

# Orange County Government

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



## Final Meeting Minutes

Tuesday, November 17, 2020

9:00 AM

County Commission Chambers

**Board of County Commissioners**

**Call to Order**

County Mayor Demings called the meeting to order at 9:12 a.m.

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

Others present:

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

**Invocation - District 4**

Pastor Abner Adorno, Viva Church

**Pledge of Allegiance**

**Public Comment**

No one addressed the Board for public comment.

**I. CONSENT AGENDA**

**Approval of the Consent Agenda**

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

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

**A. COUNTY MAYOR**

1. **20-1622** Approval and execution of Orange County, Florida FY 2021 Grant Agreements for the period of October 1, 2020 through September 30, 2021 with 1) For Inspiration and Recognition of Science and Technology Inc. in the amount of \$60,000; 2) University of Central Florida Foundation, Inc. in the amount of \$65,000; 3) Collegiate Pathways, Inc. in the amount of \$35,000; 4) Central Florida STEM Education Council in the amount of \$25,000; and 5)

Florida Photonics Cluster in the amount of \$10,000, in the total amount of \$195,000. (Innovation and Technology Office)

## **B. COUNTY COMPTROLLER**

1. **20-1623** Approval of the minutes of the October 27, 2020 meeting of the Board of County Commissioners. (Clerk's Office)
2. **20-1624** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Period is as follows: November 6, 2020, to November 12, 2020; \$41,863,558.03 (Finance/Accounting)

## **C. COUNTY ADMINISTRATOR**

1. **20-1625** Approval and execution of Artwork Agreement by and between the City of Orlando and Orange County, Florida for artwork to be delivered by June 2021. (Arts and Cultural Affairs Office)
2. **20-1626** Approval and execution of First Amendment to Artist Exhibition Agreement between Orange County, Florida and Dorothy M. Gillespie Foundation to extend the agreement from October 11, 2020 to October 12, 2021. (Arts and Cultural Affairs Office)
3. **20-1627** Approval and execution of Agreement between Orange County, Florida and Orange County Fire Fighters Association, I.A.F.F., Local 2057 (A-Unit) Fiscal Years 2018-19 through 2020-21; approval of Fiscal Year 2018-19 and 2019-20 annual salary increases to employee ID#s 104676, 107064, 107475, 112785, 114808, 117518, 119346, 120636, 114140, 114394, 127935, 128864, 107479, and 115998 to include applicable incentive increases, retroactive to October 7, 2018; and authorization to recalculate the promotional Base Wage, as necessary, for employees promoted to Battalion Chief during calendar year 2020 retroactive to their date of promotion. (Human Resources Division)
4. **20-1628** Approval and execution of Resolution 2020-B-06 of the Orange County Board of County Commissioners regarding a Resolution pertaining to Financing; authorizing transfer of surplus funds in the County Water and Wastewater Utility Reserve Fund to the County's General Fund; specifically revising and superseding any Resolution in conflict with this Resolution; providing an effective date. (Office of Management and Budget)
5. **20-1629** Approval of budget amendment #21-03. (Office of Management and Budget)

## **D. ADMINISTRATIVE SERVICES DEPARTMENT**

1. **20-1630** Approval to award Invitation for Bids Y20-1107-AV, Paper Products and

Soap for the Orange County Convention Center, to the low responsive and responsible bidder, Dade Paper & Bag, LLC. The estimated contract award amount is \$655,450 for a one-year term. ([Convention Center Facility Operations Division] Procurement Division)

2. **20-1631** Approval to award Invitation for Bids Y20-751-RC, Building Automation System Replacement at the Michigan Campus Medical Examiner Building, to the low responsive and responsible bidder, Precision Automation, Inc. The total contract award amount is \$249,596. ([Administrative Services Department Capital Projects Division] Procurement Division)
3. **20-1632** Approval of Contracts, Request for Proposals Y20-148-AH, Electrical Maintenance, Repair and Replacement, from the following firms for Lots A, B, and C

<u>Lot</u>	<u>Proposer</u>	<u>Description</u>	<u>Est. Annual Total</u>
Lot A	Yang, Inc. dba Semco Electric Company	Facilities Management	\$795,000
Lot B	Heron Electric, Inc.	Orange County Convention Center	\$601,000
Lot C	Heron Electric, Inc.	Utilities, Fire Rescue, and other County Sites	\$652,500

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

4. **20-1633** Ratification of Amendment No. 13, Contract Y15-1020, Safety-Toed Footwear, with Safety Shoe Distributors LLP, in the amount of \$25,000, for a revised estimated contract amount of \$221,400.15. ([Utilities Department Fiscal and Operational Support Division] Procurement Division)
5. **20-1634** Ratification of Purchase Order M102503, Annual Maintenance, Equipment and Technician Services for the E911 Positron Viper System, with AT&T, in the estimated annual amount of \$894,373.44. ([Administration and Fiscal Services Information Systems and Services Division] Procurement Division)

#### **E. COMMUNITY AND FAMILY SERVICES DEPARTMENT**

1. **20-1635** Approval and execution of Memorandum of Understanding between Orange County Parks and Recreation Division and Orange County Utilities Department for purchase of Orange County Utilities owned property for the Lake Apopka Connector Recreational Trail. District 2. (Parks and Recreation Division)

#### **F. HEALTH SERVICES DEPARTMENT**

1. **20-1636** Approval of Orange County Health Services Department Physician

Employment Agreement by and between Orange County and Juan Carlos Cantu, M.D. for the position of Physician II, Corrections Health Services Division, effective December 14, 2020. (Health Services Department)

2. **20-1637** Approval of Orange County Health Services Department Physician Employment Agreement by and between Orange County and Gregorie Constant-Peter, M.D. for the position of Assistant Medical Director, Corrections Health Services Division, effective December 14, 2020. (Health Services Department)

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

1. **20-1638** Accept the findings and recommendations of the Environmental Protection Commission, and approve the request for waiver to Orange County Code, Chapter 15, Article IX, Section 15-342(b) to increase the maximum allowable terminal platform size from 600 to 732 square feet with the payment of \$370 to the Conservation Trust Fund within 60 days of the decision of the Board, and approve the request for variance to 15-343(a) to reduce the side setbacks from 10 feet to four and three feet for the southern and northern projected property lines, respectively, for the Charles and Maria Leo Dock Construction Permit BD-20-07-118. District 2. (Environmental Protection Division)
2. **20-1639** Accept the findings and recommendations of the Environmental Protection Commission and approve the request for waiver to Orange County Code Chapter 15, Article IX, Section 15-342(b) to increase the maximum allowable terminal platform size from 800 square feet to 880 square feet with the payment of \$725 to the Conservation Trust Fund within 60 days of the decision of the Board and approve the request for variance to Section 15-342(g) to allow the enclosed dock to remain as constructed for the Michael Ostendorf Dock Construction Permit BD-20-05-088. District 1. (Environmental Protection Division)
3. **20-1640** Accept the findings and recommendations of the Environmental Protection Commission and approve the request for variance to Orange County Code, Chapter 15, Article IX, Section 15-342(d) to reduce the required floor elevation from one foot above to 0.9-foot below the Normal High Water Elevation and deny the request for waiver to Section 15-343(b) to reduce the side setback from 25 feet to 13 feet from the southern projected property line for the David Lippert and Mary Claire Chiozza Dock Construction Permit BD-20-05-077. District 5. (Environmental Protection Division)
4. **20-1641** Accept the findings and recommendations of the Environmental Protection Commission and approve the request for variance to Orange County Code, Chapter 15, Article IX, Section 15-343(a) to reduce the side setback distance from 10 feet to negative (-) 20 feet from the northern projected property line and negative (-) 15 feet from the southeastern projected

property line for the Gerard and Dolores Nordin Dock Construction Permit  
BD-20-06-101. District 1. (Environmental Protection Division)

**II. DISCUSSION AGENDA**

**A. CLERK OF COURTS**

- 1. **20-1642** Orange County Clerk of Courts Status of Emergency Local Contribution for Fiscal Year 2019-20

Orange County Clerk of Courts Tiffany Moore Russell addressed the Board.

The Board took no action.

**B. ADMINISTRATIVE SERVICES DEPARTMENT**

- 1. **20-1643** Selection of three firms and an alternate to provide Workers Compensation Legal Counsel Services, Request for Proposals Y20-1091-AH, from the following four firms, listed alphabetically:

- Broussard, Cullen & Blastic, P.A.
- Dean, Ringers, Morgan & Lawton, P.A.
- Jones, Hurley & Hand, P.A.
- Walker, Revels, Greninger & Netcher, PLLC

([Administration and Fiscal Services Department Risk Management Division] Procurement Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to appoint Dean, Ringers, Morgan & Lawton, P.A., 470 points, Broussard, Cullen & Blastic, P.A., 445 points, and Walker, Revels, Greninger & Netcher, PLLC, 338 points as the selected firms; and further, appoint Jones, Hurley & Hand, P.A., 330 points as the alternate. The motion carried by the following vote:

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

**C. UTILITIES DEPARTMENT**

- 1. **20-1644** J.D. Power 2020 Water Utility Residential Customer Satisfaction Study.

The following person addressed the Board: John Hazen.

The Board took no action.

**D. COUNTY ADMINISTRATOR**

- 1. **20-1645** COVID-19 Update.

The Board took no action.

**III. WORK SESSION AGENDA**

**A. COUNTY ADMINISTRATOR**

- 1. **20-1646** International Drive Community Redevelopment Area Redevelopment Plan Update.

The Board took no action.

**IV. RECOMMENDATIONS**

- 1. **20-1647** November 5, 2020 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to approve the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Bonilla

**V. PUBLIC HEARINGS**

- 1. **20-825** Board of Zoning Adjustment Board-Called  
  
Solange Dao, Case # VA-20-04-017, May 20, 2020; District 3 (Continued from July 28, 2020)

**Consideration:** Request for a variance in the IND-2/IND-3 zoning district to allow for construction of 7 industrial buildings with a 15 ft. (east) setback from a residential zoning district in lieu of a setback of 60 ft.

**Location:** District 3, property located at 6682 Hoffner Ave; Orange County, Florida (legal property description on file in Zoning Division)

The following person addressed the Board: Solange Dao.

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue public hearings Board of Zoning Adjustment Board-Called Solange Dao, Case # VA-20-04-017, and Zoning Manager Determination Appeal Solange Dao, until March 23, 2021, at 2 p.m. The motion carried by the following vote:

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

**and**

2. **20-826** Zoning Manager Determination Appeal

Solange Dao; appeal of the determination of the Zoning Manager on Section 24-5(a)(2) - Type B Buffer; District 3 (July 28, 2020)

**Consideration:** Zoning Manager Determination Appeal on Section 24-5(a)(2) - Type B Buffer

**Location:** District 3; property located at 6682 Hoffner Ave; Orange County, Florida (legal property description on file in Zoning Division)

This public hearing was continued.

3. **20-1517** Shoreline Alteration/Dredge and Fill

Cesar Augusto Escobar, Lake Hart, after-the-fact permit, SADF # 19-06-010; District 4

**Consideration:** Request for an After-the-fact Shoreline Alteration/Dredge and Fill Permit SADF # 19-06-010 to authorize an existing vinyl seawall that was constructed without a permit along the shoreline of a canal off Lake Hart pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredging Control

**Location:** District 4; on property located adjacent to Lake Hart, located at 11205 Tindall Road, Orlando, FL; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following person addressed the Board: Douglas Bowman.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the After-the-fact Shoreline Alteration/Dredge and Fill Permit (SADF 19-06-010) subject to the twenty three (23) conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

4. **20-1489** Conservation Area Impact

SLF IV/Boyd Horizon West JV, LLC, permit; District 1

**Consideration:** Request for a Conservation Area Impact Permit to authorize direct impacts to Class I wetlands and surface waters in order to construct a new multi-family development and associated infrastructure.

**Location:** District 1; property generally located on New Independence Parkway Winter Garden, Florida (legal property description on file in Environmental Protection Division)

This public hearing was deferred.

6. **20-1398** Rezoning



Geoffrey L. Summitt, P.E., GL Summitt Engineering, Inc., Lake Roberts Reserve PD, Case # LUP-19-10-347; District 1

**Consideration:** Request to rezone seven (7) parcels containing 78.53 gross acres from A-1 to PD, in order to construct forty-one (41) single-family detached dwelling units. No waivers from Orange County Code are requested; pursuant to Orange County Code, Chapter 30.

**Location:** District 1; property generally located west of Windermere Road, north of Mckinnon Road, and south of Stoneybrook West Parkway; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Steven Butler
- Geoffrey Summitt
- Sandra Watson
- Robert Watson
- John Michael Brack
- Michael Calow
- Lisa Dennaoui
- Holly Hurst
- Richard Martinez
- Ann Marie Finn
- Steve Crim
- Francois Dennaoui
- Nicholas Wolsonovich

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

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the Conservation Area Impact Permit (CAI-19-12-069) subject to the thirty five (35) conditions of approval listed in the Staff Report; further, make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request to rezone seven (7) parcels containing 78.53 gross acres from A-1 to PD, in order to construct forty-one (41) single-family detached dwelling units subject to the twenty (20) conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report. The motion carried by the following vote:

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

and

5. **20-1488** Conservation Area Impact

American Orange County Investments 40, LLC, permit; District 1

**Consideration:** Request for a Conservation Area Impact Permit to impact 0.76 acre of Class III surface waters, 3.06 acres of and Class I surface waters (Lake Roberts), 2.36 acres of Class I wetlands, and 1.10 acres of secondary wetland and surface water impacts in order to construct a 41-lot subdivision (known as Lake Roberts Reserve) and the associated infrastructure.

**Location:** District 1; property generally located at the west end of Walker Pond Road and west of Windermere Road in unincorporated Orange County, Florida (legal property description on file in Environmental Protection Division)

This public hearing was approved.

4. **20-1489** Conservation Area Impact

SLF IV/Boyd Horizon West JV, LLC, permit; District 1

**Consideration:** Request for a Conservation Area Impact Permit to authorize direct impacts to Class I wetlands and surface waters in order to construct a new multi-family development and associated infrastructure.

**Location:** District 1; property generally located on New Independence Parkway Winter Garden, 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 approve the Conservation Area Impact Permit (CAI-19-07-038) subject to the twenty eight (28) conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Bonilla

7. **20-234** Planning and Zoning Commission Rezoning Board-Called

Stephen Allen, Civil Corp Engineering, Inc., Case # RZ-19-10-044, December 19, 2019; District 3 (Continued from March 10, April 21, June 2, August 11, and September 22, 2020)

**Consideration:** Request to consider a rezoning of 3.90 gross acres located at 5177 Hoffner Avenue; or generally located on the west side of Petroff Avenue, 230 feet north of Hoffner Avenue, from R-2 (Residential District) (Restricted) to R-2 (Residential District) in order to construct thirty-eight (38) townhomes.

**Location:** District 3; property located at 5177 Hoffner Ave; or generally located on the west side of Petroff Avenue, 230 feet north of Hoffner Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Stephen Allen.

The following material was presented to the Board prior to the close of the public hearing, Submittal 1, from Michael Hurley.

New restriction to read as follows:

The owner / applicant shall provide a fifteen-foot wide undisturbed natural buffer along the eastern property line, adjacent to the existing single-family residential units. This natural buffer may be supplemented and enhanced with additional plantings in areas where no natural landscaping exists.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Codero, to make a finding of consistency with the Comprehensive Plan; and approve the rezoning request to consider a rezoning of 3.90 gross acres located at 5177 Hoffner Avenue; or generally located on the west side of Petroff Avenue, 230 feet north of Hoffner Avenue, from R-2 (Residential District) (Restricted) to R-2 (Residential District) in order to construct thirty-eight (38) townhomes; and further, approve the new restriction as presented by staff. The motion carried by the following vote:

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

**8. 20-1575 Preliminary Subdivision Plan**

Eric Warren, Poulos & Bennett, LLC, Cross Planned Development / Parcels  
4, 13 & 14 Preliminary Subdivision Plan, Case # PSP-20-03-087; District 1

**Consideration:** Request is to subdivide 186.90 acres in order to construct 385 single-family attached and detached residential dwelling units; This request also includes the following waivers from Orange County Code: a. A waiver from Orange County Code Section 38-1387.1(a)(10) to allow a fourteen (14) foot building separation between townhomes in lieu of twenty (20) feet. b. A waiver from Orange County Code Section 38-1384(b)4(b) to allow the average block perimeter to be measured at the property/right-of-way line of surrounding streets or mews (excluding alleys) and public pedestrian and open space tract OS-14 and park tract P-1 constituting a block break, in lieu of blocks being measured at the property / right-of-way line of surrounding streets or mews, and excluding alleys

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

The following person addressed the Board: Eric Warren.

Modifications to Conditions # 18 and # 25 to read as follows:

18. Prior to holding a Pre-Construction Conference for any PSP infrastructure improvements, the Lake Star Road Right of Way shall be vacated. No construction activities are permitted until the Petition to Vacate for Lake Star Road has been recorded.

25. The declaration of covenants, conditions, and restrictions shall contain a statement notifying buyers that the retention pond adjacent to lots 51 through 59, as depicted in the preliminary subdivision plan dated "Received September 23, 2020", was constructed above a known depressional area for which a hydrogeological study to confirm soil stability ~~may or may not have~~

~~been~~ was conducted.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the twenty seven (27) conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, approve modified conditions of approval # 18 and # 25. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Moore

**9. 20-1399 Substantial Change**

Jim Hall, Hall Development Services, Inc., Eastwood Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-06-188, amend plan; District 4

**Consideration:** A PD substantial change request to create Phase 3 of the PD; to change the designation of the lands within the proposed Phase 3 from Golf Course, Clubhouse, and Practice Range, to Single-Family Residential; to add access arrows to the proposed Phase 3 area; and to assign the 304 residential units remaining within the PD to the proposed Phase 3 area; pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located north and south of Golfway Boulevard, east of S. Alafaya Trail; Orange County, Florida (legal property description on file in Planning Division)

**Court Reporter:** Pamela S. Hardy, Phipps Reporting

The following persons addressed the Board:

- Hal Kantor
- Mary Solik
- Jim Ray
- Erin Connors Bodkin
- Eugene Skoropowski
- Ernie Tucker
- Todd Lewis
- Tito Visi
- Kim Sheppard
- Angie Emerson
- Dan Paris
- Carianne Visi
- Joe Zerilli
- Al Salanitro
- Vivian Rodriguez
- Eric Vickoy
- Robert Washick
- Darren McNatt

- Jim Reussow
- Karen Hopkins
- Peter Rice
- Juanita Pimentel
- Scott Elias
- Anna Elias
- Stacy Rosenthal
- Schuyler Craig Williams
- Eileen Wray
- Pete Folch
- Dinorah Carrasco
- Judith Jarrette
- Aida Banchs
- Sarah Gonder
- Yukong Zhao

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

- Exhibit 1, from Hal Kantor
- Exhibit 2, from Mary Solik

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla to deny substantial change request CDR 19-06-188 based upon a finding of inconsistency with the Comprehensive Plan including Future Land Use Element Object FLU8.2 which states that compatibility will be the fundamental consideration in all land use and zoning decisions and with Future Land Use Element Policy 8.2.1 which requires that the land use changes be compatible with the existing development and development trend in the area. The motion carried by the following vote:

**Aye:** 4 - Mayor Demings, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Bonilla

**Nay:** 3 - Commissioner VanderLey, Commissioner Moore, and Commissioner Siplin

**10. 20-1400 Substantial Change**

Bryan F. Borland, WP South Acquisitions, LLC., Orangewood N-9 Planned Development / Land Use Plan (PD / LUP), Case # CDR-19-10-338, amend plan; District 4 (Continued from November 10, 2020)

**Consideration:** A PD substantial change to create parcels 1A, 1B, and 1C and convert 404,454 square feet of industrial uses to 346 multi-family dwelling units on parcel 1B. Additionally, the following waiver is requested from Orange County Code: 1. A waiver from Section 38-1251(d) is to allow for building heights of fifty (50) feet and four (4) stories, in lieu of thirty-five (35) feet and three (3) stories for Parcel 1B only; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 4; property generally located north of Taft-Vineland Road, south of SR 528, east of S John Young Parkway, and west of US 441; Orange County, Florida (legal property

description on file in Planning Division)

The following person addressed the Board: Jonathan Huels.

Deletion of Condition # 6 (Capacity Enhancement Agreement placeholder).

A motion was made by Commissioner Gomez Codero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the thirteen (13) conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, delete condition of approval # 6 (Capacity Enhancement Agreement placeholder). The motion carried by the following vote:

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

**11. 20-1486 Ordinance/Comprehensive Plan**

Amending Orange County Code, adopting 2019-2 Session II Continued Small-Scale Development Amendment to the 2010-2030 Comprehensive Plan (CP), and Adoption of Ordinance (Continued from November 10 and November 17, 2020)

Privately-Initiated Small-Scale Development Future Land Use Map Amendment

Amendment 2019-2-S-2-2

Mario Golden for Deborah Postell  
Medium Density Residential (MDR) to Medium-High Density Residential (MHDR) District 2

**Consideration:** Medium Density Residential (MDR) to Medium-High Density Residential (MHDR)

**Location:** 7856 Forest City Rd; Generally located north of Riverside Park Rd., east of Hillcrest Ter., south of Pembrook Dr., and west of Forest City Rd.; Parcel ID#: 28-21-29-0000-00-043; 4.20 gross ac.

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to continue Amendment 2019-2-S-2-2 and Small Scale Development Ordinance public hearings until December 15, 2020, at 2 p.m. The motion carried by the following vote:

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

**and**

11. **20-1487** Small Scale Development Ordinance

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

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

This public hearing was continued.

12. **20-1490** Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2020-1 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), and where applicable Concurrent Substantial Change and Adoption of Ordinance (Continued from November 10, 2020)

Regular Cycle Privately-Initiated Comprehensive Plan Map Amendment

Amendment 2020-1-A-1-1

Jeff Robbins, Related Development, LLC, for Vitru Florida, Inc.; District 1

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

**Location:** Generally located on the north side of International Dr., east of Vineland Ave., south of Lake St., and west of Daryl Carter Pkwy; Parcel ID#'s: 23-24-28-5844-00-230/240; 20.14 gross ac.

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan (see and Future Land Use Element Objectives FLU1.1, and Policies FLU1.1.1, FLU1.4.4 D, FLU8.1.4, FLU8.2.1, and FLU8.2.2; Housing Element Goal H 1. And Housing Element Objective H 1.1; and International Drive Element Goal ID3); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2020-1-A-1-1, Activity Center Mixed Use (ACMU) to Planned Development-Activity Center Residential (PD-ACR). The motion carried by the following vote:

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

and

12. 20-1491 Concurrent Substantial Change

Substantial Change CDR-19-10-356

**Consideration:** Substantial Change Request to the IDI Orange PD to convert 12,500 square feet of restaurant uses, 480 mid-rise timeshare units, and 225 hotel rooms to 420 multi-family residential dwelling units. Also requested are five (5) waivers from Orange County Code: 1) A waiver from Section 38-1251(b) to allow a maximum building coverage of all buildings up to thirty-five percent (35%), in lieu of thirty percent (30%); 2) A waiver from Section 38-1254 (1) to allow no increase in the twenty-five foot (25') PD boundary building setback for structures in excess of two (2) stories, in lieu of increase to reflect additional structural height; 3) A waiver from Section 38-1258 (d) to allow all multi-family building heights to be four (4) stories and sixty (60) feet, in lieu of three (3) stories and forty (40) feet; 4) A waiver from Section 38-1258(j) to allow a twenty foot (20') building separation in lieu of proportional increase due to increased structural height; and 5) A waiver from Section 38-1476(a) to allow for multi-family parking at a ratio of one and six-tenths (1.6) spaces per multi-family unit regardless of bedroom count, in lieu of one and one-half (1.5) spaces for efficiencies and one (1)-bedroom units and two (2) spaces for two (2)- and three (3)-bedroom units.

**Location:** Generally located on the north side of International Dr., east of Vineland Ave., south of Lake St., and west of Daryl Carter Pkwy; Parcel ID#'s: 23-24-28-5844-00-230/240; 20.14 gross ac.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the fifteen (15) conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

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

and

12. 20-1492 Regular Cycle Privately-Initiated Comprehensive Plan Map Amendment

Amendment 2020-1-A-4-1

Jonathan P. Huels, Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for Adventist Health System/Sunbelt, Inc.; District 4

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

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



County staff indicated the request is to change the land use from Planned Development-Institutional/Conservation (PD-INST/CONS) to Planned Development-Commercial/Office/Medium Density Residential/Conservation (PD-C/O/MDR/CONS)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goal FLU 1 and Future Land Use Element Objectives FLU1.1, FLU1.4, and Policies FLU1.1.1, 1.1.2(A), FLU1.1.2(B), FLU1.1.4(A), FLU1.1.2(B), FLU1.4.1, FLU1.4.2, FLU2.2.17, FLU2.3.7, FLU8.1.2, FLU8.1.3, FLU8.1.4, FLU8.2.1, FLU8.2.2, FLU8.2.10; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2020-1-A-4-1, Planned Development-Institutional/Conservation (PD-INST/CONS) to Planned Development-Commercial/Office/Medium Density Residential/Conservation (PD-C/O/MDR/CONS). The motion carried by the following vote:

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

**and**

**12. 20-1493 Regular Cycle Staff-Initiated Text Amendment**

Amendment 2020-1-B-FLUE-1

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

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2020-1-B-FLUE-1, consistent with today's actions. The motion carried by the following vote:

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

**and**

**12. 20-1494 Regular Cycle State-Expedited Review Ordinance**

Amending Orange County Code, adopting 2020-1 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184(3), F.S.

**Consideration:** AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN

ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING AMENDMENTS PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, FOR THE 2020 CALENDAR YEAR (FIRST CYCLE); AND PROVIDING EFFECTIVE DATES

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan, determine that the amendments are in compliance, and adopt Ordinance 2020-34 approving the proposed Future Land Use Map Amendments, consistent with today’s action. The motion carried by the following vote:

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

**Adjourn as the Orange County Board of County Commissioners and convene as the Orange County Community Redevelopment Agency**

Consideration of recommendation regarding modification of the Orange County Community Redevelopment Plan

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to recommend the Board of County Commissioners adopt a resolution to modify the Orange County Community Redevelopment Plan.

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

**Adjourn as the Orange County Community Redevelopment Agency and reconvene as the Orange County Board of County Commissioners**

13. 20-15 Resolution

Modification of the Orange County Community Redevelopment Plan; District 6

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to approve and execute Resolution 2020-M-51 of the Orange County Board of County Commissioners regarding the modification of the Orange County Community Redevelopment Plan. The motion carried by the following vote:

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

√ 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.

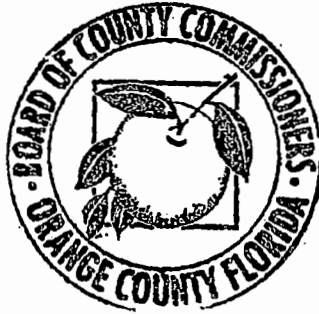
Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

ADJOURNMENT: 6:52 p.m.

ATTEST:

*for* *Jerry L. Demings*  
County Mayor Jerry L. Demings

Date: DEC 15 2020



ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk

*Katie Smith*  
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.