a proclamation recognizing October 23 through October 31, 2024 as Red Ribbon Week

Acknowledgement

Mayor Demings acknowledged Commissioner Emily Bonilla and Commissioner Mayra Uribe birthdays.

Public Comment

The following persons addressed the Board during public comment:

- Martin Olarte
- Dan Helm

- Adam Vernier
- Steve Martin
- Arthur Goodman
- Nelson Betancourt
- Justin Harvey
- Trini Quiroz
- Allison Hudson
- Njeri Kinuthia
- Kay Rawlins
- Mike Armbruster
- Shannon Gravitte
- City of Winter Park Mayor Sheila DeCiccio
- Lance Walker
- John Rivers
- Nancy Wolf
- Richard Bowser
- Vicki Jones-Brooks
- Lyman Brodie
- RoSusan D. Bartee
- Micah Bass
- Carolyn Fennell
- Elizabeth Grace
- David Siegel
- Christina Hite
- Shantele Bennett
- Dave Markouchick
- Kathryn Markouchick

The following material was received by the Clerk prior to the close of the public comment. The material referenced by the speaker was not presented to the Board: Submittal 1, from RoSusan D. Bartee.

(Pursuant to Section 209 of the Orange County Charter)

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deleted County Mayor Item 5 and Community and Family Services Department Item 1; further, corrected language for County Mayor Item 7, to state "special events" on page 1 and to state "The value of the tickets will be based on fair market value as currently determined by the venue" on page 3; and further, a motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

A. COUNTY MAYOR

1. **24-1500** Approval and execution of Orange County, Florida and Collegiate Pathways, Inc. FY 2025 Grant Agreement and authorization to disburse \$54,075 to conducts outreach and STEM club development, provide economic development opportunities, and commit to develop the future workforce from local youth via hosting STEM events and programs. (Innovation and Emerging Technologies Office)
2. **24-1505** Approval and execution of Orange County, Florida and National Center for Simulation FY 2025 Grant Agreement and authorization to disburse \$20,600 to conduct outreach and STEAM club development, provide economic development opportunities and commit to develop the future workforce from local youth via hosting STEAM events and programs. (Innovation and Emerging Technologies Office)
3. **24-1506** Approval and execution of Orange County, Florida and Florida Photonics Cluster, Inc. FY 2025 Grant Agreement and authorization to disburse \$10,815 to conduct outreach and STEM club development, provide economic development opportunities, and commit to develop the future workforce from local youth via hosting STEM events and programs as provided in the FY 2024-25 budget. (Innovation and Emerging Technologies Office)
4. **24-1507** Approval and execution of Orange County, Florida University of Central Florida Board of Trustees AND University of Central Florida Foundation, Incorporated to conduct outreach and STEM club development, provide economic development opportunities, and commit to develop the future workforce from local youth via hosting STEM events and program as provided in the FY 2024-25 adopted budget. (Innovation and Emerging Technologies Office)
5. **24-1509** Approval of Federal Subrecipient Agreement (#Y25-2400) between Orange County, Florida and Orange County Library District for a federal subaward of an amount not to exceed \$50,000.00 from a federal award issued by the U.S. Department of the Treasury for the specific purpose of Provision of a vehicle to the Orange County Library System for Expanded Digital Literacy Training Programs; authorization to disburse \$50,000 for a vehicle to expand Digital Literacy and Specialized training in Orange County; and authorization for the Procurement Manager or designee to execute the agreement. (Innovation and Emerging Technologies Office)

(This item was deleted.)

6. **24-1519** Approval and execution of Orange County, Florida and For Inspiration and Recognition of Science and Technology (FIRST). FY 2025 Grant Agreement and authorization to disburse \$70,040 as provided in the FY 2024-25 adopted budget. (Innovation and Emerging Technologies Office)
7. **24-1610** Approval of the revised Skybox Ticket Information and Distribution Process Internal Operating Procedures.

(This item was corrected.)

B. COUNTY COMPTROLLER

1. **24-1540** Approval and execution of the minutes of the September 19 and September 24, 2024 meetings of the Board of County Commissioners. (Clerk's Office)
2. **24-1541** 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:

- October 4, 2024 to October 17, 2024; \$88,422,583.57
- October 18, 2024 to October 24, 2024; \$61,490,780.60

3. **24-1542** Disposition of Tangible Personal Property (Property Accounting)

Approval is requested of the following:

- a. Donate asset.
- b. Dispose of assets.

C. COUNTY ADMINISTRATOR

1. **24-1580** Confirmation of the appointment of James C. Dowdy as the District 5 representative on the Board of Zoning Adjustment with a term expiring December 31, 2024. (Agenda Development Office)
2. **24-1560** Approval and execution of Contract #Y25-145 between Orange County, Florida and United Arts of Central Florida, Inc. regarding the provision of funding for arts grants and services in the amount of \$1,492,951 for Fiscal Year 2024-2025 from the General Fund. and authorization for the Procurement Manager to authorize extensions to the contract. (Arts and Cultural Affairs Office)
3. **24-1564** Approval and execution of Contract #Y25-144 Orange County, Florida and

United Arts of Central Florida, Inc. Management/Fiscal Agency Agreement for Orange County Arts & Cultural Affairs Tourist Development Tax (TDT) Revenue - Arts & Cultural Affairs Grants Program in the amount of \$14,000,000 and authorization for the Procurement Manager to authorize extensions to the contract. (Arts and Cultural Affairs Office)

4. **24-1559** Approval to disburse CRA funds totaling \$74,364,661 to Orange County's Community Redevelopment Agencies. (Office of Management and Budget)
5. **24-1563** Approval and execution for the Orange County Sheriff's Office to spend \$51,534.23 from the FY 2025 Law Enforcement Trust Fund-Federal Forfeitures for an eligible expense for a Detectachem Seeker Pro Apex Raman Spectrometer. (Office of Management and Budget)
6. **24-1565** Approval of budget transfer #24-1317. (Office of Management and Budget)
7. **24-1566** Approval of budget amendments #24-58, #24-59, #24-60, and 24-61. (Office of Management and Budget)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-1475** Approval to Award Invitation for Bids Y24-609-JA, Mobile Veterinary Medical Unit Purchase for Animal Services, to the low responsive and responsible bidder, Truck Builders LLC dba Chef Units, in the total award amount of \$209,369.80.

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 Animal Services Division] Procurement Division)

2. **24-1482** Approval to award Invitation for Bids Y24-610-JA, Patch Truck Purchase, to the low responsive and responsible bidder, Cumberland International Trucks of Florida, LLC, in the total award amount of \$275,000.

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 Roads and Drainage Division] Procurement Division)

3. **24-1498** Approval to award Invitation for Bids Y24-1042-MM, Secondary Canals and Ditches Mowing, to the low responsive and responsible bidder, Solscape Services, LLC, in the total estimated contract award amount of \$1,084,100 for the base year. Further request Board authorization for the Procurement Division to exercise option years 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 Board 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 Roads and Drainage Division] Procurement Division)

4. **24-1502** Approval to award Invitation for Bids Y25-704-RC Orange County Multicultural Center for Design and Innovation and Senior Center Construction to Mulligan Constructors Inc. in the total contract award amount of \$13,171,004, inclusive of Additives No. 1, 2, and 3.

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, request Board 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)

5. **24-1503** Approval to award Invitation for Bids Y24-1037-CR, Storm Sewer Slip Lining Rehabilitation, to the low responsive and responsible bidder, Inliner Solutions, LLC, in the estimated contract award amount of \$5,296,000 for a one-year term. Further request Board authorization for the Procurement Division to renew the contract for two additional one-year terms. ([Public Works Department Roads and Drainage Division] Procurement Division)

6. **24-1504** Approval to award Invitation for Bids Y24-1036-CR, Roadbase, Asphalt, Curb, Gutter & Miscellaneous Concrete Repair, to the low responsive and responsible bidder, American Persian Engineering and Construction LLC, in the estimated contract award amount of \$2,872,900 for a one-year term. Further request Board authorization for the Procurement Division to renew the contracts for two additional one-year terms. ([Public Works Department Roads and Drainage Division] Procurement Division)

7. **24-1513** Approval to award Invitation for Bids Y24-1082-AV, Soap Products at the

Orange County Convention Center, to the low responsive and responsible bidder, Dade Paper & Bag, LLC dba Imperial Dade, in the estimated contract award amount of \$773,600 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 Board 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 Facility Operations Division] Procurement Division)

8. **24-1514** Approval of Contract Y24-2220, Orange County Better Access to Treatment Project, with Adventist Health System/ Sunbelt, Inc., dba AdventHealth Orlando, further request Board authorization for the Procurement Division to execute in the total contract award amount of \$400,800 for a one-year term. ([Health Services Department Drug Free Community Office] Procurement Division)

9. **24-1517** Approval to award Invitation for Bids Y24-1090-AV, West Orange Trail and Stations Landscape Management, to the low responsive and responsible bidder, D3 Enviroscape, LLC, in the estimated contract award amount of \$840,600 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, request Board 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. ([Community and Family Services Department Parks and Recreation Division] Procurement Division)

10. **24-1518** Approval to award Invitation for Bids Y24-1077-KK, Paper Towel Products for the Orange County Convention Center, to the low responsive and responsible bidder, Dade Paper & Bag, LLC, dba Imperial Dade, in the estimated contract award amount of \$559,875 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, request Board 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 Facility Operations Division] Procurement Division)

11. **24-1521** Approval of Change Order No. 5, Purchase Order M111931, Extended Chiller Rental at 33rd Street Correctional Complex, with Trane US, Inc. in the amount of \$56,776, for a revised total amount of \$249,998. ([Administrative Services Department Facilities Management Division] Procurement Division)

12. **24-1525** Selection of Liquid Solutions Group, LLC to provide Continuing Professional Services for Utilities Alternative Water Supply Consumptive Use Permitting, Request for Proposals Y24-910-ZR.

Further request Board authorization for the Procurement Division to negotiate the professional services rates and execute a contract to provide the services for future requirements. The term of this contract will include an initial one-year term with four one-year renewals. ([Utilities Department Engineering Division] Procurement Division)

13. **24-1526** Ratification of Purchase Order M115895, Maintenance Renewal of Box Area Run Card Builder (BARB) and Dispatch Validator (DiVa) with Deccan International Corporation in the amount of \$137,277.32 ([Fire Rescue Department Planning and Technical Services Division] Procurement Division)

14. **24-1527** Approval of Amendment No. 6, Contract Y22-124, Medication Assisted Treatment Program, with Aspire Health Partners, Inc., in the amount of \$124,253 for a revised estimated contract amount of \$623,258. ([Health Services Department Corrections Health Services Division] Procurement Division)

15. **24-1528** Approval to Award Invitation for Bids Y24-1113-JA, Temporary Labor Services - Utilities Maintenance Technician Term Contract, to the low responsive and responsible bidder, Ad-Vance Personnel Services, Inc dba Ad-Vance Talent Solutions, Inc., in the estimated contract award amount of \$1,167,527 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, request Board 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. ([Utilities Department Fiscal and Operational Support Division] Procurement Division)

16. **24-1529** Approval of Amendment No. 12, Contract Y17-192, Security Guard Services

for Corrections Department, with Universal Protection Service, LLC., in the amount of \$1,100,000, for a revised estimated contract amount of \$8,603,302.88. ([Corrections Department Fiscal and Operational Support Division] Procurement Division)

17. **24-1535** Approval of Amendment No. 7, Contract Y15-114, Inmate Telephone Services, with Global Tel*Link Corporation, to extend the contract for a nine-month period.([Corrections Department] Procurement Division)
18. **24-1536** Approval of Contract Y25-2400, Provision of a Vehicle to the Orange County Library System for Expanded Digital Literacy Training Programs, Federal Subrecipient Agreement, between Orange County and Orange County Library District, for a federal subaward in an amount not-to-exceed \$50,000 for a two-year term.
- Further request Board authorization of delegation of authority to the Procurement Division Manager or designee to execute such Federal Subrecipient Agreement on a form approved by the County Attorney's Office and Risk Management Division. ([County Mayor Innovation and Emerging Technologies Office] Procurement Division)
19. **24-1544** Approval and execution of Agreement for Sale and Purchase by and between Raymond E. Davis, and Richard W. Davis, 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 \$214,045.25, and perform all actions necessary and incidental to closing for Green PLACE Parcel 251. District 1. (Real Estate Management Division)
20. **24-1545** Approval of Warranty Deed by BSREP III Prime Logistics Center, LLC to Orange County, approval and execution of Subordination of Utility Interests by and between Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation and Orange County, and authorization to perform all actions necessary and incidental to closing, and record instruments for Prime Logistics Center (RAC). District 3. (Real Estate Management Division)
21. **24-1546** Approval and execution of Office Lease Agreement by and between Research Equity, LLC, and Orange County, Florida, and authorization for Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided by the Office Lease Agreement, as needed for Research Equity, LLC - Research Parkway, 12601 Research Parkway, Orlando, Florida 32826. Lease file 10302. District 5. (Real Estate Management Division)
22. **24-1547** Approval and execution of License Agreement between Orange County,

Florida and S.A.L.T. Outreach, Inc. related to not-for-profit Orange County Emergency Operation Shelters utilization for the provision of services benefitting the public, and authorization for the Manager of the Real Estate Management Division and Manager of the Mental Health and Homelessness Division to exercise all delegations of authority expressly provided for by the License Agreement, as needed for S.A.L.T. Outreach, Inc. at Orange County Emergency Operation Shelters. Lease File 10359. (Real Estate Management Division)

23. **24-1548** Approval and execution of Lease Agreement between Sea World of Florida LLC and Orange County, Florida, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided by the Lease Agreement, as needed for Orange County Sheriff's Office Substation Sector V - Sea World, 6817 Westwood Boulevard, Orlando, Florida 32821. Lease file 2045. District 1. (Real Estate Management Division)
24. **24-1549** Approval and execution of License Agreement for Right of Entry by and between Southpark Property Owners' Association, Inc. and Orange County, and authorization for the Real Estate Management Division to exercise renewal options, execute a termination notice, and furnish notices required or allowed by the License Agreement as needed for Shingle Creek Trail Phase 1, Segments 2 and 3 - Southpark Property Owners' Association, Inc. District 6. (Real Estate Management Division)
25. **24-1550** Approval and execution of License Agreement for Right of Entry by and between Sun Belt Office II, LLC, and Orange County, and authorization for the Real Estate Management Division to exercise renewal options, execute a termination notice, and furnish notices, required or allowed by the License Agreement as needed for Shingle Creek Trail Phase 1, Segments 2 and 3 - Sun Belt Office II. District 6. (Real Estate Management Division)
26. **24-1551** Approval and execution of License Agreement for Right of Entry by and between Universal City Development Partners, LTD, and Orange County, and authorization for the Real Estate Management Division to exercise renewal options, execute termination notices, and furnish notices, required or allowed by the License Agreement, as needed for the Shingle Creek Trail Phase 1, Segments 2 and 3 - Universal City Development Partners, LTD. District 6. (Real Estate Management Division)
27. **24-1552** Approval and execution of License Agreement between Orange County, Florida and Specialized Treatment, Education and Prevention Services, Inc. related to not-for-profit Orange County Emergency Operation Shelters utilization for the provision of services benefitting the public, and authorization for the Manager of the Real Estate Management Division and Manager of the Mental Health and Homelessness Division to exercise all delegations of authority expressly provided for by the License Agreement as

needed for Specialized Treatment, Education and Prevention Services, Inc. at Orange County Emergency Shelters. Lease File 10380. (Real Estate Management Division)

28. **24-1553** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Taft Vineland Road (Orange Blossom Trail to Orange Avenue) - Parcels 108, 708, 808, and 808A. District 3. (Real Estate Management Division)
29. **24-1554** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Taft Vineland Road (Orange Blossom Trail to Orange Avenue) - Parcels 109A and 809A. District 3 (Real Estate Management Division)
30. **24-1555** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Taft Vineland Road (Orange Blossom Trail to Orange Avenue) - Parcels 152, 152A, 752, 752A, 852, 852A, 852B, and 852C. District 3. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **24-1570** Approval and execution of First Amendment to Boat Ramp Improvements Contribution Agreement by and among Orange County, Florida and City of Orlando. All Districts. (Parks and Recreation Division)

(This item was deleted.)

2. **24-1571** Receipt and filing of 2022 - 2027 CSBG Disaster Relief Supplemental Funding (DRSF) Disaster Needs Assessment Plan for Orange County/Counties for the official county record. (Community Action Division)
3. **24-1572** Approval and execution of Agreement Between Orange County, Florida And The School Board of Orange County, Florida Related to Meal Services. (Head Start Division)
4. **24-1577** Receipt and filing of Head Start Policy Council Meeting Minutes June 20, 2024, Head Start Policy Council Program Information and Updates July 2024, Head Start Policy Council Meeting Minutes July 18, 2024, and Head Start Policy Council Program Information and Updates August 2024 for the official county record. (Head Start Division)
5. **24-1585** Approval of and authorization for the Mayor or designee to execute the final agreement for U.S. Department of Housing and Urban Development Grant Number B-24-CP-FL-0618 upon finalization and release by the U.S Department of Housing and Urban Development. (Community Action Division)

F. FIRE RESCUE DEPARTMENT

- 1. 24-1455 Approval and execution of Interlocal Agreement between Orange County, Florida and City of Maitland, Florida regarding Orange County’s provision of fire dispatch services for the City of Maitland, Florida. (Planning and Technical Services Division)

G. HEALTH SERVICES DEPARTMENT

- 1. 24-1530 Approval and execution of the renewal Certificate of Public Convenience and Necessity for Lifefleet Southeast, Inc. d/b/a American Medical Response to provide Advance Life Support transport services in Orange County, Florida. The term of this certificate is from November 2, 2024, through November 1, 2026. (EMS, Office of the Medical Director)
- 2. 24-1531 Approval and execution of the renewal Certificate of Public Convenience and Necessity for the City of Winter Garden Fire Rescue Department to provide Advance Life Support transport services in Orange County, Florida. The term of this Certificate is from November 1, 2024, through October 31, 2026. There is no cost to the County. (EMS Office of the Medical Director.)
- 3. 24-1533 Approval and execution of Contract between Orange County Board of County Commissioners and State of Florida Department of Health for Operation of the Orange County Health Department Contract Year 2024-2025. Orange County’s total cash contribution in the amount of \$1,419,449 will be submitted to the Health Department in quarterly installments of \$354,862.25.
- 4. 24-1562 Approval and execution of Orange County Health Services Department Physician Employment Agreement by and between Orange County and Bora Gavric, M.D., for the position of Corrections Health Services Psychiatrist effective November 4, 2024.

H. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

- 1. 24-1487 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 1, 2, 3, 4, 5 and 6. (Neighborhood Services Division)

LC 24-0289 LC 24-0233 LC 24-0261 LC 24-0268 LC 24-0235
 LC 24-0240 LC 24-0247 LC 24-0250 LC 24-0253 LC 24-0254
 LC 24-0255 LC 24-0265 LC 24-0270 LC 24-0272 LC 24-0273
 LC 24-0263 LC 24-0290 LC 24-0239 LC 24-0241 LC 24-0210

2. **24-1567** Approval and execution of 1) Resolution 2024-M-44 of the Orange County Board of County Commissioners regarding the City of Winter Park Community Redevelopment Agency; Consenting to Amendment of the Community Redevelopment Plan to Expand the boundaries of the CRA and to an Extension of the CRA's Sunset Date to December 31, 2037; Approving, and Delegating Authority to the Mayor to Sign, the Amended and Restated Interlocal Agreement among Orange County, Florida, the City of Winter Park, Florida, and the City of Winter Park Community Redevelopment Agency; Joining and Consenting to, and Delegating the Authority to the Mayor to Sign, the Interlocal Agreement Between the City of Orlando, Florida, the City of Winter Park, Florida, the City of Winter Park Redevelopment Agency, and Orange County, Florida; and Providing and Effective Date; 2) approval and execution of Amended and Restated Interlocal Agreement Among Orange County, Florida, the City of Winter Park, Florida and the Winter Park Community Redevelopment Agency (Winter Park Community Redevelopment Agency); and 3) approval and execution of Interlocal Agreement between the City of Orlando, Florida, the City of Winter Park, Florida, Orange County, Florida and the Winter Park Community Redevelopment Agency (Winter Park Community Redevelopment Agency). District 5. (Neighborhood Services Division)

I. PUBLIC WORKS DEPARTMENT

1. **24-1573** Authorization to record the plat of Jama PD. District 1. (Development Engineering Division)
2. **24-1574** Authorization to record the plat of Elysian at Seidel Multifamily. District 1. (Development Engineering Division)
3. **24-1575** Approval and execution of Agreement for Traffic Law Enforcement on Private Roads by and between Orange County, Florida and Frank A. Santos as Trustee of the Shayna Rae Rosen Irrevocable Trust in Estates of Lake Hancock Phase 1. District 1. (Development Engineering Division)
4. **24-1576** Approval and execution of Proportionate Share Agreement for Deerwood Landings Autozone Chickasaw Trail, Curry Ford Road and Econlockhatchee Trail by and between Orlando Curry Ford Retail Investment, LLC and Orange County for a proportionate share payment in the amount of \$158,418. District 3. (Roadway Agreement Committee)
5. **24-1578** Approval and execution of Proportionate Share Agreement for Dunkin' Donuts - Dean Road Curry Ford Road, Dean Road, and Econlockhatchee Trail by and between Dean LSNT LLC and Orange County for a proportionate share payment in the amount of \$344,299. District 4. (Roadway Agreement Committee)
6. **24-1579** Approval and execution of (1) Resolution 2024-M-45 of the Orange County

Board of County Commissioners regarding the Local Agency Program Supplemental Agreement with the State of Florida Department of Transportation concerning the Lake Apopka Trail Connector (FPN Number 441447-1-58/68-01) and (2) State of Florida Department of Transportation Local Agency Program Supplemental Agreement FPN: 441447-1-58/68-01 Contract No.: G2R75. District 2. (Transportation Planning Division)

7. **24-1581** Approval and execution of (1) Resolution 2024-M-46 of the Orange County Board of County Commissioners regarding the Local Agency Program Supplemental Agreement with the State of Florida Department of Transportation concerning the Powers Drive Project (FPN Number 435527-1-58/68-01) and (2) State of Florida Department of Transportation Local Agency Program Supplemental Agreement FPN: 435527-1-58/68-01 Contract No.: G3071. District 2. (Transportation Planning Division)

J. UTILITIES DEPARTMENT

1. **24-1520** Approval and execution of Florida Department of Environmental Protection v. Orange County, Florida OGC File No.: 23-1787 Orange County Utilities Division - Eastern Water Reclamation Facility, Facility ID No.: FL0038849 Consent Order; authorization for the County Administrator to execute the Consent Order; approval of the P2 project adding three new electrical vehicle charging stations at County Utility Department sites; and authorization to pay costs and expenses in the amount of \$250. District 4. (Water Reclamation Division)
2. **24-1522** Approval and execution of Second Amendment to Reedy Creek Improvement District/Orange County Amended and Restated Water, Wastewater, and Reclaimed Water Service Territorial Agreement by and between Central Florida Tourism Oversight District and Orange County. District 1. (Engineering Division)
3. **24-1523** Approval and execution of Agreement for Process to Issue an Agricultural Use Consumptive Use Permit to East Central Florida Services among the City of Cocoa, East Central Florida Services, Inc., Orange County, Orlando Utilities Commission, and Tohopekaliga Water Authority. All Districts. (Fiscal and Operational Support Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **24-1543**
 - a. Minutes of the September 12, 2024, Meeting in the Sunshine, Commissioner Bonilla, Commissioner Scott, State Attorney Andrew Bain, Assistant State Attorney Joanna Sandstrom, and Orlando Senior Advisor Lisa Portelli met to discuss Homeless Community Court.

- b. Bonnet Creek Resort Community Development District Fiscal Year 2025 Meeting Schedule.

- c. Dowden West Community Development District Fiscal Year 2025 Meeting Schedule.

- d. Westwood/OCC Community Development District Fiscal Year 2025 Meeting Schedule.

- e. Randal Park Community Development District Fiscal Year 2025 Meeting Schedule.

- f. City of Orlando Voluntary Annexation Request: 14155 Boggy Creek Road, - ANX2024-10007. Notice of Proposed Enactment. The Orlando City Council will consider proposed Ordinance 2024-47 entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located at the northeast corner of Boggy Creek Road and New Hope Road, south of Lake Nona Boulevard and north of the Osceola County line and comprised of 0.58 acres of land, more or less; providing for severability, correction of scrivener's errors, and an effective date. The public hearing and request for second reading of this ordinance is scheduled for the City Council meeting to be held on October 21, 2024 beginning at 2:00 p.m., in the Council Chamber, 2nd Floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

- g. City of Orlando Voluntary Annexation request: - 4765 Sandy Shores Drive,- ANX2024-10008. Notice of Proposed Enactment. The Orlando City Council will consider proposed Ordinance 2024-46, entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located south of Lee Road, east of North Orange Blossom Trail, west of Edgewater Drive and north of Lake Fairview and comprised of 19.4 acres of land, more or less; providing for severability, correction of scrivener's errors, and an effective date. The public hearing and request for second reading of this ordinance is scheduled for the City Council meeting to be held on Monday, October 21, 2024 beginning at 2:00 p.m., in the Council Chamber, 2nd Floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

- h. City of Orlando Voluntary Annexation request: - Dallas Boulevard,- ANX2024-10009. Notice of Proposed Enactment. The Orlando City Council will consider proposed 2024-45, entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located south of East Colonial Drive, west of State Road 520, east of Sunbridge and north of the Osceola County Line and comprised of 52,493.6 acres of land, more or less; providing for severability,

correction of scrivener's errors, and an effective date. The public hearing and request for second reading of this ordinance is scheduled for the City Council meeting to be held on October 21, 2024 beginning at 2:00 p.m., in the Council Chamber, 2nd Floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

i. Greater Orlando Aviation Authority, Orlando International Airport, and Orlando Executive Airport, adopted Fiscal Budgets 2024-2025.

j. City of Winter Garden Annexation Notices with Exhibit A (Legal Descriptions), and Exhibit B, (Location Maps) as follows:

- Ordinance 24-29 entitled: An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 0.35 ± acres located at 1245 North West Crown Point Road, west of Victoria Way, south of East Fullers Cross Road, east of North West Crown Point Road, and north of Macy Du Lane into the City of Winter Garden, Florida; redefining the city boundaries to give the city jurisdiction over said property; providing for severability; providing for an effective date.

- Ordinance 24-32 entitled: An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 0.69 ± acres located at 10 Broad Street, north of West Morgan Street, east of Vineland Road, west of Cross Street, and south of Broad Street into the City of Winter Garden, Florida; redefining the city boundaries to give the city jurisdiction over said property; providing for severability; providing for an effective date.

k. Town of Eatonville, Florida Community Redevelopment Agency Budget Meeting Agenda Tuesday, September 03, 2024, at 4:15 pm, Town Hall.

l. Town of Eatonville Community Redevelopment Agency Financial Statements for the Fiscal Year Ended September 30, 2023.

m. Audit Report No. 512 - Orange County Property Appraiser Internal Controls Review.

These items were received and filed.

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-1488** Selection of one firm and an alternate to provide Lake Pickett Road Roadway Conceptual Analysis Study, Request for Proposals, Y24-817-CC from the following firms listed alphabetically:

- CDM Smith, Inc.
- Dewberry Engineers, Inc.

Further request Board authorization for the Procurement Division to negotiate and execute a contract with a budget of \$700,000.

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, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. ([Public Works Department Transportation Planning Division] Procurement Division)

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to appoint Dewberry Engineers, Inc., 412.50 points, as the selected firm; further, appoint CDM Smith, Inc., 313.33 points, as the selected ranked alternate; further, authorize the Procurement Division to negotiate and execute a contract within a not-to-exceed budget of \$700,000; and further, authorize the Procurement Division to formally terminate negotiations with the top ranked firm, if we are unable to come to a favorable negotiated agreement, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. 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

2. **24-1489** Selection of one firm and three ranked alternates to provide Continuing Professional Engineering Design Services for Federally Funded Construction Projects, Request for Proposals Y23-903-CC, from the following firms listed alphabetically:

- AVCON, Inc.
- Baxter & Woodman, Inc.
- Dewberry Engineers, Inc.
- OM Engineering Services, Inc.
- Pegasus Engineering, LLC

Further request Board authorization for the Procurement Division to negotiate and execute the final contract to establish hourly rates for future requirements a three-year term with two one-year renewals.

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, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. ([Public Works Department Engineering Division] Procurement Division)

A motion was made by Commissioner Moore, seconded by Commissioner Scott, to appoint Pegasus Engineering, LLC, 485 points, as the selected firm; further, appoint OM Engineering Services, Inc., 462.50 points, Dewberry Engineers, Inc. 455 points, and AVCON, Inc., 409.17

points, as the selected ranked alternates; further, authorize the Procurement Division to negotiate and execute the final contract to establish hourly rates for future requirements for a three-year term with two one-year renewals; and further, authorize the Procurement Division to formally terminate negotiations with the top ranked firm, if we are unable to come to a favorable negotiated agreement, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. 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

3. **24-1491** Selection of one firm and two ranked alternates to provide Inmate Food Services, Request for Proposals Y24-1107-KS from the following firms listed alphabetically:

- Aramark Correctional Services, LLC
- Summit Food Service
- Trinity Services Group

Further request Board authorization for the Procurement Division to negotiate and execute a contract in the estimated amount of \$26,787,850 for a five-year term. Further request Board authorization for the Procurement Division to renew the contract for two additional one-year terms.

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 and commence negotiations with the next ranked alternate until a successful negotiation is reached. ([Corrections Department Administrative Services Division] Procurement Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to appoint Trinity Services Group, 423.66 points, as the selected firm; further, appoint Summit Food Service, 339.26 points, and Aramark Correctional Services, LLC, 335 points, as the selected ranked alternates; further, authorize the Procurement Division to negotiate and execute a five-year term contract within a not-to-exceed budget of \$26,787,850; further, authorize the Procurement Division to renew the contract for two additional one-year terms; and further, authorize the Procurement Division to formally terminate negotiations with the top ranked firm, if we are unable to come to a favorable negotiated agreement, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. 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

4. **24-1524** Selection of one firm and an alternate to provide Engineering Services for State Road 50 (Florida Department of Transportation FID #239203-7), Request for Proposals Y24-820-GV from the following firms listed alphabetically:

- Barnes, Ferland, and Associates Inc.
- CPH Consulting, LLC.

Further request Board authorization for the Procurement Division to negotiate and execute a contract with a not-to-exceed budget of \$3,250,000. 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, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. ([Utilities Department Engineering Division] Procurement Division)

A motion was made by Commissioner Moore, seconded by Commissioner Bonilla, to appoint CPH Consulting, LLC., 490 points, as the selected firm; further, appoint Barnes, Ferland, and Associates Inc., 480 points, as the selected ranked alternate; further, authorize the Procurement Division to negotiate and execute a contract within a not-to-exceed budget of \$3,250,000; and further, authorize the Procurement Division to formally terminate negotiations with the top ranked firm, if we are unable to come to a favorable negotiated agreement, and commence negotiations with the next ranked alternate, until a successful negotiation is reached. 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. COUNTY ADMINISTRATOR

1. **24-1476** Approval of the Arts and Cultural Affairs Advisory Council's funding recommendations for Arts and Cultural Affairs Grants for Cultural Tourism for FY 2025 and Blockbuster and Special Events Grants for FY 2025 (Arts and Cultural Affairs Office)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to approve the Arts and Cultural Affairs Advisory Council's funding recommendations for Arts and Cultural Affairs Grants for Cultural Tourism for FY25 (40 grant awards, totaling \$4,614,618); and further, approve the Arts and Cultural Affairs Advisory Council's funding recommendation for Blockbuster and Special Events (\$1,000,000 for IMMERSE 2025; \$1,000,000 for IMMERSE 2026; \$1,250,000 for IMMERSE 2027*; \$1,500,000 for IMMERSE 2028*; \$2,000,000 for IMMERSE 2029*) *Contingent on event performance, reporting, compliance, and sufficient fund balances in the Blockbuster and Special Events fund. 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

2. **24-1561** Approval of a Tourist Development Tax Grant Application Review Committee grant for each of the applicants listed in Attachment A, in the amounts, fiscal years, and for the projects listed therein, subject to:

- the execution of a Funding Agreement, including a provision for the TDT ARC funds to revert back to the County if the project is not completed within the period of time specified in the Funding Agreement, as well as any other terms, conditions, or restrictions that may be included therein,

- each applicant shall enter into such Funding Agreement within the first fiscal year within which they are allocated funding; for those applicants awarded funding in fiscal year 2024, a Funding Agreement shall be executed by the end of fiscal year 2025, and
- with the exception of those funds being used only to repair an existing facility, prior to receiving any TDT funds, applicants must demonstrate to the County's satisfaction that a minimum of 80% of non-TDT funding necessary to complete the TDT project have been raised. (Tourist Development Tax Grant Application Review Committee)

The following persons addressed the Board:

- Lance Walker
- Shannon Fitzgerald
- John Rivers

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to approve a Tourist Development Tax (TDT) Application Review Committee (ARC) grant for each of the applicants listed in Attachment A, in the amounts, fiscal years, and for the projects listed therein, subject to the execution of a Funding Agreement, including a provision for the TDT ARC funds to revert back to the County if the project is not completed within the period of time specified in the Funding Agreement, as well as any other terms, conditions, or restrictions that may be included therein; further, each applicant shall enter into such Funding Agreement within the first fiscal year within which they are allocated funding; for those applicants awarded funding in fiscal year 2024, a Funding Agreement shall be executed by the end of fiscal year 2025; and further, with the exception of those funds being used only to repair an existing facility, prior to receiving any TDT funds, applicants must demonstrate to the County's satisfaction that a minimum of 80% of non-TDT funding necessary to complete the TDT project have been raised. 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

C. COUNTY MAYOR

1. 24-1583 Film Incentive Working Group Update

The following persons addressed the Board:

- John Lux
- Lisa Mills
- Carol Bailey
- Jim Roberts

The Board took no action.

D. COMMISSIONER'S REPORT

- 1. **24-1516** Commissioner Wilson would like to discuss the Urgent Flooding/Infrastructure Issues at the Reams Road/Ficquette Road Intersection.

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

The Board took no action.

Addendum #1

E. COUNTY ADMINISTRATOR

- 1. Approval and execution of Interlocal Agreement between the City of Orlando and Orange County, Florida regarding annexation actions

Board discussion ensued. County Attorney Newton contributed to the discussion.

The following person addressed the Board: Don White.

A motion was made by Mayor Demings, seconded by Commissioner Bonilla, to approve and execute the Interlocal Agreement between the City of Orlando and Orange County, Florida regarding annexation actions. 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. RECOMMENDATIONS

- 1. **24-1556** October 3, 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-24-08-077, Francois Exantus (Appeal filed) and Case # VA-25-01-109, Juan Manuel Vasquez (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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

V. PUBLIC HEARINGS

A. Petition to Vacate

- 1. **24-1492** Case # PTV 23-07-025

Elide and Miguel Silva, vacate two portions of a utility easement; District 3

Consideration:Resolution granting Petition to Vacate # 23-07-025, vacating two portions of a 5-foot-wide utility easement located on the north and south parcel lines of their residential property within the Brighton Woods Subdivision containing approximately 1,199.90 square feet.

Location: District 3; The parcel address is 1806 Billingshurst Court; S01/T23/R30; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

- Miguel Silva
- Mike McCleskey

The following material was received by the Clerk prior to the close of the public hearing. The material referenced by the speaker was not presented to the Board: Submittal 1, from Miguel Silva.

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to approve the request listed in the Staff Report dated October 29, 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. Board of Zoning Adjustment Appeal

2. **24-1499** ✓Case # VA-24-10-095

Katelynd O'Neal
Cindy Sayers-Lane on behalf of Orange Tree Estates Homes Section One
Maintenance Association, Inc., September 5, 2024; District 1

Consideration: Appeal of the recommendation of the Board of Zoning Adjustment on a request by applicant for Variances in the PD zoning district as follows: 1) To allow a pool deck with a Normal High-Water Elevation (NHWE) of 25 ft. in lieu of 50 ft. 2) To allow a spa with a Normal High-Water Elevation (NHWE) of 34 ft. in lieu of 50 ft. Note: This is a result of Code Enforcement

Location: District 1; property located at 6042 Shore Line Dr., Orlando, FL 32819; Orange County, Florida (legal property description on file at Zoning Division)

Court Reporter: Beth Love, Veritext Legal Solutions

The following persons addressed the Board:

- Katelynd O'Neal
- Lance Clouse
- James Gustino
- Lou Roeder
- Cindy Sayers-Lane

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

- Exhibit 1, from Katelynd O'Neal
- Exhibit 2, from James Gustino

New Condition of Approval #5:

5. Restoration of pollution abatement swale within drainage easement at the rear of the property is required.

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to uphold the Board of Zoning Adjustment Recommendation of September 5, 2024, Case # VA-24-10-095, to allow a pool deck with a Normal High-Water Elevation (NHWE) of 25 ft. in lieu of 50 ft (Variance #1) and to allow a spa with a Normal High-Water Elevation (NHWE) of 34 ft. in lieu of 50 ft. (Variance #2); further, approve the four (4) conditions of approval as presented; and further, approve new Condition of Approval #5. 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

C. Board of Zoning Adjustment Board-Called

3. 24-1497 ✓Case # SE-24-08-070

Joseph Kovecses for NOCIA, September 5, 2024; District 2

Consideration: Request for a special exception and variance in the A-1 zoning district as follows: 1) Special Exception to allow for a community/civic center, outdoor recreation uses (dog training area, RC car track, and tractor pull) and special events (turkey shoot, annual Zellwood Corn Festival). 2) Variance to allow for unimproved parking spaces and unimproved drive aisles in lieu of improved.

Location: District 2; property located at 4253 W. Ponkan Road, Apopka, FL 32712; Orange County, Florida (legal property description on file at Zoning Division)

Revised Conditions of Approval #4, #5, #6, #7, and #10:

4. The RC Racetrack shall be limited to operating on Wednesdays between 6:45 p.m. and 9:45 p.m., ~~and Saturdays between 10 a.m. and 5 p.m.,~~ every other Sunday between 10 a.m. and 5 p.m. and during 2 weekend events per year on Fridays between 3 p.m. and 9 p.m. and Saturdays between 7 a.m. and 9 p.m. ~~Gas powered RC Cars shall be prohibited.~~ Temporary wayfinding signs shall be placed for all events directing attendees to the access drive on Ponkan Road. All temporary signs shall be removed immediately upon conclusion of events

5. The Dog Training use shall be permitted on a daily basis between 7 a.m. and ~~40~~ 9:30 p.m., but shall be limited to a maximum of 10 people. The Dog Training use may be permitted 7 events per year on weekends (Friday, Saturday, and Sunday) from 7 a.m. to ~~40~~ 9:30 p.m. with up to 75

people.

6. The Tractor Pull shall be limited to operating 1 weekend per month (Friday and Saturday from 4 p.m. to ~~8~~ 9 p.m.), with 1 large special event held annually (Friday and Saturday from 1 p.m. to ~~8~~ 9 p.m.).

7. The Civic/Community Center shall be limited to operating on Monday through Thursday from 8 a.m. to 9 p.m., Fridays and Saturdays from 8 a.m. to midnight-11 p.m., and on Sundays from 8 a.m. to 8 p.m.

10. Five canopy trees, as shown on the landscape plan, shall be planted on the east and south property lines where the proposed tractor pull parking areas and driveway used for access abuts residences. ~~A hedge, as shown on landscape plan shall be installed on the west and south property lines where the RC race track and the driveway used for access abuts residences.~~

Delete Condition of Approval #11:

~~11. A hedge, and 5 canopy trees, as shown on the landscape plan, shall be planted on the east and south property lines where the proposed tractor pull parking areas and driveway used for access abuts residences.~~

Previous Conditions of Approval #12, #13, #14, #15, #16, #17, and #18 are renumbered to Conditions of Approval #11, #12, #13, #14, #15, #16, and #17:

~~12.~~ 11. The project shall comply with Article XVI of Chapter 9 of the Orange County Code, "Exterior Lighting Standards."

~~13.~~ 12. Permits for the installation of landscaping, and for any unpermitted structures, shall be pulled within 3 years of the final action on this application by Orange County or this approval is null and void. The zoning manager may extend the time limit if proper justification is provided for such an extension.

~~14.~~ 13. The allowed uses shall only be those uses and areas shown on the site plan dated June 7, 2024. Any expansion of those uses, or other site work or proposed buildings, would require an amendment to the special exception.

~~15.~~ 14. Amplified music shall be prohibited for all uses except for the annual Zellwood Corn Festival. The use of a PA system is permitted in conjunction with the RC Race Track, Dog Training, Tractor Pull, and Zellwood Corn Festival uses. All amplified sound shall comply with the County Noise Ordinance.

~~16.~~ 15. At any time during the operation of the facility, the County may require additional noise abatement measures be implemented to address noise complaints for which County staff determines the facility is a probable contributing source.

~~17.~~ 16. Each type of activity conducted on the property that exceeds 100 people shall be subject to compliance with the special event requirements of Chapter 38 of the Orange County Code and shall be reviewed and approved by the Orange County Fire Marshal's Office. The applicant shall submit applications/plans to the Fire Marshal's Office a minimum of 30 days prior to the date of each event.

~~18.~~ 17. No overnight stay, camping, or RV Parking shall be permitted on site.

The following persons addressed the Board:

- Jonathan Huels
- Polk County Newly Elected District 5 Commissioner Mike Scott
- Andrew Bryant
- Jimmy Elias

A motion was made by Commissioner Moore, seconded by Commissioner Scott, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the eighteen (18) conditions of approval listed under the Board of Zoning Adjustment recommendation in the Staff Report dated October 2, 2024; further, modify Conditions of Approval #4, #5, #6, #7, and #10; further, delete Condition of Approval #11; and further, approve renumbered Conditions of Approval #12, #13, #14, #15, #16, #17, and #18. 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. Preliminary Subdivision Plan

4. 24-1478 ✓Case # PSP-24-02-054

Brian Ashby, Kimley-Horn and Associates, Inc., Avalon Park Planned Development (PD) / Town Center Preliminary Subdivision (PSP) / Tract 5A - Avalon Lake Townhomes PSP; District 4

Consideration: Avalon Park Planned Development (PD) / Town Center Preliminary Subdivision Plan (PSP) / Tract 5A - Avalon Lake Townhomes PSP Preliminary Subdivision Plan, Case # PSP-24-02-054, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; To subdivide 5.62 acres in order to construct 90 single-family attached residential dwelling units. In addition, the following waiver from Orange County Code is requested: A waiver from Section 34-152(c) to allow subdivision lots and tracts to be accessed from a non-public paved street in lieu of each lot and tract interior to the subdivision having a minimum access width of twenty (20) feet to a dedicated public paved street, except in a gated community.

Location: District 4; property located at 12810 Tanja King Boulevard; west of Avalon Park West Blvd. and south of Tanja King Blvd; Orange County, Florida (legal property description on file in Planning Division)

The following person has addressed the Board: Brian Ashby.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the twenty-three (23) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated October 4, 2024. The motion carried by the following vote:

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

Absent: 2 - Commissioner Moore, and Commissioner Scott

E. Planning and Zoning Commission Rezoning Board-Called

5. 24-1495 ✓Case # RZ-24-07-045

Kendell Keith, August 15, 2024; District 5

Consideration: Request to rezone from C-1 (Retail Commercial District) to C-2 Restricted (General Commercial District) to allow the C-2 use of parking of recreational vehicles and boats in addition to the existing self-storage facility.

Location: District 5; property located at 16870 Old Cheney Highway; generally located south of Old Cheney Hwy, west of River Falcons Way, north of East River High School; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

- Joseph Kovecses
- Bobby Beagles
- Micah Bass
- Pamela Sible

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

- Exhibit 1, from Joseph Kovecses
- Exhibit 2, from Bobby Beagles

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to make a finding of inconsistency with the Comprehensive Plan; and further, deny the rezoning request, Case # RZ-24-07-045, from C-1 (Retail Commercial District) to C-2 Restricted (General Commercial District) zoning to allow the C-2 use of parking of recreational vehicles and boats in addition to the existing self-storage facility. 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

6. 24-1496 ✓Case # RZ-24-06-042

Rosemary Hayes, August 15, 2024; District 5

Consideration: Request to rezone from A-2 (Farmland Rural District) to I-1 / I-5 Restricted (Industrial District Light) to allow for I-1 / I-5 uses including a warehouse with office space.

Location: District 5; property located at 7100 Astro Street; generally located west of N. Goldenrod Rd, south of University Blvd, east of N. Forsyth Rd, and north of East Colonial Dr.; Orange County, Florida (legal property description on file)

The following person addressed the Board: Rosemary Hayes.

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

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, Case # RZ-24-06-042, from A-2 (Farmland Rural District) to I-1/1-5 Restricted (Industrial District Light) to allow for I-1 / I-5 uses including a warehouse with office space, subject to the one restriction listed under the Planning and Zoning Commission Recommendation in the Staff Report dated October 1, 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

F. Ordinance

7. **24-1508** Repealing Orange County Ordinance No. 2024-10, known as the "Zoning in Progress Ordinance" pertaining to land use in Orange County; enacting a temporary suspension to prohibit the processing of certain Comprehensive Plan text and map amendments, rezonings, and special exceptions; to allow for exceptions for existing applications received by December 11, 2024, for existing businesses and other exceptions; and providing an effective date; Countywide

Consideration: AN ORDINANCE REPEALING ORANGE COUNTY ORDINANCE NO. 2024-10, KNOWN AS THE "ZONING IN PROGRESS ORDINANCE" PERTAINING TO LAND USE IN ORANGE COUNTY; ENACTING A TEMPORARY SUSPENSION TO PROHIBIT THE PROCESSING OF CERTAIN COMPREHENSIVE PLAN TEXT AND MAP AMENDMENTS, REZONINGS, AND SPECIAL EXCEPTIONS; TO ALLOW FOR EXCEPTIONS FOR EXISTING APPLICATIONS RECEIVED BY DECEMBER 11, 2024, FOR EXISTING BUSINESS AND OTHER EXCEPTIONS; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Scott, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, repeal the existing Zoning in Progress Ordinance 2024-10; further, adopt the current Zoning in Progress Ordinance 2024-30; and further, allow staff to correct any non-substantial grammatical or scrivener's errors. The motion carried by the following vote.

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

Absent: 1 - Commissioner Gomez Cordero

G. Ordinance and Resolution

8. **24-1510** Amending Orange County Code, Chapter 30, Section 30-83, ("Plats; Vertical Construction Prior to Plat Approval; Vacation") and a Resolution regarding adoption of a form Hold Harmless and Indemnification Agreement pursuant to Section 34-75 of the Orange County Code; All Districts

Consideration: AN ORDINANCE PERTAINING TO LAND USE IN ORANGE COUNTY; AMENDING SECTION 30-83 ("PLATS; VERTICAL CONSTRUCTION PRIOR TO PLAT APPROVAL; VACATION") TO PROVIDE A PROCESS FOR EXPEDITED APPROVAL OF RESIDENTIAL HOMES PRIOR TO FINAL PLAT; AND PROVIDING AN EFFECTIVE DATE.

AND

CONSIDERATION: Resolution of the Orange County Board of County Commissioners regarding adoption of a form Hold Harmless and Indemnification Agreement to be used when County approves the issuance of vertical building permits prior to final platting pursuant to Section 34-75 of the Orange County Code residential homes prior to final plat; and providing an effective date.

County Staff presented the following revision to the Draft Ordinance:

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(3) A certificate of occupancy shall not be issued for a ~~model~~ residential home until a certificate of completion for infrastructure has been issued for the subdivision, or phase thereof, and a final plat has been recorded in the official records of Orange County.

A motion was made by Commissioner Scott, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, adopt Ordinance 2024-31 pertaining to Land Use in Orange County; amending Section 30-83 ("Plats; Vertical Construction Prior to Plat Approval; Vacation") to provide a process for expedited approval of residential homes prior to final plat; and providing an effective date; further, approve Resolution 2024-M-47 Adopting a Form Hold Harmless and Indemnification Agreement to be used when County approves the issuance of vertical building permits prior to final platting pursuant to Section 34-75 of the Orange County Code, and authorizing the Director of Planning, Environmental, and Development Services, or authorized designee, to execute the Agreement; and further, approve the revision to the Ordinance as presented. 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

H. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments, Ordinances and Concurrent Rezoning

9. **24-1325** Adoption of Future Land Use Map Amendment SS-24-04-001, Ordinance, and Concurrent Rezoning Request LUP-24-02-033, Doug Kelly (Continued from September 24, 2024)

a. Amendment SS-24-04-001

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

Location: District 5; properties located at 2726 and 2740 North Dean Road; generally located on the west side of North Dean Road, approximately 4,000 feet south of University Boulevard; 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 LUP-24-02-033

Consideration: Request to change the zoning designation from R-1A (Single-Family Dwelling District) to PD (Planned Development District) (North Dead Road Townhomes PD) in order to allow for up to 76 townhome units. There are no waivers associated with this request; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; properties located at 2726 and 2740 North Dean Road; generally located on the west side of North Dean Road, approximately 4,000 feet south of University Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Rebecca Wilson
- Victoria Goitz
- Tim Johnson
- Dean Lester
- Joon Chae
- Craig Hilliard
- David Wing

- Debbie Rivera
- Keith Rivera
- Roxana Brisci
- Barbara Weaver

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

- Exhibit 1, from Victoria Goitz
- Exhibit 2, from Tim Johnson
- Exhibit 3, from Dean Lester
- Exhibit 4, from Joon Chae
- Exhibit 5, from Debbie Rivera
- Exhibit 6, from Keith Rivera
- Exhibit 7, from Rebecca Wilson

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to make a finding of inconsistency with the Comprehensive Plan; further, deny Amendment SS-24-04-001, Future Land Use Map Amendment; further, deny associated Ordinance; and further, deny the rezoning request from R-1A (Single-Family Dwelling District) to PD (Planned Development District) (North Dean Road Townhomes PD) zoning. The motion carried by the following vote:

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

Nay: 1 - Commissioner Wilson

- 10. 24-1511** Adoption of Future Land Use Map Amendment, SS-24-03-006, Ordinance, and Concurrent PD Rezoning Request LUP-23-12-360, Jim Hall, Hall Development Services, Inc.

a. Amendment SS-24-03-006

Consideration: To change the Future Land Use designation from Rural Settlement 1/5 (RS 1/5) to Institutional (INST), pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 1; property located at 4151 Avalon Road; generally located at the northeast corner of Avalon Road and Dangler Road; Orange County, Florida (legal property description on file in Planning Division)

And

b. Ordinance for Proposed Amendment

Consideration: An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; Amending the Orange County Comprehensive Plan, commonly known as the "2010-2030 Comprehensive Plan," as amended, by adopting Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

c. Rezoning LUP-23-12-360

Consideration: Request to rezone 18.86 acres from A-1 (Citrus Rural District) to PD (Planned Development District) (Special Hearts Farm PD) to construct a residential care development including a 15,000 square foot training facility for 50 students and 20 staff members; 12,000 square foot animal barn; 1,712 square foot residential caretaker home; 3,500 square foot event barn; and an 8,000 square foot residential care facility with 30 overnight residents. In addition, the applicant is requesting a waiver from Section 38-1479(a) to allow up to 50 parking spaces in an unimproved parking area for overflow parking, in lieu of improved surface areas, for overflow parking related to special events and use of the Event Barn; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 1; property located at 4151 Avalon Road; generally located at the northeast corner of Avalon Road and Dangler Road; Orange County, Florida (legal property description on file in Planning Division)

Proposed New Conditions of Approval # 20, #21, #22, #23, #24, #25, #26, and #27:

20. If a traffic study warrants it, a left turn lane from Avalon Road southbound as well as a right turn lane from Avalon Road northbound shall be shown on the development plan and constructed prior to commencement of the proposed use.

21. Building height shall be limited to one (1) story.

22. There shall be a minimum required building setback of 150 ft. from the western property boundary.

23. Outdoor amplification devices such as speakers shall be prohibited.

24. The training facility shall be limited to a maximum of 50 students and 20 staff, and the Residential Care shall be limited to 30 residents.

25. Special Hearts Farm shall not be open to the public except for special events, which shall be limited to no more than twelve (12) per year. Special Events shall not exceed the capacity of the event barn and dedicated parking spaces. Special Events shall be limited to events for the Special Heart Farm organization and not for lease to other entities. Special Events shall otherwise adhere to Section 38-79(39) of Orange County Code, as amended.

26. A shade tree shall be provided an average of 50 feet in distance on-center around the perimeter of the property.

27. A fence, rural in character and no less than fifty (50) percent transparent, and of either a split-rail, paddock, picket or other rural or equestrian styles as approved by the Planning

Manager, shall be provided around the perimeter of the property. All animal enclosure areas shall be fenced.

The following persons addressed the Board:

- Rick Geller
- Kathy Meena
- Ed Williams
- Former Orange County Commissioner Ted Edwards
- Laurie Forrester
- Terri Daly
- Former Orange County Commissioner Mildred Fernandez
- Jeff McFarland
- Bobby Beagles
- Maria Estella Casanova-Baker
- Marie Kuck
- Tim Kuck
- Ryan Althaus
- JP Rodriguez
- Emily Davis
- Jaden Carmichael
- Lisa Schmidt
- Michael Woolhouse
- Deanna Blich
- Ashley Sweder
- John Turan
- Jade McFarland
- Devin Brooks
- City of Winter Garden District 3 Commissioner Chloe Johnson
- Victoria Wells
- Henry Wright
- Jennifer Elliot

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

- Exhibit 1, from Rick Geller
- Exhibit 2, from Jeff McFarland
- Exhibit 3, from Bobby Beagles
- Exhibit 4, from Ryan Althaus

The following material was received by the Clerk prior to the close of the public hearing. The material referenced by the speaker was not presented to the Board. Submittal 1, from Ryan Althaus.

After Board discussion, proposed new Conditions of Approval #25 and #26 were not considered.

~~25. Special Hearts Farm shall not be open to the public except for special events, which shall be limited to no more than twelve (12) per year. Special Events shall not exceed the capacity of the event barn and dedicated parking spaces. Special Events shall be limited to events for the Special Heart Farm organization and not for lease to other entities. Special Events shall otherwise adhere to Section 38-79(39) of Orange County Code, as amended.~~

~~26. A shade tree shall be provided an average of 50 feet in distance on center around the perimeter of the property.~~

Based upon input by applicant and accepted by the District Commissioner Proposed New Condition of Approval #27 was revised as follows:

27. A fence, rural in character and no less than fifty (50) percent transparent, and of either a split-rail, paddock, picket or other rural or equestrian styles as approved by the Planning Manager, shall be provided around the perimeter of the property along Avalon Road frontage. The remainder of the property shall be fenced. All animal enclosure areas shall be fenced.

Previous Proposed Revised Condition of Approval #27 is renumbered to Condition of Approval #25:

~~27-~~ 25. A fence, rural in character and no less than fifty (50) percent transparent, and of either a split-rail, paddock, picket or other rural or equestrian styles as approved by the Planning Manager, shall be provided around the perimeter of the property along Avalon Road frontage. The remainder of the property shall be fenced. All animal enclosure areas shall be fenced.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-24-03-006 Institutional (INST) Future Land Use Map Amendment; further, adopt associated Ordinance 2024-32; further, approve the rezoning request from A-1 (Citrus Rural District) to PD (Planned Development District) (Special Hearts Farm PD) zoning subject to the nineteen (19) conditions of approval listed in the Staff Reported dated October 1, 2024; and further, approve new Conditions of Approval #20, #21, #22, #23, #24, and #25. 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

VI. WORK SESSION AGENDA

A. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. 24-1512 Live Local Tax Exemption Options

Board discussion ensued. Deputy County Administrator Weiss contributed to the discussion.

The Board took no action.

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

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <https://www.ocfl.net/OpenGovernment/MeetingsReport.aspx>

ADJOURNMENT: 9:58 p.m.

ATTEST:

County Mayor Jerry L. Demings

Date: _____

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.