

# Orange County Government

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



## Final Meeting Minutes - Final

**Tuesday, March 21, 2023**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

County Mayor Jerry L. Demings called the meeting to order at 9:11 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  
Deputy County Attorney Joel Prinsell  
Public Works Director Joseph Kunkel  
Assistant Deputy Clerk Jennifer Lara-Klimetz  
Minutes Supervisor Craig Stopyra  
Minutes Coordinator Megan Fiocco

**Invocation - District 3**

Pastor Eliud Saldaña, Centro Cristiano Restauración

**Pledge of Allegiance****Presentation**

Proclamation recognizing March 27, 2023 as International Day of Multilingualism

**Presentation**

Proclamation recognizing April as Water Conservation Month

**Public Comment**

The following persons addressed the Board during public comment:

- Nelson Betancourt
- Cara Blanco
- Danni Adams
- Ella Wood
- David Maldonado
- Paula Contreras
- Berbeth Foster
- Unaldo Vieira De Sousa
- Felipe Sousa Lazaballet

- Andrea Almeida
- Nattacha Wyllie
- Coyuca Jones
- Ericka Gomez Tejeda
- Stephanie Lodono (phonetic)
- Moises Cruz
- Gerardo De Jesus
- Yhosolin Andade
- Anna Alvez-Lazaro

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

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor corrected County Administrator Item 3, to remove the reappointment of Michael Hudkins; further, deleted Health Services Department Item 3; further, deferred action on Planning, Environmental, and Development Services Department Item 5; 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. **23-469** Confirmation of the Mayor's managerial appointment of Amy Hunziker as Manager I, Professional Services/CCD, Corrections Department.
2. **23-470** Approval and execution of Orange County, Florida and Rollins College Crummer Center for Advanced Entrepreneurship FY 2023 Grant Agreement authorizing the disbursement of \$95,000 as provided in the FY 2022-23 adopted budget. (Office of Economic, Trade and Tourism Development)
3. **23-472** Approval and execution of Orange County, Florida and GROWFL Inc. FY 2023 Grant Agreement authorizing the disbursement of \$35,937 as provided in the FY 2022-23 adopted budget. (Office of Economic, Trade and Tourism Development)
4. **23-473** Approval and execution of Orange County, Florida and Orlando Economic Partnership, Inc. Amendment to Agreement for Branding and Marketing to extend the term to September 30, 2023 and authorizing the disbursement of \$500,000 as provided in the FY 2022-23 adopted budget. (Office of Economic, Trade and Tourism Development)

5. 23-474 Approval and execution of Orange County, Florida and For Inspiration and Recognition of Science and Technology (FIRST). FY 2023 Grant Agreement authorizing the disbursement of \$60,000 as provided in the FY 2022-23 budget. (Innovation and Emerging Technology Office)
6. 23-475 Approval and execution of Orange County, Florida and Florida Photonics Cluster Amendment to FY 2022 Grant Agreement to extend the term of the grant agreement to September 30, 2023. (Innovation and Emerging Technology Office)

#### B. COUNTY COMPTROLLER

1. 23-476 Approval and execution of the minutes of the February 21, 2023 meeting of the Board of County Commissioners. (Clerk's Office)
2. 23-477 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 3, 2023, to March 9, 2023; \$63,085,151.66
  - March 10, 2023, to March 16, 2023; \$29,847,292.04

(Finance/Accounting)

#### C. COUNTY SHERIFF

1. 23-478 Approval and execution of Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award Agreement for Award Title: C-8C205; Community Relations At Risk Youth Program in the amount of \$33,789.50, for the period of October 1, 2022 through September 30, 2023. No matching funds are required.

#### D. COUNTY ADMINISTRATOR

1. 23-479 Confirmation of the appointment of Tamaira Rivera as the District 5 representative on the Membership and Mission Review Board with a term expiring December 31, 2024. (Agenda Development Office)
2. 23-480 Confirmation of Commissioner Bonilla's appointment of Catherine Weeden to the Lake Killarney Advisory Board with a term expiring December 31, 2024. (Agenda Development Office)
3. 23-481 Confirmation of the County Mayor's staff reappointments for the second and third quarters, (January - March/April - June) FY 2022-2023. (Human Resources Division)  
Aker, Ralphetta, Manager, Fiscal and Operational Support, Public Works

Avellaneda, Eduardo, Manager, Roads and Drainage, Public Works  
Avery, Lauraleigh, Division Chief, Emergency Management, Fire Rescue  
Banks, Daniel, Deputy County Administrator, County Administration  
Brooks, Byron, County Administrator, County Administration  
Brown, Yolanda, Manager, Fiscal and Operational Support, Community and Family Services  
Clemente, Hector, Manager, Facility Operations, Convention Center  
Fitzgerald, James, Director, Fire Rescue  
Glasser, Mitchell, Manager, Housing and Community Development, Planning, Environmental, and Development Services  
Goodrich, John, Deputy Director, Health Services  
Gregory, David, Manager, Solid Waste, Utilities  
Harrison, Steve, Manager, Mosquito Control, Health Services  
~~Hudkins, Michael, Manager, Water Reclamation, Utilities~~  
Johnson, Carla Bell, Deputy County Administrator, County Administration  
Knowlton, Reed, Manager, Fiscal and Operational Support, Administrative Services  
Kulikowski, Anne, Director, Administrative Services  
Leeming Kenneth, Division Manager, Highway Construction, Public Works  
Long, Laurie, Manager, Security Operations, Corrections  
Lowery, Andrea, Manager, Fiscal and Operational Support, Corrections  
Mathes, Carrie, Manager, Procurement, Administrative Services  
Moreau, Jennifer, Manager, Zoning, Planning, Environmental, and Development Services  
Mudd, Crystal, Manager, Capital Planning and Building Systems, Convention Center  
Mudrak, Dale, Manager, Development Engineering, Public Works  
Muhammad IX, Malik, Manager, Corrections  
Nastasi, Renzo, Manager, Transportation Planning, Planning, Environmental, and Development Services  
Newton, Jeffrey, County Attorney, County Attorney's Office  
Petersen, Kurt, Director, Office of Management and Budget, Administration and Fiscal Services  
Pino, Raul, Director, Health Services  
Prinsell, Joel, Deputy County Attorney, County Attorney's Office  
Reynolds, Jason, Manager, Neighborhood Services, Planning, Environmental, and Development Services  
Rios, Anthony, Deputy Director, Fire Administration, Fire Rescue  
Schwarz, Pamela, Manager, Regional History Center, Community and Family Services  
Skraban, Scott, Manager, Fiscal and Operational Support, Planning, Environmental, and Development Services  
Stephany, Joshua, Medical Examiner, Health Services  
Suedmeyer, Matthew, Manager, Parks and Recreation, Community and Family Services

Tester, Mark, Executive Director, Convention Center  
Torres, Eduardo, Director, Utilities  
Wajda, Michael, Deputy Director, Fire Operations, Fire Rescue  
Westmoreland, John, Division Chief, Fire Rescue  
White Jr., Isiah, Manager, Guest and Facility Security, Convention Center  
Wolfe, Lindy, Manager, Utilities Engineering, Utilities  
Wyche, Donna, Manager, Mental Health and Homeless Issues, Community and Family Services

(This item was corrected.)

4. **23-482** Approval for the Orange County Sheriff's Office to spend \$174,500 for Rapid ID Scanners from the FY 2023 Law Enforcement Trust Fund-Federal Treasury Forfeitures. (Office of Management and Budget)
5. **23-483** Approval for the Orange County Sheriff's Office to spend \$5,000 from the FY 2023 Law Enforcement Trust Fund-State Forfeitures for eligible contributions to the National Alliance on Mental Illness of Greater Orlando (\$2,500), and Autism Society of Greater Orlando (\$2,500). (Office of Management and Budget)
6. **23-484** Approval of budget amendments #23-30 and #23-31. (Office of Management and Budget)
7. **23-485** Approval of budget transfer #23-0875 and #23C-0067. (Office of Management and Budget)
8. **23-486** Approval of CIP amendment #23C-0067. (Office of Management and Budget)

#### **E. COUNTY ATTORNEY**

1. **23-487** Approval of proposed revisions to: Administrative Regulation Nos.: 9.01, titled "Contract Negotiation Procedures," 9.01.10, titled "Continuing Contracts for Engineering, Architectural, Surveying and Mapping, and/or Landscape Architectural Services," and 9.01.13, titled, "Procedures for Competitive Proposal Awards."
2. **23-488** Approval of proposed revisions to Administrative Regulation 11.09, titled "Delegation of Limited Authority to Execute Agreements Relating to Animal Services."
3. **23-489** Approval of proposed revisions to Administrative Regulation 7.13.02, titled "Employee and Volunteer Service Awards and Recognition."
4. **23-490** Approval and execution of Resolution 2023-M-12 of the Orange County Board of County Commissioners regarding approval of a form Rescue

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Agreement relating to the Animal Services Division.

#### F. ADMINISTRATIVE SERVICES DEPARTMENT

1. **23-491** Approval to award Invitation for Bids Y22-1009-RM, Aerator Cleaning, to the low responsive and responsible bidder, Cloud 9 Services Group, LLC. The estimated contract award amount is \$327,600 for a three-year term. ([Utilities Department Water Operations Division] Procurement Division)
2. **23-492** Approval to award Invitation for Bids Y23-121-KS, OEM Dodge/RAM Parts, to the sole responsive and responsible bidder, Orlando Cars One, LLC dba Orlando Chrysler Dodge Jeep Ram. The estimated contract award amount is \$430,800 for a three-year term. ([Administrative Services Department Fleet Management Division] Procurement Division)
3. **23-493** Approval to award Invitation for Bids Y23-730-GO, Tax Collector Downtown Office Modifications, to the low responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$845,000, inclusive of Additive No. 1. ([Administrative Services Department Capital Projects Division] Procurement Division)
4. **23-494** Approval to award Invitation for Bids Y23-738-RC, Orange County Clerk of Courts Apopka and Ocoee Branch Security Upgrades, to the low responsive and responsible bidder, CORE Engineering & Construction, Inc. The total contract award amount is \$415,761.26, including Additives No. 1 and 2. ([Administrative Services Department Capital Projects Division] Procurement Division)
5. **23-495** Approval to award Invitation for Bids Y23-743-MB, Orange County Convention Center Campus Roadway, and Parking Improvements, to the low responsive and responsible bidder, Hubbard Construction Company. The total contract award amount is \$10,393,155.04 inclusive of Additives No. 1, 2, 3, and 4. ([Convention Center Facilities Operations Division] Procurement Division)
6. **23-496** Approval to award Invitation for Bids Y23-746-CR, Emergency Chase Road Bridge Maintenance and Rehabilitation, to the low responsive and responsible bidder, Proshot Concrete Inc. The total contract award amount is \$1,222,221. ([Public Works Department Roads and Drainage Division] Procurement Division)
7. **23-497** Approval to award Invitation for Bids Y23-767-CR, Emergency Orange County Convention Center Remote Warehouse and OCTV HVAC Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$1,627,000. ([Convention Center Facilities Operations Division] Procurement Division)

8. **23-498** Approval to Purchase Renewals of All Lines of Commercial Insurance Coverage under Contract Y20-1061, Insurance Broker and Consultant Services, with Arthur J. Gallagher Risk Management Services, Inc. for premiums not-to-exceed \$8,868,550. ([Administration and Fiscal Services Risk Management and Professional Standards Division] Procurement Division)
9. **23-499** Approval of Contract Y23-1008, Ryan White Part A Planning Council Support, with Heart of Florida United Way, in the total contract award amount of \$300,000 for a one-year term. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
10. **23-500** Approval of Contract Y23-202, Supporting a Variety of Law Enforcement Related Initiatives That Will Enhance Essential County Services, Federal Subrecipient Agreement Between Orange County, Florida and Orange County Sheriff's Office, Florida, in the not-to-exceed amount of \$104,510. ([Fire Rescue Department Office of Emergency Management Division] Procurement Division)
11. **23-501** Approval of Contract Y23-2032, Innovation Programming for Youth District 3, with Peer Support Coalition of Florida, Inc., in the total contract award amount of \$199,990 for a 22-month term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
12. **23-502** Approval of Amendment No. 7, Contract Y19-1104, The Multi Systematic Therapy Psychiatric (MST-Psych) Program for Mental Health and Homelessness Division, with The Devereux Foundation, Inc. dba Devereux Advance Behavioral Center, in the amount of \$753,970.46, for a revised total contract amount of \$1,383,970.46. ([Community and Family Services Department Mental Health and Homeless Issues Division] Procurement Division)
13. **23-503** Approval of Amendment No. 3, Contract Y20-180, Transport, Processing and Disposal of Biosolids for the Eastern and Northwest Water Reclamation Facilities, with Denali Water Solutions LLC, in the amount of \$1,917,000, for a revised estimated total contract amount of \$10,023,160. ([Utilities Department Water Reclamation Division] Procurement Division)
14. **23-504** Approval of Federal Subrecipient Agreement Y23-2403, Providing Funding for Homelessness Outreach, Prevention, and Diversion, between Orange County and Samaritan Resource Center, Inc., for a federal subaward in an amount not-to-exceed \$634,230.92. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)



15. **23-505** Approval of Purchase Order M110435, Purchase of Software Support and Annual Maintenance for Q-Free Maxtime Adaptive License, Deployment, and Warranty, with Control Technologies, Inc., in the amount of \$270,125.60. ([Public Works Department Traffic Engineering Division] Procurement Division)
16. **23-506** Ratification of Change Order No. 3, Purchase Order M108072, Emergency Forcemain Repair at John Young Parkway and Town Center Boulevard, with Carr and Collier, Inc., in the amount of \$875,000, for a revised not-to-exceed amount of \$1,625,000. ([Utilities Department Field Services Division] Procurement Division)
17. **23-507** Approval and execution of Lease Agreement between Sand Lake West Business Park, Inc. ("Landlord") and Orange County, Florida ("Tenant") and authorization for the Real Estate Management Division to exercise renewal options, sign amendments, estoppel certificates and memorandum of leases, and furnish notices, required, or allowed by the lease, as needed for Satellite Office - Building and Fire Safety, 7676 Municipal Drive, Orlando, Florida 32819. Lease File #10133A. District 6. (Real Estate Management Division)
18. **23-508** Approval of Special Warranty Deed and Drainage and Maintenance Easement by and between Columnar Partnership Holding I, LLC and Orange County; Special Warranty Deed, Drainage and Maintenance Easement, and Temporary Drainage and Maintenance Easement by and between K. Hovnanian Osprey Ranch, LLC and Orange County; Subordination of Encumbrances to Property Rights to Orange County from Valley National Bank; Special Warranty Deed and Drainage and Maintenance Easement by and between SP Commercial Investors, LLC and Orange County, and authorization for the Real Estate Management Division to record instruments and perform all actions necessary and incidental to closing for Hartzog Road Realignment (RAC). District 1. (Real Estate Management Division)
19. **23-509** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Texas Avenue RCA (Oak Ridge Rd to Holden Ave). Parcels: 1003,1006A/1006B/7006/1007, 1009/7009, 7011, 1012/7012, 7014, 7015A /7015B, 1049, 1055/7055, 1056/7056, 1057/7057, 1060, and 1064/7064A/7064B. District 6. (Real Estate Management Division)

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

1. **23-510** Approval of Orange County Head Start American Rescue Plan 04HE000258 Request for Low-Cost Extension in the amount of \$171,524 to be used from April 1, 2023 through February 29, 2024. (Head Start Division)

2. **23-511** Approval of Orange County Head Start Eligibility Priority Selection Criteria for 2023-2024 to establish a formal selection process for eligible children and families. All Districts. (Head Start Division)
3. **23-512** Receipt and filing of Head Start Policy Council Program Information and Updates February 2023 and Head Start Policy Council Meeting Minutes January 19, 2023 for the official county record. (Head Start Division)
4. **23-513** Approval and execution of (1) Resolution 2023-M-13 of the Orange County Board of County Commissioners Regarding Certain Services Fees charged by the Orange County Community and Family Services Department; (2) approval of Exhibit A March 2023 Parks and Recreation Orange County Fee Directory schedule of fees and thereby amending the existing fee schedule and establishing new fees to become effective as to services rendered or for which application is made on or after June 1, 2023, with incremental increases planned for August 2023 and August 2024; and (3) authorization to adjust such fees annually, effective October 1 of each year, at a rate consistent with the consumer price index or 3%, whichever is less. (Parks and Recreation Division)

#### H. HEALTH SERVICES DEPARTMENT

1. **23-514** Approval and execution of the Paratransit Services License for Rokoli, LLC to provide wheelchair/stretchers service. The term of this license shall be from March 21, 2023 and terminate on March 20, 2025. There is no cost to the County. (EMS Office of the Medical Director)
2. **23-515** Approval and execution of the Paratransit Services License for Top Choice Medical Transport, LLC to provide wheelchair/stretchers service. The term of this license shall be from March 21, 2023 and terminate on March 20, 2025. There is no cost to the County. (EMS Office of the Medical Director)
3. **23-516** Approval and execution of Memorandum of Agreement Between the State of Florida, Department of Health and (Orange County Correctional Facility Pharmacy) and authorization for the County Mayor or designee to sign amendments to this agreement. (Fiscal and Operational Support Division)

(This item was deleted.)

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

1. **23-517** Acceptance of the findings and recommendation of the Environmental Protection Commission and approval of the request for waiver to Orange County Code, Chapter 15, Article IX, Section 15-343(b) to reduce the side setback from the southern projected property line from 25 feet to negative (-) 50 feet for the Palladino and Beaudrault Dock Construction Permit

BD-22-06-120. District 1. (Environmental Protection Division)

2. **23-518** Approval and execution of Project Administration Subrecipient Agreement (#2022-13-05) between Orange County, Florida and The Salvation Army regarding the Emergency Solutions Grant ("ESG") Program FY 2022-2023 in the amount of \$75,000. All Districts. (Housing and Community Development Division)

3. **23-519** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services, and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Districts 2, 4, 5, and 6. (Neighborhood Services Division)

- LC 23-0061 LC 23-0116 LC 23-0091 LC 23-0080 LC 23-0100
- LC 23-0068 LC 23-0074 LC 23-0095 LC 23-0082 LC 23-0108
- LC 23-0092 LC 23-0120 LC 23-0101 LC 23-0089 LC 23-0118
- LC 23-0096 LC 23-0073 LC 23-0112 LC 23-0098 LC 23-0130

4. **23-520** Approval of the Neighborhood Grants Advisory Board recommendations for February 2023 Neighborhood Beautification Grants to Ashton Park Community (\$7,000), Breckenridge Estates (\$15,000), Country Crossings of Spring Ridge (\$15,000), Forest Park Civic Association (\$15,000), Fox Briar (\$15,000), Glenwood Oaks (\$4,649), Hiawasse Point (\$15,000), Lake Opal Estates (\$15,000), Oakwood Estates (\$13,050), Pine Ridge Estates (\$15,000), Riverside Woods (\$14,350), Sylvan Hylands (\$8,350), Wekiva Park Homeowners' Association (\$15,000), Zellwood Improvement, Willow Street (\$14,559.77), Woodlands Waterford Lakes Tract (\$5,000), Arbor Ridge West II (\$14,285), Bonneville (\$15,000), College Heights Subdivision (\$13,315), Hiawasse Estates Isle at Alden Court (\$13,226), Joslin Park Grove (\$15,000), Lake Hiawassa Terrace (\$11,110), Nob Hill (\$15,000), Oak Meadows (\$15,000), and Shenna Hill (\$15,000) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreements. Districts 2, 4, 5, and 6. (Neighborhood Services Division)

5. **23-521** Approval and execution of Second Amendment to Adequate Public Facilities Agreement for Hamlin Southwest PD/UNP between Hamlin Land Partners, LLC, and Orange County to update the APF Agreement and recognize the transfer of APF acreage credits. District 1. (Development Review Committee)

(This item was deferred.)

**J. PUBLIC WORKS DEPARTMENT**

1. **23-522** Approval and execution of Resolution 2023-M-14 of the Orange County Board of County Commissioners Amending Resolution No. 91-M-62 and Superseding Resolution No. 2013-M-48 and Resolution No. 2018-M-23 regarding Acceptance and Release of Letters of Credit or Cash Escrows Securing Excavation and Fill Projects, Infrastructure for Residential and Commercial Subdivisions, and Other Road and Improvement Projects; Reaffirming the Standard Orange County Standard letter of Credit Form; Reaffirming a Letter of Credit Insert for Site Stabilization Projects; Creating New Letter of Credit Forms for the Performance and Maintenance of Construction Pursuant to a Right-of Way Utilization Permit; Creating a New Letter of Credit Insert for Second Lift of Asphalt Projects; and Delegating to the County Mayor or Designee the Authority to Accept or Amend, and the Public Works Director to the County Engineer the Authority to Release, Letters of Credit or Cash Escrows Securing those above-described Construction Projects. All Districts. (Development Engineering Division)
2. **23-523** Authorization to record the plat of Narcoossee Kiddie Academy. District 4. (Development Engineering Division)
3. **23-524** Authorization to record the plat of Tyson Ranch - Parcel 1 Replat. District 4. (Development Engineering Division)
4. **23-525** Approval and execution of (1) Locally Funded Agreement between the State of Florida Department of Transportation and Orange County Financial Project No.: 412994-8-92-14 for Quiet Zone Improvements at Crossing Number 622340E (Taft- Vineland Road); (2) Three Party Escrow Agreement by and between the State of Florida Department of Transportation, Orange County, and the State of Florida Department of Financial Services, Division of Treasury; and (3) Financial Management Number 412994-8-92-14 Resolution 2023-M-15 of the Orange County Board of County Commissioners regarding the Locally Funded Agreement with the State of Florida Department of Transportation Concerning Certain Quiet Zone Improvements on Taft-Vineland Road. The cost to the County is \$864,431. District 4. (Traffic Engineering Division)

**K. UTILITIES DEPARTMENT**

1. **23-526** Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement Agreement Number: WG015 for construction of a central sanitary sewer system in an amount not-to-exceed \$39,146,170 and delegation of authority to 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)

2. **23-527** Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement Agreement Number: WG016 for construction of a central sanitary sewer system in an amount not-to-exceed \$4,290,000 and delegation of authority to 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 6. (Engineering Division)

3. **23-528** Approval and execution of Florida Department of Environmental Protection v. Orange County Florida, OGC File No.: 23-0220 Consent Order; authorization for the County Administrator to execute the Consent Order; and authorization to pay civil penalties in the amount of \$1,500 and costs and expenses in the amount of \$250 for a total payment in the amount of \$1,750. All Districts. (Water Division)

## II. INFORMATIONAL ITEMS\*\*

### A. COUNTY COMPTROLLER

1. **23-529** Receipt of the following items to file for the record: (Clerk's Office)
- a. West Orange Healthcare District a Special District in Orange County, Florida Financial Statements years ended September 30, 2022 and 2021
  - b. City of Orlando council agenda item for the meeting of January 23, 2023 for adoption of proposed Ordinance No. 2022-72 with Exhibit A (Legal Description Form), Exhibit B (Location Map), Exhibit C (Future Land Use Map), Exhibit D (Subarea Policy Line Map), Fiscal Impact Statement, and Orlando Sentinel Notice of proposed enactment of Ordinance No. 2022-72. Ordinance 2022-72 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 east of Narcoossee Road, south of Vickrey Place, and west of Lake Whippoorwill, and comprised of 16.8 acres of land, more or less, amending the city's adopted growth management plan to designate the property as Urban Village, in part, and Conservation, in part, on the city's official future land use map, and to establish a Subarea policy to provide development standards; providing for consent to the Municipal Services Taxing Unit for Lake Whippoorwill; providing for amendment of the city's growth management plan; providing for severability, correction of scrivener's errors and an effective date.

These items were received and filed.

### III. DISCUSSION AGENDA

#### A. COUNTY ADMINISTRATOR

1. 23-530 Metropolitan Bureau of Investigation Update.

The following person addressed the Board: Ron Stucker.

The following material was presented to the Board: Exhibit 1, from Ron Stucker.

The Board took no action.

2. 23-531 Greater Orlando Aviation Authority 2023 Strategic Plan.

The following person addressed the Board: Kevin Thibault.

The following materials were presented to the Board:

- Exhibit 1, from Kevin Thibault
- Exhibit 2, from Kevin Thibault

The Board took no action.

#### B. COMMISSIONER'S REPORT

1. 23-532 Commissioner Bonilla would like to discuss Language Access Changes to Orange County Administrative Regulations.

The following materials were presented to the Board:

- Exhibit 1, from Commissioner Bonilla
- Exhibit 2, from Commissioner Bonilla

The Board took no action.

### IV. RECOMMENDATIONS

1. 23-533 March 2, 2023 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the recommendations, with the exception of Case # SE-22-08-071, Shawn Casey for Kiwanis Scout House (Board Called and 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:** 5 - Mayor Demings, Commissioner Wilson, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Scott

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

## V. PUBLIC HEARINGS

### A. Municipal Service Benefit Unit

1. **23-231** Fernway and Conway Estates, establish for streetlighting; District 3

**Consideration:** Establish by resolution a Municipal Service Benefit Unit for streetlighting to include 272 parcels at Fernway and Conway Estates subdivisions.

**Location:** District 3; Section 07, Township 23, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to continue the public hearing until May 23, 2023, at 2 p.m. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

2. **23-232** Highland Ridge, 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 to include 79 lots at Highland Ridge subdivision.

**Location:** District 1; Section 28, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the Staff Report dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

3. **23-233** Huckleberry Fields Tract N-5 Unit 1, amend for streetlighting; District 4

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include 89 lots at Huckleberry Fields Tract N-5 Unit 1 subdivision.

**Location:** District 4; Section 34, Township 22, Range 31; 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 dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

4. **23-234** Huckleberry Fields Tract N-5 Unit 2, amend for streetlighting; District 4

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include 54 lots at Huckleberry Fields Tract N-5 Unit 2 subdivision.

**Location:** District 4; Section 34, Township 22, Range 31; 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 dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

5. **23-235** Huntley Park, amend for streetlighting; District 2

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include 83 lots at Huntley Park subdivision.

**Location:** District 2; Section 32, Township 21, Range 29; Orange County, Florida (legal property description on file)

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to approve the request as referenced in the Staff Report dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

6. **23-236** International Drive Extension Area, amend for streetlighting; District 1

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to add 2 lots at Orlando Storage at International Drive Extension Area.

**Location:** District 1; Section 23, Township 24, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to approve the request as referenced in the Staff Report dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

7. **23-237** Lakeview Pointe at Horizon West Area, Ravenna Area and Mezzano, amend



for streetlighting; District 1

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to include 12 lots at Ravenna Phase 5 subdivision and 96 lots at Mezzano subdivision to include all 426 lots at Lakeview Pointe at Horizon West Area.

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

A motion was made by Commissioner Wilson, seconded by Commissioner Scott, to approve the request as referenced in the Staff Report dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

8. **23-238** McCormack Place, Live Oak Manor, and Willis and Brundidge Subdivision, amend for streetlighting; District 3

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting to add 7 lots at McCormack Place subdivision, Live Oak Manor subdivision and Willis and Brundidge Subdivision.

**Location:** District 3; Section 7, Township 23, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to approve the request as referenced in the Staff Report dated March 6, 2023. The motion carried by the following vote:

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

**Absent:** 2 - Commissioner Moore, and Commissioner Bonilla

#### **B. Petition to Vacate**

9. **23-390** Case # PTV-22-02-007

Charity Renee Dhaniram, vacate a portion of a drainage easement; District 5

**Consideration:** Resolution granting Petition to Vacate # 22-02-007, vacating a portion of a 30 foot wide by approximately 630 foot long drainage easement that lies along the west property line of a vacant residential lot located in the Wedgefield Community.

**Location:** District 5; property located at 19704 Quinella Street; S23/T23/R32; Orange County, Florida (legal property description on file)

The following person addressed the Board: Charity Dhaniram.

A motion was made by Commissioner Bonilla, seconded by Commissioner Wilson, to approve

the request listed in the Staff Report dated March 21, 2023. 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

### C. Board of Zoning Adjustment Appeal

10. 23-150 Case # SE-23-01-138

Doreen Gall  
Bob Chopra, December 1, 2022; District 2 (Continued from February 21, 2023 and March 21, 2023)

**Consideration:** Appeal of the recommendation of the Board of Zoning Adjustment on a request by applicant for Special Exception and Variance in the A-1 zoning district as follows: 1) Special Exception to allow the construction of a 170 ft. high monopole communication tower. 2) Variance to allow a residential distance separation of 591.7 ft. in lieu of 1,190 sq. ft.

**Location:** District 2; property located at 6448 Plymouth Sorrento Road, Apopka, FL 32712; Orange County, Florida (legal property description on file in Zoning Division)

**Court reporter:** Katie Carvajal, US Legal

The following person addressed the Board: Mary Solik.

A motion was made by Commissioner Moore, seconded by Commissioner Scott, to continue the public hearing until May 2, 2023, at 2 p.m. 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

### D. Substantial Change

11. 23-333 Case # CDR-22-04-144

David Evans, Evans Engineering, Inc., Grand Cypress Resort Planned Development / Land Use Plan (PD / LUP), District 1

**Consideration:** A PD Substantial change to update the entitlement chart to reflect recent development plan approvals and to add a Master Sign Plan to the PD. In addition, the applicant has requested the following waivers from Orange County Code: 1. A waiver from Sec 31.5-67(b) to allow a ground sign a maximum height of 14'-6" in lieu of 12' for the ground sign on the west corner of the Gate 1 entry. 2. A waiver from Sec. 31.5-67 (e) and (f) to permit six (6) ground signs in lieu of (2). 3. A waiver from Sec. 31.5-67 (e) and (f) to permit three (3) ground signs to be within one hundred (100) feet of each other at the Gate 2 Entry. 4. A waiver from sec. 31.5-76 (b) to allow up to (21) SF of allowable copy area in lieu of (6) SF for the Directionals shown on page

L30.01. 5. A waiver from Sec. 31.5-76 (c) to allow a sign height of 8' in lieu of 6' for the directionals shown on sheet L30.01. 6. A waiver from Sec. 31.5-76 (e) to allow two (2) directional signs at the Gate 1 Entry area for the directionals shown on sheet L30.01; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 1; property generally located on the east side of Winter Garden Vineland Road between Lake Sheen Reserve Boulevard and South Apopka Vineland Road (S.R. 535); Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- David Evans
- Erwin Callier

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, 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 March 6, 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

#### **E. Land Use Plan Amendment**

**12. 23-332 Case # LUPA-21-12-393**

Scott M. Gentry, Kelly, Collins & Gentry, Inc., Hamlin Southwest PD-UNP,  
January 19, 2023; District 1

**Consideration:** A request to rezone 1.65 acres from A-1 to PD to be added to the PD in the CCM-10B (Corporate Campus Mixed-Use Parcel 10B) district, and to remove 1.54 acres for the future OC fire station and 1.24 acres of APF right-of-way that was previously dedicated. The acreage changes result in a decrease of the overall acreage from 78.96 acres to 77.83 acres. This request includes the transfer of 150,000 nonresidential square feet from the Silverleaf PD which will be added to the CCM-10b district as well as an update to the APF calculations. In the area that is added to the PD there will be one right in right out access from Avalon Road. In addition, the applicant has requested the following waiver from Orange County Code: A waiver from Section 38-1390.53(a)(2) to allow decorative screen fencing as an alternative to the masonry knee wall along framework streets in lieu of providing a decorative masonry knee wall; pursuant to Orange County Code, Chapter 30

**Location:** District 1; property generally located North of Porter Road/West of State Road 429; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Scott Gentry
- Charles Hassell

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the thirteen (13) conditions of approval listed under the Planning and Zoning Commission recommendation in the staff report dated February 28, 2023; and further, approve and execute Second Amendment to Adequate Public Facilities Agreement for Hamlin Southwest PD/UNP between Hamlin Land Partners, LLC, and Orange County to update the APF Agreement and recognize the transfer of APF acreage credits. 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

and

**I. CONSENT AGENDA (Deferred)**

**I. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT**

- 5. **23-521** Approval and execution of Second Amendment to Adequate Public Facilities Agreement for Hamlin Southwest PD/UNP between Hamlin Land Partners, LLC, and Orange County to update the APF Agreement and recognize the transfer of APF acreage credits. District 1. (Development Review Committee)

This consent item was approved.

**V. PUBLIC HEARINGS (Continued)**

**F. Ordinance/Comprehensive Plan – Adoption of Regular Cycle Amendments, Ordinance, and Concurrent Rezoning Request**

- 13. **23-391** Adoption of Regular Cycle Future Land Use Map Amendment; and FLU8.1.4 Text Amendment, Ordinance, and Concurrent Rezoning Request (Continued from March 21, 2023)

a. Amendment 2022-2-A-1-2

M. Rebecca Wilson, Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for PRS Investors Group LLP. Village (V) to Growth Center-Planned Development-Commercial/Medium Density Residential (GC-PD-C/MDR); District 1

And

## b. Amendment 2022-2-B-FLUE-2

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

And

## c. Ordinance for Proposed Amendment

And

## d. Rezoning LUP-22-06-199

Rezone from A-1 (Citrus Rural District) to PD (Planned Development District) (Village at Avalon PD/LUP)

## a. Amendment 2022-2-A-1-2

**Consideration:** Village (V) to Growth Center-Planned Development Commercial/Medium Density Residential (GC-PD-C/MDR)

**Location:** District 1; property located at 14300, 14316, 14320, 14324, 14328, 14332, 14454, 14472, and 14500 Avalon Road; generally located west of Avalon Road, south of Grove Blossom Way, and east of the Orange County-Lake County boundary; Parcel IDs#: 31-24-27-0000-00-013/014/017/018/019/024/031/032/037; 22.197 gross ac.

And

## b. Amendment 2022-2-B-FLUE-2

**Consideration:** Text amendment to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County, associated with Amendment 2022-2-A-1-2

And

## c. 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 amendments pursuant to Section 163.3184(3), Florida Statutes, for the 2022 calendar year (Second Cycle); and providing effective dates.

And

## d. Rezoning LUP-22-06-199

**Consideration:** A-1 (Citrus Rural District) to PD (Planned Development District) (Village at Avalon PD/LUP). Also requested are five (5) waivers from Orange County Code. 1) A waiver from Section 38-1258(a) to allow a maximum height of five (5) stories and sixty-five (65) feet in height for multi-family buildings within one hundred (100) feet of single-family zoned property, in lieu of a maximum height of one story for multi-family residential buildings located within one-hundred (100) feet of single family zoned property; 2) A waiver from Section 38-1258(b) to allow buildings to be five (5) stories and sixty-five (65) feet in height, in lieu of varying in building height with a maximum of fifty (50) percent of 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, when located between one hundred plus (100+) feet to one hundred and fifty (150) feet of single-family zoned property; 3) A waiver from Section 38-1258(c) to allow a building height of 65' and five (5) stories, in lieu of not exceeding three (3) stories (40 feet) in height, when located within one hundred and fifty (150) feet of single-family zoned property; 4) A waiver from Section 38-1258(d) to allow a building height of 65' and five (5) stories in lieu of 40' and three (3) stories; and 5) A waiver from Section 38-1476 to allow a parking ratio of 1.43 spaces per efficiency unit or 1 bedroom and 1.90 spaces per apartment unit of two (2) or three (3) bedrooms in lieu of 1.5 spaces per efficiency unit or 1 bedroom and 2.0 spaces per two or three bedroom units.

**Location:** District 1; property located at 14300, 14316, 14320, 14324, 14328, 14332, 14454, 14472, and 14500 Avalon Road; generally located west of Avalon Road, south of Grove Blossom Way, and east of the Orange County-Lake County boundary; Parcel IDs#: 31-24-27-0000-00-013/014/017/018/019/024/031/032/037; 22.197 gross ac.

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

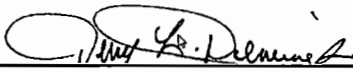
**Aye:** 7 - Mayor Demings, Commissioner Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Scott

√ **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.**

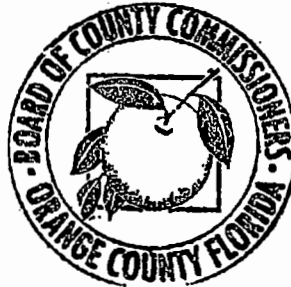
**Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.**

ADJOURNMENT: 2:39 p.m.

ATTEST


  
County Mayor Jerry L. Demings

Date: May 02, 2023



ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk

  
Jennifer Lara-Klimetz  
Assistant Deputy Clerk

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**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.**

