

Orange County Government

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



Draft Meeting Minutes

Tuesday, February 20, 2024

9:00 AM

County Commission Chambers

Board of County Commissioners

Language Assistance and Translation Services Available:

Para asistencia lingüística o servicios de traducción en español, llame al (407) 836-3111

Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (407) 836-3111

Call to Order

County Mayor Jerry L. Demings called the meeting to order at 9:10 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 Georgiana Holmes
Public Works Director Joseph Kunkel
Minutes Supervisor Craig Stopyra
Minutes Coordinator Megan Fiocco
Minutes Coordinator Terrell Hightower

Presentation

American Legion Post Chapter 331 Colors

Pledge of Allegiance**Invocation - District 2**

Reverend Alandus D. Sims, Pastor of Fellowship Baptist Church of Pine Hills

Presentation

Proclamation designating February 20, 2024 as West Orange High School FFA Chapter Day

Presentation

Proclamation recognizing March 3 through March 9, 2024 as Women in Construction Week

Presentation

Proclamation designating February 20, 2024 as Chief Oliver Kennedy Day

Public Comment

The following persons addressed the Board during public comment:

- Christopher Mathieson
- Pamela Nabors

- Em Roy
- Rosina McVicker
- Terri Falbo
- Angela Locarno
- Ashe Heart
- Tara Felten
- Frank Rivera
- Ericka Gomez-Tejeda
- Jenna Ferreira
- Sam Delgado
- Michelle Suarez

The following materials were presented to the Board during public comment:

- Exhibit 1, from Christopher Mathieson
- Exhibit 2, from Sam Delgado

The following material was received by the Clerk. The material referenced by the speaker was not presented to the Board: Submittal 1, from Christopher Mathieson.

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on Planning, Environmental, and Development Services Department Item 6 and Public Works Department Item 4; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to approve the balance of the Consent Agenda. 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

A. COUNTY COMPTROLLER

1. **24-275** Approval and execution of the minutes of the January 23, 2024 meeting of the Board of County Commissioners. (Clerk's Office)
2. **24-276** Approval of the check register authorizing the most recently disbursed County funds, having been certified that no accounts have been overdrawn due to the issuance of same.

Disbursement periods cover:

- February 2, 2024 to February 8, 2024; \$66,986,518.91
- February 9, 2024 to February 15, 2024; \$26,063,191.14

(Finance/Accounting)

3. **24-277** Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Dispose of assets.
 - b. Dispose of asset totaled by our third party administrator for its salvage value.

B. COUNTY SHERIFF

1. **24-278** Approval and execution of Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award Agreement for Award Title: C-R7176: Speed Measuring Devices in the amount of \$83,129 for the period of October 1, 2023 through September 30, 2024. No matching funds are required.

C. COUNTY ADMINISTRATOR

1. **24-279** Confirmation of the appointment of Dr. Evelyn Cardenas as the Mayor's representative on the Membership and Mission Review Board with a term expiring December 31, 2024. (Agenda Development Office)
2. **24-280** Approval for the Orange County Sheriff's Office to spend \$41,720 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures for eligible contributions to Ninth Judicial Circuit of Florida State Attorney Literacy Program (\$14,220), National Alliance on Mental Illness of Greater Orlando (NAMIGO) (\$2,500), Autism Society of Greater Orlando (\$2,500), MADD Central Florida Chapter (\$8,000), Mental Health Association of Central Florida, Inc. (\$6,000), Florida Safety Council (\$1,000), and Victim Service Center of Central Florida (\$7,500). (Office of Management and Budget)
3. **24-281** Approval of budget amendment #24-19. (Office of Management and Budget)
4. **24-282** Approval of budget transfer #24-0630. (Office of Management and Budget)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-283** Approval to award Invitation for Bids Y23-1056-RM, Sealing Chemicals Line Items 3 and 4, to the low responsive and responsible bidder, Alchatek, LLC. The estimated contract award amount is \$555,600 for a three-year term. ([Utilities Department Field Services Division] Procurement Division)
2. **24-284** Approval to award Invitation for Bids Y23-1061-MM, Maintenance and Repair of Entrance Trailheads, Roads and Trails, and Installation, Maintenance and Repair of Low Water Crossings, to the low responsive and responsible bidder, GRSC, Inc. The estimated contract award amount is \$685,500 for a one-year term. ([Planning, Environmental, and Development Services Department Environmental Protection Division] Procurement

Division)

3. **24-285** Approval to award Invitation for Bids Y24-167-AV, West Building Interior Landscape Management at the Orange County Convention Center, to the low responsive and responsible bidder, Foliage Design Systems of Florida, LLC. The estimated contract award amount is \$336,180 for a three-year term. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
4. **24-286** Approval to award Invitation for Bids Y24-603-KK, 10-Wheel Dump Trucks, to the low responsive and responsible bidder, Cumberland International Trucks of Florida, LLC. The total contract award amount is \$808,000. ([Public Works Department Roads and Drainage Division] Procurement Division)
5. **24-287** Approval to award Invitation for Bids Y24-715-ZR, Utilities Eastern Service Area Starwood (Meridian Park) Reclaimed Water, to the low responsive and responsible bidder, Metro Equipment Service, Inc. The total contract award amount is \$4,677,230 inclusive of additive number one. ([Utilities Department Engineering Division] Procurement Division)
6. **24-288** Approval to award Invitation for Bids Y24-723-MB, Cassady Building 2nd Floor Atrium Infill and Build-Out, to the low responsive and responsible bidder, Poli Construction, Inc. The total contract award amount is \$535,322. ([Administrative Services Department Capital Projects Division] Procurement Division)
7. **24-289** Approval to award Invitation for Bids Y24-730-ZR, Emergency Orange County Convention Center North/South Concourse Moisture Intrusion Improvements, to the sole responsive and responsible bidder, Sky Builders LLC. The total contract award amount is \$230,000. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
8. **24-290** Approval of Contract Y24-1014-MV, SaniGlaze, with Cubix, Inc., in the estimated contract award amount of \$1,700,000 for a three-year term. ([Administrative Services Department Facilities Management Division] Procurement Division)
9. **24-291** Approval of Contract Y24-2036, Provision of Community Services and Facility Use, with Chance 2 Dance, 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)
10. **24-292** Approval of Master Agreement Y24-175-MV, for Virtual Private Network and Internet Protocol Flexible Reach Services between Orange County, Florida, and AT&T Corp, in the total estimated amount of \$1,529,640 for a five-year term. ([Administration and Fiscal Services Information Systems and

Services Division] Procurement Division)

11. **24-293** Approval of Amendment No. 9, Contract Y15-1005, Maintenance, Testing, Installation and Inspection of the Fire Alarm System, Fire Sprinkler System, Fire Suppression, Smoke Exhaust System, and Kitchen Fire Hood System at the Orange County Convention Center, with Johnson Controls Fire Protection LP, in the amount of \$168,033.15, for a revised estimated contract amount of \$4,368,862.02. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
12. **24-294** Approval of Amendment No. 4, Contract Y19-139, Wellness Nurse Services, with Adventist Health System/Sunbelt, Inc. dba Advent Health Centra Care, in the amount of \$248,400, for a revised estimated contract amount of \$977,884.90. ([Administration and Fiscal Services Human Resources Division] Procurement Division)
13. **24-295** Approval of Amendment No. 3, Contract Y19-1153, Yard Trash Grinding, with Camo Farms, Inc., in the amount of \$266,400, for a revised estimated contract amount of \$2,726,685.90. ([Utilities Department Solid Waste Division] Procurement Division)
14. **24-296** Approval of Amendment No. 9, Contract Y21-1040, Landscaping and Grounds Maintenance Countywide, with P & L Lawn Maintenance, Inc., in the amount of \$630,000, for a revised estimated contract amount of \$2,803,868.49. ([Administrative Services Department Facilities Management Division] Procurement Division)
15. **24-297** Approval of Amendment No. 2, Contract Y24-105, Web Based Individual Driver Record Checks and Risk Assessments, with Embark Safety LLC, in the amount of \$147,150, for a revised estimated contract amount of \$357,800. ([Administration Services and Fiscal Services Risk Management Division] Procurement Division)
16. **24-298** Approval of Change Order No. 2, Purchase Order M109175, Emergency Engineering Services for Pump Station F3146 (Rouse Road North), with CPH, Inc., in the amount of \$63,079.60, for a revised total amount of \$412,552.92. ([Utilities Department Engineering Division] Procurement Division)
17. **24-299** Approval and execution of Shared Use Stormwater Pond Easement Agreement by and between Orange County and Dr. Phillips Inc. and Memorandum of Agreement of Grant of Exclusive Option to Repurchase and Right of First Refusal by and between Dr. Phillips Inc. and Orange County, and authorization to record instrument, and perform all actions necessary and incidental to closing for Fire Station #31 (Dr. Phillips). District 1. (Real Estate Management Division)

18. **24-300** Approval and execution of Agreement for Sale and Purchase by and between Christmas Creek Ranch, LLC and Orange County, Florida, approval of Warranty Deed, and authorization for the Manager of the Real Estate Management Division to exercise all delegations of authority expressly provided for by the Agreement for Sale and Purchase, disburse funds to pay purchase price in the amount of \$3,750,000, and perform all actions necessary and incidental to closing for Green PLACE Parcel 223. District 5. (Real Estate Management Division)
19. **24-301** Approval and execution of License Agreement by and between SWVP Orlando Office LLC, Orange County, and Orange County Supervisor of Elections and authorization for the Real Estate Management Division to furnish notices, required or allowed by the License Agreement, as needed for Supervisor of Elections - Marks Street Senior Recreation Complex, 800 N. Magnolia Avenue. Lease File #10003. District 5. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **24-302** Receipt and filing of Head Start Policy Council Program Information and Updates January 2024 and Head Start Policy Council Meeting Minutes December 14, 2023 for the official county record. (Head Start Division)

F. CONVENTION CENTER

1. **24-303** 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) \$10,000 per year, for a total amount of \$30,000, to GOSC to be used for rental fees for the 2024-2026 Atlantic 10 Conference Men's and Women's Tennis Championships; (2) \$25,000 per year, for a total amount of \$75,000, to GOSC to be used as bid fees for the 2024-2026 United Futsal Orlando Event Series; (3) \$25,000 to the Kindred Pride Foundation to be used for marketing for The Pride Cup 2024; (4) Up to \$1,500,000 to FCS to be used as bid fees for the 2024 Florida Cup; and (5) Up to \$300,000 to be used as bid fees for the 2024 International Soccer Friendly. (Fiscal and Operational Support Division)

G. HEALTH SERVICES DEPARTMENT

1. **24-304** Approval and execution of the renewal Paratransit Services License for Faithful Mobility Transport LLC to provide wheelchair/stretchers service. The term of this license shall be from February 20, 2024, and will terminate on February 19, 2026. There is no cost to the County. (EMS Office of the Medical Director)

2. **24-305** Approval and execution of the Paratransit Services License for HolyHands NEMT LLC to provide wheelchair/stretchers service. The term of this license shall be from February 20, 2024, and terminate on February 19, 2026. There is no cost to the County. (EMS Office of the Medical Director)
3. **24-306** Approval to accept the Federal Health Resources and Services Administration Grant Award for Ryan White Part A funding in the estimated amount of \$12,001,090 for the period of March 1, 2024, through February 28, 2025, and authorization for the County Mayor or designee to approve any increases or decreases in the award amount. (Fiscal and Operational Support Division)

H. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-307** Approval of Housing Choice Voucher Program Administrative Plan 2024 to comply with U.S. Department of Housing and Urban Development Housing Opportunity Through Modernization Act of 2016 regulations and incorporate National Standards for the Physical Inspection of Real Estate. All Districts. (Housing and Community Development Division)
2. **24-308** Approval and execution of Satisfaction of Mortgage and Security Agreement and Release of Restrictive Covenant for Mendel Villas. District 5. (Housing and Community Development Division)
3. **24-309** Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services, and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Districts 1, 2, 3, 4, 5, and 6. (Neighborhood Services Division)

LC 24-0029	LC 24-0033	LC 24-0092	LC 24-0071	LC 24-0074
LC 24-0057	LC 24-0036	LC 24-0099	LC 24-0001	LC 24-0076
LC 24-0066	LC 24-0041	LC 24-0043	LC 24-0051	LC 24-0077
LC 24-0030	LC 24-0080	LC 24-0064	LC 24-0063	LC 24-0082
4. **24-310** Approval and execution of (1) State of Florida Department of Transportation Community Aesthetic Feature Agreement between the State of Florida, Department of Transportation and the County of Orange County, and (2) Resolution 2024-M-04 of the Orange County Board of County Commissioners regarding the Community Aesthetic Feature Agreement between the State of Florida Department of Transportation and Orange County, Florida. Districts 2 and 5. (Neighborhood Services Division)
5. **24-311** Approval and execution of Non-Substantial Deviation Amendment to Development Order for the Quadrangle Development of Regional Impact. District 5. (Development Review Committee)

6. **24-312** Approval and execution of Fourth Amendment to Adequate Public Facilities Agreement for Hamlin West PD/UNP by and between Hamlin Retail Partners West, LLC and Orange County. District 1. (Development Review Committee)

(This item was deferred.)

I. PUBLIC WORKS DEPARTMENT

1. **24-313** Authorization to record the plat of Madison East. District 1. (Development Engineering)
2. **24-314** Approval and execution of Proportionate Share Agreement for Village H Day Care Avalon Road by and between All Sant Holdings, LLC and Orange County for a proportionate share payment in the amount of \$196,248. District 1. (Roadway Agreement Committee)
3. **24-315** Approval and execution of Proportionate Share Agreement for Waters Car Wash Colonial Drive by and between Express Car Wash of Florida, L.L.C. and Orange County for a proportionate share payment in the amount of \$53,258. District 3. (Roadway Agreement Committee)
4. **24-316** Approval and execution of Hamlin West Third Supplement to the Hamlin West Amended and Restated Road Network Agreement New Independence Parkway and C.R. 545/Avalon Road by and between Hamlin Partners West, LLC and Orange County to increase the acreage covered by the Road Network Agreement. District 1. (Roadway Agreement Committee)

(This item was deferred.)

J. UTILITIES DEPARTMENT

1. **24-317** Approval and execution of MEDP Chilled Water Services Wastewater Flow Monitoring Agreement by and between Orlando Utilities Commission and Orange County. District 6. (Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **24-175** Receipt of the following items to file for the record: (Clerk's Office)
- a. Minutes of the January 16, 2024, Meeting in the Sunshine, Commissioners Nicole Wilson, Christine Moore, Mayra Uribe, Maribel Gomez Cordero, Emily Bonilla, and Michael Scott met to discuss Tourist Development Tax, staffing levels/pay and commission budgets.

b. Minutes of the January 22, 2024, Meeting in the Sunshine, Commissioners Nicole Wilson, Christine Moore, Mayra Uribe, Maribel Gomez Cordero, Emily Bonilla, and Michael Scott met to discuss Tourist Development Tax.

c. City of Orlando Council Agenda Item for the meeting of January 8, 2024. 2nd consideration of the City of Orlando Ordinance No. 2023-53 with Legal Description, Location Map, Future Land Use Map, Zoning Map, City of Orlando Business Impact Estimate and the Orlando Sentinel Notice of Proposed Enactment. Ordinance No 2023-53 entitled: An Ordinance of the City council of the city of Orlando, Florida, vacating, closing, and abandoning the northern portion of Lee Avenue generally located South of Piedmont Street, West of South Parramore Avenue and North of Citrus Street as described in the South Orlando plat, as recorded in plat book 1012, page 146 of the public records of Orange County, Florida and comprised of 0.21 acres of land, more or less; providing for the execution of effecting documents, severability, correction of scrivener's errors, and an effective date.

d. Audit Report No. 506 - Audit of Orange County's Commercial Driver's License Controlled Substance and Alcohol Testing Program

These items were received and filed.

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-318** Selection of one firm and an alternate to provide Construction Engineering and Inspection (CEI) and Compliance Services for East Bay Street Phase 2, Request for Proposals Y24-803-MB, from the following two firms, listed alphabetically:

- CDM Smith, Inc.
- Civil/Site Engineering, Inc.

([Public Works Department Highway Construction Division] Procurement Division)

A motion was made by Commissioner Scott, seconded by Commissioner Gomez Cordero, to appoint Civil/Site Engineering, Inc., 445 points, as the selected firm; and further, appoint CDM Smith, Inc., 435 points, as the selected ranked alternate. 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

B. COUNTY ADMINISTRATOR

1. **24-319** Appointment of either Dr. Winston Schoenfeld, Dr. Michael Georgiopoulos, or Dr. David Hagen as the University of Central Florida representative on the Orange County Research and Development Authority with a term expiring August 24, 2025. (Agenda Development Office)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Bonilla, to appoint Dr. Winston Schoenfeld as the University of Central Florida representative to the Orange County Research and Development Authority with a term expiring August 24, 2025. 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

2. **24-320** United Way Update

The Board took no action.

3. **24-321** Direction on reallocation of available American Rescue Plan - State and Local Fiscal Recovery Funds. (Office of Management and Budget)

The following persons addressed the Board:

- Lisa Graham
- Pamela Nabors

Board discussion ensued. County Administrator Brooks and County Attorney Newton contributed to the discussion.

The Board took no action.

IV. WORK SESSION AGENDA**A. HEALTH SERVICES DEPARTMENT**

1. **24-322** Animal Services New Facility Update. (Animal Services Division)

(This item was moved to the afternoon session.)

V. RECOMMENDATIONS

1. **24-323** February 1, 2024 Board of Zoning Adjustment Recommendations

Court Reporter: Lisa Workman, Veritext Legal Solutions

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to

approve the recommendations, subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

VI. PUBLIC HEARINGS

A. Municipal Service Benefit Unit

1. **24-044** Notice of Intent Resolution to Use the Uniform Ad Valorem Method of Collection of Non Ad-Ad Valorem Assessments; All Districts

Consideration: Adoption of a Resolution authorizing the Orange County Board of County Commissioners to use the uniform method of collecting non-ad valorem assessments levied by the Orange County Board of County Commissioners as provided in Section 197.3632, Florida Statutes.

Location: All Districts; Multiple Parcels and Sections, Townships, and Ranges; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the Staff Report dated February 1, 2024. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

B. Shoreline Alteration/Dredge and Fill

2. **24-018** Case # SADF 23-06-018

Anthony Daviero, Lake Irma, permit; District 5

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 23-06-018 to authorize the construction of a replacement vinyl seawall with riprap and plantings along the shoreline of Lake Irma pursuant to Orange County Code, Chapter 15, Article VI, Pumping and Dredging Control

Location: District 5; on property located adjacent to Lake Irma, located at 3911 Orange Lake Drive, Orlando, FL 32817; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-23-06-018) subject to the twenty-six (26) conditions of approval listed in the Staff Report dated January 2, 2024. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

3. 24-120 Case # SADF 23-02-002

Fernando and Rosa Maria Gonzales-Portillo, Lake Tibet-Butler, permit;
District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 23-02-002 to authorize the construction of a replacement seawall, with riprap and plantings, on the shoreline of Lake Tibet-Butler pursuant to Orange County Code, Chapter 33, Article IV Windermere Water and Navigation Control District

Location: District 1; on property located adjacent to Lake Tibet-Butler, located at 8993 Crichton Wood Drive, Orlando, FL, 32819; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-23-02-002) subject to the twenty-nine (29) conditions of approval listed in the Staff Report dated February 8, 2024. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

C. Preliminary Subdivision Plan

4. 24-178 Case # CDR-23-12-345

Scott Gentry, Kelly, Collins & Gentry, Inc., Hamlin West PD - UNP / Hamlin West PSP / Lot 3 - Northshore of Lake Hamlin PSP; District 1

Consideration: Hamlin West PD - UNP / Hamlin West PSP / Lot 3 - Northshore of Lake Hamlin Preliminary Subdivision Plan, Case # CDR-23-12-345, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; The request is to remove the Board condition of approval #27, which required offsite recreation area, approved October 26, 2021, and request a waiver from Orange County Code Section 38-1253 (b) ("recreation facilities") to allow for 1.20 acres of recreation area in lieu of the required 1.74 acres of recreation area.

Location: District 1; property generally located South of New Independence Parkway / East of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Scott Gentry.

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 eight (8) conditions of approval listed under the Development Review Committee Recommendation in the Staff Report dated January 25, 2024. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

D. Development Plan

5. 24-176 Case # CDR 23-01-015

Stephen Allen, P.E., Civil Corp Engineering, Inc., Hamlin Southwest PD - UNP / Hamlin Southwest Overall Infrastructure Planned Subdivision Plan / Hamlin Southwest Medical Offices Master Development Plan; District 1

Consideration: Hamlin Southwest PD - UNP / Hamlin Southwest Overall Infrastructure Planned Subdivision Plan / Hamlin Southwest Medical Offices Master Development Plan, Case # CDR-23-01-015, submitted in accordance with Article II of the Orange County Subdivision Regulations; This Development Plan (DP) is a request a 10,500 square foot Building (F), a 15,356 square foot Building (A), a 15,761 square foot Building (B), and update notes on the plan, on a total of 18.65 acres; pursuant Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89

Location: District 1; property generally located South of New Independence Parkway / West of State Road 429; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Stephen Allen.

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 sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated January 29, 2024; and further, allow future amendments that would otherwise be allowed by Code to be approved by the Development Review Committee. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

E. Land Use Plan/Amendment

6. 24-177 Case # LUPA-23-06-197

Kendell Keith, Oak Hill Planning Studio, LLC, Hamlin West Planned Development / Land Use Plan (PD / LUP); District 1

Consideration: This request is to rezone 1.51 acres from A-1 (Citrus Rural District) to PD

(Planned Development District) and add the property to the Hamlin West PD (District RW-4B). The applicant is also requesting the following waiver from Orange County Code Section 38-1390.53(a)(2): Allow decorative screen fencing as an alternative to the masonry knee wall along framework streets in lieu of providing a decorative masonry wall; pursuant to Orange County Code, Chapter 30

Location: District 1; property generally located North of New Independence Pkwy., West of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Michael Quinn.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the seventeen (17) conditions of approval listed under the Planning and Zoning Commission Recommendation in the Staff Report dated February 7, 2024; further, approve and execute the Fourth Amendment to Adequate Public Facilities Agreement for Hamlin West PD/UNP by and between Hamlin Retail Partners West, LLC and Orange County; and further, approve and execute the Hamlin West Third Supplement to the Hamlin West Amended and Restated Road Network Agreement New Independence Parkway and C.R. 545/Avalon Road by and between Hamlin Partners West, LLC and Orange County to increase the acreage covered by the Road Network Agreement. The motion carried by the following vote:

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

Absent: 1 - Commissioner Scott

and

I. CONSENT AGENDA (Deferred)

H. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

6. **24-312** Approval and execution of Fourth Amendment to Adequate Public Facilities Agreement for Hamlin West PD/UNP by and between Hamlin Retail Partners West, LLC and Orange County. District 1. (Development Review Committee)

This consent item was approved.

and

I. PUBLIC WORKS DEPARTMENT

4. **24-316** Approval and execution of Hamlin West Third Supplement to the Hamlin West Amended and Restated Road Network Agreement New Independence Parkway and C.R. 545/Avalon Road by and between Hamlin Partners West, LLC and Orange County to increase the acreage covered by the Road Network Agreement. District 1. (Roadway Agreement Committee)

This consent item was approved.

IV. WORK SESSION AGENDA (Continued)

A. HEALTH SERVICES DEPARTMENT

1. 24-322 Animal Services New Facility Update. (Animal Services Division)

The motion by Commissioner Scott, to approve the design as it is, with the stipulation that Capital Projects or whomever provides more updates to the Commissioners, died for a lack of a second.

Board discussion ensued.

The Board took no action.

Nonagenda

Mayor Demings commented on the current Florida legislative session and legislation being proposed including changes to the usage of Tourist Development Tax (TDT). Mayor Demings explained that Orange County has historically engaged with lobbyists to assist in matters regarding legislation being proposed. He indicated an employee from a paid lobbyist firm assigned to represent the county's interests provided information and proposed written language to a state senator that was contrary to the Mayor and the Board of County Commissioner's position. Due to this conflict of interest on behalf of the Board, the Mayor authorized termination of the contractual agreement with the firm. Board discussion ensued on topics relating to the legislative session, tourist impact tax, Lobbyists' conflict of interest, preemption of local home rule, the contractual agreement with the lobbyist firm, homeless camps, Central Florida Hotel and Lodging Association (CFHLA), Visit Orlando, future contracts for lobbyists and the Live Local Act.

√ **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: 4:29 p.m.

ATTEST:

County Mayor Jerry L. Demings

Date: _____

ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk

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.

Si w bezwen èd nan lang Kreyòl oswa sèvis tradiksyon, tanpri rele (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.