

Orange County Government

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



Final Meeting Minutes

Tuesday, January 10, 2023

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jerry Demings called the meeting to order at 9:08 a.m.

Present: 7 - Mayor Jerry L. Demings, Commissioner Nicole Wilson, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner Michael Scott

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
Deputy County Administrator Jon Weiss
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Public Works Director Joel Kunkel
Senior Minutes Coordinator Lakela Louis
Minutes Coordinator Megan Fiocco

Invocation - District 5

Pastor Josh Baker, Alive Church

Pledge of Allegiance

Presentation

Proclamation recognizing January as United Against Poverty Month

Presentation

Proclamation recognizing January 13, 2023 as Dr. Martin Luther King Jr. Day

Public Comment

The following persons addressed the Board for public comment:

- Ryan Godfrey
- Cody Hudson
- Crockett Bohannon
- Justin Harvey
- Eric Grimmer
- Kimberly Overton
- Melissa Taylor
- Michelle Mutter
- Gloria Sharlein

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

The Mayor corrected the language for Community and Family Services Item 1, to state "there is no cost to the County general fund"; 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

A. COUNTY MAYOR

1. **23-030** Confirmation of the Mayor's managerial appointment of Jon V. Weiss, P. E. as Deputy County Administrator.
2. **23-031** Approval and execution of Orange County, Florida FY 2023 Grant Agreements with 1) Collegiate Pathways, Inc. in the amount of \$50,000; 2) The School Board of Orange County, Florida in the amount of \$50,000; and 3) University of Central Florida Board of Trustees and University of Central Florida Foundation, Incorporated in the amount of \$65,000 for the period of October 1, 2022 through September 30, 2023 for a total amount of \$165,000. (Innovation and Emerging Technology Office)
3. **23-032** Approval and execution of Orange County, Florida and Central Florida STEM Education Council, Inc. Amendment to FY 2021 Grant Agreement to extend the term of the grant agreement to September 30, 2023. (Innovation and Emerging Technology Office)
4. **23-033** Approval and execution of Orange County, Florida and Aeras Foundation Inc. FY 2022-2023 Grant Agreement and authorization to disburse \$26,260 as provided in the FY 2022-23 adopted budget. (Office of Economic, Trade and Tourism Development)

B. COUNTY COMPTROLLER

1. **23-034** Approval and execution of the minutes of the November 29, 2022 meeting of the Board of County Commissioners (Clerk's Office)
2. **23-035** 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:
 - December 09, 2022, to December 15, 2022; \$62,838,378.20
 - December 16, 2022, to December 21, 2022; \$27,933,971.95

- December 22, 2022, to December 29, 2022; \$136,778,952.72
- December 30, 2022, to January 05, 2023; \$38,202,220.30

(Finance/Accounting)

3. **23-036** Disposition of Tangible Personal Property as follows. (Property Accounting)
- a. Scrap assets.
 - b. Dispose of assets totaled by our third party administrator for their salvage value.
 - c. Sell assets through online auction.
 - d. Offer assets to non-profits.
 - e. Scrap remaining assets.

C. COUNTY ADMINISTRATOR

1. **23-037** Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)
- A. Animal Services Advisory Board: Reappointment of Deputy Sheriff Matthew J. Thorne in the Orange County Sheriff's Office representative category with a term expiring December 31, 2024. Note: Deputy Sheriff Thorne is not an Orange County resident, and his reappointment will require a supermajority (5) vote of the Board of County Commissioners.
- B. Animal Services Classification Committee: Appointment of Deputy First Class Rene Davila to succeed Master Deputy Sheriff Nicholas G. Blazina in the K-9 handler representative category with a term expiring December 31, 2023. Note: Deputy First Class Davila is not an Orange County resident, and his appointment will require a supermajority (5) vote of the Board of County Commissioners.
- C. Arts and Cultural Affairs Advisory Council: Appointment of Frank R. Taylor to succeed Mariah J. Evelyn-Roman in the District 2 representative category with a term expiring June 30, 2024.
- D. Citizens' Commission for Children: Appointment of Natalie A. Houston to succeed Seren Ozoglu in the at large representative category with a term expiring December 31, 2024.
- E. Citizens' Review Panel for Human Services: Appointment of Briana Lewis to succeed Gabriel Rivera Torres and the appointment of Tiffany L. Tommasini and James D. Vanden Bosch, all in the at large member-in-training representative category with terms expiring December 31, 2023.

F. Development Advisory Board: Appointment of Robert A. Bias to succeed Mark D. Thomson in the licensed landscape architect representative category with a term expiring June 30, 2024.

G. Green PLACE Advisory Board: Appointment of Peter D. Clarke in the at large representative category with a term expiring December 31, 2024.

H. Industrial Development Authority: Reappointment of Paul Michelotti in the at large representative category with a term expiring December 31, 2026.

I. International Drive CRA Advisory Committee: Appointment of Carmen K. Petersen to succeed Melanie Becker in the Universal Boulevard Property Owners Association, Inc. representative category with a term expiring January 1, 2024 and the appointment of Christopher Jaskiewicz to succeed Robert Haywood in the International Drive Master Transit and Improvement District representative category with a term expiring January 1, 2025.

2. **23-038** Confirmation of the Mayor's appointment of Commissioner Scott to the Citizens' Commission for Children with a term expiring December 31, 2024 and reappointment of Commissioner Wilson to the Community Action Board with a term expiring December 31, 2026. (Agenda Development Office)
3. **23-039** Confirmation of Mayor Demings' appointment of Michael Arrington as the Mayor's representative on the Planning and Zoning Commission with a term expiring December 31, 2024. (Agenda Development Office)
4. **23-040** Appointment to the Tourist Development Tax Grant Application Review Committee of Jason Lopez in the owner or operator representative category with a term expiring December 31, 2024 and reappointment of Brian Comes in the owner or operator representative category with a term expiring December 31, 2026. (Agenda Development Office)
5. **23-041** Approval and execution of Art in the Chambers Loan and Exhibition Agreement by and between Orange County, Florida and Mär Martinez for the period of January 30, 2023 through May 19, 2023. (Arts and Cultural Affairs Office)
6. **23-042** Approval and execution of A Resolution 2023-B-01 of the Board of County Commissioners of Orange County, Florida approving the issuance by the Orange County Health Facilities Authority of its Hospital Revenue Bonds (Orlando Health Obligated Group), in one or more series over the longest period permitted by and in an aggregate principal amount not to exceed \$1,225,000,000 and the loan of the proceeds thereof to one or more of (i) Orlando Health, Inc., a Florida not-for-profit corporation, (ii) Orlando Health, Central, Inc., a Florida not-for-profit corporation, and (iii) South Lake Hospital, Inc., a Florida not-for-profit corporation. (Health Facilities Authority)

7. **23-043** Approval for the Orange County Sheriff's Office to spend \$2,500 from the FY 2023 Law Enforcement Trust Fund-State Forfeitures for an eligible contribution to the National Latino Peace Officers Association. (Office of Management and Budget)
8. **23-044** Approval for the Orange County Sheriff's Office to spend an additional \$32,500 for L3 Harris NGAL Infrared Illuminator and Designators from the FY 2023 Law Enforcement Trust Fund-Federal Treasury Forfeitures. (Office of Management and Budget)
9. **23-045** Approval of budget amendment #23-07. (Office of Management and Budget)
10. **23-046** Approval of budget transfers #23-0574, #23-0628, and #23C-0032. (Office of Management and Budget)
11. **23-047** Approval of CIP amendment #23C-0032. (Office of Management and Budget)

D. COUNTY ATTORNEY

1. **23-048** Approval of the proposed Agreement and Release in the case of Randall J. Wilke and Michael B. Smith v. Orange County, Florida, Case No. 2013-CA-14153-O.

E. ADMINISTRATIVE SERVICES DEPARTMENT

1. **23-049** Approval of Change Order No 5, Contract Y17-806, EPD Back to Nature Community Rehab Center - INVEST, with Borrelli & Partners Inc in the amount of \$9,918.30, for a revised lump sum contract amount of \$454,046.54. District 4. (Capital Projects Division)
2. **23-050** Approval of Change Order No 3, Contract Y21-7027, Fire Station #40 Restroom Renovation, with Café Construction & Development Inc. in the amount of \$22,721.94, for a revised lump sum contract amount of \$176,352.80. District 2. (Capital Projects Division)
3. **23-051** Approval of Change Order No 4, Contract Y20-712, Michigan Campus Parking Improvements, with Condor Construction Corp in the amount of \$5,805, for a revised lump sum contract amount of \$953,055.78. District 3. (Capital Projects Division)
4. **23-052** Approval of Change Order No 1, Contract Y21-7022, Cooperative Extension Exhibit Hall HVAC Replacement, with Air Mechanical & Service Corporation in the amount of \$83,212.02, for a revised lump sum contract amount of \$500,265.02. District 3. (Capital Projects Division)

5. **23-053** Approval to award Invitation for Bids Y23-101-RC, Term Contract for Orange County Utilities Site Restoration, to the low responsive and responsible bidder, Stage Door II, Inc. The estimated contract award amount is \$4,770,935 for the base year. ([Utilities Department Field Services Division] Procurement Division)
6. **23-054** Approval to award Invitation for Bids Y22-614-AV, Gopher Tortoise Recipient Reservation Site Price for the Utilities Operation Center East and Eastern Water Reclamation Facility Roadway Improvements, to the low responsive and responsible bidder, A + Environmental Restoration, LLC. The total contract award amount is \$210,000. ([Utilities Department Engineering Division] Procurement Division)
7. **23-055** Approval to award Invitation for Bids Y21-720-CH, Shingle Creek Regional Trail Phase 3 (from Orange County/Osceola Line to Town Loop Boulevard), to the low responsive and responsible bidder, Condor Construction, Corp. The total contract award amount is \$6,160,483.63. ([Public Works Department Engineering Division] Procurement Division)
8. **23-056** Approval to award Invitation for Bids Y22-7019-CC, Public Works Silo Replacement at John Young Maintenance Yard, to the sole responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$684,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
9. **23-057** Approval to award Invitation for Bids Y22-7027-MB, YMCA at Hastings Street: Culvert Improvement Project and Utility Relocation, to the low responsive and responsible bidder, Condor Construction, Corp. The total contract award amount is \$599,501. ([Public Works Department Roads and Drainage Division] Procurement Division)
10. **23-058** Approval to award Invitation for Bids Y22-7030-R2, International Drive District Signage and Wayfinding Fabrication and Installation, to the low responsive and responsible bidder, AC Signs, LLC. The total contract award amount is \$1,950,986. ([Planning, Environmental, and Development Services Department Planning Division] Procurement Division)
11. **23-059** Approval to award Invitation for Bids Y22-7032-CC, Bithlo Community Center Fitness Center Addition, to the low responsive and responsible bidder, CIC Construction Group USA, LLC. The total contract award amount is \$992,500. ([Administrative Services Department Capital Projects Division] Procurement Division)
12. **23-060** Approval to award Invitation for Bids Y22-7036-EB, Lake Gandy Water Quality Improvements Phase 2 Magnolia Lakes, to the low responsive and responsible bidder, Carr & Collier, Inc. The total contract award amount is \$1,827,700. ([Planning, Environmental, and Development Services

Department Environmental Protection Division] Procurement Division)

13. **23-061** Approval to award Invitation for Bids Y22-7044-MB, Rose Place Park Playground Replacement, to the low responsive and responsible bidder, CIC Construction Group USA, LLC. The total contract award amount is \$576,500. ([Administrative Services Department Capital Projects Division] Procurement Division)
14. **23-062** Approval to award Invitation for Bids Y23-701-MB, Courthouse Chiller Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$5,568,962. ([Administrative Services Department Capital Projects Division] Procurement Division)
15. **23-063** Approval to award Invitation for Bids Y23-713-R2, East Orange District Park Playground, to the low responsive and responsible bidder, CIC Construction Group USA, LLC. The total contract award amount is \$496,262, inclusive of additive number one. ([Administrative Services Department Capital Projects Division] Procurement Division)
16. **23-064** Approval to award Invitation for Bids Y23-718-ZR, Sheriff's Sector IV Chiller and Roof Top Unit Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$1,329,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
17. **23-065** Approval of Contract Y22-2416, Providing Funding for the Expansion of Services that Improves Family Functioning and Increases Access to Mental Health Services for Youth in Orange County, Federal Subrecipient Agreement between Orange County, Embrace Families Solutions, Inc., in the not-to-exceed amount of \$195,097.86. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)
18. **23-066** Approval of Contract Y23-2000, Entrepreneurship/Financial Programming for Youth Sectors 4 and 5, with 8 Cents in a Jar, Inc., in the total contract award amount of \$600,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
19. **23-067** Approval of Contract Y23-2001, Supportive Services for Children of Incarcerated Parents - Bithlo, with Aspire Health Partners, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
20. **23-068** Approval of Contract Y23-2004, Reading and Math Coaches Sectors 1, 2,

- and 3, with Big Brothers Big Sisters of Central Florida, Inc., in the total contract award amount of \$180,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
21. **23-069** Approval of Contract Y23-2005, Community Based Out of School Programming Sectors 3 and 5, with Capoeira for Tomorrow, Inc., in the total contract award amount of \$600,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
22. **23-070** Approval of Contract Y23-2006, Family Disability Navigator Sectors 2, 3, 4, and 5, with Center for Independent Living in Central Florida, Inc., in the total contract award amount of \$900,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
23. **23-071** Approval of Contract Y23-2007, Suspension Prevention/Intervention Program West, with Central Florida Urban League, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
24. **23-072** Approval of Contract Y23-2008, Reading and Math Coaches Countywide, with City Year, Inc., in the total contract award amount of \$375,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
25. **23-073** Approval of Contract Y23-2010, Early Intervention Summer Camp, with Conductive Education Center of Orlando, Inc., in the total contract award amount of \$450,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
26. **23-074** Approval of Contract Y23-2011, Innovation Programming for Youth District 5, with Conductive Education Center of Orlando, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
27. **23-075** Approval of Contract Y23-2012, Community Based Arts Programming Sectors 1, 2, 3, 4 and 5, with Drums in Recovery, Inc., in the total contract award amount of \$1,125,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
28. **23-076** Approval of Contract Y23-2013, Family Disability Navigator Sector 1, with

- Easter Seals Florida, Inc., in the total contract award amount of \$225,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
29. **23-077** Approval of Contract Y23-2016, Group Parenting and Advocacy Sector 2 and Youth Mentoring Sectors 4 and 5, with Fresh Breath International Worship Center, Inc. dba Boys2Men Mentoring, in the total contract award amount of \$600,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
30. **23-078** Approval of Contract Y23-2017, Entrepreneurship/Financial Programming for Youth Sectors 2 and 3, with Future Leaders of Community Development Corporation, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
31. **23-079** Approval of Contract Y23-2021, Domestic Violence Prevention - East and Domestic Violence Prevention - West, with Harbor House of Central Florida, Inc., in the total contract award amount of \$600,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
32. **23-080** Approval of Contract Y23-2023, Innovation Programming for Youth District 4, with Inspired Innovators, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
33. **23-081** Approval of Contract Y23-2025, Community Based Out of School Programming Sector 2, with New Image Youth Center, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
34. **23-082** Approval of Contract Y23-2031, Innovation Programming for Youth District 2, with Paving the Way Foundation, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
35. **23-083** Approval of Contract Y23-2033, Innovation Programming for Youth District 5, with Red Verses, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
36. **23-084** Approval of Contract Y23-2038, Family Counseling Position in Support of the Winter Park Neighborhood Center for Families, with Stand Up Survivor, Inc., in the total contract award amount of \$225,000 for a three-year term.

([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)

37. **23-085** Approval of Contract Y23-2039, Innovation Programming for Youth District 5, with Stono Institute for Freedom, Justice and Security Corporation, in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
38. **23-086** Approval of Contract Y23-2040, Suspension Prevention/Intervention Program East, with The IMPACT Outreach Ministry of Central Florida, Inc., in the total contract award amount of \$300,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
39. **23-087** Approval of Contract Y23-2045, Innovation Programming for Youth District 2, with 8 Cents in a Jar, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
40. **23-088** Approval of Contract Y23-2046, Innovation Programming for Youth District 6, with Capoeira for Tomorrow, Inc., in the total contract award amount of \$200,000 for a two-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
41. **23-089** Approval of Amendment No. 14, Contract Y7-824, Design Services Texas Avenue Widening Project (South of Oakridge Road to South of Holden Avenue), with Inwood Consulting Engineers, Inc., in the amount of \$181,546.15, for a revised total contract amount of \$1,640,454.74. ([Public Works Department Engineering Division] Procurement Division)
42. **23-090** Approval of Amendment No. 9, Contract Y19-1053-EB, Maintenance of County Owned Stormwater Ponds, with Frank Gay Services, Inc., in the amount of \$181,001.88, for a revised estimated contract amount of \$1,083,071.88. ([Administrative Services Department Facilities Management Division] Procurement Division)
43. **23-091** Approval of Amendment No. 4, Contract Y19-804, Professional Engineering Services for the Final Design of Reams Road (from South of Summerlake Park Boulevard to Taborfield Avenue), with DRMP, Inc., in the amount of \$241,609, for a revised total contract amount of \$3,099,569.24. ([Public Works Department Engineering Division] Procurement Division)
44. **23-092** Approval of Purchase Order M109722, Purchase of Yard Dog Truck, to the low responsive and responsible quoter, Coastal Industrial Equipment LLC, in the total amount of \$132,536. ([Utilities Department Water Reclamation Division] Procurement Division)

45. **23-093** Ratification of Amendment No. 2, Sub-Recipient Agreement, Contract Y22-212, Providing Screening for Young Children Utilizing the Ages and Stages Questionnaire: Social Emotion Second Edition, with Orange County School Readiness Coalition, Inc. dba Early Learning Coalition of Orange County, in the amount of \$139,645, for a revised estimated contract amount of \$279,290. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)
46. **23-094** Approval and execution of County Deed by Orange County and Griffith's, Your Home Solution, Inc. and authorization to perform all actions necessary and incidental to closing for private sale of surplus property 309 E. 15th Street, Apopka, Florida 32703. District 2. (Real Estate Management Division)
47. **23-095** Approval and execution of License Agreement between Orange County, Florida and Christian Service Center for Central Florida, Inc. related to use of Juvenile Assessment Center Parking and authorization for the Real Estate Management Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for Christian Service Center for Central Florida, Inc. at Juvenile Assessment Center 823 W. Central Blvd, Orlando, Florida 32805. Lease File #10196. District 6. (Real Estate Management Division)
48. **23-096** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - East Orange Community Center (CAD) 12050 E. Colonial Dr., Orlando, Florida 32826. Lease File #10180. District 4. (Real Estate Management Division)
49. **23-097** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Hal P. Marston Community Center (CAD) 3933 W D Judge Dr., Orlando, Florida 32808. Lease File #10181. District 6. (Real Estate Management Division)
50. **23-098** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services

benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Holden Heights Community Center (CAD) 1201 20th Street, Orlando, Florida 32805. Lease File #10182. District 6. (Real Estate Management Division)

51. **23-099** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - John Bridges Community Center (CAD) 445 W 13th Street, Apopka, Florida 32703. Lease File #10183. District 2. (Real Estate Management Division)
52. **23-100** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Lila Mitchell Center Clinic (CAD) 5151 Raleigh St., Orlando, Florida 32811. Lease File #10184. District 6. (Real Estate Management Division)
53. **23-101** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Maxey Community Center (CAD) 830 Klondike Ave., Winter Garden, Florida 34787. Lease File #10185. District 1. (Real Estate Management Division)
54. **23-102** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Pine Hills Community Center (CAD) 6400 Jennings Rd., Orlando, Florida 32818. Lease File #10186. District 6. (Real Estate Management Division)

55. **23-103** Approval and execution of License Agreement between Orange County, Florida and From the Heart Charitable Foundation, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for From the Heart Charitable Foundation, Inc. - Taft Community Center (CAD) 9450 S Orange Ave., Orlando, Florida 32824. Lease File #10187. District 3. (Real Estate Management Division)
56. **23-104** Approval and execution of License Agreement between Orange County, Florida and Stop the Violence and Embrace, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for Stop the Violence and Embrace, Inc.- Hal P. Marston Community Center (CAD) 3933 W D Judge Dr., Orlando, Florida, 32808. Lease File #10177. District 6. (Real Estate Management Division)
57. **23-105** Approval and execution of License Agreement between Orange County, Florida and Stop the Violence and Embrace, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for Stop the Violence and Embrace, Inc.- Holden Heights Community Center (CAD) 1201 20th Street, Orlando, Florida, 32805. Lease File #10178. District 6. (Real Estate Management Division)
58. **23-106** Approval and execution of License Agreement between Orange County, Florida and Stop the Violence and Embrace, Inc. related to not-for-profit community center utilization for the provision of services benefitting the public and authorization for the Manager of the Community Action Division to exercise renewal options, and furnish notice, required or allowed by the License Agreement, as needed for Stop the Violence and Embrace, Inc.- John Bridges Community Center (CAD) 445 W 13th Street, Apopka, Florida, 32703. Lease File #10179. District 2. (Real Estate Management Division)
59. **23-107** Approval and execution of Corrective County Deed by Orange County to Central Florida Regional Housing Trust and authorization to disburse funds to pay recording fees and record instrument for Surplus Lot Conveyance for Affordable Housing. District 6. (Real Estate Management Division)
60. **23-108** Approval and execution of County Deed which provides 50 percent interest

to the City of Orlando and 50 percent interest to Orange County for Water Conserve II (Winderlakes Drive) (PN 17335). District 1. (Real Estate Management Division)

F. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **23-109** Approval and execution of First Renewal of Facility and Land Use Agreement between The School Board of Orange County, Florida and Orange County, Florida regarding Head Start Program 2022-2023. There is no cost to the County. The lease will terminate on July 31, 2023. (Head Start Division)

(This item was corrected.)

2. **23-110** Receipt and filing of Head Start Policy Council Program Information and Updates October 2022 and Head Start Policy Council Program Information and Updates November 2022 for the official county record. (Head Start Division)
3. **23-111** Approval and execution of Memorandum of Understanding between Orange County, Florida and City of Apopka, Florida for use of City of Apopka owned and maintained property for the Lake Apopka Connector Recreational Trail. (Parks and Recreation Division)

G. CONVENTION CENTER DEPARTMENT

1. **23-112** Approval of the Tourist Development Tax Sports Incentive Committee's recommendations for sports incentive funding pursuant to the terms and conditions of funding agreements between Visit Orlando and the following applicants, and authorization for Visit Orlando to enter into such agreements as follows: (1) \$134,815 to GOSC as a final installment for the 2026 FIFA World Cup Pursuit; (2) Up to \$1,500,000 to Florida Citrus Sports Events, Inc. to be used as bid fees for the 2023 Florida Cup; (3) \$5,000 per year, totaling \$15,000 over three years, to GOSC to be used as bid fees for the 2023, 2024, and 2025 Arnold Palmer Invitational Junior Gold Tournament Honoring Jim Bell; and (4) \$20,000 to GOSC to be used for contracted labor and equipment rental costs required to host the 2023 NCAA Division II and III Men's and Women's Tennis Championships. (Fiscal and Operational Support Division)

H. HEALTH SERVICES DEPARTMENT

1. **23-113** Approval and execution of Memorandum of Understanding Pursuant to HIPAA by and between Orange County, Florida and Orange County Comptroller and authorization for the Mayor or designee to sign any future amendments.

- 2. **23-114** Approval and execution of the Paratransit Services License for GA Transport N.E.M.T. LLC to provide wheelchair/stretchers service. The term of this license is from January 10, 2023, through January 10, 2025. There is no cost to the County. (EMS Office of the Medical Director)

I. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

- 1. **23-115** 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. (Neighborhood Services Division)

LC 23-0048 LC 23-0044 LC 22-0475 LC 22-0486 LC 23-0003
 LC 22-0445 LC 23-0057 LC 23-0038 LC 23-0029 LC 23-0005
 LC 22-0478 LC 22-0438 LC 23-0009 LC 23-0032 LC 23-0045
 LC 22-0487 LC 22-0474 LC 22-0436 LC 22-0466

- 2. **23-116** Approval of the September 2022 Business Assistance for Neighborhood Corridors (BANC) Program Grant for Florida Quality Homes and Investments, Inc. (\$9,500). District 6. (Neighborhood Services Division)

- 3. **23-117** Approval of the Neighborhood Grants Advisory Board recommendations for December 2022 Neighborhood Beautification Grants for The Sanctuary at Hamlin Homeowners' Association, Inc. (\$10,000), Tuscan Homeowners' Association, Inc. (\$4,000), Woodlands Waterford Lakes Tract (\$3,500), and Arbor Ridge West II (\$10,000) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreements. Districts 1, 4, and 5 (Neighborhood Services Division)

- 4. **23-118** Approval of the Neighborhood Grants Advisory Board's recommendations of the December 2022 Sustainable Communities Grants to Pine Ridge Estates (\$1,500), Silver Oak Homeowners' Association, Inc. (\$5,000), and Spring Village Voluntary Association (\$5,000) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreements. Districts 2 and 3. (Neighborhood Services Division)

- 5. **23-119** Approval and execution of Proportionate Share Agreement for Elysian Luxury Living Avalon Road by and between Elysian Luxury Living, LLC and Orange County for a proportionate share payment in the amount of \$70,160. District 1. (Roadway Agreement Committee)

J. PUBLIC WORKS DEPARTMENT

- 1. **23-120** Authorization to record the plat of Good Chicken. District 1. (Development

Engineering)

2. **23-121** Authorization to record the plat of Harness Acres. District 4. (Development Engineering)
3. **23-122** Approval and execution of Florida Department of Transportation Highway Maintenance Memorandum of Agreement Contract No.: AST44 Financial Project No.: 426022-1-78-04 by and between the Florida Department of Transportation and Orange County. District 1. (Roads and Drainage Division)
4. **23-123** Approval and execution of Resolution 2023-M-01 of the Orange County Board of County Commissioners regarding Certain Services Fees Charged by the Orange County Public Works Department authorizing revisions to the schedule of fees to take effect on January 1, 2023. All Districts. (Traffic Engineering Division)

K. UTILITIES DEPARTMENT

1. **23-124** Approval and execution of Cost-Share Agreement between the St. Johns River Water Management District and Orange County Contract #38153 for construction of a central sanitary sewer system in an amount not-to-exceed \$2,550,000 and authorization for the County Administrator to approve scheduling or other administrative changes and execute minor amendments or other modifications to the agreement which do not affect the total aggregate amount of the budget or intent of the project. District 2. (Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **23-125** Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Orlando Council Agenda Item for the meeting of December 5, 2022. Consideration of the City of Orlando Ordinance No. 2022-64 with Exhibit A (Legal Description), Exhibit B (Map), Street Name Change from Hesse Rd. to Progression Way (Map), Project Analysis, and Orlando Sentinel Notice of Proposed Enactment. Adopted Ordinance 2022-64 entitled: An Ordinance of the City Council of the City of Orlando, Florida, relating to a street name change; renaming "Hesse Road" which is described in the Poitras East N-5 North-Phase II Plat, as recorded in plat book 106, pages 55 and 56, of the public records of Orange County, Florida, generally located between Laureate Boulevard to the north of Orchid Island/Kauai Drive, to "Progression Way;" directing amendments to the

official maps of the City of Orlando, Florida; providing for severability, correction of Scrivener' errors, and an effective date.

b. City of Orlando Council Agenda item for the meeting of December 5, 2022. Consideration of the City of Orlando Ordinance 2022-70 with Exhibit A (Legal Description), Exhibits B, C, and D (Future Land Use and Zoning Maps), City of Orlando Fiscal Impact Statement and Orlando Sentinel Notice of Proposed Enactment. Ordinance 2022-70 entitled: An Ordinance of the city council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located north of Barley Street, south of Edgemoor Street, east of S. Fanfair Avenue, west of S. Ivey Lane, and comprised of 1.85 acres of land, more or less, and amending the city's boundary description; amending the city's adopted growth management plan to designate the property as office-low intensity on the city' s official future land use maps; designating the property as low intensity office residential on the city's official zoning maps; providing for amendment of the city's official future land use and zoning maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

c. St. Johns River Water Management District, 2023 Governing Board Meeting Schedule.

d. City of Winter Garden Ordinance 22-37 with Attachment A (Legal Description), and Attachment B (Location Map). Ordinance 22-37 entitled: An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 0.71 ± acres located at 958 Tildenville School Road, west of Tildenville School Road, east of Lake Brim Drive, south of Civitas Way, and north of Brick Road into the City of Winter Garden, Florida; redefining the City boundaries to give the City jurisdiction over said property; providing for severability; providing for an effective date.

e. Avalon Groves Community Development District, Letter of Support for the Timely Completion of Flemings Road connection to Sawgrass Bay Boulevard.

f. Florida Public Service Commission Order Approving Duke Energy Florida, LLC's Energy Bill + Program. In re: Petition for approval of new my energy bill + program with income qualified component, by Duke Energy Florida, LLC.

g. Florida Public Service Commission Order Approving Duke Energy Florida, LLC's rate reductions associated with the Inflation Reduction Act of 2022. In re: Petition for limited proceedings to approve rate reductions associated with the Inflation Reduction Act of 2022, by Duke Energy Florida, LLC.

These items were received and filed.

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. **23-126** Selection of one firm and two ranked alternates to provide Orange County Corrections Electronic Mail Delivery System for Inmates and Other Related Services, Request for Proposals Y22-1010-AV, from the following three firms, listed alphabetically:

- Global Tel Link Corporation dba Viapath Technologies
- SCRS Acquisition Corporation dba Securus Technologies, LLC
- Smart Communications Holding, Inc.

([Corrections Department Inmate Administrative Services Division]
Procurement Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to appoint Smart Communications Holdings, Inc., 440 points, as the selected firm; and further, appoint Global Tel Link Corporation dba Viapath Technologies, 308 points, and SCRS Acquisition Corporation dba Securus Technologies, LLC, 304 points as the selected alternates. The motion carried by the following vote:

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

2. **23-127** Selection of one firm and an alternate to provide Design Services for the Orange County Convention Center North South Building Exhibit Halls Operable Partition Upgrades, Request for Proposals Y23-800-RC, from the following two firms, listed alphabetically:

- Helman Hurley Charvat Peacock/Architects, Inc.
- KMF Architects

([Convention Center Facilities Operations Division] Procurement Division)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to appoint KMF Architects, 433.33 points, as the selected firm; and further, appoint Helman Hurley Charvat Peacock/Architects, Inc., 368.25 points as the selected alternate. The motion carried by the following vote:

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

B. COUNTY ADMINISTRATOR

- 1. **23-128** Nomination of an Orange County representative to the Library Board of Trustees with a term effective January 10, 2023 and expiring December 31, 2026. (Agenda Development Office)

The following nominations were presented:

Commissioner Wilson nominated Maria Guerrero.

Commissioner Uribe nominated Sharon Smoley.

AYE vote cast by voice vote for Maria Guerrero as follows: Commissioner Wilson, and Commissioner Bonilla.

NAY vote cast by voice vote for Maria Guerrero as follows: Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Scott.

Maria Guerrero did not received the majority vote to be appointed to the Library Board of Trustees.

AYE vote cast by voice vote for Sharon Smoley as follows: Mayor Demings, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott.

NAY vote cast by voice vote for Sharon Smoley as follows: Commissioner Wilson.

Sharon Smoley received the majority vote to be appointed to the Library Board of Trustees; no further votes were cast.

Adjourned as the Orange County Board of County Commissioners and convened as the Orange County Library District Governing Board

- 2. **23-129** Appointment of an Orange County representative to the Library Board of Trustees with a term effective January 10, 2023 and expiring December 31, 2026

-and-

Approval of the February 8, July 14, September 12, and September 27, 2022 meeting minutes of the Library District Governing Board. (Agenda Development Office)

Adjourned as the Orange County Library District Governing Board and reconvened as the Orange County Board of County Commissioners

The Orange County Board of County Commissioners took no action. Refer to the Orange County Library District Governing Board Minutes appended to Legislative File 23-129, for action taken by the Orange County Library District Governing Board.

3. 23-130 Appointment to the Apopka Community Redevelopment Agency.

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to appoint Linda Voll to serve as the Apopka Community Redevelopment Agency. The motion carried by the following vote:

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

4. 23-131 Reappointment to the Maitland Community Redevelopment Agency Advisory Board.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to reappoint Edna Morris to the Maitland Community Redevelopment Agency Advisory Board. The motion carried by the following vote:

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

C. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. 23-132 Local Strategies to Increase Housing Supply.

The Board took no action.

IV. RECOMMENDATIONS

1. 23-133 December 1, 2022 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to approve the recommendations, with the exception of Case # SE-23-01-138, Bob Chopra For Blue Sky Towers, (Appeal), 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 Wilson, Commissioner Moore, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

Absent: 1 - Commissioner Uribe

2. 23-134 December 15, 2022 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Moore, 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 Scott

V. PUBLIC HEARINGS

A. Petition to Vacate

1. **22-1400** Case # PTV-22-07-016

M. Rebeca Wilson, on behalf of Collegiate Square Tech Center, LLC, vacate a utility easement; District 5

Consideration: Resolution granting Petition to Vacate # 22-07-016, vacating a 10 foot wide by 15 foot long utility easement located along the south property line of a commercial property containing a total of 150 square feet.

Location: District 5; The parcel address is 3900 N. Alafaya Trail; S10/T22/R31; Orange County, Florida (legal property description on file)

The following person addressed the Board: Joe Kovacs.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to approve the request listed in the staff report dated January 10, 2023. The motion carried by the following vote:

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

2. **23-013** Case # PTV-21-02-008

H. Fred Dietrich on behalf of H. Fred Dietrich III Life Estate and Forde Fletes, vacate a portion of an unopened and unimproved right-of-way; District 5

Consideration: Resolution granting Petition to Vacate # 21-02-008, vacating a portion of a 30 foot wide unopened and unimproved right-of-way known as 1st Street and a portion of a 15 foot wide unopened and unimproved right-of-way known as 17th Avenue, located within the Bithlo subdivision, containing a total of approximately 0.27 acres.

Location: District 5; One parcel address is 17685 18th Street and the other parcels are unaddressed; S22/T22/R32; Orange County, Florida (legal property description on file)

The following person addressed the Board: Hue Fred Dietrich.

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to approve the request listed in the staff report dated January 10, 2023. The motion carried by the following vote:

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

B. Shoreline Alteration/Dredge and Fill

3. 23-004 Case # SADF-22-03-008

Hidden Oaks Condominium Association, Inc., permit; District 5

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 22-03-008 to authorize maintenance dredging of an existing canal on the properties located at Riverview Way, Cedar Creek Court, and Cedar Springs Place, Winter Park, FL 32792, pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredging Control

Location: District 5; generally located at Riverview Way, Cedar Creek Court, and Cedar Springs Place, Winter Park, FL 32792; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-22-03-008) subject to the twenty-four (24) conditions of approval listed in the staff report dated November 30, 2022. The motion carried by the following vote:

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

C. Board of Zoning Adjustment Board-Called

4. 23-005 Case # VA-22-08-060

Michael Miles for Orlando Commerce Center, November 3, 2022; District 6

Consideration: Request for Variances in the Restricted I-1/ I-5 zoning district to allow the construction of warehouses as follows: 1) To allow a maximum building height of 49 ft. in lieu of 35 ft. within 100 feet of any residential use or district. 2) To allow an east setback buffer yard of 25 ft. in lieu of 50 ft. abutting any residential zoning district.

Location: District 6; property located at 5410 Old Winter Garden Road, Orlando, Florida 32811; Orange County, Florida (legal property description on file in Zoning Division)

The following person addressed the Board: Jacqueline Parkinson.

A motion was made by Commissioner Scott, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the four (4) conditions of approval listed under the Board of Zoning Adjustment recommendation in the staff report dated December 19, 2022. The motion carried by the following vote:

Aye: 4 - Commissioner Moore, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

Nay: 3 - Mayor Demings, Commissioner Wilson, and Commissioner Uribe

E. Preliminary Subdivision Plan

6. 22-1395 Case # PSP-22-03-087

Adam Smith, VHB, Inc., The Grow Planned Development - Regulating Plan / The Grow - Parcels F1 & F2 Preliminary Subdivision Plan; District 5
(Continued from November 29, 2022)

Consideration: The Grow Planned Development - Regulating Plan / The Grow - Parcels F1 & F2 Preliminary Subdivision Plan, Case # PSP-22-03-087, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This request is to subdivide 732.52 acres in order to construct 1,070 single-family detached residential dwelling units and 122 single-family attached residential dwelling units. In addition, a waiver from Orange County Code Section 34-152(c) is requested to allow lots to front a meadow, park, open space, etc., instead of a County roadway.

Location: District 5; property generally located north of East Colonial Drive / East of Chuluota Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Dwight Saathoff
- James McKnight
- Chris Barns
- Diana Schmuck
- Adam Smith

A motion was made by Commissioner Bonilla, seconded by Commissioner Scott, to accept the findings and recommendation of the Environmental Protection Division staff; further, approval of Conservation Area Impact Permit CAI-22-03-023 for The Grow (North) Planned Development, subject to the thirty (30) conditions of approval listed in the staff report dated November 30, 2022; further, make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the fifty-one (51) conditions of approval listed under the Development Review Committee Recommendation in the staff report dated December 8, 2022; and further, approve modified condition of approval #9. The motion carried by the following vote:

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

Nay: 1 - Commissioner Wilson

And

D. Conservation Area Impact**5. 22-1336 Case # CAI-22-03-023**

Banksville of Florida, Inc. and Nivesa of Florida, Inc.; The Grow; permit;
District 5 (Continued from November 29, 2022)

Consideration: A request for a Conservation Area Impact (CAI) permit to impact wetlands in order to construct portions of a development known as The Grow (North).

Location: District 5; property located at 2513 S. Tanner Road and 16562 Lake Pickett Road, Orlando, FL 32820; Orange County, Florida (legal property description on file in Planning Division)

Revised Condition of Approval #9:

9. If it is determined by the County's Floodplain Administrator that any portion of the property lies within the 100-year flood zone, then prior to filling within the 100-year flood zone, a flood plain permit shall may be required from—the Orange County Stormwater Management Division authorizing the fill.—

This public hearing was approved.

E. Preliminary Subdivision Plan**7. 23-001 Case # PSP-19-11-378**

Adam Smith, VHB, Inc., Waterleigh Planned Development / Phase 5
Preliminary Subdivision Plan; District 1

Consideration: Waterleigh Planned Development / Phase 5 Preliminary Subdivision Plan, Case # PSP-19-11-378, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 172.28 gross acres in order to construct 9 single-family residential dwelling units and 15 future tracts and infrastructure. In addition, a waiver from Orange County Code Section 38-1384 (i)(4) is requested to allow lots greater than 50' in width that front neighborhood squares and parks (lots 1-4, 7-9) to be front loaded in lieu of having access from a rear alley or from a rear-yard garage.

Location: District 1; property generally located West of Intersection of CR 545 and Flamingo Crossing Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Adam Smith.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the thirty-four (34) conditions of approval listed under the Development Review Committee Recommendation in the staff report dated December 8, 2022. The motion carried by the following

vote:

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

Absent: 1 - Commissioner Bonilla

8. 23-002 Case # PSP-21-12-378

Dwight Saathoff, Project Finance & Development, LLC, Shenandoah Reserve Planned Development / Shenandoah Reserve Preliminary Subdivision Plan; District 3

Consideration: Shenandoah Reserve Planned Development / Shenandoah Reserve Preliminary Subdivision Plan, Case # PSP-21-12-378, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 11.31 acres in order to construct 90 single-family attached residential dwelling units.

Location: District 3; property generally located South of Pershing Avenue / West of South Goldenrod Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Dwight Saathoff.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the twenty-four (24) conditions of approval listed under the Development Review Committee Recommendation in the staff report dated December 8, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

F. Land Use Plan Amendment

9. 23-012 Case # LUPA-22-02-057

John Herbert, P.E., American Civil Engineering Co., Southwick Commons PD; District 3

Consideration: A request to rezone 0.93 acres from R-1A (Single Family Dwelling District) to PD (Planned Development District) and incorporate the property into the previously approved Southwick Commons Senior Housing PD. Additionally, the request will change the development program for the entire PD from 124 senior (multi-family) housing units to 72 townhome units, and to change the name to the Southwick Commons PD; pursuant to Orange County Code, Chapter 30.

Location: District 3; property generally located east of Goldenrod Road and south of Lake Underhill Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until March 7, 2023, at 2 p.m.. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

G. Substantial Change

10. 23-007 Case # CDR-22-08-275

Applicant: Brent A. Lenzen, Kimley-Horn and Associates, Inc., Kingsland Grande Planned Development / Land Use Plan (PD/LUP), amend plan; District 1

Consideration: Substantial change request to add a Master Sign Plan and request two (2) waivers from Orange County Code to allow a maximum impervious surface ratio of 75% in lieu of 70%. and to allow a total of 4,477 square feet of copy area for combined signs 3c, 3d, 3e, 3f, 3g and 3h in lieu of the 200 square feet allowable; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property generally located northwest of the Lake Street and Regency Village Drive intersection; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Brent Lenzen.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated December 15, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

11. 23-02 Case # CDR-22-07-259

Abdul Alkadry, P.E, Harris Civil Engineers, LLC, Vineland Pointe Planned Development (PD), amend plan; District 1

Consideration: A PD substantial change to request a waiver from Orange County Code Section 38-1476(a) to allow for a parking ratio of 4.61 spaces /1000 sq. ft. in lieu of 5 spaces /1000 sq. ft. for a shopping center greater than 50,000 sq. ft. of gross floor area; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1, property generally located north of Lake Street, south of Lake Willis Drive, and east of Interstate 4; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Abdul Alkadry.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated December 15, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

12. 23-009 Case # CDR-22-08-289

Jenny Baez, Bowman Consulting Group, S.R. 535 - Meadow Creek
Walgreens Planned Development (PD), amend plan; District 1

Consideration: A PD substantial change to request a waiver from Orange County Code Section 38-1287(2) to allow a ten (10) feet side setback from the south and north property line in lieu of a thirty (30) feet minimum side setback for Lot 2 of the PD; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1, property generally located North of Vistana Center Drive / West of State Road 535; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jenny Baez.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated December 15, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

13. 23-142 Case # CDR-22-08-282

Applicant: Donald W. McIntosh Associates, Inc., Isleworth - Four Corners
Planned Development (PD) Land Use Plan (PD/LUP), amend plan; District
1

Consideration: Substantial change request to modify the Planned Development to allow for a waiver from Orange County Code Section 38-1254(2)e to reduce the front yard setback to 10 feet in lieu of 20 feet for Lot 17 of Phase 2; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property located at 4912 Aviva Garden Court; generally located at the

northwest corner of the Aviva Garden Court and Isleworth Gardens Drive intersection; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: John Townsend.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated December 20, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

14. 23-011 Case # CDR-21-12-390

Jose Antonio Robles Jr., R & J Retail Construction Services, LLC, Lake Sherwood Planned Development / Land Use Plan (PD / LUP), amend plan; District 6

Consideration: A Planned Development substantial change to create Parcel E1 out of Parcel E. The proposal is to change the land use designation for Parcel E1 from commercial to residential to allow for the development of nine (9) single family units in some combination of duplexes and triplexes. No waivers are associated with this request; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 6; property located at 7648 Balboa Drive; or generally located on the southeast corner of Lake Sherwood Dr. and Balboa Dr.; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Alex Figueroa.

A motion was made by Commissioner Scott, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the thirteen (13) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated December 15, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

H. Ordinance

15. 23-014 Amending Orange County Code, Chapter 23, Article III, pertaining to Fire/Rescue Services Impact Fee; All Districts

Consideration: An Ordinance amending the Orange County Fire/Rescue Services Impact Fee

Ordinance Codified at Article III, Chapter 23, of the Orange County Code; providing for updated and increased Fire/Rescue Services Impact Fees; providing an effective date and directing the Clerk of the Board to publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Fire/Rescue Services Impact Fees, with annual indexing.

The following person addressed the Board: Nilgun Kamp.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the comprehensive plan; further, adopt Ordinance 2023-01 amending the Orange County Fire/Rescue Services Impact Fee Ordinance Codified at Article III, Chapter 23, of the Orange County Code; providing for updated and increased Fire/Rescue Services Impact Fees; providing an effective date, and directing the Clerk of the Board to publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Fire/Rescue Services Impact Fees, with annual indexing; and further, authorize staff to correct any scrivener's errors in the ordinance. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

16. 23-015 Amending Orange County Code, Chapter 23, Article II, pertaining to Law Enforcement Impact Fee; All Districts

Consideration: An Ordinance amending the Orange County Law Enforcement Impact Fee Ordinance Codified At Article II, Chapter 23, of the Orange County Code; providing for updated and increased Law Enforcement Impact Fees; providing an effective date and directing the Clerk of the Board to Publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Law Enforcement Impact Fees, with annual indexing.

The following person addressed the Board: Nilgun Kamp.

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, adopt Ordinance 2023-02 amending the Orange County Law Enforcement Impact Fee Ordinance Codified at Article II, Chapter 23, of the Orange County Code; providing for updated and increased Law Enforcement Impact Fees; providing an effective date, and directing the Clerk of the Board to publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Law Enforcement Impact Fees, with annual indexing; and further, authorize staff to correct any scrivener's errors in the ordinance. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

17. 23-016 Amending Orange County Code, Chapter 23, Article VI, pertaining to Parks and Recreation Impact Fee; All Districts

Consideration: An Ordinance amending the Orange County Parks And Recreation Impact Fee

Ordinance Codified At Article VI, Chapter 23, of the Orange County Code; providing for updated Parks And Recreation Impact Fees, including increased Parks And Recreation Impact Fees in all Land Use Categories; providing an effective date and directing the Clerk of the Board to publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Parks And Recreation Impact Fees, with annual indexing.

The following person addressed the Board: Nilgun Kamp.

A motion was made by Mayor Demings, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; further, adopt Ordinance 2023-03 amending the Orange County Parks and Recreation Impact Fee Ordinance Codified at Article VI, Chapter 23, of the Orange County Code; providing for updated and increased Parks and Recreation Impact Fees in all Land Use Categories; providing an effective date, and directing the Clerk of the Board to publish a timely notice stating that the Board has adopted this Ordinance Imposing Increased Parks and Recreation Impact Fees, with annual indexing; and further, authorize staff to correct any scrivener's errors in the ordinance. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

I. Ordinance/Comprehensive Plan – Adoption of Regular Cycle Staff-Initiated Text Amendment and Ordinance

18. 23-021 Adoption of Regular Cycle Staff-Initiated Comprehensive Plan Text Amendment 2022-2-B-FLUE-7 and Ordinance

a. Amendment: 2022-2-B-FLUE-7

Consideration: Text and map amendments to the Future Land Use Element and Future Land Use Map Series of the Comprehensive Plan implementing the recommendations of the Boggy Creek Small Area Study, including establishing the Boggy Creek USA Expansion Area to the Urban Service Area (USA) boundary, adding Map 5a, Boggy Creek USA Expansion Area to the Future Land Use Map Series, and adopting guidelines and principles for Future Land Use Map (FLUM) amendments and development within the USA expansion area. The text and map amendments also create the Orlando-Kissimmee Farms Rural Residential Enclave and add Map 25(e), Orlando-Kissimmee Farms Rural Residential Enclave, to the Future Land Use Map Series.

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 amendment pursuant to Section 163.3184(3), Florida Statutes, for the 2022 calendar year (Second Cycle); and providing an effective date.

The following person addressed the Board: Eric Grimmer.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding that Amendment 2022-2-B-FLUE-7 is consistent with the Comprehensive Plan; further, adopt Amendment 2022-2-B-FLUE-7 with the following revisions: Revision to Map 5(a) to remove the City of Orlando Parcels and the Bennett Place PD Parcels from the Boggy Creek Expansion Area as presented, and revision to Map 25(e) to remove the parcels east of Hidden Trail Road as presented; and further, determine that the amendment is in compliance, and adopt Ordinance 2023-04. The motion carried by the following vote:

Aye: 5 - Mayor Demings, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

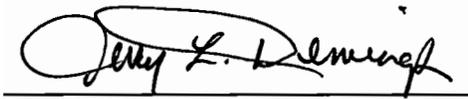
Absent: 2 - Commissioner Wilson, and Commissioner Moore

√ **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>.

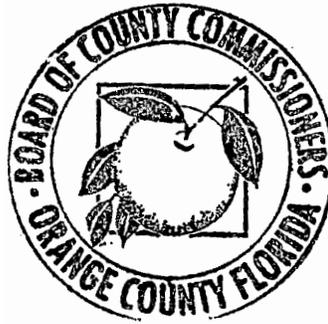
ADJOURNMENT: 5:26 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: February 7, 2023



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.