

# Orange County Government

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



## Final Meeting Minutes

**Tuesday, November 14, 2023**

**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 Joel Prinsell
- Public Works Director Joseph Kunkel
- Minutes Supervisor Craig Stopyra
- Minutes Coordinator Terrell Hightower
- Minutes Coordinator Megan Fiocco

**Invocation - District 3**

Captain Ken Chapman, Salvation Army

**Pledge of Allegiance**

**Presentation**

Proclamation recognizing November 15 through November 22, 2023 as Farm-City Week 2023

**Presentation**

Proclamation designating November 15, 2023 as Orange County Recycles Day

**Presentation**

Proclamation designating December 9, 2023 as Pine Hills Parade Day

**Presentation**

2023 Achievement of Excellence in Procurement Award

**Presentation**

Mayor Toy Drive

**Public Comment**

The following persons addressed the Board during public comment:

- Commissioner Regina Hill District 5 City of Orlando
- Marc Reicher
- Tanisha Nunn Gary
- Tim Giuliani
- N. Y. Nathiri
- Bridget Williams
- Chris Jaskieucicz
- Kelly Semrad
- Maria Triscari
- Robert Agrusa
- Craig Swygert
- Dick Batchelor
- Jennifer Evins
- Caja Kelly
- Justin Leonard
- Peter Scott
- Cole NeSmith
- Michael Perkins
- Kristine Gagnier
- Daniel Sohn
- Jarrod Dillon
- Amish Parikh
- Derek Lewis
- Charlene Simmons
- Joseph Wierda
- Clay Luter

The following material was presented to the Board during public comment: Exhibit 1, from N. Y. Nathiri.

**I. CONSENT AGENDA****Approval of the Consent Agenda**

The Mayor deleted Administrative Services Department Item 29 and Health Services Department Item 1; and further, a motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

Nay: 1 - Commissioner Uribe

#### A. COUNTY MAYOR

1. **23-1589** Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc. FY 2024 Grant Agreement authorizing the disbursement of \$949,046 as provided in the FY 2023-24 adopted budget. (Office of Economic, Trade and Tourism Development)

#### B. COUNTY COMPTROLLER

1. **23-1590** Approval and execution of the minutes of the October 3 and October 10, 2023 meetings of the Board of County Commissioners. (Clerk's Office)
2. **23-1591** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts.

Periods are as follows:

- October 20, 2023, to October 26, 2023; \$ 29,249,554.23
- October 27, 2023, to November 2, 2023; \$ 79,479,682.62
- November 3, 2023 to November 8, 2023; \$ 43,452,308.01

(Finance/Accounting)

#### C. COUNTY ADMINISTRATOR

1. **23-1592** Approval and execution of (1) Amendment to Agreement for Community Development District by and between Universal City Development Partners, LTD., and Orange County, Florida and (2) Interlocal Agreement between Orange County, Florida and Shingle Creek Transit and Utility Community Development District regarding the Exercise of Powers and Cooperation on Various Projects. District 6.
2. **23-1593** Reappointment of Michael P. Strayhorn to the Pine Hills Local Government Neighborhood Improvement District Advisory Council in the Mayor's representative category with a term expiring June 30, 2026. (Agenda Development Office)
3. **23-1594** Approval and execution of Agreement Between Orange County, Florida and The Florida State Lodge Fraternal Order of Police, Inc. Lieutenants (B-Unit) Fiscal Years 2023-24 through 2025-26. (Human Resources Division)
4. **23-1595** Approval for the Orange County Sheriff's Office to spend \$5,000 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures for an eligible contribution to Concerns of Police Survivors Central Florida Chapter. (Office

of Management and Budget)

5. **23-1596** Approval of budget amendments #23-60, #24-02, #24-03, and #24-04. (Office of Management and Budget)
6. **23-1597** Approval of budget transfers #23-1479, #23-1480, #23-1481, #23-1482, #23-1483, #23-1484, #23-1485, #23-1486, #23-1487, #23-1488, #23-1489, #23-1526, and #24-0463. (Office of Management and Budget)
7. **23-1598** Approval to pay quarterly assessments to the Florida Department of Financial Services for self-insurer assessments in an amount not to exceed \$160,653.30. These payments will satisfy the County's obligations to the state of Florida pursuant to Sections 440.49(9) and 440.51, Florida Statutes. (Risk Management Division)

#### D. COUNTY ATTORNEY

1. **23-1599** Approval of the proposed settlement in the case of Orange County, Florida v. 7-Eleven, Inc., et al., Case No. 2023-CA-011346-O, Parcels 1013, 8013, and 7013, University Boulevard and Dean Road Intersection Improvements Project, and authorization for the County Attorney's Office to execute the Joint Motion agreeing to the entry of the proposed Stipulated Order of Taking and Stipulated Final Judgment by the Court.
2. **23-1600** Approval of proposed revised Administrative Regulation No.: 6.12, titled "Invoice Payment Procedures."

#### E. ADMINISTRATIVE SERVICES DEPARTMENT

1. **23-1601** Approval to award Invitation for Bids Y23-1015-AV, Fire Alarm System Monitoring, Inspection, Testing and Repairs, to the low responsive and responsible bidder, Alert Security, Inc. dba Signature Systems of Florida. The estimated contract award amount is \$991,586 for a one-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
2. **23-1602** Approval to award Invitation for Bids Y23-1032-TF, Staff Augmentation - Permit Analysts Building Safety, to the low responsive and responsible bidder, Sunshine Enterprise USA, LLC. The estimated contract award amount is \$461,000 for a one-year term. ([Planning, Environmental and Development Services Department Building Safety Division] Procurement Division)
3. **23-1603** Approval to award Invitation for Bids Y23-1042-AV, Landscape Maintenance - John Young Area Section I, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$406,622 for the base year. ([Public Works Department Roads and

Drainage Division] Procurement Division)

4. **23-1604** Approval to award Invitation for Bids Y23-1082-SH, Maintenance and Compliance Testing of Fuel Systems, to the low responsive and responsible bidder, Don Wood, Inc. The estimated contract award amount is \$235,375 for a one-year term. ([Administration and Fiscal Services Department Risk Management Division] Procurement Division)
5. **23-1605** Approval to award Invitation for Bids Y23-793-MB, Orange County Courthouse Public Defender Office Building A, Heating, Ventilation, Air Conditioning Redundancy, to the low responsive and responsible bidder, Air Mechanical & Service Corporation. The total contract award amount is \$428,800. ([Administrative Services Department Capital Projects Division] Procurement Division)
6. **23-1606** Approval to award Invitation for Bids Y23-796-ZR, Orange County Courthouse Mechanical, Electrical and Plumbing 22nd Floor Heating, Ventilation and Air Conditioning, to the low responsive and responsible bidder, S.A. Casey Construction. The total contract award amount is \$399,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
7. **23-1607** Approval to award Invitation for Bids Y23-7009-MB, Administration Center Windows and Skylights Resealed and Retinted, to the low responsive and responsible bidder, Waterproofing Contractors of Florida LLC. The total contract award amount is \$2,765,000, inclusive of additives one and two. ([Administrative Services Department Capital Projects Division] Procurement Division)
8. **23-1608** Approval to award Invitation for Bids Y23-7010-CC, Orange County Convention Center North/South Concourse Floor Coverings Replacement, to the low responsive and responsible bidder, International Flooring, Inc. The total contract award amount is \$3,989,827.03, inclusive of additive numbers one and two. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
9. **23-1609** Approval to award Invitation for Bids Y23-7011-SH, Orange County Landfill Cell 11, Phase 2, Bay 20-22 Expansion, to the low responsive and responsible bidder, Thalle Construction Co., Inc. The total contract award amount is \$16,191,242. ([Utilities Department Solid Waste Division] Procurement Division)
10. **23-1610** Approval to award Invitation for Bids Y23-7013-CR, Lake Lawn Regional Stormwater Facility Weir Gate Retrofit at Barnett Park, to the low responsive and responsible bidder, APEC LLC. The total contract award amount is \$598,960. ([Public Works Department Roads and Drainage Division] Procurement Division)

11. **23-1611** Approval to award Invitation for Bids Y23-7018-GO, Orange County Convention Center West Building Central Dock Inhibitor, to the sole responsive and responsible bidder, CORE Engineering & Construction, Inc. The total contract award amount is \$220,046.37. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
12. **23-1612** Approval to award Invitation for Bids Y24-700-CR, Orange County Convention Center Campus CCTV Upgrades, to the low responsive and responsible bidder, Control Engineering Group. The total contract award amount is \$1,984,527.89. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
13. **23-1613** Approval of Contract Y23-2124, Provision of Community Services and Facility Use, with Youth Families and Communities United, in the total contract award amount of \$240,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
14. **23-1614** Approval of Contract Y24-2029, Provision of Community Services and Facility Use, with Wake Up Mentoring, Inc., in the total contract award amount of \$150,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
15. **23-1615** Approval of Contract Y24-2031, Provision of Community Services and Facility Use, with Child of this Culture Foundation, Inc., in the total contract award amount of \$150,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
16. **23-1616** Approval of Contract Y24-2032, Provision of Community Services and Facility Use, with New Image Youth Center, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
17. **23-1617** Approval of Contract Y24-2033, Provision of Community Services and Facility Use, with She-Lion Foundation, Inc., in the total contract award amount of \$150,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
18. **23-1618** Approval of Contract Y24-2034, Provision of Community Services Facility Use, with SOS by Urbander, Inc., in the total contract award amount of \$150,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

Division)

19. **23-1619** Approval of Contract Y23-807-CC, Professional Construction Engineering and Inspection (CEI) and Compliance Services for the Lake Apopka Connector Trail Project, with Civil/Site Engineering, Inc., in the total contract award amount of \$733,563.85. ([Public Works Department Highway Construction Division] Procurement Division)
20. **23-1620** Approval of Amendment No. 4, Contract Y13-813, Engineering Services for Innovation Place/Storey Park Utilities Project, with CHA Consulting, Inc., in the amount of \$174,542.79, for a revised total contract amount of \$1,224,244.79. ([Utilities Department Engineering Division] Procurement Division)
21. **23-1621** Approval of Amendment No. 2, Contract Y18-802, Storey Park (Innovation Place) Master Pump Station Project, with Wright-Pierce, Inc., in the amount of \$131,375, for a revised total contract amount of \$1,024,333.86. ([Utilities Department Engineering Division] Procurement Division)
22. **23-1622** Approval of Amendment No. 2, Contract Y19-801, Opinion of Value for Pluris Wedgefield, Inc., with Hartman Consultants, LLC, in the amount of \$83,095, for a revised total contract amount of \$167,095. ([Utilities Department Fiscal and Operational Support Division] Procurement Division)
23. **23-1623** Approval of Amendment No. 11, Contract Y20-133, Central Receiving Center with Aspire Health Partners, Inc., in the amount of \$415,564.41, for a revised total contract award amount not-to-exceed \$7,147,039.46. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
24. **23-1624** Approval of Amendment No. 9, Contract Y20-173A, Expansion of HIV Medical Services, with CAN Community Health, Inc., in the amount of \$300,000, for a revised contract amount of \$764,703. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
25. **23-1625** Approval of Amendment No. 4, Contract Y21-166A, EMS Equipment for Fire Rescue, with Bound Tree Medical LLC, in the amount of \$200,000, for a revised estimated contract amount of \$1,906,840.31. ([Fire Rescue Department Infrastructure and Support Division] Procurement Division)
26. **23-1626** Approval of Amendment No. 5, Contract Y21-1072, Parking Lot Sweeping Services, with AllStar Property Services, Inc., in the amount of \$4,290, for a revised contract award amount of \$424,680. ([Administrative Services Department Facilities Management Division] Procurement Division)
27. **23-1627** Approval of Amendment No. 3, Contract Y22-104, Sodium Hypochlorite, Lots A and B, with Allied Universal Corporation, Lot A in the amount of



\$742,500, for a revised estimated contract amount of \$4,555,596.37, and Lot B in the amount of \$459,675, for a revised estimated contract amount of \$2,565,675. ([Utilities Department Water Division] Procurement Division)

28. **23-1628** Approval of Amendment No. 2, Contract Y22-2405, Operational Costs for Mobile Showering Unit and Staff to Connect Homeless Individuals to Medical Needs, Housing, and Other Resources, Federal Subrecipient Agreement between Orange County and Clean the World Foundation, Inc., in the amount of \$100,000, for a revised not-to-exceed contract award amount of \$299,000. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
29. **23-1629** Approval of Amendment No. 1, Contract Y22-2416, Providing Funding for the Expansion of Services that Improves Family Functioning and Increases Access to Mental Health Services for Youth in Orange County, Federal Subrecipient Agreement between Orange County and Embrace Families Solutions, Inc., in the amount of \$150,000, for revised not-to-exceed contract award amount of \$345,097.86. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)

(This item was deleted.)

30. **23-1630** Approval of Federal Subrecipient Agreement Y22-2419, Providing Preventative and Maintenance Mental Health Services to Minors, between Orange County and Adventist Health System/Sunbelt, Inc. dba AdventHealth Orlando dba AdventHealth for Children, in the not-to-exceed amount of \$1,319,277.44. ([Community and Family Services Department Mental Health and Homelessness Division] Procurement Division)
31. **23-1631** Approval of Sub-Recipient Agreement Y23-204, Increasing Access to Evidence-Based Treatment and Recovery Support for Orange County Residents Living with an Opioid Use Disorder (OC PORT Program), with Adventist Health System/Sunbelt, Inc. dba AdventHealth Orlando, in the not-to-exceed contract award amount of \$602,784. ([Health Services Department Drug Free Community Office] Procurement Division)
32. **23-1632** Approval of Purchase Order M112388, Postage Pass-through for Mailing Billing Statements and Letters, with Infosend, Inc., in the not-to-exceed amount of \$775,000. ([Utilities Department Customer Service Division] Procurement Division)
33. **23-1633** Approval of Purchase Order M112698, Purchase of Chiller Renewal Services for Central Energy Plant 1 at Orange County Corrections, with Trane U.S. Inc., in the amount of \$577,604. ([Administrative Services Department facilities Management Division] Procurement Division)

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34. **23-1634** Approval of Change Order No. 2, Task Authorization C15901B002, Contract Y15-901B, Continuing Professional Final Engineering Design Services for Florida Department of Transportation (FDOT) Funded Construction Projects, with Pegasus Engineering, Inc., in the amount of \$49,747.97, for a revised total contract amount of \$542,881.67. ([Public Works Department Engineering Division] Procurement Division)
35. **23-1635** Ratification of Purchase Order M112332, Maintenance Renewal of Box Area Run Card Builder (BARB) and Dispatch Validator (DiVa), with Deccan International Corporation, in the amount of \$120,221. ([Fire Rescue Department Fiscal and Operational Support Division] Procurement Division)
36. **23-1636** Ratification of Purchase Order M112345, Emergency Variable Frequency Drives for Effluent Pumps at South Water Reclamation Facility, with Icon Supply, Inc., in the amount of \$579,838. ([Utilities Department Water Reclamation Division] Procurement Division)
37. **23-1637** Selection of Hazen and Sawyer to provide Engineering Services for the South Water Reclamation Facility (SWRF) Advanced Wastewater Treatment Improvements, Request for Proposals Y23-825-GO. ([Utilities Department Engineering Division] Procurement Division)
38. **23-1638** Approval and execution of Easement from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy, and authorization to record instrument for Duke Energy Transmission Pole Replacement 5611 Plymouth-Sorrento Road. District 2. (Real Estate Management Division)
39. **23-1639** Approval and execution of Release of Deposit Escrow Agreement by and between Orange County, Avalon Associates of Delaware, L.P., formerly known as Flag Avalon Associates, L.P., and First American Title Insurance Company, formerly known as Fidelity Title for Hal Scott Regional Preserve - Escrow Release. District 5. (Real Estate Management Division)
40. **23-1640** Approval and execution of Utility Easement between Columnar Partnership Holding I, LLC and Orange County, Florida and authorization to record instrument for Horizon West Village I - Withers PD Parcels 11, 13, and 17 - Phase 3 Permit 21-S-083 OCU File #99036. District 1. (Real Estate Management Division)
41. **23-1641** Approval of Memorandum of Understanding between Orange County Public Works Department, Roads and Drainage Division and Orange County Public Works Department, Stormwater Management Division for Real Estate Transactions related to Kilgore Road Right of Way Reservation, and approval and execution of Notice of Reservation between Orange County Public Works Department, Roads and Drainage Division, and Stormwater Management Division, and authorization to disburse funds and record

instrument for Kilgore Road Right-of-Way Reservation. District 1. (Real Estate Management Division)

42. **23-1642** Approval and execution of License Agreement for Right of Entry by and between Sweetwater Golf & Country Club Inc., and Orange County and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the License Agreement for Sweetwater Golf Club. District 2. (Real Estate Management Division)
43. **23-1643** Approval and execution of First Amendment to Drainage Easement by and between Hengreis, LLC and Orange County, Florida and authorization to record instrument for Wekiva Reserve (PSP-22-04-143). District 2. (Real Estate Management Division)
44. **23-1644** Approval and execution of Donation Agreement by and between JTD Land at Wynwood, LLC and Orange County, Florida, approval of Warranty Deed by JTD Land at Wynwood, LLC and Orange County, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for in the Donation Agreement, disburse funds to pay title insurance, perform all actions necessary and incidental to closing, and authorization to record instrument for Lake Apopka Connector Trail Segment 9 Wynwood PD. District 2. (Real Estate Management Division)

#### F. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **23-1645** Approval and execution of PY24-26 Memorandum of Understanding & Infrastructure Funding Agreement for CareerSource CF Comprehensive One-Stop Career Center by and between Central Florida Regional Workforce Development Board d/b/a CareerSource Central Florida and Orange County, Florida. (Community Action Division)
2. **23-1646** Receipt and filing of Head Start Policy Council Program Information and Updates September 2023 and Head Start Policy Council Meeting Minutes August 17, 2023 for the official county record. (Head Start Division)

#### G. HEALTH SERVICES DEPARTMENT

1. **23-1647** Approval and execution of Interlocal Agreement between Osceola County and Orange County regarding Funding to Construct Medical Examiner's Office Expansion. Osceola County agrees to pay Orange County \$6,000,000 in three consecutive installments of \$2,000,000 starting FY 2023-2024 and ending with FY 2025-2026 and authorization for the Mayor or designee to sign future amendments to the agreement, if necessary, upon the mutual written agreement of the parties. (Medical Examiner's Office)

(This item was deleted.)

2. **23-1648** Approval and execution of the Paratransit Services License for Transdev Services, Inc. to provide wheelchair/stretchers service. The term of this license shall be from November 14, 2023 and terminate on November 13, 2025. There is no cost to the County. (EMS Office of the Medical Director)
3. **23-1649** Approval and execution of the Paratransit Services License for Grace NEMT to provide wheelchair/stretchers service. The term of this license shall be from November 14, 2023 and terminate on November 13, 2025. There is no cost to the County. (EMS Office of the Medical Director)

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

1. **23-1650** Approval and execution of Amendment No. 2 to Agreement No. LPF4801 between Florida Department of Environmental Protection and Orange County to extend the Agreement expiration date to September 30, 2024. Districts 1, 2, 5, and 6. (Environmental Protection Division)
2. **23-1651** Approval and execution of Project Administration Subrecipient Agreement Between Orange County, Florida and Coalition for the Homeless of Central Florida, Inc. Regarding the State Housing Initiatives Partnership Program FY 2022-2023, FY 2023-2024 and FY 2024-2025 in the amount of \$1,000,000 to provide rental assistance. All Districts. (Housing and Community Development Division)

#### **I. PUBLIC WORKS DEPARTMENT**

1. **23-1652** Approval and execution of Agreement for Traffic Law Enforcement on Private Roads by and between Orange County, Florida and Pulte Home Company, LLC in Foothills of Mount Dora Phase 4. District 2. (Development Engineering Division)
2. **23-1653** Authorization to record the plat of Pac I-Drive Apartments. District 1. (Development Engineering)
3. **23-1654** Approval to record the Right-of-Way Declaration and Maintenance Map for Sidney Hayes Road. District 3. (Roads and Drainage Division)
4. **23-1655** Approval and execution of (1) Resolution 2023-M-50 of the Orange County Board of County Commissioners regarding the Local Agency Program Agreement with the State of Florida Department of Transportation for the Powers Drive at North Lane Project and (2) State of Florida Department of Transportation Local Agency Program Agreement FPN: 435527-1-58-01 and FPN: 435527-1-68-01. The cost to the County is \$273,081. District 2. (Transportation Planning Division)

**II. INFORMATIONAL ITEMS\*\*****A. COUNTY COMPTROLLER**

1. **23-1572** Receipt of the following items to file for the record: (Clerk's Office)

Winter Garden Village at Fowler Groves Community Development District Fiscal Year 2023-2024 Annual Meeting Schedule.

b Minutes of the September 28, 2023, Meeting in the Sunshine, Commissioners Emily Bonilla, Maribel Gomez Cordero, and Michael Scott met to discuss the Tourist Development Tax.

c Westwood OCC Community Development District Fiscal Year 2024 Annual Meeting Schedule.

Storey Drive Community Development District Fiscal Year 2024 Annual Meeting Schedule.

e Storey Park Community Development District Fiscal Year 2024 Annual Meeting Schedule.

Dowden West Community Development District Fiscal Year 2024 Annual Meeting Schedule.

Randal Park Community Development District Fiscal Year 2024 Annual Meeting Schedule.

City of Orlando Annexation Ordinance No. 2023-31 with Exhibit A (Legal Description), Exhibit B, (Location Map), Exhibit C, (Future Land Use Map), Exhibit D, (Zoning Map), City of Orlando Fiscal Impact Statement and Business Impact Statement and the Orlando Sentinel Notice of Proposed Enactment. Ordinance No. 2023-21 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 E. Par Street and Formosa Avenue; west of Pinewood Drive and south of Dartmouth Avenue and comprised of 1.9 acres of land, more or less, and amending the city's boundary description; amending the city's adopted growth management plan to designate the property as neighborhood activity center, in part and office-low intensity, in part, on the city's official future land use maps; designating the property as neighborhood activity center with the traditional city and Wekiva overlay district, in part and low intensity office-residential with the traditional and Wekiva overlay district, in part of the city's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors,

permit disclaimer, and an effective date.

Audit Report No. 504 - Audit of Parks and Recreation Division - Hazardous Materials

Audit Report No. 505 - Audit of Utilities' Handling, Management, Disposal and Land Application of Biosolids

These items were received and filed.

### III. DISCUSSION AGENDA

#### A. ADMINISTRATIVE SERVICES DEPARTMENT

1. **23-1658** Selection of one firm and two ranked alternates to provide Real Estate Management Staff Augmentation Services, Request for Proposals Y23-1006-JA, from the following three firms, listed alphabetically:

- Moten Tate, Inc.
- Personnel Solutions Plus, LLC
- Visium Resources, Inc.

([Administrative Services Department Real Estate Management Division] Procurement Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to appoint Visium Resources, Inc., 383.33 points, as the selected firm; and further, appoint Moten Tate, Inc., 369.69 points, and Personnel Solutions Plus, LLC 320.57 points, as the selected ranked alternates. 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. **23-1659** Visit Orlando Agreement and Allocation of Future Available Tourist Development Tax (TDT) Proceeds.

The following persons addressed the Board:

- Terry Prather
- Casandra Matej
- Danielle Hollander
- Orange County Comptroller Diamond

The motion by Commissioner Scott, to fund Camping World Stadium, died for a lack of a second.

A motion was made by Commissioner Bonilla, seconded by Commissioner Wilson, to approve Visit Orlando Agreement and Allocation of Future Available Tourist Development Tax Proceeds. 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. **23-1660** BCC Appointment Process for Certain Advisory Boards

The Board took no action.

#### IV. WORK SESSION AGENDA

##### A. UTILITIES DEPARTMENT

1. **23-1661** Waste and Recycling Collection Procurement Update. (Solid Waste Division)

(This item was moved to the afternoon session.)

#### V. RECOMMENDATIONS

1. **23-1662** October 19, 2023 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the recommendations, with the exception of Case # RZ-23-09-068, Jasilyn Bing, which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

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

#### VI. PUBLIC HEARINGS

##### A. Petition to Vacate

1. **23-1489** Case # PTV 21-08-049

Ken L. Kupp, on behalf of Hamlin Land Partners LLC., vacate portions of an unopened, unimproved, unnamed right-of-way; District 1

**Consideration:** Resolution granting Petition to Vacate # 21-08-049 vacating a portion of a 30-foot wide unopened, unimproved, and unnamed right-of-way and a portion of a 60-foot wide unopened, unimproved and unnamed right-of-way located in Horizon West.

**Location:** District 1; The parcel addresses are 6851 Avalon Road and 6903 Avalon Road; S19/T23/R27; Orange County, Florida (legal property description on file)

The following person addressed the Board: Michael Quinn.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request listed in the Staff Report dated November 14, 2023. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Scott

2. **23-1490** Case # PTV 23-09-032

Valerie Fyock, on behalf of Anthony Abreu, vacate a portion of a utility easement; District 3

**Consideration:** Resolution granting Petition to Vacate # 23-09-032, vacating a portion of a 6-foot-wide by 96-foot-long utility easement that lies near the rear of a residential property in the Waterwitch Point Subdivision.

**Location:** District 3; The parcel address is 1259 Old Mill Road; S13/T23/R29; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to approve the request listed in the Staff Report dated November 14, 2023. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Scott

**B. Shoreline Alteration/Dredge and Fill**

3. **23-1335** Case # SADF-23-08-020

Tyler and Kimberly Koon, canal off Lake Fairview, permit; District 2

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF #23-08-020 to authorize the filling of a upland-cut private boat ramp and boat slip and construction of a replacement seawall on the shoreline of a canal off Lake Fairview, pursuant to Orange County Code, Chapter 15, Article V1, Pumping and Dredging Control.

**Location:** District 2; on property located adjacent to canal off Lake Fairview, located at 1114 Meadows Avenue, Orlando, FL 32804; (legally property description on file in Environmental Protection Division)

A motion was made by Commissioner Moore, seconded by Commissioner Wilson, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-23-08-020) subject to the twenty-six (26) conditions of approval listed in the Staff Report dated October 18, 2023. The motion carried by the following vote:



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

**Absent:** 1 - Commissioner Scott

**C. Conservation Area Impact Permit Application**

4. **23-1411** Case # CAI-22-06-047

Travis J. Engler Life Estate and Travis Engler Revocable Living Trust, permit; District 5

**Consideration:** A request for a Conservation Area Impact (CAI) permit to authorize direct impacts to 0.09 acre of Class 1 wetlands and 0.17 acre of secondary Class I wetland impacts to construct a single-family residence with associated infrastructure

**Location:** District 5; property located at Waunatta Court, Winter Park, FL 32792 (legal property description on file in Environmental Protection Division)

The following person addressed the Board: Mike Howe.

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott to approve the Conservation Area Impact CAI-22-06-047 subject to the twenty-three (23) conditions of approval listed in the Staff Report dated October 17, 2023. 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

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

5. **23-1414** Case # SE-23-06-045

Eric Raasch for Wind River, September 7, 2023; District 3

**Consideration:** Request for a special exception in the I-4 zoning district to allow a septic disposal and processing facility.

**Location:** District 3; property located at 223 Central Florida Pkwy., Orlando, FL 32824 (legal property description on file in Zoning Division)

Revised Conditions of Approval # 4 and # 6:

4. Permits shall be obtained for all unpermitted improvements, such as the dumpsters and shipping containers, or be removed, within 6 months of 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.

6. Landscaping shall be provided along the entire length of the ~~side~~ street on the south property line of the portion of the property subject to this Special Exception along Central Florida Parkway

within the 7 ft. required landscape strip, plus the provision of three new shade trees along the north property line. This landscaping along Central Florida Parkway shall consist of shade trees planted 40 ft. on the center, supplemented with a continuous row of shrubs/ hedges planted 3 feet on center within the landscape strip adjacent to Central Florida Parkway.

The following person addressed the Board: Eric Raasch.

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 subject to the six (6) conditions of approval with the Board of Zoning Adjustment recommendation dated October 16, 2023; and further, modify Conditions of Approval # 4 and # 6. The motion carried by the following vote:

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

**6. 23-1237 Case # VA-23-08-052**

Asima Azam for Barbara Phelps and Antonio Penaroque, August 3, 2023;  
District 5 (Continued from October 10, 2023 and November 14, 2023)

**Consideration:** Request for variances in the R-1A zoning district as follows: 1) To allow an existing detached accessory structure (carport) in front of the principal structure in lieu of the rear or side. 2) To allow a south front setback of 6 ft in lieu of 25 ft for an existing detached accessory structure (carport). 3) To allow a 6 ft high fence within the clear view triangle. 4) To allow a 8.55 ft high gate within the clear view triangle. Note: This is the result of Code Enforcement.

**Location:** District 5; property located at 14157 Lake Price Dr., Orlando, FL 32826 (legal property description on file in Zoning Division)

The following person addressed the Board: Asima Azam.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to continue the public hearing until December 12, 2023, at 2 p.m. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Uribe

**E. Substantial Change**

**7. 23-1481 Case # CDR-23-02-063**

Carlos E Perero, Kimley-Horn & Associates, Inc., Kerina Parkside Planned Development / Land Use Plan (PD / LUP); District 1

**Consideration:** Substantial change request to the following waivers from Orange County Code are being requested for PD Tracts 7 & 8: 1. A waiver from Orange County Code Section

38-1392.1 is requested for a 10' setback in lieu of a 20' front setback from Apopka Vineland Road within PD Tracts 7 and 8. 2. A waiver from Orange County Code Section 38-1394.1(a) is requested to provide a minimum width of 10' building base green space for two-story buildings, 10' for three story buildings, 10' for four story buildings, and 10' for five or more story buildings in lieu of 13' for two story buildings, 16' for three story buildings, 19' for four story buildings, and 20' for five or more story buildings within PD Tract 8; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

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

The following persons addressed the Board:

- Jennifer Stickler
- Angel del la Portilla

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to continue the public hearing until January 23, 2024, at 2 p.m. The motion carried by the following vote:

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

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

8. **23-1415** Adoption of Future Land Use Map Amendment, FLU8.1.4 Text Amendment, and Ordinance (Continued from November 14, 2023)

a. Amendment SS-23-01-126

McGregor Love, Lowndes, Drosdick, Doster, Kantor & Reed, P.A. Activity Center Mixed-Use (ACMU) to Planned Development - Commercial/High Density Residential (PD-C/HDR); District 1

And

b. Amendment SS-23-01-FLUE-6

Text Amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Development within Orange County

And

c. Ordinance for Proposed Amendment

## a. Amendment SS-23-01-126

**Consideration:** To change the Future Land Use designation from Activity Center Mixed-Use (ACMU) to Planned Development - Commercial / High Density Residential (PD-C/HDR) in order to allow for either 20,000 square feet of commercial uses or 166 multi-family residential dwelling units, pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code. **Location:** District 1; property located at 13651, 13701, and 13709 S. Apopka Vineland Road; generally located east of S. Apopka Vineland Road (State Road 535), north of Lake Bryan Beach Boulevard, and south of Vistana Centre Drive; Orange County, Florida (legal property description on file in Planning Division)

And

## b. Amendment SS-23-01-FLUE-6

**Consideration:** To amend the Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County.

And

## c. Ordinance for Proposed Amendment

**Consideration:** AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING SMALL-SCALE DEVELOPMENT AMENDMENTS PURSUANT TO SECTION 163.3187, FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES.

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to continue the public hearing until December 12, 2023, at 2 p.m. The motion carried by the following vote:

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

**G. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendment, Ordinance, and Concurrent Rezoning Request**

9. **23-1416** Adoption of Future Land Use Map Amendment SS-23-01-096, Ordinance, and Concurrent Rezoning Request LUP-22-08-267, Jim Hall, Hall Development Services, Inc.

## a. Amendment SS-23-01-096

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

**Location:** District 2; Marden Road; generally located south of Ocoee Apopka Road and east of Marden 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-22-08-287

**Consideration:** Request to change the zoning from R-2 (Residential District) and R-3 Restricted (Multiple-Family Dwelling District) to PD (Planned Development District) (Cascades at Marden PD) in order to allow for 214 single-family attached residential dwelling units and 362 multi-family residential dwelling units with 20% of those units being affordable (72 units). Also, the following six waivers are requested from Orange County Code: 1) A waiver from Section 38-1258(a) to allow multi-family buildings located ninety-five (95) feet from single-family zoned property at a height of fifty-five (55) feet, five (5) stories, in lieu of multi-family buildings located within one hundred (100) feet of single-family zoned property restricted to a single story in height. 2) A waiver from Section 38-1258(b) to allow multi-family buildings located between one hundred plus (100+) feet to one hundred fifty (150) feet of single-family zoned property to be a maximum of fifty-five (55) feet, five (5) stories in height, in lieu of varying building heights with a maximum of fifty (50) percent of the buildings being three (3) stories (not to exceed (40) feet) in height with the remaining buildings being one (1) story or two (2) stories in height. 3) A waiver from Section 38-1258(c) to allow multi-family buildings located within one hundred fifty (150) feet of single-family zoned property to be a maximum of fifty-five (55) feet, five (5) stories in height, in lieu of three (3) stories, forty (40) feet in height. 4) A waiver from Section 38-1258(d) to allow multi-family buildings fifty-five (55) feet, five (5) stories in height in lieu of three (3) stories or forty (40) feet for multi-family buildings. 5) A waiver from the Section 38-1258(f) requirement to install a wall between the proposed apartments and townhomes in lieu of constructing a six (6) foot high masonry, brick, or block wall wherever a multi-family development is located adjacent to single-family zoned property. 6) A waiver from Section 38-1258(j) to allow a multifamily building separation of twenty-five (25) feet in lieu of the graduated building separation with windows and other openings; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

**Location:** District 2; Marden Road; generally located south of Ocoee Apopka Road and east of Marden Road; Orange County, Florida (legal property description on file in Planning Division)

New Condition of Approval # 21

21. Prior to approval of the first PSP/DP for the project, the developer shall provide evidence of satisfaction of commitments to the City of Apopka regarding a \$200,000 contribution for the traffic signal project at Ocoee Apopka Road at Marden Road and the construction of an enhanced mid-block pedestrian crossing along Marden Road. Orange County shall not be responsible for the reimbursement of any developer costs to the City towards these improvements.

Previous Condition of Approval # 21 is renumbered to Condition of Approval # 22:

2122. Applicant has committed to set aside a minimum of twenty percent (20%) of the multi-family residential units within this project as affordable housing to be rented to households at or below eighty percent (80%) of the area median income; such commitment shall be documented in an agreement satisfactory to the county which shall be executed and recorded prior to approval of any plat for the multifamily portion of this project.

Previous Condition of Approval # 22 is renumbered to Condition of Approval # 23:

2223. The following waivers from Orange County Code are granted:

A waiver from Section 38-1258(a) to allow multi-family buildings located ninety-five (95) feet from single-family zoned property at a height of fifty-five (55) feet, five (5) stories, in lieu of multi-family buildings located within one hundred (100) feet of single-family zoned property restricted to a single story in height.

b A waiver from Section 38-1258(b) to allow multi-family buildings located between one hundred plus (100+)feet to one hundred fifty (150) feet of single-family zoned property to be a maximum of fifty-five (55) feet, five (5)stories in height, in lieu of varying building heights with a maximum of fifty (50) percent of the buildings being three (3) stories (not to exceed (40) feet) in height with the remaining buildings being one (1) story or two (2) stories in height.

c. A waiver from Section 38-1258(c) to allow multi-family buildings located within one hundred fifty (150) feet of single-family zoned property to be a maximum of fifty-five (55) feet, five (5) stories in height. in lieu of three (3) stories, forty (40) feet in height.

A waiver from Section 38-1258(d) to allow multifamily buildings fifty-five (55) feet, five (5) stories in height in lieu of three (3) stories or forty (40) feet for multifamily buildings.

e A waiver from the Section 38-1258(f) requirement to install a wall between the proposed apartments and townhomes in lieu of constructing a six (6) foot high masonry, brick, or block wall wherever a multi-family development is located adjacent to single-family zoned property.

A waiver from Section 38-1258(i) to allow a multifamily building separation of twenty-five feet (25) feet in lieu of the graduated building separation with windows and other openings.

The following persons addressed the Board:

- Eric Raasch
- Mohammed Abdallah
- Francina Boykin

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

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-23-01-096, Low-Medium Density Residential (LMDR) to Medium Density Residential (MDR) Future Land Use; further, adopt the associated Ordinance 2023-41; further, approve the rezoning request Case # LUP-22-08-267 from R-2 (Residential District) and R-3 Restricted (Multiple-Family Dwelling District) to PD (Planned Development District) in order to allow for 214 single-family attached residential dwelling units and 362 multi-family residential dwelling units with 20% of those units being affordable (72 units); further, approve new Condition of Approval # 21; and further, approve renumbered Conditions of Approval # 22 and # 23. The motion carried by the following vote:

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

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

##### A. UTILITIES DEPARTMENT

1. **23-1661** Waste and Recycling Collection Procurement Update. (Solid Waste Division)

The following person addressed the Board: Mitch Kessler.

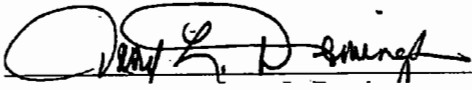
The Board took no action.

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

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

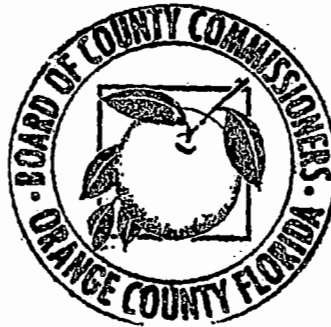
ADJOURNMENT: 3:45 p.m.

ATTEST:



County Mayor Jerry L. Demings

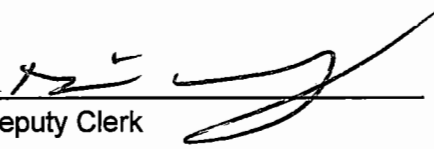
Date: December 12, 2023



ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk

for

  
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.