

BCC Mtg. Date: April 23, 2019

Orange County Government

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



Final Meeting Minutes

Tuesday, March 26, 2019

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 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
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Deputy Clerk Katie Smith
Senior Minutes Coordinator Jennifer Lara Klimetz
Senior Minutes Coordinator Noelia Perez

Invocation - District 1

Pastor Brian Johnson, Citrus Church

Pledge of Allegiance

Presentation

Proclamation recognizing April as Water Conservation Month

Public Comment

The following persons addressed the Board for public comment:

- RJ Mueller
- Ron Berti

The following material was presented to the Board during public comment: Exhibit 1, from RJ Mueller.

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on Administrative Services Department Items 5, 6, 7, 8, 9, 10, 11 and 12; 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 VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

A. COUNTY MAYOR

1. [19-427](#) Confirmation of the Mayor's managerial appointment of Steve Harrison as Manager, Mosquito Control Division.

B. COUNTY COMPTROLLER

1. [19-428](#) Approval of the minutes of the February 26, 2019 meeting of the Board of County Commissioners. (Clerk's Office)

2. [19-485](#) 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 8, 2019, to March 14, 2019; \$39,293,493.96
- March 15, 2019, to March 21, 2019; \$24,892,404.60.

(Finance/Accounting)

3. [19-429](#) Disposition of Tangible Personal Property as follows.
(Property Accounting)

- a. Sell assets through online auction.
- b. Offer assets to non-profit organizations.
- c. Scrap assets.
- d. Remove stolen assets from inventory.
- e. Demolish asset.

C. COUNTY ADMINISTRATOR

1. [19-430](#) Approval and execution of Artwork Loan and Exhibition Agreement by and between Orange County, Florida and Chitra Ramanathan for the period of October 12, 2018 through February 15, 2019. (Arts and Cultural Affairs Office)

2. [19-431](#) Approval for the Orange County Sheriff's Office to spend \$22,000 from the FY 2019 Law Enforcement Trust Fund to provide eligible contributions to the Children's Safety Village (\$5,000), Early Learning Coalition of Orange County (\$2,000), Boy Scouts of America, Central Florida Council (\$10,000), and Mothers Against Drunk Driving, Central Florida Chapter (\$5,000).
(Office of Management and Budget)

3. [19-432](#) Approval of Memorandum of Agreement for Federal Election Administration

Activities in the amount of \$103,533.71; approval and execution of Certificate County Match to Federal Grant Trust Funds under the Help America Vote Act; and approval to make a one-time payment of \$15,530.06 to the Orange County Supervisor of Elections as matching funds. (Office of Management and Budget)

4. [19-433](#) Acceptance of Orange County, Florida Office of Management and Budget Application of Agreed-Upon Procedures with respect to the Tourist Development Tax Collection Process of the Orange County, Florida Comptroller's Office as of June 30, 2018 with Independent Account's Report on Applying Agree-Upon Procedures. (Office of Management and Budget)
5. [19-434](#) Approval of budget amendments #19-17, #19-18, and #19-19. (Office of Management and Budget)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [19-435](#) Approval of Change Order No. 3, Contract Number Y16-802, with SK Consortium Inc., in the amount of \$28,313, for Parcel J Community Park. The revised lump sum contract amount is \$236,647.51. (Capital Projects Division)
2. [19-436](#) Approval to award Invitation for Bids Y19-104-AH, Stormwater Management MSBU Retention Pond Aquatic Weed Control, to the low responsive and responsible bidders, by lot, for the base year, in the total estimated contract award amount listed below.

<u>Lot</u>	<u>Vendor</u>	<u>Total Price Base Year</u>
A	Waters Brothers Environmental, Inc.	\$180,105
B	Airboat Addicts, Inc.	\$180,650

([Public Works Department Stormwater Management Division] Procurement Division)

3. [19-437](#) Approval of Amendment No. 7, Contract Y16-1032, Bulk Rock Salt NOC-17F, with Morton Salt, Inc., for a 1-year renewal in the estimated amount of \$15,730.83, for a revised estimated contract amount of \$281,489.10. ([Utilities Department Water Division] Procurement Division)
4. [19-438](#) Approval of Amendment No. 3, Contract Y18-175-MV, Temporary Labor - Manual, with Ace Staffing, Inc., in the amount of \$60,000, for a revised total contract amount of \$479,820. ([Utilities Department Solid Waste Division] Procurement Division)
5. [19-439](#) Approval of Amendment No. 1, Contract Y19-2007, Pediatric Expansion Program, with Community Health Centers, Inc., in the amount of \$250,000, for a revised total contract amount of \$324,814. ([Community and Family

Services Department Citizens' Commission for Children Division]
Procurement Division)

(This item was deferred.)

6. [19-440](#) Approval of Amendment No. 1, Contract Y19-2008, Family Counseling Position in Support of the Lake Weston Neighborhood Center for Families Program, with Friends of Children and Families, Inc., in the amount of \$110,000, for a revised total contract amount of \$160,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

(This item was deferred.)

7. [19-441](#) Approval of Amendment No. 1, Contract Y19-2011, Primary Medical Care Program, with Health Care Center for the Homeless, Inc., dba Orange Blossom Family Health in the amount of \$250,000, for a revised total contract amount of \$345,757. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

(This item was deferred.)

8. [19-442](#) Approval of Amendment No. 3, Contract Y19-2102, After School Zone Programming, with The Boys & Girls Clubs of Central Florida, in the amount of \$400,000, for a revised total contract amount of \$2,017,939.50. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

(This item was deferred.)

9. [19-443](#) Approval of Amendment No. 1, Contract Y19-2103, After School Zone Programming, with Central Florida Young Men's Christian Association, Inc., in the amount of \$400,000, for a revised total contract amount of \$2,019,926.75. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

(This item was deferred.)

10. [19-444](#) Approval of Amendment No. 1, Contract Y19-2109, Provision of Community Services and Facility Use, with the State of Florida, Department of Health, Orange County Health Department, in the amount of \$77,189.70, for a revised total contract amount of \$383,307.39. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

(This item was deferred.)

11. [19-445](#) Approval of Amendment No. 1, Contract Y19-2117, Provision of Community Services and Facility Use, with The Children's Home Society of Florida, in the amount of \$114,033.80, for a revised total contract amount of \$435,078.47. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

(This item was deferred.)

12. [19-446](#) Approval of Amendment No. 2, Contract Y19-2118, Provision of Community Services and Facility Use, with The School Board of Orange County, Florida, in the amount of \$313,380.04, for a revised total contract amount of \$664,375.94. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

(This item was deferred.)

13. [19-447](#) Ratification of Amendment No. 5, Contract Y15-1091-LC, Liquid Polymer for South Water Reclamation Facility (SWRF), with Polydyne, Inc., in the amount of \$45,000, for a revised total contract amount of \$601,000. ([Utilities Department Water Reclamation Division] Procurement Division)

14. [19-448](#) Approval of Contract Y19-1048, Orange County's Permanent Supportive Housing Program - Project Restore, with Grand Avenue Economic Development Corporation in the estimated contract award amount of \$537,000 for a 1-year term. ([Community and Family Services Department Mental Health and Homeless Issues Division] Procurement Division)

15. [19-449](#) Approval of Purchase Order M95024, Design and Construction Administration Services for New Fire Station #32, with Architects Design Group, in the amount of \$201,437.63. ([Administrative Services Department Capital Projects Division] Procurement Division)

16. [19-450](#) Approval of Purchase Order M95019, Purchase of 5 Trane Air Handler Units, with Trane US, Inc. in the amount of \$257,457.50. ([Convention Center Capital Planning and Building Systems Division] Procurement Division)

17. [19-451](#) Approval of Purchase Order M95116, Repairs to the Southern Expansion Site Western Leachate Tank at the Landfill, with Florida Aquastore, in the amount of \$125,910. ([Utilities Department Solid Waste Division] Procurement Division)

18. [19-452](#) Approval to Purchase Renewals of All Lines of Commercial Insurance Coverage under Contract Y15-192, Insurance Broker and Consulting Services, with Arthur J. Gallagher Risk Management Services, Inc., for premiums not-to-exceed \$4,525,000. ([Administration and Fiscal Services

- Risk Management and Professional Standards Divisions] Procurement Division)
19. [19-453](#) Approval and execution of Resolution 2019-M-11 Declaring Surplus County Property and Authorizing Private Sale and delegation of authority to the Real Estate Management Division to do all things necessary and proper to arrange the conveyance of such County property for Parcel ID # 13-22-27-5260-00-156 (Bay Street). District 1. (Real Estate Management Division)
20. [19-454](#) Approval and execution of Termination and Release of Easement Agreement by and between Walt Disney Parks and Resorts U.S, Inc. and City of St. Cloud, Tohopekaliga Water Authority, Orange County, Polk County, and Reedy Creek Improvement District and authorization to record instrument for Access to STOPR Site 24. District 1. (Real Estate Management Division)
21. [19-455](#) Approval of Utility Easement from JM 10401, LLC to Orange County and authorization to record instrument for Aldi #19 Permit #B17903864 OCU File #95186. District 4. (Real Estate Management Division)
22. [19-456](#) Approval of Utility Easement from Forestras, LLC to Orange County and authorization to record instrument for Vehicle Storage Building @ Vista Commerce Center; NC Permit B16903176 OCU File #: 91486. District 3. (Real Estate Management Division)
23. [19-457](#) Approval of Utility Easement from Unifirst Corporation to Orange County and authorization to record instrument for Unifirst 920 Convert to Commercial Laundry Permit #B17904379 OCU File #95087. District 4. (Real Estate Management Division)
24. [19-458](#) Approval of Utility Easement from Hamlin Retail Partners East, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Valley National Bank and authorization to record instruments for Hamlin SEC Commercial Lot A - NC - Site Work Only Permit #B18902698 OCU File #97056. District 1. (Real Estate Management Division)
25. [19-459](#) Approval of Warranty Deed from D.R. Horton, Inc. to Orange County and Utility and Access Easement from Oak Trail Reserve Homeowner's Association, Inc. to Orange County with Joinder and Consent to Utility and Access Easement by D.R. Horton, Inc. and authorization to perform all actions necessary and incidental to closing for Oak Trail Reserve PUD Ph 1 & 2 Permit #16-U-013 OCU File #56225. District 2. (Real Estate Management Division)
26. [19-460](#) Approval of Corrective Trustee's Deed from Gary T. Randall, as trustee and

not individually, to Orange County and Quit Claim Deed from The Oasis at Moss Park Preserve, LLC to Orange County and authorization to perform all actions necessary and incidental to closing for Innovation Way South (Randall) RAC. District 4. (Real Estate Management Division)

- 27. [19-461](#) Approval of Conservation and Access Easement from Taylor Morrison of Florida, Inc. to Orange County with Joinder and Consent to Conservation and Access Easement by Woodland Park Homeowners Association, Inc. and authorization to record instrument for Woodland Park Phases 5-10 CAI-18-05-026. District 4. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

- 1. [19-462](#) Receipt and filing of Head Start Policy Council Program Information and Updates February 2019 and Head Start Policy Council Meeting Minutes January 24, 2019 for the official county record. (Head Start Division)

F. HEALTH SERVICES DEPARTMENT

- 1. [19-463](#) Approval to accept the Health Resources and Services Administration Grant Award for Ryan White Part A funding in the estimated amount of \$10,086,333 for the period of March 1, 2019 through February 29, 2020 and authorization for the County Mayor or designee to accept any increases in the award amount. (Fiscal and Operational Support Division)
- 2. [19-464](#) Approval and execution of the renewal Certificate of Public Convenience and Necessity for the City of Apopka Fire Department to provide Advanced Life Support Transport Service. The term of this certificate is from April 1, 2019 through April 1, 2021. There is no cost to the County. (EMS Office of the Medical Director)
- 3. [19-465](#) Approval and execution of the renewal Certificate of Public Convenience and Necessity for the Greater Orlando Aviation Authority to provide Advanced Life Support Transport Service. The term of this certificate is from April 30, 2019 through April 30, 2021. There no cost to the County. (EMS Office of the Medical Director)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

- 1. [19-466](#) 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 19-0136	LC 19-0141	LC 19-0278	LC 19-0216	LC 19-0266
LC 19-0251	LC 19-0235	LC 19-0279	LC 19-0218	LC 19-0267

LC 19-0252	LC 19-0237	LC 19-0210	LC 19-0219	LC 19-0269
LC 19-0257	LC 19-0240	LC 19-0214	LC 19-0221	LC 19-0282
LC 19-0162	LC 19-0262	LC 19-0254	LC 19-0227	LC 19-0285
LC 19-0225	LC 19-0272	LC 19-0263	LC 19-0248	LC 19-0286
LC 19-0243	LC 19-0274	LC 19-0061	LC 19-0259	LC 19-0287
LC 19-0268	LC 19-0277	LC 19-0215	LC 19-0265	LC 19-0288

2. [19-467](#) Approval and execution of DEP Contract No. GC925 Amendment No. 2 for Storage Tank System Compliance Assistance between the Florida Department of Environmental Protection and Orange County. All Districts. (Environmental Protection Division)
3. [19-468](#) Approval and execution of Subrecipient Agreement between Orange County, Florida and Housing Authority of the City of Winter Park related to Housing and Urban Development Community Development Block Grant Program [FAIN: B-18-UC-12-0003] for the specific purpose of Rehabilitation of Multifamily Affordable Housing in the amount of \$874,800. District 5. (Housing and Community Development Division)
4. [19-469](#) Approval of Neighborhood Grants Advisory Board's recommendation of Non-Profit Safety Grants to Lighthouse Central Florida, Inc. (\$10,000), Life Concepts, Inc. DBA Quest (\$10,000), Volunteers for Community Impact, Inc. (\$10,000), and W.E. Freeman Outreach Center, Inc. (\$5,000). All Districts. (Neighborhood Services Division)
5. [19-470](#) Approval of Hold Harmless and Indemnification Agreement Parcel ID: 05-24-28-0000-00-010 by and between Gary Kreisl and Orange County to construct a wood deck and roofed balcony at 9147 Winter Garden Vineland Road, Orlando, FL 32836. District 1. (Zoning Division)

H. PUBLIC WORKS DEPARTMENT

1. [19-471](#) Authorization to record the plat of Kingstown Reef. District 1. (Development Engineering Division)
2. [19-472](#) Approval and execution of Project Addendum to Master Agreement by and between CSX Transportation, Inc. and Orange County for the design of the grade crossing surface at CSX Railroad Crossing No: 621489P on Exchange Drive, south of Presidents Drive and authorization to disburse \$15,000 for the preliminary engineering design. District 6. (Roads and Drainage Division)
3. [19-473](#) Approval and execution of Project Addendum to Master Agreement by and between CSX Transportation, Inc. and Orange County for design of the grade crossing surface at CSX Railroad Crossing No: 621603M on South Orange Avenue, south of Taft Vineland Road and authorization to disburse \$15,000 for the preliminary engineering design. District 4. (Roads and

Drainage Division)

4. [19-474](#) Approval and execution of Project Addendum to Master Agreement by and between CSX Transportation, Inc. and Orange County for the design of the grade crossing surface at CSX Railroad Crossing No: 621488H on Exchange Drive, north of West Landstreet Road and authorization to disburse \$15,000 for the preliminary engineering design. District 6. (Roads and Drainage Division)
5. [19-475](#) Approval and execution of Resolution 2019-M-12 of the Orange County Board of County Commissioners regarding Orange County Floodplain Management Plan, Orange County Repetitive Loss Area Analysis (Public Version), and the Orange County Program for Public Information. All Districts. (Stormwater Management Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [19-476](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Ocoee Ordinance No. 2019-003 with Exhibit A (Legal Description), and Exhibit B (Location Map). Ordinance 2019-003 (Annexation Ordinance for 3872 Old Winter Garden Road PUD), Tax Parcel ID: 28-22-28-0000-00-019; Case No. AX-07-18-75: 3872 Old Winter Garden Road PUD. An Ordinance of the City of Ocoee, Florida, annexing into the corporate limits of the City of Ocoee, Florida, certain real property containing approximately +/-1.25 acres located on the south side of Old Winter Garden Road and 260 feet east of Hempel Avenue, pursuant to the application submitted by the property owner; finding said annexation to be consistent with the Ocoee Comprehensive Plan, the Ocoee City Code, and the Joint Planning Area Agreement; providing for and authorizing the updating of official City Maps; providing direction to the City Clerk; providing for severability; repealing inconsistent ordinances; providing for an effective date.
 - b. Audit Report No. 475 - Audit of the Air Pollution Control Trust Fund Fiscal Year 2017-2018

These items were received and filed.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

1. [19-477](#) Visit Orlando Bi-Annual Update. (Convention Center)

The following person addressed the Board: George Aguel.

The Board took no action.

2. [19-478](#) Approval of budget transfer #19-0815 to increase the Supervisor of Elections budget and authorization to disburse \$1,707,905. (Office of Management and Budget)

The following person addressed the Board: Supervisor of Elections Bill Cowles.

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to approve budget transfer #19-0815 to increase the Supervisor of Elections budget and authorize to disburse \$1,707,905. 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

B. ADMINISTRATIVE SERVICES DEPARTMENT

1. [19-479](#) Selection of one firm and an alternate to provide Disaster Debris Monitoring and Recovery Services, Request for Proposals Y19-131-TJ, from the following two firms, listed alphabetically:

- Tetra Tech, Inc.
- Thompson Construction Services, LLC

([Public Works Department Fiscal and Operational Support Division] Procurement Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to appoint Tetra Tech, Inc., 423 points, as the selected firm; and further, appoint Thompson Construction Services, LLC, 409.69 points, as the selected ranked 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

2. [19-480](#) Selection of one firm and two ranked alternates to provide Professional Engineering Services for the Final Design of Reams Road (from South of Summerlake Park Boulevard to Taborfield Avenue), Request for Proposals Y19-804-CH, from the following four firms, listed alphabetically:

- DRMP, Inc.
- GAI Consultants, Inc.
- Inwood Consulting Engineers, Inc.
- Kelly, Collins & Gentry, Inc.

([Public Works Department Engineering Division] Procurement Division)

A motion was made by Mayor Demings, seconded by Commissioner Bonilla, to appoint DRMP, Inc., 463 points, as the selected firm; and further, appoint Inwood Consulting Engineers, Inc., 457 points, and Kelly, Collins & Gentry, Inc., 420 points, as the selected ranked alternates. The motion carried by the following vote:

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

Recuse: 1 - Commissioner VanderLey

3. [19-481](#) Selection of one firm and an alternate to provide Completion of Design Services for Corrections Building D, E and F Mechanical and Fire Protection upgrades, Request for Proposals Y19-806-EB, from the following two firms, listed alphabetically:

- SGM Engineering, Inc.
- TLC Engineering for Architecture, Inc.

([Administrative Services Department Capital Projects Division]
Procurement Division)

A motion was made by Commissioner Moore, seconded by Commissioner VanderLey, to appoint TLC Engineering for Architecture, Inc., 457 points, as the selected firm; and further, appoint SGM Engineering, Inc., 447 points, as the selected ranked 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

I. CONSENT AGENDA (Deferred)

D. ADMINISTRATIVE SERVICES DEPARTMENT

5. [19-439](#) Approval of Amendment No. 1, Contract Y19-2007, Pediatric Expansion Program, with Community Health Centers, Inc., in the amount of \$250,000, for a revised total contract amount of \$324,814. ([Community and Family Services Department Citizens' Commission for Children Division]
Procurement Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to approve Administrative Services Department Consent Items 5, 6, 7, 8, 9, 10, 11 and 12. 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

6. [19-440](#) Approval of Amendment No. 1, Contract Y19-2008, Family Counseling Position in Support of the Lake Weston Neighborhood Center for Families Program, with Friends of Children and Families, Inc., in the amount of \$110,000, for a revised total contract amount of \$160,000. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

This item was approved.

and

7. [19-441](#) Approval of Amendment No. 1, Contract Y19-2011, Primary Medical Care Program, with Health Care Center for the Homeless, Inc., dba Orange Blossom Family Health in the amount of \$250,000, for a revised total contract amount of \$345,757. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

This item was approved.

and

8. [19-442](#) Approval of Amendment No. 3, Contract Y19-2102, After School Zone Programming, with The Boys & Girls Clubs of Central Florida, in the amount of \$400,000, for a revised total contract amount of \$2,017,939.50. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

This item was approved.

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9. [19-443](#) Approval of Amendment No. 1, Contract Y19-2103, After School Zone Programming, with Central Florida Young Men's Christian Association, Inc., in the amount of \$400,000, for a revised total contract amount of \$2,019,926.75. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

This item was approved.

and

10. [19-444](#) Approval of Amendment No. 1, Contract Y19-2109, Provision of Community Services and Facility Use, with the State of Florida, Department of Health, Orange County Health Department, in the amount of \$77,189.70, for a revised total contract amount of \$383,307.39. ([Community and Family

Services Department Citizens' Commissions for Children Division]
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This item was approved.

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11. [19-445](#) Approval of Amendment No. 1, Contract Y19-2117, Provision of Community Services and Facility Use, with The Children's Home Society of Florida, in the amount of \$114,033.80, for a revised total contract amount of \$435,078.47. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

This item was approved.

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12. [19-446](#) Approval of Amendment No. 2, Contract Y19-2118, Provision of Community Services and Facility Use, with The School Board of Orange County, Florida, in the amount of \$313,380.04, for a revised total contract amount of \$664,375.94. ([Community and Family Services Department Citizens' Commissions for Children Division] Procurement Division)

This item was approved.

IV. WORK SESSION AGENDA

A. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. [19-482](#) Avalon Road Roadway Conceptual Analysis Study. (Transportation Planning Division)

The Board took no action.

2. [19-483](#) Transportation Impact Fee Study - Part 2. (Transportation Planning Division)

The Board took no action.

NON-AGENDA

Mayor Demings asked County Attorney Newton to discuss a request from the County Attorney of Santa Clara County, California. The request is that the Board sign on to an amicus brief in support of upholding the Affordable Care Act. Discussion ensued.

V. RECOMMENDATIONS

1. [19-484](#) March 7, 2019 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the recommendations, with the exception of Case #VA-19-03-010, Dr. Francelis Gonzalez (Appeal-Filed), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

VI. PUBLIC HEARINGS

1. [19-213](#) Municipal Service Benefit Unit

Avalon Park Area Master Roads, amend for streetlighting; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting to include Live/Works Units at Uptown Avalon at Avalon Park Area Master Roads

Location: District 4; Parcel ID (multiple parcels); Multiple Sections, Township 23, Range 32; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner VanderLey, to approve the request as referenced in the staff report. 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

2. [19-214](#) Municipal Service Benefit Unit

Creekstone Area, amend for streetlighting and for retention pond(s) maintenance; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Creekstone Phase 2 at Creekstone Area

Location: District 4; Parcel ID (multiple parcels); Sections 33 and 34, 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: 6 - Mayor Demings, Commissioner VanderLey, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

Absent: 1 - Commissioner Moore

3. [19-215](#) Municipal Service Benefit Unit

Hidden Springs Units 1-3, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Hidden Springs Units 1 - 3

Location: District 1; Parcel ID (multiple parcels); Section 14, Township 23, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report. 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

4. [19-216](#) Municipal Service Benefit Unit

Hidden Springs Unit 5, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Hidden Springs Units 5

Location: District 1; Multiple Sections, Township 23, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. 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

5. [19-217](#) Municipal Service Benefit Unit

Hilltop Reserve Area, amend for streetlighting and for retention pond(s) maintenance; District 2

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Hilltop Reserve Phase 4 at Hilltop Reserve Area

Location: District 2; Parcel ID (multiple parcels); Section 21, Township 21, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to approve the request as referenced in the staff report. 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

6. [19-218](#) Municipal Service Benefit Unit

Lakeshore Preserve Area, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Lakeshore Preserve Phase 5 at Lakeshore Preserve Area

Location: District 1; Parcel ID (multiple parcels); Section 05, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. 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

7. [19-219](#) Municipal Service Benefit Unit

Legado, establish for streetlighting and for retention pond(s) maintenance;
District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Legado

Location: District 1; Section 35, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. 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

8. [19-268](#) Boat Ramp

Scott and Holly Greer, Little Lake Fairview, after-the-fact permit; District 5

Consideration: Request for after-the-fact Boat Ramp Permit to authorize an existing boat ramp, pursuant to Orange County Code, Chapter 15, Section 15-605(d), Article XV, Boat Ramps

Location: District 5, on Little Lake Fairview, located at 4138 Shorecrest Drive; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to approve the after-the-fact Shoreline Alteration/Dredge and Fill Permit (SADF-18-04-010) subject to the conditions of approval listed in the Staff Report; and further, approve the after-the-fact Private Boat Ramp Facility Permit (BR-18-04-000) subject to the 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

and

9. [19-267](#) Shoreline Alteration/Dredge and Fill

Scott and Holly Greer, Little Lake Fairview, after-the-fact permit, SADF # 18-04-010; District 5

Consideration: Request for an After-the-fact Shoreline Alteration/Dredge and Fill Permit SADF # 18-04-010 to authorize an existing seawall; pursuant to Orange County Code, Chapter 15, Section 15-218(d), Article VI, Pumping and Dredging Control

Location: District 5, on property located adjacent to Little Lake Fairview, located at 4138 Shorecrest Drive, Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to approve the after-the-fact Shoreline Alteration/Dredge and Fill Permit (SADF-18-04-010) subject to the conditions of approval listed in the Staff Report; and further, approve the after-the-fact Private Boat Ramp Facility Permit (BR-18-04-000) subject to the 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

10. [19-351](#) Development Plan

Ian McCook, Nvision Development Management Services, River Run at Valencia Planned Development / River Run at Valencia Apartments Development Plan, Case # DP-18-08-257; District 3

Consideration: River Run at Valencia Planned Development / River Run at Valencia Apartments Development Plan, Case # DP-18-08-257 submitted in accordance with Article II of the Orange County Subdivision Regulations; This Development Plan (DP) is a request to construct a 456-bed student housing complex on a total of 12.3 acres; 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 3; property generally located North of State Road 417 / East of North Econlockhatchee Trail; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the 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

11. [19-021](#) Planning and Zoning Commission Appeal

Ivan Matos, Case # RZ-18-11-051, November 15, 2018; District 4
(Continued from January 29, 2019)

Consideration: This request is to consider the rezoning and appeal of the November 15, 2018 Planning and Zoning Commission (PZC) Recommendation of Denial for Rezoning Case # RZ-18-11-051, in the name of Ivan Matos, to rezone 1.63 gross acres from I-1/I-5 (Industrial District) to I-4 (Industrial District), in order to allow for a salvage yard use; pursuant to Orange County Code, Chapter 30.

Location: District 4; generally located on the east side of Wetherbee Road, north of Jetstream Drive, and south of Palmbay Drive; Orange County, Florida (legal property description on file at Planning Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the restrictions listed under the recommendations 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

12. [19-269](#) Planning and Zoning Commission Board-Called

Justin Solitro, Case # RZ-19-01-057, January 17, 2019; District 2

Consideration: Request to consider a rezoning of 5.46 gross acres located at Parcel ID# 02-21-28-8308-00-011 (1007 Votaw Road) from R-1 (Single-Family Dwelling District) (Restricted) to R-1 (Single-Family Dwelling District).

Location: District 2; property located at 1007 Votaw Road; or generally located north of Votaw Road, west of Dominish Estates Drive, south of Wekiva Landing Drive, and east of Via Florence Drive; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Justin Solitro
- Marc Jones
- Les Hess
- Marge Wood
- Sue Viar
- Jim McKillop
- Claire Ludwig
- Andrew Owens
- Victoria Myers Holder
- Carolyn Duncan
- Mike Solitro

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

- Exhibit 1, from Justin Solitro
- Exhibit 2, from Andrew Owens

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

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to continue the public hearing until May 7, 2019, 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

13. [19-004](#) Rezoning

Thomas Daly, Daly Design Group, Inc., Tyson Ranch Planned Development / Land Use Plan Amendment (PD/LUPA), Case # LUP-18-02-056; District 4
(Continued from January 8, 2019, February 26, 2019 and March 26, 2019)

Consideration: Request to rezone 75.29 gross acres from A-2 (Farmland Rural District) to PD (Planned Development District) in order to construct 350 multi-family dwelling units, 330 attached single-family dwelling units, 187,389 square feet of commercial and office uses, and 250 hotel rooms. This request also includes a Master Sign Plan. The request also includes the following waivers from Orange County Code:

1. A waiver from Section 38-79(20)(j) to allow 40' rear to rear townhome building separations within Parcel 4, in lieu of a 60' rear to rear separation for townhome buildings;
2. A waiver from Section 38-79(20)(f) to allow a maximum 50% of buildings to be (4) four units within Parcel 4, in lieu of a maximum 25% of building to be (4) four units;
3. A waiver from Section 38-1258(d) to allow 3-story (45' height) multi-family buildings within parcel 3, in lieu of 3-story and 40' in height;
4. A waiver from Section 38-1258(a) to allow a 3 story (45' height) multi-family building to be located 85' from the east property line of Parcel 3, 65' from the west property line of Parcel 3 abutting the Ward Property PD Parcel 14, and 105' on the west property line of Parcel 3 adjacent to internal PD Parcel 4, in lieu of Multi-family buildings located within one hundred (100) feet of single-family zoned property, as measured from the property line of the proposed multi-family development to the nearest property line of the single-family zoned property, shall be restricted to single story in height;
5. A waiver from Section 38-1258(b) to allow 100% of the multi-family buildings to be 3 story (45' height) to be located 85' from the east property line of Parcel 3, 65' from the west property line of Parcel 3 abutting the Ward Property PD Parcel 14, and 105' on the west property line of Parcel 3 adjacent to internal PD Parcel 4, in lieu of Multi-family buildings located between one hundred plus (100+) feet to one hundred and fifty (150) feet of single-family zoned property shall vary in building height with a maximum of fifty (50) percent of the buildings being three (3) stories (not to exceed forty (40) feet) in height with the remaining buildings being one (1) story or two (2) stories in height;

6. A waiver from Section 38-1258(c) to allow a 3 story (45' height) multi-family building to be located 85' from the east property line of Parcel 3, 65' from the west property line of Parcel 3 abutting the Ward Property PD Parcel 14, and 105' on the west property line of parcel 3 adjacent to internal PD Parcel 4, in lieu of Multi-family buildings located within one hundred and fifty (150) feet of single-family zoned property shall not exceed three (3) stories (40 feet) in height, except as provided in (d) below;
7. A waiver from Section 38-1258(e) to allow parking and other paved areas for multi-family development on parcel 3 to be located ten (10) feet from the east property line adjacent to single-family zoned property line. A (10)-foot landscape buffer shall be provided consistent with Type C landscape buffer requirements, as set forth in Chapter 24 of the Orange County Code, in lieu of parking and other paved areas for multi-family development shall be located at least twenty-five (25) feet from any single-family zoned property. A twenty-five (25)-foot landscape buffer shall be provided consistent with Type C landscape buffer requirements, as set forth in Chapter 24 of the Orange County Code;
8. A waiver from Section 38-1258(f) to allow a 6' high aluminum fence on the east and west property line of Parcel 3, in lieu of a six-foot high masonry, brick, or block wall shall be constructed whenever a multi-family development is located adjacent to single-family zoned property;
9. A waiver from Section 38-1254(1) to allow a 3 story (45' height) multi-family building to be located 85' on the east side of Parcel 3, 65' from the west side of Parcel 3 abutting the Ward PD Parcel 14, and 105' from internal Parcel 4, in lieu of structures in excess of two (2) stories should increase this setback to reflect the additional structural height;
10. A waiver from Section 38-1272(5) to allow a 6 story (75' height) hotel within Parcel 1 north of Pond 10, in lieu of a maximum commercial building height of 50' and 35' within 100' of any residential property;
11. A waiver from Section 38-1603 to allow a 60' non-residential building setback from the center line of Boggy Creek Rd (minor arterial urban) and 40' from the property line whichever is greater, in lieu of a 120' non-residential building setback from the center line of Boggy Creek Rd (minor arterial rural); and
12. A waiver from Section 24-5(3) to allow a 10' landscape buffer on the north and west side of Parcel 2, in lieu of a 15' Type "C" landscape buffer; pursuant to Orange County Code, Chapter 30.

Location: District 4; property generally located South of State Road 417, North of Simpson Road, and West of Boggy Creek Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner VanderLey, to continue the public hearing until April 9, 2019, at 2 p.m. The motion carried by the following vote:

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

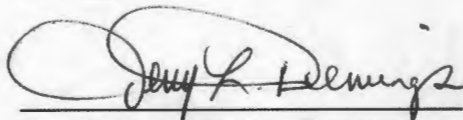
Absent: 1 - Commissioner Moore

√ 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: 3:33 p.m.

ATTEST:

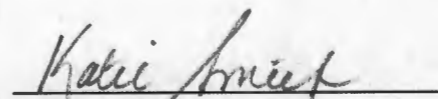

County Mayor Jerry L. Demings

Date: 4/23/19



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.