

# Orange County Government

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



## Final Meeting Minutes

Tuesday, December 1, 2020

9:00 AM

County Commission Chambers

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:03 a.m.

**Present:** 7 - Mayor Jerry L. Demings, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Victoria P. Siplin, Commissioner Betsy VanderLey, and Commissioner Emily Bonilla

Others present:

- County Comptroller Phil Diamond as Clerk
- County Administrator Byron Brooks
- Deputy County Administrator Chris Testerman
- Deputy County Administrator Danny Banks
- County Attorney Jeffrey J. Newton
- Deputy County Attorney Joel Prinsell
- Deputy Clerk Katie Smith
- Senior Minutes Coordinator Lakela Louis

**Invocation - District 6**

Pastor Chauncey Brown, Majestic Life Church

**Pledge of Allegiance**

**Presentation**

Youth Choir of Community and Family Services Department

**Presentation**

Proclamation designating December 1, 2020 as Pine Hills Re-establishment Day

**Public Comment**

The following person addressed the Board for public comment: Todd Catella.

**I. CONSENT AGENDA**

**Approval of the Consent Agenda**

The Mayor deferred action on Planning, Environmental and Development Services Department Item 4; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Moore, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

**A. COUNTY MAYOR**

1. **20-1653** Confirmation of the Mayor's managerial appointment of Mindy Cummings as Manager, Real Estate Management Division.

**B. COUNTY COMPTROLLER**

1. **20-1654** Approval of the minutes of the November 10, 2020 meeting of the Board of County Commissioners. (Clerk's Office)

2. **20-1655** 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:

- November 13, 2020, to November 19, 2020; \$40,051,557.33
- November 20, 2020, to November 24, 2020; \$19,523,593.34.

(Finance/Accounting)

3. **20-1656** Disposition of Tangible Personal Property as follows. (Property Accounting)
  - Remove stolen asset from inventory.
  - Scrap assets.

**C. COUNTY ADMINISTRATOR**

1. **20-1657** Approval for the Orange County Sheriff's Office to spend \$569,416.51 from the FY 2021 Law Enforcement Trust Fund-State Forfeitures for the purchase of PenLink System. (Office of Management and Budget)

**D. COUNTY ATTORNEY**

1. **20-1658** Approval of proposed revisions Administrative Regulation No.: 6.14, titled "Auditor Selection and Oversight."
2. **20-1659** Approval and execution of Memorandum of Understanding by and among Orange County, Boys & Girls Clubs of Central Florida and City of Winter Garden. District 1.

**E. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **20-1660** Approval to award Invitation for Bids Y20-1014-WA, Hauling Transfer Trailers, to the low responsive and responsible bidder, Cruz Trucking, Inc.

The estimated contract award amount is \$1,554,240 for a one-year term.  
([Utilities Department Solid Waste Division] Procurement Division)

2. **20-1661** Approval to award Invitation for Bids Y20-1058-MV, Heavy Equipment Parts and Labor, to the low responsive and responsible bidders, Alta Construction Equipment Florida, LLC, Bell Rentals & Sales, Inc., Dobbs Equipment, LLC, GS Equipment, Inc., Menzi USA Sales, Inc., Oviedo Mower and Garden Center, Inc., Ring Power Corporation, SSES, Inc. dba Southern Sewer Equipment, TAW Power Systems, Inc., and Cumberland International Trucks. The total estimated contract award amount for all bidders is \$26,219,646 for a three-year term. ([Administrative Services Department Fleet Management Division] Procurement Division)
3. **20-1662** Approval to award Invitation for Bids Y20-1088-WA, Temporary Labor - Traffic and Parking Operations for Orange County Convention Center, to the low responsive and responsible bidders, Elite Parking Management Services, LLC in the estimated contract award amount of \$397,500 for the base year and Tampa Service Company, Inc. dba Pacesetter Personnel Services in the estimated contract award amount of \$411,170 for the base year. ([Convention Center Fiscal and Operations Support Division] Procurement Division)
4. **20-1663** Approval to award Invitation for Bids Y20-716-CH, Shingle Creek Regional Trail Phase 2 (from Town Loop Boulevard to Taft-Vineland Road at Central Florida Parkway FPID: 439878-2-58-01 FAN: D518-015-B), to the low responsive and responsible bidder, Atlantic Civil Constructors Corporation. The estimated contract award amount is \$4,313,810.69. ([Public Works Department Engineering Division] Procurement Division)
5. **20-1664** Approval to award Invitation for Bids Y20-772-JS, Public Works Fuel Tank Replacement at Apopka Maintenance Yard, to the low responsive and responsible bidder, Café Construction & Development, Inc. The total contract award amount is \$315,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
6. **20-1665** Approval of Contract Y21-123, Inmate Medical Care, with Orlando Health, Inc., in the estimated contract award amount of \$7,500,000 for a one-year term. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
7. **20-1666** Approval of Amendment No. 1, Contract Y20-813, Professional Traffic Signal Design Services, with Vanasse, Hangen & Brustlin, Inc., in the amount of \$87,725.10, for a revised contract amount of \$478,558.10. ([Public Works Department Traffic Engineering Division] Procurement Division)
8. **20-1667** Ratification of Emergency Purchase Order M102653 and Change Order No.

- 1, COVID-19 Testing and Site Personnel, with CDR Maguire, Inc., in the amount of \$2,989,200. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
9. **20-1668** Ratification of Sub-Recipient Agreement Y20-2370, Expansion of Telehealth Services, COVID-19 Testing, and Protective Measures for Uninsured Residents, with Grace Medical Home, Inc., in the not-to-exceed amount of \$183,625.75. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
10. **20-1669** Approval and execution of Second Amendment to Lease Agreement by and between Orange County, Florida and Orlando Day Nursery Association, Inc., and delegation of authority to the Real Estate Management Division to exercise termination option and furnish notices, required or allowed by the lease, as needed for Orlando Day Nursery (A Place for Children) 425 North Orange Avenue, Orlando, Florida 32801 Lease File #5086. District 5. (Real Estate Management Division)
11. **20-1670** Approval and execution of Option Agreement Regarding Wellness Way by and among Orange County, Florida, City of Orlando, and Lake County, Florida, Resolution 2020-M-52 regarding Authorization to Convey Certain County Property Interests to Lake County, Florida in accordance with Section 125.38, Florida Statutes, Option Agreement Regarding Hancock Road Extension by and among Orange County, Florida, City of Orlando, and Lake County, Florida, Resolution 2020-M-53 regarding Authorization to Convey Certain County Property Interests to Lake County, Florida in accordance with Section 125.38, Florida Statutes, First Amendment to Land Exchange Agreement (Wellness Way / Conserv) by and among South Lake Crossings IV LLC, CPB Hilltop, LLC, Orange County, Florida, and City of Orlando, County Deed from Orange County, Florida to South Lake Crossings IV LLC and CPB Hilltop, LLC, and Termination of Declaration of Easement among Orange County, Florida, City of Orlando, Jerry Jay Chicone, Jr., Cathryn C. Hollfelder a/k/a Cathryn Chicone Hollfelder, Susan E. Chapin f/k/a Susan E. Chicone, Craig T. Ustler, and Catherine E. Ross Groves, Inc. for Wellness Way Road Project. District 1 and Lake County. (Real Estate Management Division)
12. **20-1671** Approval and execution of County Deed from Orange County to Central Florida Expressway Authority, and Easement and Maintenance Agreement between Orange County and Central Florida Expressway Authority, and approval of Quit Claim Deed from Central Florida Expressway Authority to Orange County, and Notice of Partial Release of Limited Access Line from Central Florida Expressway Authority, and authorization to disburse funds to pay recording fees and perform all actions necessary and incidental to closing for Boggy Creek Road Right-of-Way Transfer (CFX). District 4. (Real Estate Management Division)

13. **20-1672** Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County, Florida and authorization to record instrument for Lake Gem Elementary School (18-U-070) OCU File No. 96845. District 2. (Real Estate Management Division)
14. **20-1673** Approval and execution of Donation Agreement between Kerina Village, LLC and Orange County, and Drainage Easement Agreement between Kerina Village, LLC, Kerina Parkside Master, LLC and Orange County, approval of Special Warranty Deed and Temporary Construction Easement from Kerina Village, LLC to Orange County, and authorization to perform all actions necessary and incidental to closing for Dr. Phillips / OCPS Future Middle School Joint Ballfield Park - INVEST. District 1. (Real Estate Management Division)
15. **20-1674** Approval of Donation Agreement and Special Warranty Deed between The School Board of Orange County and Orange County, approval and execution of Release of Utility Easement from Deluca Enterprises, Inc., d/b/a Deluca Group, Inc, to Orange County and authorization to disburse funds to pay recording fees and perform all actions necessary and incidental to closing for FM R/R East Area Package 2 (Arbor View). District 4. (Real Estate Management Division)

#### F. HEALTH SERVICES DEPARTMENT

1. **20-1675** Approval and execution of Florida Department of Health Emergency Medical Services Section EMS County Grant Application in the amount of \$168,948. There is no county match required for this grant. (EMS Office of the Medical Director)
2. **20-1676** Approval and execution of Department of Justice Office (DOJ) Office of Justice Programs Bureau of Justice Assistance Grant Award Number: 2020-DJ-BX-0529 in the amount of \$325,401 for the period of October 1, 2019 through September 30, 2023 and authorization for the Mayor or designee to approve any increases or decreases in the award amount. (Drug Free Office)

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

1. **20-1677** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

LC 20-0916 LC 20-0943 LC 20-0939 LC 20-0930 LC 20-0879  
 LC 20-0925 LC 21-0017 LC 21-0005 LC 20-0883 LC 20-0899

LC 20-0941 LC 20-0911 LC 20-0917 LC 20-0929 LC 20-0903  
LC 20-0942 LC 20-0920 LC 20-0918 LC 20-0824 LC 20-0932

2. **20-1678** Approval of Amendment of Housing Choice Voucher Program Administrative Plan Chapter 8 to change annual inspections to biennial inspections. All Districts. (Housing and Community Development Division)
3. **20-1679** Approval and Execution of Right-of-Way and Proportionate Share Agreement for Suncrest Village Publix University Boulevard and Dean Road by and between IA Orlando Suncrest Village, L.L.C. and Orange County for the dedication of 0.05 acres of right of way for \$1,125 in transportation impact fee credits, the donation of a temporary construction easement on University Boulevard, and a proportionate share payment in the amount of \$59,244. District 5. (Roadway Agreement Committee)
4. **20-1680** Approval and execution of Right-of-Way and Proportionate Share Agreement for Waterford Lakes Apartments Right-of-Way for Woodbury Road and Proportionate Share Contribution for Alafaya Trail, Colonial Drive, and Woodbury Road by and between Morgan Group Development, LLC and Orange County for the dedication of 8,033 square feet of right of way for \$120,500 in transportation impact fee credits and a proportionate share payment in the amount of \$640,941. District 4. (Roadway Agreement Committee)  
  
(This item was deferred.)
5. **20-1681** Approval and execution of Voluntary Billboard Agreement by and between Orange County, Florida and Outfront Media LLC and authorization for County staff to update associated records. Districts 1, 2, 3, 4, and 6. (Zoning Division)

#### **H. PUBLIC WORKS DEPARTMENT**

1. **20-1682** Authorization to record the plat of Creative World School. District 5. (Development Engineering Division)
2. **20-1683** Approval and execution of Resolution 2020-M-54 of the Orange County Board of County Commissioners regarding delegation of authority to the Director and Deputy Director of the Public Works Department and to the Manager of the Traffic Engineering Division to approve certain traffic control devices. All Districts. (Traffic Engineering Division)
3. **20-1684** Approval of multi-way stop installation at Myakka Drive and Arpana Drive. District 6. (Traffic Engineering Division)
4. **20-1685** Approval of Traffic Control Devices and "No Parking" signs installation in La Shore Subdivision. District 4. (Traffic Engineering Division)

5. **20-1686** Approval of Traffic Control Devices and “No Parking” signs installation in Estates at Sawgrass Plantation Phase 2. District 4. (Traffic Engineering Division)
6. **20-1687** Approval of Traffic Control Devices and “No Parking” signs installation in Hawksmoor Phase 4. District 1. (Traffic Engineering Division)
7. **20-1688** Approval and execution of Trail Construction, Operation and Maintenance Agreement by and between Orange County and The Florida Department of Transportation. Districts 1 and 6. (Transportation Planning Division)

## I. UTILITIES DEPARTMENT

1. **20-1689** Approval and execution of Florida Department of Environmental Protection v. Orange County Utilities Water Reclamation Division, OGC File No.: 20-1194 OCUD East WRF, No. FL0038849 Consent Order and authorization for the County Administrator to execute the Consent Order; approval of the P2 project to offset civil penalties; and authorization to pay costs and expenses in the amount of \$250. District 4. (Water Reclamation)
2. **20-1690** Approval and execution of First Amendment to Utility Line Construction Reimbursement Agreement for Village I Phase 3 by and among Orange County; BB Groves, LLC; Withers, LLC; and Columnar Partnership Holding I, LLC to amend the utility work and the oversized utility work, and to increase the developer cost and the letter of credit amount. District 1. (Engineering Division)
3. **20-1691** Approval of Irrevocable Standby Letter of Credit No. 8880006 from One Florida Bank on behalf of Withers, LLC in favor of Orange County in the amount of \$584,540 for the required security to guarantee compliance with the terms of the Utility Line Construction Reimbursement Agreement for Village I Phase 3 and the First Amendment to Utility Line Construction Reimbursement Agreement for Village I Phase 3. District 1. (Engineering Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPTROLLER

1. **20-1692** Receipt of the following items to file for the record: (Clerk’s Office)
  - a. Minutes of the October 29, 2020 Conflict Assessment Meeting between the officials of Osceola County, the Orange County Charter Review Commission, and Orange County.

This item was received and filed.

**III. DISCUSSION AGENDA**

**A. COUNTY MAYOR**

- 1. **20-1693** Economic Stimulus Strategy. (Office of Economic, Trade and Tourism Development)

The Board took no action.

**B. ADMINISTRATIVE SERVICES DEPARTMENT**

- 1. **20-1694** Selection of one firm and two ranked alternates to provide Professional Transportation Planning and Engineering Services for C.R. 545 (Avalon Road) Roadway Conceptual Analysis, Request for Proposals Y20-835-CH, from the following four firms, listed alphabetically:

- HDR Engineering, Inc.
- Inwood Consulting Engineers, Inc.
- Johnson, Mirmiran & Thompson, Inc.
- WSP USA, Inc.

([Planning, Environmental, and Development Services Department Transportation Planning Division] Procurement Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to appoint Johnson, Mirmiran & Thompson, Inc., 485 points, as the selected firm; and further, appoint WSP USA, Inc., 450 points, Inwood Consulting Engineering, Inc., 443.33 points, and HDR Engineering, Inc., 422 points as the selected ranked alternates. The motion carried by the following vote:

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

**C. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

- 1. **20-1695** Head Start Annual Report. (Head Start Division)

The Board took no action.

**D. COUNTY ADMINISTRATOR**

- 1. **20-1697** COVID-19 Update.

The Board took no action.

**IV. PUBLIC HEARINGS**

1. **20-1573** Municipal Service Taxing Unit

Lake Pickett; amend general lake cleaning maintenance and aquatic plant control; District 5

**Consideration:** Amend by resolution the Lake Pickett Municipal Service Taxing Unit for General Lake Cleaning Maintenance and Aquatic Plant Control to include Sunset Preserve - Phase 1 Subdivision

**Location:** District 5; Parcel ID (Multiple Parcels); Sections 03 and 10, Township 22, Range 32; Orange County, Florida (legal property description on file)

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

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

2. **20-1477** Conservation Area Impact

Hamlin Retail Partners East, LLC, permit; District 1

**Consideration:** Requesting a modification to a Conservation Area Impact (CAI) permit in order to change the configuration of a previously authorized boardwalk along Lake Hancock for the Hamlin North Cove project.

**Location:** District 1; Property located at 14111 Shoreside Way; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following person addressed the Board: John Miklos.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to accept the finding and recommendation of the Environmental Protection Division; further, approve the Conservation Area Impact Permit Modification (CAI-15-09-034) for Hamlin Retail Partners East, LLC subject to the thirty seven (37) conditions of approval listed in the Staff Report; further, accept the finding and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-19-04-007) for Hamlin Retail Partners East, LLC subject to the thirty (30) conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

**and**

3. **20-1485** Shoreline Alteration/Dredge and Fill

Hamlin Retail Partners East, LLC, Lake Hancock, permit, SADF #

19-04-007; District 1

**Consideration:** Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 19-04-007 for navigational dredging in Lake Hancock in association with the Hamlin Town Center; pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredging Control.

**Location:** District 1; on property located adjacent to Lake Hancock, located at 14111 Shoreside Way, Winter Garden, FL 34787; Orange County, Florida (legal property description on file in Environmental Protection Division)

This item was approved.

4. **20-1268** Substantial Change

Brooks A. Stickler, Kimley-Horn & Associates, Inc., Waterford Lakes  
Multi-Family Planned Development / Land Use Plan (PD / LUP), Case #  
CDR-20-07-202, amend plan; District 4 (Continued from October 13, 2020  
and November 10, 2020)

**Consideration:** A PD substantial change to adjust the southern access location. Additionally, the following waivers from Orange County Code are included in this request: 1. A waiver from Section 38-1254(2)(a) to allow a building setback of twelve (12) feet from the property line of the right-of-way dedication, in lieu of twenty-five (25) feet. 2. A waiver from Section 38-1479(b) to allow a regular parking space to be a minimum 162 square feet (9' x 18'), in lieu of the required 180 square feet (either 9' x 20' or 10' x 18'). 3. A waiver from Section 24-4(a)(1)(a) to allow a landscape strip to be five (5) feet in width along the northwestern most 569 feet of the west property line, in lieu of seven (7) feet in width. 4. A waiver from Section 38-1253(b) to allow both active and passive recreation areas at a ratio of 2.25 acres per 1,000 projected population, in lieu of 2.50 acres per 1,000 projected population. 5. A waiver from Section 38-1426(a)(3)(b)(4) to allow a detached accessory structure used for parking to be located between the primary structure and the right-of-way five (5) feet from the property line, in lieu of detached accessory structures used for enclosed parking not being located between the primary building and right-of-way; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located South of East Colonial Drive / East of Woodbury Road; Orange County, Florida (legal property description on file in Planning Division)

New Development Plan Condition of Approval # 22:

22. Prior to site construction plan approval, the Developer shall conduct a MUTCD Traffic Signal Warrant Study for the intersection of Woodbury Rd. with the southernmost access Unnamed Road. The study shall be based on Opening Date traffic data and on Design Year Traffic Projections. If warranted, Developer shall design and construct the temporary traffic signal in conjunction with all other off-site Woodbury Rd. proposed improvements.

The following persons addressed the Board:

- Tom Sullivan

- Olu Aduloju
- Tom Cooke
- Susan Morris
- James Taylor

The following materials were presented to the Board:

- Exhibit 1, from Olu Aduloju
- Exhibit 2, from Tom Sullivan

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the eight (8) conditions of approval listed under the Development Review Committee Recommendation in the Staff Report; further, make a finding of consistency with the Comprehensive Plan; further, approve the Development Plan request subject to the twenty-one (21) conditions of approval listed under the Development Review Committee Recommendation in the Staff Report; further, approve new development plan condition of approval #22; and further, approve and execute the Right-of-Way and Proportionate Share Agreement for Waterford Lakes Apartments Right-of-Way for Woodbury Road and Proportionate Share Contribution for Alafaya Trail, Colonial Drive, and Woodbury Road by and between Morgan Group Development, LLC and Orange County for the dedication of 8,033 square feet of right of way for \$120,500 in transportation impact fee credits and a proportionate share payment in the amount of \$640,941. The motion carried by the following vote:

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

**and**

**5. 20-1266 Development Plan**

Brooks A. Stickler, Kimley-Horn & Associates, Inc., Waterford Lakes Multi-Family Planned Development / Waterford Lakes Multi-Family Development Plan, Case # DP-19-11-393; District 4 (Continued from October 13, 2020 and November 10, 2020)

**Consideration:** Waterford Lakes Multi-Family Planned Development / Waterford Lakes Multi-Family Development Plan submitted in accordance with Article II of Chapter 34 of the Orange County Subdivision Regulations. This request proposes to construct 256 multi-family residential dwelling units on a total of 10.08 acres; pursuant to Sections 34-69 and 30-89 Orange County Code.

**Location:** District 4; property generally located South of East Colonial Drive / East of Woodbury Road; Orange County, Florida. (The legal description of the property is on file in the Planning Division.)

This item was approved.

and

I. CONSENT AGENDA (Deferred)

G. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

- 4. 20-1680 Approval and execution of Right-of-Way and Proportionate Share Agreement for Waterford Lakes Apartments Right-of-Way for Woodbury Road and Proportionate Share Contribution for Alafaya Trail, Colonial Drive, and Woodbury Road by and between Morgan Group Development, LLC and Orange County for the dedication of 8,033 square feet of right of way for \$120,500 in transportation impact fee credits and a proportionate share payment in the amount of \$640,941. District 4. (Roadway Agreement Committee)

This item was approved.

PUBLIC HEARINGS (Continued)

- 6. 20-1409 Ordinance  
Amending Orange County Code, Chapter 23, Article V, Section 34-155, Pertaining to School Impact Fees and Student Generation Rates.

**Consideration:** AN ORDINANCE AFFECTING THE USE OF LAND IN ORANGE COUNTY, FLORIDA RELATING TO SCHOOL IMPACT FEES AND ASSOCIATED STUDENT GENERATION RATES; AMENDING THE ORANGE COUNTY SCHOOL IMPACT FEE ORDINANCE CODIFIED AT ARTICLE V, CHAPTER 23, OF THE ORANGE COUNTY CODE; AMENDING SECTION 34-155 OF THE ORANGE COUNTY SUBDIVISION REGULATIONS TO REFLECT UPDATED STUDENT GENERATION RATES; AND PROVIDING FOR AN EFFECTIVE DATE.

Modification to Section 23-141. - Imposition

Lines 395 - 397: (b) "Effective from January 1, 2021, until April 1, 2021, all residential construction occurring within the county, for which building permits are issued on and before July 3, 2021, ..."

Lines 408 - 410: (c) "Effective from April 2, 2021, until July 2, 2021 A all residential construction occurring within the county, for which building permits are issued on and after July 4, 2021, ..."

Line 413:

Land Use Type	Impact Fee
<u>Single Family Detached &lt;2,000 sq. ft.*</u>	<del>\$7,655.00</del> <u>8,807.00</u>
<u>Single Family Detached 2,000 - 2,499 sq. ft. *</u>	<u>9,149.00</u>
<u>Single Family Detached 2,500 - 2,999 sq. ft. *</u>	<u>10,093.00</u>
<u>Single Family Detached 3,000 - 3,999 sq. ft. *</u>	<u>10,400.00</u>
<u>Single Family Detached &gt;= 4,000 sq. ft. *</u>	<u>9,184.00</u>

<u>Multi-family (High Rise)</u>	<u>307.00</u>
<u>Multi-family (Non High Rise)</u>	<u>4,920 6,335.00</u>
<u>Townhouse</u>	<u>5,426 7,868.00</u>
<u>Mobile Home</u>	<u>5,217 8,238.00</u>

\*square footage shall include the heated / cooled living area

Line 419: (d) Effective July 3, 2021, all residential construction occurring within the county, for which building permits are issued within the unincorporated area and the boundaries of the various municipalities, shall pay the following school impact fee:

Line 420:

Land Use Type	Impact Fee
<u>Single Family Detached &lt;2,000 sq. ft.*</u>	<u>8,829.00</u>
<u>Single Family Detached 2,000 - 2,499 sq. ft. *</u>	<u>9,513.00</u>
<u>Single Family Detached 2,500 - 2,999 sq. ft. *</u>	<u>11,402.00</u>
<u>Single Family Detached 3,000 - 3,999 sq. ft. *</u>	<u>12,015.00</u>
<u>Single Family Detached &gt;= 4,000 sq. ft. *</u>	<u>9,584.00</u>
<u>Multi-family (High Rise)</u>	<u>307.00</u>
<u>Multi-family (Non High Rise)</u>	<u>6,751.00</u>
<u>Townhouse</u>	<u>8,805.00</u>
<u>Mobile Home</u>	<u>10,387.00</u>

\* square footage shall include the heated / cooled living area

Modification to Section 3. Effective Date, Notice of Increased Impact Fees.

Line 1222: "...increased impact fees effective April 1 July 4, 2021."

Line 1225: "...imposing new and increased school impact fees, effective April 1 July 4, 2021."

The following persons addressed the Board:

- Eric Marks
- Lee Steinhauer
- Stephen Thorp
- Steve Tindale

A motion was made by Mayor Demings, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, allow staff to correct any non-substantial grammatical or scrivener's errors; and further, adopt Ordinance 2020-35 affecting the use of land in Orange County, Florida relating to School Impact Fees and associated student generation rates; amending the Orange County School Impact Fee Ordinance codified at Article V, Chapter 23, of the Orange County Code; amending Section 34-155 of the Orange County Subdivision Regulations to reflect updated student generation rates; and providing for an effective date, consistent with today's actions. The motion carried by the following vote:

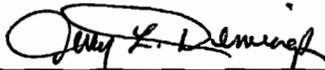
**Aye:** 7 - Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Siplin, Commissioner VanderLey, and Commissioner Bonilla

√ **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>.**

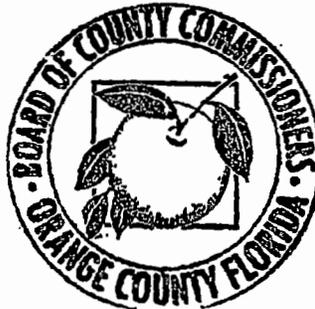
ADJOURNMENT: 4:21 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: JAN 1 2 2021



ATTEST SIGNATURE:

Phil Diamond

County Comptroller as Clerk



Katie Smith

\* \* \*

Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5517.

Para mayor información en español, por favor llame al (407) 836-3111.

NOTE: Reports from the County Mayor, the County Commissioners, the County Administrator, and the County Attorney may be presented at unscheduled times throughout the day, depending on the length of time required for advertised public hearings.

Copies of Specific Project Expenditure Reports and Relationship Disclosure Forms are not included with agenda items unless there is a listed expenditure or disclosure. Copies of these completed reports and forms may be obtained by contacting the relevant Department/Division Office.