

Orange County Government

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



Final Meeting Minutes

Tuesday, April 13, 2021

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 Nicole Wilson, 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 Lakela Louis

Invocation - District 6

Reverend Andrew Pollard, Tangelo Baptist Church

Pledge of Allegiance

Presentation

Proclamation recognizing April 13, 2021 as Earth Day

Public Comment

The following persons addressed the Board for public comment:

- Sam Butler
- Douglas Keegan
- Kevin Rose
- Eddie Moorer
- Tara Higgins
- Nancy Oesch
- Patricia Rumph
- Sandra Fatmi-Hall
- Melissa Taylor
- Kelvin Cobaris
- Mary Pulles Cavanaugh

The following persons submitted written comments to the Board during public comment:

- Robyn Rose
- Robin Wright

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deleted County Administrator Item 1; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

A. COUNTY MAYOR

1. **21-387** Confirmation of the Mayor's managerial appointment of John Westmoreland as Division Chief of the Orange County Fire Rescue Logistics Division.
2. **21-388** Approval of waiver of the applicable requirements of section 112.313(3) and (7), Florida Statutes, related to Doug Taylor's service on the City of Orlando Community Redevelopment Agency Advisory Board to allow for Church Street Entertainment to apply for and receive assistance on the same basis as other businesses within the Orlando Community Redevelopment Area.
3. **21-389** Approval and execution of Resolution 2021-M-07 of the Orange County Board of County Commissioners regarding Amendment to Resolution No. 2018-M-22 for Timbers Holdings LLC Qualified Target Industry Tax Refund. (Office of Economic, Trade and Tourism Development)
4. **21-390** Approval and execution of Resolution 2021-M-08 of the Orange County Board of County Commissioners regarding Amendment to Resolution No. 2018-M-09 for Wyndham Worldwide Corporation Qualified Target Industry Tax Refund. (Office of Economic, Trade and Tourism Development)

B. COUNTY COMPTROLLER

1. **21-391** Approval of the minutes of the March 9, 2021 meeting of the Board of County Commissioners. (Clerk's Office)
2. **21-392** 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:

- March 19, 2021, to March 25, 2021; \$40,856,427.68

- March 26, 2021, to April 1, 2021; \$71,787,517.55
- April 2, 2021, to April 8, 2021; \$41,977,947.71.

(Finance/Accounting)

3. **21-393** Disposition of Tangible Personal Property as follows. (Property Accounting)
- a. Scrap assets.
 - b. Demolish asset.
 - c. Dispose of assets totaled by our third party administrator for its salvage value.
 - d. Remove stolen assets from inventory.

C. COUNTY ADMINISTRATOR

1. **21-394** Approval and execution of Orange County, Florida and Solar United Neighbors FY 2021 Grant Agreement in the amount of \$15,000. All Districts.

(This item was deleted.)

2. **21-395** Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)

A. Arts and Cultural Affairs Advisory Council: Appointment of Tiffany I. Sanders to succeed Shelby L. Norwich in the City of Orlando representative category with a term expiring June 30, 2023.

B. Building Codes Board of Adjustments and Appeals: Reappointment of Stephanie L. Houde in the consumer representative category with a term expiring December 31, 2022 and the appointment of Michael A. Ferguson to succeed Donald P. Graham in the structural engineer representative category with a term expiring December 31, 2021.

C. Children and Family Services Board: Reappointment of Zoe Colon and Janae Moore in the at large representative category with terms expiring December 31, 2022; the appointment of Sasha Ruiz to succeed Robert L. Clark in the at large representative category with a term expiring December 31, 2021; and the appointment of Pablo O. Vargas to succeed Glenton Gilzean, Jacqueline T. Gomez-Tejeda to succeed Laini R. Schultz, and Helga M. Mejia to succeed David E. Washington, all in the at large representative category with terms expiring December 31, 2022.

D. Citizens' Commission for Children: Reappointment of Nauman Ansari in the at large representative category with a term expiring December 31, 2021 and Madeleine Plumey Cruz, Tadar Muhammad, and Pamela Reister in the

at large representative category with terms expiring December 31, 2022.

E. Citizens' Review Panel for Human Services: Reappointment of Dr. Beena M. Parikh in the M/WBE spokesperson representative category; Maryah Sullivan in the youth advocate representative category; and Joey Barnes, Maria E. Dodoll, Khelia Gooden, Kinda Haddad, Jeff Joachim, Marissa N. John, Katy McGinnis, Luis Nieves-Ruiz, Kelley Renier, and Marc A. Sugerman in the at large representative category, all with terms expiring December 31, 2023.

F. Fire and Life Safety Code Board of Adjustments and Appeals: Reappointment of David Blossom in the at large representative category with a term expiring December 31, 2023.

G. Health Council of East Central Florida: Reappointment of Raul Beltran Jr. in the health care provider representative category and the appointment of Marni F. Stahlman to succeed Stephanie K. Prewitt in the health care purchaser representative category with terms expiring September 30, 2022.

H. Health Facilities Authority: Reappointment of Michael Daniels in the at large representative category with a term expiring December 31, 2024.

I. Housing Finance Authority: Reappointment of Vernice Atkins-Bradley in the commerce representative category and Albert G. Hanks in the labor representative category with terms expiring December 31, 2024.

J. Industrial Development Authority: Reappointment of Justin J. Vermouth in the at large representative category with a term expiring December 31, 2024.

K. Nuisance Abatement Board: Reappointment of Blair K. Martlaro and the appointment of France A. Lopez and Johnmichael Fernandez to succeed Raymond E. Rios and Conti Moore, all in the at large representative category with terms expiring January 1, 2023.

L. Orange County Research and Development Authority: Appointment of Anissa King to succeed Eduardo Rubiera in the at large representative category with a term expiring August 24, 2024.

M. Sustainability Advisory Board: Appointment of Resham Shirsat in the renewable energy or high-performance buildings representative category with a term expiring June 30, 2022.

3. 21-396

Appointment of Pamela N. Seetaram to the Pine Hills Local Government Neighborhood Improvement District Advisory Council in the Pine Hills Community Council representative category with a term expiring June 30,

2024. (Agenda Development Office)

4. **21-397** Approval and execution of First Amendment to 2020 Sculpture on the Lawn Loan and Exhibition Agreements between Orange County, Florida and J. Aaron Alderman and Donald Gialanella for the period of October 1, 2020 through January 31, 2022. (Arts and Cultural Affairs Office)
5. **21-398** Approval and execution of Second Amendment to Artist Exhibition Agreement between Orange County, Florida and Dorothy M. Gillespie Foundation to extend the agreement from October 12, 2021 to January 31, 2022. (Arts and Cultural Affairs Office)
6. **21-399** Approval and execution of a Resolution 2021-B-03 of the Board of County Commissioners of Orange County, Florida approving the issuance by the Orange County Health Facilities Authority of its Revenue Bonds (AdventHealth Obligated Group) in an aggregate principal amount not to exceed \$4,995,000,000, in one or more series over the longest period permitted by law, for the benefit of Adventist Health System/Sunbelt, Inc., a Florida not-for-profit corporation, and certain affiliated not-for-profit corporations. (Health Facilities Authority)
7. **21-400** Approval and execution of Affiliation Agreement between Orange County, Florida and AdventHealth University, Inc. related to Experiential Learning Placement Program, with a term beginning on the date of execution and ending September 30, 2023, and authorization for the Mayor or designee to execute any amendments to this Agreement. (Human Resources Division)
8. **21-401** Approval to pay the third quarter billing for the Orange County Property Appraiser in the amount of \$4,543,449.30. (Office of Management and Budget)
9. **21-402** Approval for the Orange County Sheriff's Office to spend \$1,245,530 from the Law Enforcement Impact Fee Funds to purchase vehicles and personal equipment. (Office of Management and Budget)
10. **21-403** Approval of budget amendments #21-28 and #21-29. (Office of Management and Budget)
11. **21-404** Approval of budget transfers #21C-0073 and #21-0788. (Office of Management and Budget)
12. **21-405** Approval of CIP amendment #21C-0073. (Office of Management and Budget)
13. **21-406** Ratification of payment of Intergovernmental claims of February 18, 2021, February 25, 2021, and March 11, 2021, totaling \$979,959.27. (Risk Management Division)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **21-407** Approval of Change Order No. 4, Contract Y20-733, with Mulligan Constructors Inc., in the amount of \$70,419.50, for Fire Station #68, for a revised lump sum contract amount of \$4,403,721.40. (Capital Projects Division)
2. **21-408** Approval to award Invitation for Bids Y21-110-MV, Landscape Maintenance for Utilities Department, to the low responsive and responsible bidders by lot, in the estimated contract award amounts listed below for a one-year term.

<u>Lot</u>	<u>Bidder</u>	<u>Est. Contract Amt.</u>
Lot A	Aristocuts Lawn & Garden Services, Inc.	\$391,500
Lot B	D3 Enviroscope, LLC	\$340,800
Lot C	Aristocuts Lawn & Garden Services, Inc.	\$353,700

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

3. **21-409** Approval to award Invitation for Bids Y21-145-WA, Golf Cart Preventative Maintenance and Repair for Facilities Management, to the sole responsive and responsible bidder, Circuit Motorsports Corp. The estimated contract award amount is \$383,700 for a three-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
4. **21-410** Approval to award Invitation for Bids Y21-721-FH, Kaley Square Park Playground Replacement, to the low responsive and responsible bidder, Sloan Builders, Inc. The total contract award amount is \$355,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
5. **21-411** Approval of Purchase Order M103862, Power Train Plus Rebuild and Warranty for Asset 87086, with Ring Power Corporation, in the total amount of \$419,994. ([Utilities Department Solid Waste Division] Procurement Division)
6. **21-412** Approval of Purchase Order M103879, Software Support and Annual Maintenance for Fire Rescue 911 Dispatch and Records Management System, with Tritech Software Systems, Inc., in the amount of \$235,544.72. ([Administration and Fiscal Services Information Systems and Services Division] Procurement Division)
7. **21-413** Ratification of Amendment No. 3, Contract Y14-151, Audio Visual Equipment and Services for the Orange County Convention Center, with LMG, LLC, which increases the estimated total revenue received by the

- County by \$2,365,000, for a revised estimated total revenue amount of \$4,790,000. ([Convention Center Event Operations Division] Procurement Division)
8. **21-414** Selection of Govlist, Inc. dba ProcureNow to provide E-Procurement and Contract Management Solution, Request for Proposals Y20-1086-AH. ([Administrative Services Department Procurement Division] Procurement Division)
9. **21-415** Selection of Liquid Solutions Group, LLC to provide Alternative Water Supply Consumptive Use Permitting Services, Request for Proposals Y21-903-TA. ([Utilities Department Engineering Division] Procurement Division)
10. **21-416** Approval and execution of Temporary Construction Easement between Orange County and the City of Orlando and authorization to record instrument for Dean Road Extension (University Blvd. to Seminole County Line). District 5. (Real Estate Management Division)
11. **21-417** Approval and execution of Resolution 2021-M-09, County Deed, Perpetual Easement, County Subordination Agreements, and Subordinations of County Utility Interests between Orange County and State of Florida Department of Transportation and authorization for the Real Estate Management Division to perform all actions necessary and incidental to complete the conveyance for FDOT - S.R. 400 - Daryl Carter Parkway Interchange. District 1. (Real Estate Management Division)
12. **21-418** Approval and execution of Agreement for Sale and Purchase by and between G.E.W. Management Inc. and Orange County, Florida, approval of Special Warranty Deed from G.E.W. Management Inc. to Orange County, Florida, delegation of authority to the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase, and authorization to disburse funds to pay purchase price and perform all actions necessary and incidental to closing for OC Sheriff Evidence Warehouse. District 6. (Real Estate Management Division)
13. **21-419** Approval and execution of First Amendment to Temporary Construction Easement between Orange County and Amsdell Storage Ventures 69, LLC, delegation of authority to the Manager of the Real Estate Management Division to execute a Terminate of Easement, and authorization to record instruments for Little River Elementary School Access (Poseidon/Wal-Mart). District 3. (Real Estate Management Division)
14. **21-420** Approval of Quit Claim Deed from the Central Florida Expressway Authority to Orange County and authorization to disburse funds to pay recording fees and record instrument for Polo Glen at Lake Betty Park Site. District 2. (Real

Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **21-421** Approval and execution of Memorandum of Understanding & Infrastructure Funding Agreement for CareerSource CF Comprehensive One-Stop Career Center by and between CareerSource Central Florida and Orange County, Florida. All Districts. (Community Action Division)
2. **21-422** Approval of Orange County Head Start Application for Federal Assistance related to Cost-of-Living Adjustment (1.22%) FY 2020-2021 in the estimated amount of \$170,491 and U.S. Department of Health and Human Services Compendium of Required Certifications and Assurances. An in-kind match in the amount of \$42,623 is required (Head Start Division)

F. FIRE RESCUE DEPARTMENT

1. **21-423** Approval and execution of 1) Federally-funded Subaward and Grant Agreement by the State of Florida Division of Emergency Management and Orange County Agreement Number: Z2543; 2) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion; 3) Designation of Authority (Agents) FEMA/Grantee Public Assistance Program Florida Division of Emergency Management; 4) Statement of Assurances; 5) Federal Funding Accountability and Transparency Act (FFATA) Instructions and Worksheet; and 6) Certification Regarding Lobbying and authorization for the Director of Public Safety to sign future amendments to this agreement. A 12.5% local cost share is required. (Office of Emergency Management)
2. **21-424** Approval and execution of Donation Agreement between Orange County and East River High School. (Logistics Division)

G. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **21-425** Acceptance of the findings and recommendation of the Environmental Protection Commission and approval of the request for an after-the-fact waiver to Orange County Code, Chapter 15, Article IX, Section 15-343(b) to reduce the minimum side setback from 25 feet to 7.3 feet from the western projected property line with the condition that the applicant pay an administrative penalty of \$799 to the Conservation Trust Fund within 60 days of the decision of the Board of County Commissioners for the William James Herb III Dock Construction Permit BD-20-08-139. District 3. (Environmental Protection Division)
2. **21-426** Approval and execution of Subrecipient Agreements between Orange County, Florida and 1) Freedom Ride, Inc., 2) Aspire Health Partners, Inc., 3) Catholic Charities of Central Florida, Inc., 4) Hope Community Center, Inc.,

5) Jewish Family Services of Greater Orlando, Inc., 6) LifeStream Behavioral Center, Inc., 7) Catholic Charities of Central Florida, Inc., 8) Housing Authority of the City of Winter Park, 9) Habitat for Humanity Greater Orlando and Osceola County, Inc., and 10) Rebuilding Together of Central Florida, Inc. regarding Housing and Urban Development Community Development Block Grant (“CDBG”) Program FY 2020-2021. All Districts. (Housing and Community Development Division)

3. **21-427** Approval of Second Substantial Amendment to the 2019-2020 One-Year Action Plan; approval and execution of: 1) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Community Development Block Grant (CDBG-CV3); 2) Application for Federal Assistance SF-424 and Assurances-Construction Programs for Emergency Solutions Grant (ESG-CV2); 3) Certifications; 4) Specific Community Development Block Grant Certifications; 5) INTERIM ESG-CV Certifications (NON-STATE); and delegation of limited authority for the County Administrator to execute subsequent CDBG-CV and ESG-CV Grant Agreements with the Department of Housing and Urban Development (HUD), and Subrecipient Agreements for CDBG-CV3 and ESG-CV2 funds, consistent with the projects and activities outlined in the Second Substantial Amendment to the 2019-2020 One-Year Action Plan and the budgetary amounts set forth therein. All Districts. (Housing and Community Development Division)
4. **21-428** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Districts 1, 2, 3, 5, and 6. (Neighborhood Services Division)

LC 21-0194	LC 21-0248	LC 21-0207	LC 21-0227	LC 21-0243
LC 21-0209	LC 21-0163	LC 21-0212	LC 21-0228	LC 21-0244
LC 21-0238	LC 21-0175	LC 21-0213	LC 21-0232	LC 21-0247
LC 21-0203	LC 21-0183	LC 21-0225	LC 21-0236	LC 21-0258

H. PUBLIC WORKS DEPARTMENT

1. **21-429** Authorization to record the plat of AdventHealth Ruby Lake. District 1. (Development Engineering Division)
2. **21-430** Authorization to record the plat of Sandlake Palazzo. District 3. (Development Engineering Division)
3. **21-431** Approval to record the plat for Avenue C. District 4. (Development Engineering Division)
4. **21-432** Approval and execution of (1) Resolution 2021-M-10 of the Orange County

Board of County Commissioners regarding the Local Agency Program Agreement with the Florida Department of Transportation for the Shingle Creek Trail Project from State Road 528 to Destination Parkway and (2) State of Florida Department of Transportation Local Agency Program Agreement FPN 430225-5-58-01 and 430225-5-68-01. District 6. (Transportation Planning Division)

5. **21-433** Approval and execution of (1) Resolution 2021-M-11 of the Orange County Board of County Commissioners regarding the Local Agency Program Supplemental Agreement with the Florida Department of Transportation for the Shingle Creek Trail Project from Sand Lake Road to Osceola County's Trail and (2) State of Florida Department of Transportation Local Agency Program Supplemental Agreement Contract No. AQO22 FPN 430225-2-38-01. Districts 1 and 6. (Transportation Planning Division)

I. UTILITIES DEPARTMENT

1. **21-434** Approval and execution of First Amendment to Interlocal Agreement between Reedy Creek Improvement District and Orange County for delivery of wholesale water services to the Flamingo Crossings Development. District 1. (Engineering Division)
2. **21-435** Approval of commercial refuse license for Arboricultural Solutions Inc. to provide solid waste hauling services to commercial generators in Orange County. All Districts. (Solid Waste Division)
3. **21-436** Approval of commercial refuse license for Interstate Recycling Waste Inc. to provide solid waste hauling services to commercial generators in Orange County. All Districts. (Solid Waste Division)
4. **21-437** Approval of recycling registration for Interstate Recycling Waste Inc. to provide recycling transporter (hauler) services to commercial generators in Orange County. All Districts. (Solid Waste Division)

II. INFORMATIONAL ITEMS

A. COUNTY COMPTROLLER

1. **21-438** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Orange County Water Utilities System Annual Financial Report for the years ended September 30, 2020 and 2019.
 - b. Orange County Solid Waste System Annual Financial Report for the years ended September 30, 2020 and 2019.
 - c. Orange County Convention Center Annual Financial Report for the years

ended September 30, 2020 and 2019.

d. Florida Public Service Commission Consummating Order. In re: Petition for approval of modifications to rate schedule FB-1, fixed bill program by Duke Energy Florida, LLC.

e. Florida Public Service Commission Consummating Order. In re: Petition for a limited proceeding to approve third solar base rate adjustment, by Duke Energy Florida, LLC.

f. Greater Orlando Aviation Authority Comprehensive Annual Financial Report for the years ended September 30, 2020 and 2019.

g. Audit Report No. 489 -Audit of the Orange County Clerk of Court's Administration of the Guardianship Program

These items were received and filed.

III. DISCUSSION AGENDA

A. COUNTY MAYOR

1. 21-439 Acceptance of the Orange County Citizens Safety Task Force Proposed Recommendations. All Districts.

The following persons addressed the Board:

- Former Orange County Commissioner Rod Love
- Jim Coffin

A motion was made by Mayor Demings, seconded by Commissioner Siplin, to accept the Orange County Citizens Safety Task Force recommendations to prevent and reduce gun violence and violent crime in the community. The motion carried by the following vote:

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

B. ADMINISTRATIVE SERVICES DEPARTMENT

1. 21-440 Selection of three firms and two ranked alternates to provide Continuing Professional Surveying and Mapping Services, Request for Proposals Y21-901-CH, from the following six firms, listed alphabetically:

- Dewberry Engineers, Inc.
- DRMP, Inc.
- Madrid Engineering Group, Inc. dba Madrid CPWG
- Southeastern Surveying and Mapping Corporation

- WGI, Inc.
- Wood Environmental & Infrastructure Solutions, Inc.

([Public Works Department Engineering Division] Procurement Division)

A motion was made by Commissioner Moore, seconded by Commissioner Siplin, to appoint Wood Environmental & Infrastructure Solutions, Inc., 444.50 points, Dewberry Engineers, Inc., 393.33 points, and Southeastern Surveying and Mapping Corporation, 374 points as the selected firms; and further, appoint DRMP, Inc., 357.50 points, and WGI, Inc., 352 points as the selected ranked alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

IV. WORK SESSION AGENDA

A. COUNTY ADMINISTRATOR

1. **21-441** International Drive Community Redevelopment Area Redevelopment Plan Update.

The following person addressed the Board: Owen Beitsch.

The Board took no action.

V. RECOMMENDATIONS

1. **21-443** March 18, 2021 Planning and Zoning Commission Recommendations

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

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

VI. PUBLIC HEARINGS

A. Municipal Service Benefit Unit

1. **21-300** South Creek, establish for retention pond(s) maintenance; District 4

Consideration: Establish by resolution a Municipal Service Benefit Unit for retention pond(s) maintenance at South Creek

Location: District 4; Parcel ID (Multiple Parcels); Section 20, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

2. **21-301** South Creek and South Creek Phase 2, establish for streetlighting; District 4

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting at South Creek and South Creek Phase 2

Location: District 4; Parcel ID (Multiple Parcels); Section 20, Township 24, Range 30; Orange County, Florida (legal property description on file)

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

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

3. **21-302** Spring Isle Palms, establish for retention pond(s) maintenance and for streetlighting; District 4

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Spring Isle Palms, which consists of 88 Lots.

Location: District 4; Parcel ID (Multiple Parcels); Section 30, Township 22, Range 32; Orange County, Florida (legal property description on file)

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

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

4. **21-303** Stoneybrook Hills Master Roads, amend for streetlighting; District 2

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Stoneybrook Hills Mastor Roads, to add 187 lots from Stoneybrook Hills Unit 3.

Location: District 2; Parcel ID (Multiple Parcels); Sections 3, 4, and 9, Township 20, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

5. **21-304** Storey Grove Area, amend for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Storey Grove Area, which consists of 609 Lots.

Location: District 1; Parcel ID (Multiple Parcels); Section 18, Township 24, Range 27; Orange County, Florida (legal property description on file)

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

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

6. **21-305** Summerlake Groves and Highlands at Summerlake Groves Areas, amend for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Summerlake Groves and Highlands at Summerlake Groves Areas, which consists of 510 Lots.

Location: District 1; Parcel ID (Multiple Parcels); Section 33, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

7. **21-306** Wekiwa Springs Septic to Sewer Retrofit Program Phase 1, establish for construction of a central gravity sewer system; District 2

Consideration: Establish by resolution a Municipal Service Benefit Unit for construction of a central gravity sewer system at Wekiwa Springs Septic to Sewer Retrofit Program Phase 1

Location: District 2; Parcel ID (Multiple Parcels); Sections 35 and 36, Township 20, Range 28; Orange County, Florida (legal property description on file)

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

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

B. Special Assessment Resolution

8. **21-308** Resolution for special assessment liens for one time only lot cleaning; All Districts

Consideration: Establish a Resolution for Special Assessments for one-time only lot cleaning assessments

Location: All Districts; Multiple parcels and Sections, Townships and Ranges; Orange County,

Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Siplin, to adopt Resolution 2021-M-12, for Special Assessments for one-time only lot cleaning assessments. The motion carried by the following vote:

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

C. Shoreline Alteration/Dredge and Fill

9. 21-309 SADF # 20-06-012

Bruce Knox, Lake Down, permit; District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # SADF-20-06-012 to construct a new seawall along the shoreline of the property, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigational Control District.

Location: District 1; on property located adjacent to Lake Down, located at 9716 Wildoak Drive, Windermere, FL 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to approve the Shoreline Alteration/Dredge and Fill Permit (SADF-20-06-012) subject to the twenty seven (27) conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

D. Rezoning

10. 21-261 Case # LUP-20-05-141

Neel Shivcharran, Galleon Consulting Group, South Goldenrod Townhomes PD; District 3

Consideration: A request to rezone 14.33 gross acres from R-1A (Single-Family Dwelling District) to PD (Planned Development District) in order to construct 110 single-family attached residential dwelling units. The request also includes the following waivers from Orange County Code: 1. A waiver is requested for the residential parcel from Section 38-1254(a) to allow for a twenty (20) foot perimeter setback abutting the Church property in lieu of the twenty five (25) foot perimeter setback; 2. A waiver is requested for the residential parcel from Section 38-79(20)(j) to allow for a forty (40) foot, in lieu of sixty (60) foot, rear separation between townhome units; pursuant to Orange County Code, Chapter 30.

Location: District 3; property located at 2400, 2416, 2432, and 2504 S. Goldenrod Road; or generally located on the west side of S. Goldenrod Road, approximately 1,100 feet south of Curry

Ford Road, and directly east of the Ventura Golf Course; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: David Gastel.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan (CP); and further, approve the rezoning request from R1A (Single Family Dwelling District) to PD (Planned Development District), in order to construct 110 single-family attached residential dwelling units, subject to the thirteen (13) 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

E. Substantial Change

11. **21-299** Case # CDR-20-12-348

Brian Ashby, Kimley-Horn and Associates, Inc., Science and Technology
Planned Development / Land Use Plan (PD / LUP), amend plan; District 5

Consideration: A PD substantial change for a waiver from Orange County Code to increase the height limitation for parking garages from 3-stories / 40 feet to 6-stories / 65 feet with an additional 10' to accommodate stair well shafts, elevator shafts, appurtenances, and architectural features. No change to the overall development program is proposed with this request. A community meeting was not required for this request; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 5; property located at 12175 Science Drive; generally located on the east side of Science Drive, on the west side of Technology Parkway, north of Challenger Parkway, south of Research Parkway; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Rebecca Wilson.

Modification to Condition of Approval #6:

6. In order to qualify as student housing, all units must comply at all times with the definition of student housing in Section 38-1, Orange County Code, as such definition exists as of the date of approval of this development plan. Failure to comply with such definition may subject the project to code enforcement and/or increased impact fees, as well as any applicable concurrency requirements.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan (CP); 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; and further, approve modification to condition of approval #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 Siplin

12. **21-223** Case # CDR-20-03-093

Eric Papalini, Cambridge Group, Inc., Faircloth Planned Development / Land Use Plan (PD/LUP), amend plan; District 6 (Continued from March 23, 2021)

Consideration: A PD substantial change to revise the permitted uses from C-1 and C-2 uses to "All C-1 Uses; All C-2 Uses; C-3 Uses: Outdoor Storage of Heavy Construction Equipment/Vehicles and Materials. All Other C-3 Uses Shall Be Prohibited." and revise Condition of Approval 8.C to prohibit outdoor sales only; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 6; property generally located south of State Road 408, east of Goodland Street, and north of W. Livingston Street; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Brent Spain
- Andrew Lamoth

Deleted Condition of Approval #7:

~~7. Prior to building permit, Mission Road shall be brought up to commercial road standards from Old Winter Garden Road to the entrance of the site.~~

New Conditions of Approval #8 and #9:

8. At the time a Development Plan is submitted for this PD, a tree survey shall be provided. The Development Plan shall include a landscape buffer along the entire western edge of the property which shall consist of a minimum six foot high masonry wall, existing vegetation, and 3-inch caliper oak trees planted at every 30 feet on center where any tree gaps larger than 30 feet exist along such western property line.

9. Outdoor storage and display shall be prohibited on the western half of the property (C-1 & C-2 use area), as shown on the Land Use Plan.

County staff noted the existing condition of approval #8 will be renumbered as #7, and conditions of approval #9 and #10 will be renumbered as #10 and #11.

A motion was made by Commissioner Siplin, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan (CP); further, approve the substantial change

request subject to the ten (10) conditions of approval listed under the Development Review Committee recommendation in the Staff Report as amended; further, delete condition of approval #7; and further, approve new conditions of approval #8 and #9. The motion carried by the following vote:

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

F. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendment and Ordinance

13. 21-260 Adoption of Future Land Use Map Amendment SS-21-02-001 William Burkett, Burkett Engineering, Inc., Ordinance, and Concurrent Rezoning RZ-21-02-002

a. Amendment Case # SS-21-02-001

Consideration: A request to change the Future Land Use designation from Low Density Residential (LDR) to Commercial (C); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code, Chapter 30

Location: District 2; property located at 25 E. Lester Rd; generally located on the north side of E. Lester Rd., west of Rock Springs Rd., south of Sebastian Springs Ln., east of Emerald Springs Dr. (The legal description is on file in the 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 RZ-21-02-002

Consideration: A Rezoning request to rezone the subject property from A-1 (Citrus Rural District) to C-1 (Retail Commercial District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code, Chapter 30

Location: District 2; property located at 25 E. Lester Rd; generally located on the north side of E. Lester Rd., west of Rock Springs Rd., south of Sebastian Springs Ln., east of Emerald Springs Dr. (The legal description is on file in the Planning Division.)

The following person addressed the Board: Bill Burkett.

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan (CP); further, adopt Amendment SS-21-02-001 from Low Density Residential (LDR) to Commercial (C) Future Land Use, General C-1 uses including a proposed self-storage Facility; further, adopt the associated Small-Scale Ordinance 2021-17; and further, approve rezoning RZ-21-02-002 request from A-1 (Citrus Rural District) to C-1 Restricted (Retail Commercial District) zoning on the subject property, subject to one (1) restriction listed in the Staff Report. The motion carried by the following vote:

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

III. DISCUSSION AGENDA (Deferred)

C. COUNTY ADMINISTRATOR

1. **21-442** COVID-19 Update.

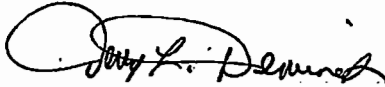
The Board took no action.

√ **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: 3:25 p.m.

ATTEST:

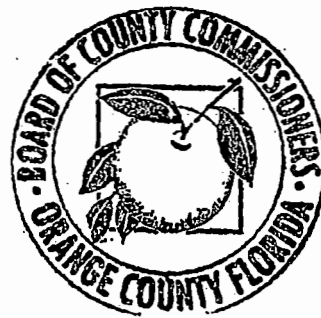


County Mayor Jerry L. Demings

Date: 05/11/2021

ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk



Katie Smith
Deputy Clerk

* * *

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

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

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

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

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