

Orange County Government

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



Draft Meeting Minutes

Tuesday, March 26, 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 9:02 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 Rafael Encarnacion, Jr.
Minutes Coordinator Terrell Hightower

Invocation - District 4

Dr. Marcus Bieschke, Discovery Church

Pledge of Allegiance**Presentation**

Proclamation recognizing March as American Red Cross Month

Presentation

Proclamation recognizing March 29, 2024 as Development Disabilities Awareness Day

Presentation

Proclamation recognizing April 1 through April 5, 2024 as National Community Development Block Grant Week

Presentation

Outstanding Agency of the Year award to the Animal Services Division

Announcement

Ninth Judicial Circuit, Chief Judge Lisa Munyon recognizing the renaming of the Thomas S. Kirk Juvenile Justice Center

Public Comment

The following persons addressed the Board during public comment:

- Delila Smalley
- Julio Abrahante
- City of Cocoa District 3 Councilmember Matthew Barringer
- Taylor Radford (phonetic)
- Envia (phonetic)
- Chloe (phonetic)
- Nicole (phonetic)
- Micah Bass
- Douglas Acres
- Abubakr Hassan

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

- Exhibit 1, from Taylor Radford (phonetic)
- Exhibit 2, from Micah Bass

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

I. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Commissioner Uribe, seconded by Commissioner Scott, to approve the Consent Agenda. 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

A. COUNTY MAYOR

1. **24-442** Approval to pay the property taxes for 438 West Kaley Street, Orlando, Florida 32806, prior to April 1, 2024, and prior to the conveyance of the property.

B. COUNTY COMPTROLLER

1. **24-443** Approval and execution of the minutes of the February 20, 2024 meeting of the Board of County Commissioners. (Clerk's Office)

2. **24-444** 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:

- March 1, 2024 to March 7, 2024; \$70,649,751.12
- March 8, 2024 to March 14, 2024; \$31,018,213.18
- March 15, 2024 to March 21, 2024; \$52,048,218.63

(Finance/Accounting)

3. **24-445** Disposition of Tangible Personal Property as follows. (Property Accounting)
- a. Dispose of assets.

C. COUNTY SHERIFF

1. **24-446** Approval and execution of Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award Agreement for Award Title: C-R7179: PTZ Camera Program in the amount of \$31,453 for the period of October 1, 2023 through September 30, 2024. No matching funds are required.

D. COUNTY ADMINISTRATOR

1. **24-447** Approval and execution of First Amendment to Orange County, Florida and Orlando/Orange County Convention & Visitors Bureau, Inc. Tourism Promotion Agreement. All Districts.
2. **24-448** Confirmation of Commissioner Moore's appointment of Casandra Miller as the District 2 representative on the Orange County Citizen Corps Council with a term expiring December 31, 2024. (Agenda Development Office)
3. **24-449** Confirmation of Commissioner Uribe's reappointment to the Lake Anderson Advisory Board of Stephen E. Butler, John J. Sharp, and Jo Ann Nelson with terms expiring December 31, 2025. (Agenda Development Office)
4. **24-450** Confirmation of Commissioner Uribe's reappointment to the Lake Holden Advisory Board of Eric Miller and Patrick E. Gill with terms expiring December 31, 2025. (Agenda Development Office)
5. **24-451** Appointment to the Tourist Development Tax Grant Application Review Committee of Marc Reicher in the Tourist Development Council owner or operator representative category with a term expiring December 31, 2026. (Agenda Development Office)

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6. **24-452** Confirmation of the County Mayor's staff reappointments for the second and third quarter, (April - June) FY 2023-2024. (Continued) (Human Resources Division)
- Armstrong, Timothy, Deputy Director, Utilities
Avellaneda, Eduardo, Manager, Roads and Drainage, Public Works
Avery, Lauraleigh, Division Chief, Emergency Management, Fire Rescue
Brown, Yolanda, Manager, Fiscal and Operational Support, Community and Family Services
Burns, Keri, Manager, Sales, Convention Center
Camarillo, Anthony, General Manager, Convention Center
Clemente, Hector, Manager, Facility Operations, Convention Center
Fitzgerald, James, Director, Fire Rescue Services
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, Steven, Manager, Mosquito Control, Health Services
Hunziker, Amy, Manager, Professional Services, Community Corrections, Corrections
Ikeler, Mark, Manager, Water Reclamation, Utilities
Knowlton, Reed, Manager, Fiscal and Operational Support, Administrative Services
Kulikowski, Anne, Director, Administrative Services
Leeming Kenneth, Manager, Highway Construction, Public Works
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
Petersen, Kurt, Director, Office of Management and Budget, Administration and Fiscal Services
Pino, Raul, Director, Health Services
Rios, Anthony, Deputy Director, Fire Administration, Fire Rescue
Stephany, Joshua, Medical Examiner, Health Services
Thomas, Venerria, Director, Community and Family Services
Wajda, Michael, Deputy Director, Fire Administration, Fire Rescue
Westmoreland, John, Division Chief, Fire Rescue
White Jr., Isiah, Manager, Guest and Facility Security, Convention Center
Wolfe, Lindy, Manager, Utilities Engineering, Utilities
7. **24-453** Approval and execution of Interlocal Agreement between Orange County, Florida and Orlando Utilities Commission regarding Radio System Access to Public Safety Telecommunications Tower. (Information Systems and Services Division)
8. **24-454** Approval and execution for the Orange County Sheriff's Office to spend

\$28,000 from the FY 2024 Law Enforcement Trust Fund-State Forfeitures for eligible contributions to Florida Sheriff's Youth Ranches (\$5,000), West Orange Spartans Youth Football League (\$1,000), Running 4 Heroes, Inc. (\$1,000), Camaraderie Foundation (\$7,500), The Faine House (\$3,500), and Holocaust Memorial Resource and Education Center of Florida (\$10,000). (Office of Management and Budget)

9. **24-455** Approval of budget amendments #24-25, #24-26, #24-27, #24-28, and #24-29. (Office of Management and Budget)
10. **24-456** Approval of budget transfer #24-0713. (Office of Management and Budget)
11. **24-457** Ratification of payment of Intergovernmental claims of November 30, 2023, December 14, 2023, December 21, 2023, January 4, 2024, and January 18, 2024, totaling \$2,833,477.36. (Risk Management Division)

E. COUNTY ATTORNEY

1. **24-458** Approval and execution of Settlement Agreement between Orange County, Florida DisposAll and WasteNot Recycling for the solid waste and recycling hauling services rendered under Term Contract Y12-1065, with renewals, with WasteNot Recycling and under Term Contract Y16-157-MA with DisposAll.
2. **24-459** Approval of the Mediated Settlement Agreement in the case of *Orange County v. Personal Mini Storage Forest City Rd., Inc., et al.*, Case No. 2019-CA-000649-O, Parcel 1001, Kennedy Boulevard Project, and authorization for the County Attorney's Office to execute the Joint Motion for Entry of Stipulated Final Judgment agreeing to the entry of the proposed Stipulated Final Judgment on behalf of Orange County.

F. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-460** Approval and execution of Resolution 2024-M-07 of the Orange County Board of County Commissioners regarding revising the name of the "Thomas S. Kirk Juvenile Justice Center" to be now designated as the "Thomas S. Kirk Justice Center" located at 2000 East Michigan Avenue, Orlando, Florida. District 3. (Facilities Management Division)
2. **24-461** Approval to award Invitation for Bids Y24-117-MV, Tree Trimming and Related Services for Parks and Recreation Division, to the three low responsive and responsible bidders, Seay Tree Service, Inc., in the estimated contract award amount of \$540,375 for a one-year term, J & J's Lawn and Tree Service, Inc., in the estimated contract award amount of \$541,035 for a one-year term, and National Storm Recovery, LLC dba Central Florida Arborcare, in the estimated contract award amount of \$620,570 for a one-year term. ([Community and Family Services

Department Parks and Recreation Division] Procurement Division)

3. **24-462** Approval to award Invitation for Bids Y24-153-MM, Non-MSBU Retention Pond Aquatic Weed Control for Stormwater Management Division, to the low responsive and responsible bidder, Okros Investments, LLC dba Sorko Services. The estimated contract award amount is \$301,500 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
4. **24-463** Approval to award Invitation for Bids Y24-733-GO, Orange County Convention Center South Concourse Command Center Upgrades, to the low responsive and responsible bidder, Ovation Construction Company, LLC. The total contract award amount is \$238,241.73. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
5. **24-464** Approval of Contract Y24-2039, Provision of Community Services and Facility Use, with Central Florida Regional Workforce Development Board, Inc. dba Career Source Central Florida, in the total contract award amount of \$1,400,000 for a three-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
6. **24-465** Approval of Amendment No. 10, Contract Y17-192, Security Guard Services for the Corrections Department, with Universal Protection Service, LLC, in the amount of \$1,800,000, for a revised estimated contract amount of \$7,146,002.74. ([Corrections Department Fiscal and Operational Support Division] Procurement Division)
7. **24-466** Approval of Amendment No. 10, Contract Y19-1105, Security Guard Services for Orange County Courthouse and Miscellaneous Sites, with Universal Protection Service, LLC, in the amount of \$621,715.22, for a revised estimated contract amount of \$8,152,867.37. ([Administrative Services Department Facilities Management Division] Procurement Division)
8. **24-467** Approval of Amendment No. 2, Contract Y20-831, Professional Services for Tiny Road Roadway Conceptual Analysis, with WSP USA, Inc., in the amount of \$65,203.09, for a revised total contract amount of \$615,178.43. ([Public Works Department Transportation Planning Division] Procurement Division)
9. **24-468** Approval of Amendment No. 4, Contract Y23-2403, Providing Funding for Homelessness Outreach, Prevention, and Diversion, Federal Subrecipient Agreement, with Samaritan Resource Center, Inc., in the amount of \$1,900,000, for a revised total contract amount of \$2,591,342.11. ([Community and Family Services Department Mental Health and Homeless Division] Procurement Division)

10. **24-469** Approval of Amendment No. 1, Contract Y24-2111, Provision of Community Services, with The Devereux Foundation, Inc., in the amount of \$55,816.98, for a revised total contract amount of \$475,957.40. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
11. **24-470** Approval of Purchase Order M114109, Purchase of Software Support and Annual Maintenance for Fire Rescue 911 Dispatch and Records Management System, with Tritech Software Systems, Inc., in the amount of \$267,478.69. ([Fire Rescue Department Planning and Technical Services Division] Procurement Division)
12. **24-471** Approval of Purchase Order M114112, Internal Operations Center II, Roof Coating System Sealant, with Absolute Roofseal, LLC dba EverSeal LLC, in the amount of \$134,177. ([Administrative Services Department Facilities Management Division] Procurement Division)
13. **24-472** Approval of Purchase Order M114118, Customer to Meter Customer Information System (CIS) License/Migration Support Renewal, with Oracle America, Inc., in the amount of \$297,465.45. ([Utilities Department Customer Service Division] Procurement Division)
14. **24-473** Approval of Purchase Order M114213, North/South Building Floor Covering Replacement for the Orange County Convention Center, with Royal Thai Americas (2017) Inc., in the amount of \$1,211,014.32. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
15. **24-474** Approval of Change Order No. 4, Purchase Order M110095, Purchase of Grant Administration Services, with Langton Associates, Inc., in the amount of \$150,000, for a revised amount of \$300,001. ([Administration and Fiscal Services Office of Management and Budget Division] Procurement Division)
16. **24-475** Approval of Change Order No. 1, Purchase Order M111481, Repair of Motor and Pump, with TAW Orlando Service Center Inc., in the amount of \$99,369.12, for a revised total amount of \$113,483.12. ([Utilities Department Water Operations Division] Procurement Division)
17. **24-476** Approval to Purchase Renewals of All Lines of Commercial Insurance Coverage, with Authur J. Gallagher Risk Management Services, Inc., for premiums not-to-exceed \$8,487,300. ([Administration and Fiscal Services Risk Management Division] Procurement Division)
18. **24-477** Ratification of Amendment No. 13, Contract Y18-1124, Motor Fuels Transport Deliveries, with Palmdale Oil Company, Inc., in the amount of \$371,814.60, for a revised estimated contract amount of \$3,693,708. ([Administrative Services Department Fleet Management Division])

Procurement Division)

19. **24-478** Approval of Temporary Construction Easement from Edward S. Meiner and Kimberlea D. Meiner to Orange County and authorization to disburse funds and record instrument for Bob's Market Canal - Parcel 702. District 5. (Real Estate Management Division)
20. **24-479** Approval of Temporary Construction Easement from Hiep Quang Pham and Ha Le Pham to Orange County and authorization to disburse funds and record instrument for Bob's Market Canal - Parcel 709. District 5. (Real Estate Management Division)
21. **24-480** Approval and execution of License Agreement by and between Orange County, Florida and Delaney Park Little League, Inc. and authorization for the Director of the Community and Family Services Department to exercise renewal options, and furnish notice, required, or allowed by the License Agreement, as needed for Delaney Park Little League, Great Oaks Village Softball Field 1718 East Michigan Street, Orlando, Florida 32806. Lease File #10301. District 3 (Real Estate Management Division)
22. **24-481** Approval and execution of East Orange Radio Tower Land Lease Agreement between Jimmie Ramsey and Orange County, Florida and authorization for the Real Estate Management Division to exercise renewal options, furnish notices, sign memorandum of lease, execute estoppel certificates, and sign amendments as required, or allowed by the Land Lease Agreement, as needed for East Orange Radio Tower 3364 Taylor Creek Road, Christmas, Florida 32709. Lease File #6010. District 5. (Real Estate Management Division)
23. **24-482** Approval and execution of Resolution 2024-M-08 of the Orange County Board of County Commissioners regarding Subordinations of County Utility Interests by and between Orange County and the State of Florida, Department of Transportation ("FDOT") at S.R. 400 (Interstate 4), Section 75280 (East of CR 522 (Osceola Parkway) to West of SR 528) and 23 Subordination of County Utility Interests by and between the State of Florida Department of Transportation and Orange County, and authorization to record instruments for FDOT - S.R. 400 (I-4) E of C.R. 522 (Osceola Parkway) to West of S.R. 528 (F.P. #242484-8). District 1. (Real Estate Management Division)
24. **24-483** Approval and execution of Contract for Purchase and Sale by and between Shawn D. Condrey and Kathleen S. Condrey and Orange County, 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 Contract for Purchase and Sale, disburse funds to pay purchase price in the amount of \$711,701.50 and perform all actions necessary and incidental to closing for Green PLACE Parcel 202. District 5.

(Real Estate Management Division)

25. **24-484** Approval and execution of License Agreement between Orange County, Florida and Harbor House of Central Florida, 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 Harbor House of Central Florida, Inc. - Multicultural Center (CAD) 7149 W. Colonial Drive, Orlando, Florida 32818. Lease File #10242. District 6. (Real Estate Management Division)
26. **24-485** Approval of Special Warranty Deed by Columnar Partnership Holding I, LLC and Orange County and authorization to record instrument for Hartzog Road remnant parcel. District 1. (Real Estate Management Division)
27. **24-486** Approval and execution of License Agreement between Orange County, Florida and L.A.N.E.S. Teenage Girls, 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 L.A.N.E.S. Teenage Girls, Inc - Multicultural Center (CAD) 7149 W. Colonial Drive, Orlando, Florida 32818. Lease File #10247. District 6. (Real Estate Management Division)
28. **24-487** Approval and execution of Utility Easement between The School Board of Orange County, Florida and Orange County, Florida and authorization to record instrument for SE-3049/Meadow Woods Middle School OCU File No. 98671. District 4. (Real Estate Management Division)
29. **24-488** Approval of Access and Utility Easement between Suburban Land Reserve, Inc. and Orange County and authorization to record instrument for Sunbridge Parkway Segment 1 Permit 17-E-054 OCU File #94166. District 4. (Real Estate Management Division)
30. **24-489** Approval and execution of Interlocal Agreement relating to the transfer of retention ponds and drainage canal between the City of Winter Garden, Florida and Orange County, Florida, Resolution 2024-M-09 of the Orange County Board of County Commissioners regarding authorization to convey certain county property interests to the City of Winter Garden, Florida in Accordance with Section 125.38, Florida Statutes, Assignment of Easement by Orange County in favor of City of Winter Garden, two County Deeds by Orange County and City of Winter Garden and authorization to record instruments for Teagarden Court and Basin Street Pond Transfer to Winter Garden. District 1. (Real Estate Management Division)
31. **24-490** Approval of Signalization Easement between Phillips Grove Homeowners Association, Inc. and Orange County, approval and execution of Use

Agreement between Phillips Grove Homeowners Association, Inc. and Orange County, and authorization to record instruments for Wandering Way-Apopka Vineland Road Signal Permit 23-E-137. District 1. (Real Estate Management Division)

G. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **24-491** Receipt and filing of Head Start Policy Council Program Information and Updates February 2024 and Head Start Policy Council Meeting Minutes January 18, 2024 for the official county record. (Head Start Division)

H. CORRECTIONS DEPARTMENT

1. **24-492** Approval and execution of Criminal Justice User Agreement between Florida Department of Law Enforcement and Orange County Corrections to allow for the operation and regulation of the Florida Criminal Justice Network for information and data-sharing by criminal justice agencies. (Fiscal and Operational Support Division)

I. FIRE RESCUE DEPARTMENT

1. **24-493** Approval and execution of Exhibit 1 - Federal Programs and Resources Awarded for Grant Agreement Number: R0861.
2. **24-494** Approval and execution of Exhibit 1 - Federal Programs and Resources Awarded for Grant Agreement Number: R0862.
3. **24-495** Approval and execution of Affiliation Agreement between Orange County, Florida and Orlando Medical Institute, Inc. related to Fire Rescue's EMT and Paramedic Educational Field Experience Program. There is no cost to the County.

J. HEALTH SERVICES DEPARTMENT

1. **24-496** Approval and execution of the renewal Paratransit Services License for Unicare Transport Services to provide wheelchair/stretchers service. The term of this license shall be from April 1, 2024, and will terminate on March 31, 2026. There is no cost to the County. (EMS, Office of the Medical Director)
2. **24-497** Approval and execution of the renewal Paratransit Services License for Lifefleet Southeast d/b/a American Medical Response to provide wheelchair/stretchers service. The term of this license shall be from March 26, 2024, and will terminate on March 25, 2026. There is no cost to the County. (EMS, Office of the Medical Director)

K. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **24-498** 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 24-0039	LC 24-0061	LC 24-0093	LC 24-0034	LC 24-0075
LC 24-0097	LC 24-0072	LC 24-0098	LC 24-0037	LC 24-0078
LC 24-0088	LC 24-0081	LC 24-0109	LC 24-0084	LC 24-0095
LC 24-0094	LC 24-0086	LC 24-0083	LC 24-0067	LC 24-0103
2. **24-499** Approval of the Neighborhood Grants Advisory Board recommendations for February 2024 Neighborhood Beautification Grants to Bay Hill Village Club Condominium Association, Inc. (\$5,000), Heritage Place (\$6,659.42), Palm Lake Homeowners' Association (\$10,400), Sand Lake Hills (\$15,000), Country Landing Homeowners' Association (\$15,000), Lake Jewell Heights (\$15,000), Robinson Hills Homeowners' Association (\$8,150), Granada Woods (\$15,000), Oak Ridge Estates (\$15,000), Simmons-Kennedy (\$15,000), Meadow Woods (\$15,000), and Georgetown Estates and Winter Park Forest (\$15,000) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreements. Districts 1, 2, 3, 4, and 5. (Neighborhood Services Division)
3. **24-500** Approval of the Neighborhood Grants Advisory Board recommendations of the February 2024 Sustainable Communities Grants: Fox Briar Subdivision (\$4,125) and Sylvan Hylands (\$1,000) and authorization for the Director of Planning, Environmental, and Development Services to execute the associated grant agreement. Districts 2 and 6. (Neighborhood Services Division)

L. PUBLIC WORKS DEPARTMENT

1. **24-501** Approval and execution of Joint Project Agreement for Utility Lines Construction by and among Orange County, Florida and City of Winter Garden for East Bay Street Sub Area 2 Paving and Drainage Project by and among Orange County, Florida, and City of Winter Garden. District 1. (Engineering Division)
2. **24-502** Approval to record the Right-of-Way Declaration and Maintenance Map for O'Berry Hoover Road/Fangorn Road. District 4. (Roads and Drainage Division)
3. **24-503** Approval and execution of Interlocal Agreement between Osceola County and Orange County for roadway and traffic signal construction and maintenance at the Narcoossee Road/Boggy Creek Road Intersection. District 4. (Roads and Drainage Division)

4. **24-504** Approval and execution of Proportionate Share Agreement for Fifty South Student Housing Alafaya Trail and Colonial Drive by and between 50 South Property Owner LLC and Orange County for a proportionate share payment in the amount of \$273,927. District 5. (Roadway Agreement Committee)
5. **24-505** Approval and execution of Bus Service Agreement 24-C50 by and between Central Florida Regional Transportation Authority d/b/a LYNX (LYNX) and Orange County, Florida relating to providing enhanced bus service in Orange County, Florida under the Accelerated Transportation Safety Program (ATSP) in the amount of \$4,316,632. All Districts. (Transportation Planning Division)
6. **24-506** Approval and execution of the Memorandum of Agreement between Orange County and Central Florida Regional Transportation Authority d/b/a LYNX for Transit Planning In Kind and Reimbursable Services. Districts 1 and 6. (Transportation Planning Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **24-423** Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Apopka Ordinance # 3041 with Exhibit A (Sketch of Description). Ordinance 3041 entitled: An Ordinance of the City of Apopka, Florida, granting the petition of Double B Development, LLC, establishing and naming the Golden Gem Community Development District pursuant to Chapter 190, Florida Statutes; describing the external boundaries, the functions and powers of the district; designating five persons to serve as the initial members of the district board of supervisors; providing a severability clause; and providing an effective date.
 - b. Golden Gem Community Development District with attached Resolution. Resolution 2024-04 entitled: A resolution of the board of supervisors of Golden Gem Community Development District designating a registered agent and registered office of the district and providing for an effective date.
 - c. Golden Gem Community Development District Proposed Budget Fiscal Year 2024.
 - d. Golden Gem Community Development District Board of Supervisors Fiscal Year 2024 Meeting Schedule.
 - e. Florida Public Service Commission Memorandum RE: Docket No. 20210015-EI - Petition for rate increase by Florida Power & Light Company

and March 5, 2024 Regular Agenda.

f. Florida Public Service Commission Conference Agenda, Tuesday March 5, 2024 at 9:30 a.m. The location: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148.

g. City of Orlando Voluntary Annexation Request - Jetport - ANX2023-10002. Notice of Proposed Enactment. On March 11, 2024, the Orlando City Council will consider proposed Ordinance #2023-28, 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 the Wetherbee Road, south of Palmbay Drive and north of OUC Railroad and compromised of 166 acres of land, more or less; providing for severability, correction of scrivener's errors, and an effective date. A public hearing on this Ordinance will be held during Council's regular meeting beginning at 2:00 p.m., in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

h. City of Orlando Annexation Ordinance No. 2023-47 with Exhibit A (Legal Description), Exhibit B, (Location Map), Exhibit C, (Future Land Use Map), Exhibit D, (Zoning Map). Ordinance No. 2023-47, page 4 of the Ordinance revised to reflect revised adoption date of 8 day of January 2024.

i. Audit Report No. 507 - Audit of the Air Pollution Control Trust Fund Program Fiscal Year 2023.

j. Audit Report No. 508 - Audit of Neighborhood Services' Collection of Lot Cleaning Assessments.

These items were received and filed.

I. CONSENT AGENDA

A. COUNTY MAYOR

1. **24-442** Approval to pay the property taxes for 438 West Kaley Street, Orlando, Florida 32806, prior to April 1, 2024, and prior to the conveyance of the property.

Board discussion ensued following Board approval of the Consent agenda item. County Comptroller Diamond, County Administrator Brooks, and Senior Assistant County Attorney Whitney Evers contributed to the discussion.

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. **24-507** Selection of one firm and two ranked alternates to provide Design Services for Orange County Barber Park Recreation Center (LEED), Request for Proposals Y23-824-RC, from the following three firms, listed alphabetically:

- Borelli + Partners, Inc.
- KZF Design LLC dba KMF Architects
- OLC Architecture, Interiors and Aquatics

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

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to appoint KZF Design LLC d.b.a KMF Architects, 466.50 points, as the selected firm; and further, appoint Borelli + Partners, Inc., 419.50 points, and OLC Architecture, Interiors and Aquatics, 309.50 points as the selected ranked alternates. 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 MAYOR

1. **24-508** Legislative Wrap-up. (Legislative Affairs Office)

Board discussion ensued. County Attorney Newton and County Comptroller Diamond contributed to the discussion.

The Board took no action.

C. PUBLIC WORKS DEPARTMENT

1. **24-509** Approval and execution of 1) Operations Phasing Agreement by and among Orange County, Florida, Osceola County, Florida, Seminole County, Florida, County of Volusia, Florida, City of Orlando, Florida, Florida Department of Transportation and Central Florida Commuter Rail Commission and 2) Third Amendment to Interlocal Governance Agreement.

The following person addressed the Board: Secretary Tyler.

A motion was made by Mayor Demings, seconded by Commissioner Wilson, to approve and execute 1) Operations Phasing Agreement by and among Orange County, Florida, Osceola County, Florida, Seminole County, Florida, County of Volusia, Florida, City of Orlando, Florida, Florida Department of Transportation and Central Florida Commuter Rail Commission and 2) Third Amendment to Interlocal Governance Agreement between Orange County and the other Local Government Funding Partners. 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

Board discussion ensued. County Administrator Brooks contributed to the discussion.

IV. WORK SESSION AGENDA

A. COUNTY MAYOR

1. **24-510** Transportation Sales Tax.

Board discussion ensued. County Administrator Brooks contributed to the discussion.

The following person addressed the Board: Tiffany Holmer Hawkins.

The Board took no action.

V. RECOMMENDATIONS

1. **24-511** March 7, 2024 Board of Zoning Adjustment Recommendations

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: 4 - Mayor Demings, Commissioner Wilson, Commissioner Uribe, and Commissioner Gomez Cordero

Absent: 3 - Commissioner Moore, Commissioner Bonilla, and Commissioner Scott

VI. PUBLIC HEARINGS

A. Municipal Service Benefit Unit

1. **24-327** Harvest at Ovation, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Harvest at Ovation, which consists of 166 lots.

Location: District 1; Section 29, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the Staff Report dated March 12, 2024. The motion carried by the following vote:

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

Absent: 2 - Commissioner Bonilla, and Commissioner Scott

2. **24-328** Highland Ridge Area, amend for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) maintenance at Highland Ridge Phase 2, which will add 161 lots from Highland Ridge Phase 2.

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 12, 2024. The motion carried by the following vote:

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

Absent: 2 - Commissioner Bonilla, and Commissioner Scott

3. **24-329** International Drive - SR 535 South to Osceola County Line Area, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for International Drive - SR 535 streetlighting to include Ten Acres International Orlando which consists of 1 lot.

Location: District 1; Section 33, Township 24, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the Staff Report dated March 12, 2024. The motion carried by the following vote:

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

Absent: 2 - Commissioner Bonilla, and Commissioner Scott

4. **24-330** Lingo Lane, establish for streetlighting; District 3

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting at Lingo Lane, which consists of 18 lots.

Location: District 3; Section 10, 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 12, 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

5. **24-331** Meadow Woods Planned Development, amend for streetlighting; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting, to include 68 lots of Chase Landing subdivision into the Meadow Woods Planned Development

district.

Location: District 4; Section 30, Township 23, Range 24; 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 12, 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

6. 24-332 Orangewood / Westwood Area, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at Orangewood / Westwood Area to include Paradiso Grande Phase 4 and PAC I - Drive Apartments.

Location: District 1; Section 13, Township 24, Range 28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the Staff Report dated March 12, 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

7. 24-333 Osprey Ranch - Phase 1, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) at Osprey Ranch - Phase 1, which consists of 214 lots.

Location: District 1; Section 29, 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 12, 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

8. 24-334 Palms at Windermere, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and for retention pond(s) at Palms at Windermere, which consists of 57 lots.

Location: District 1; Section 34, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the Staff Report dated March 12, 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. Petition to Vacate

9. 24-335 Case # PTV 23-10-042

Hector Torres, vacate a portion of an unopened and unimproved right-of-way; District 2

Consideration: Resolution granting Petition to Vacate # 23-10-042, vacating a portion of a 30-foot-wide unopened and unimproved right-of-way known as Coast Line Avenue that lies along the north property line of a residential parcel located in the West Orange Park Subdivision containing approximately 0.22 acres.

Location: District 2; The parcel address is 9921 Lake Meadow Road; S05/T22/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to approve the request listed in the Staff Report dated March 26, 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

10. 24-336 Case # PTV 23-05-020

Angie Aly, on behalf of Axel Arocho, vacate a portion of a drainage and utility easement; District 2

Consideration: Resolution granting Petition to Vacate # 23-05-020, vacating a 10-foot-wide portion of a 20-foot-wide by approximately 65-foot-long drainage and utility easement that lies along the north property line of their residential parcel located in the Saddlebrook Subdivision containing approximately 650 square feet.

Location: District 2; The parcel address is 3375 Furlong Way; S29/T22/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to approve the request listed in the Staff Report dated March 26, 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

11. 24-337 Case # PTV 21-05-030

Granville A Wynter, on behalf of Springtime Investment Group LLC, vacate a portion of a drainage easement; District 5

Consideration: Resolution granting Petition to Vacate # 21-05-030, vacating a portion of a 30-foot-wide by approximately 630-foot-long drainage easement that lies along the west property line of a residential parcel located in the Wedgefield Community containing approximately 0.43 acres.

Location: District 5; The parcel address is 20720 Sabal Street; S25/T23/R32; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Bonilla, seconded by Commissioner Gomez Cordero, to approve the request listed in the Staff Report dated March 26, 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. Shoreline Alteration/Dredge and Fill

12. 24-339 Case # SADF-23-10-027

IRB Land Trust Agreement, Lake Butler, permit; District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 23-10-027 to authorize the construction of a replacement seawall, faced with riprap and plantings, along the shoreline of Lake Butler, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigation Control District

Location: District 1; along the shoreline of Lake Butler, located at 11710 Lake Butler Boulevard, Windermere, Florida 34786; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-23-10-027) subject to the thirty (30) conditions of approval listed in the Staff Report dated February 26, 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. Board of Zoning Adjustment Board-Called

13. 24-263 Case # SE-24-01-122

Shane Carrigan for All Steel Buildings, January 4, 2024; District 3

Consideration: Request for a special exception and variance in the C-3 zoning district as follows: 1) Special Exception to allow an automobile towing service with onsite storage. 2) Variance to allow a maximum onsite storage of 45 inoperable vehicles in lieu of a maximum onsite storage of 30 inoperable vehicles.

Location: District 3; property located at 5301 S. Orange Blossom Trail, Orlando, FL 32839; Orange County, Florida (legal property description on file at Zoning Division)

The following persons addressed the Board:

- Robert Stuart
- Nancy Campiglia
- Jacqueline Davenport

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until June 4, 2024, 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 Bonilla

Absent: 1 - Commissioner Scott

E. Planning and Zoning Commission Board-Called Rezoning**14. 24-324 Case # RZ-24-01-121**

Jeanne Reed, January 18, 2024; District 3

Consideration: Request to rezone from R-1A (Single-Family Residential District) to R-2 (Residential District) in order to construct a duplex on 0.23-gross acre. Additionally, a lot width variance is requested to allow for 75 foot lot width in lieu of 80 feet.

Location: District 3; property located at 1601 Jessamine Ave; generally located south of Curry Ford Rd, east of S. Bumby Ave, on the east side of Jessamine Avenue; Orange County, Florida (legal property description on file)

New Restriction as follows:

1. Development shall be limited to two (2) dwelling units.

The following person addressed the Board: Earl Reed (phonetic).

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, approve the rezoning request from R-1A (Single-Family Dwelling District) to R-2 Restricted (Residential District) zoning including a

variance for lot width from 80 feet to 75 feet; and further, approve one (1) new restriction. 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

F. Preliminary Subdivision Plan

15. **24-265** Case # PSP-23-04-141

Steven Thorp, AICP, Dream Home Finders., Diocese Subdivision PD - UNP
/ Diocese of Orlando Preliminary Subdivision Plan; District 1

Consideration: Diocese Subdivision PD - UNP / Diocese of Orlando Preliminary Subdivision Plan, Case # PSP-23-04-141, submitted in accordance with Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207; This Preliminary Subdivision Plan (PSP) is a request to subdivide 59.56 acres to construct 183 single-family residential dwelling units. In addition, the following waiver from Orange County Code is requested: A waiver from Orange County Code Section 38-1384(i)(4) is granted to eliminate the requirement for vehicular access to garages or other off-street parking surfaces on all lots greater than fifty (50) feet in width that face neighborhood squares and parks to be provided from a rear alley easement or from a front driveway where the garages are located at or beyond the rear wall of the primary structure, specifically on Lots 15, 130, 144, 147, 151-153, 156, 159-161, 164-166, 169-170 and, 174-176

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

The following persons addressed the Board:

- Scott Gentry
- Matthew Ghofrani

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-eight (38) conditions of approval listed under the Development Review Committee Recommendation in the Staff Report dated February 29, 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

G. Substantial Change

16. **24-013** Case # CDR-23-08-241

Bryan Potts, Tannath Design, Inc., Harbor Bend Planned Development

(PD), amend plan; District 3 (Continued from January 23, 2024)

Consideration: A PD substantial change to change the approved commercial uses from 61,753 retail square feet to 50,272 square feet of hotel with 122 rooms; increase maximum building height for commercial uses from 35 feet to 50 feet; and update associated plan notes; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 3; property located at 6347 Narcoossee Road; East of S. Goldenrod / North of Narcoossee Road; Orange County, Florida (legal property description on file in Planning Division)

New Conditions of Approval # 17, # 18, # 19, # 20 & # 21:

17. The hotel shall have a maximum building height of 47 ft.

18. With the exception of delivery vehicles serving the hotel, dual-rear wheel vehicles, including semi-trucks, shall be prohibited on site.

19. Outdoor balconies and exterior room access shall be prohibited.

20. Enhanced landscaping shall be provided along the eastern boundary of the property with tree plantings required every 25 feet on center, alternating between live oaks and magnolias.

21. A 6 ft. tall opaque vinyl fence shall be provided along the eastern boundary of the property, between the enhanced landscaping and east property line.

The following persons addressed the Board:

- Tom Sullivan
- Buckley Davis (phonetic)
- Jeanette Washington
- Beth Palmer
- Hilda Vazquez
- Bryan Potts

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Tom Sullivan.

After discussion with the District 3 Commissioner New Condition of Approval # 18 to read as follows:

18. With the exception of delivery vehicles serving the hotel, dual-rear wheel vehicles, including semi-trucks, shall be prohibited on site to include the front portion to the right of way.

Previous Condition of Approval # 17 is renumbered to Condition of Approval # 22:

~~47.~~ 22. Except as amended, modified, and / or superseded, the following BCC Conditions of Approval, dated March 18, 1997 shall apply:

a. Prior to platting, the developer shall record an aviation easement on this property, subject to approval by the Greater Orlando Aviation authority. Deed covenants shall specify that there is an aviation easement and all buyers of lots shall be notified of the easement prior to any closing on any lot.

b. Lots shall have a minimum lot size of 45 feet by 100 feet

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the seventeen (17) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated February 29, 2024; further, approve new Conditions of Approval #17, #18, #19, #20, and #21; and further, approve renumbered Condition of Approval #22. 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

17. 24-325 Case # CDR-23-09-297

Julie Salvo, Tavistock Development Company, Ginn Property Planned Development (PD), amend plan; District 4

Consideration: A PD substantial change to allow the C-2 use of new and used car dealers on Parcel 6B; Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

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

New Condition of Approval # 13:

13. The developer will be required to submit an operational analysis for the proposed development on each of Parcels 6B, 6C, and 1B. Based on CMS data as of March 2024, the developer acknowledges that proportionate share mitigation offered to offset transportation concurrency deficiencies attributable to such development is anticipated to contemplate the construction of a traffic signal and/or other operational improvement at the intersection of J Lawson Boulevard and Wyndham Lakes Boulevard; accordingly, prior to or in connection with execution of a proportionate share agreement for one or more of those parcels (the "Proportionate Share Agreements"), the developer will enter into an agreement with the County to pipeline proportionate share mitigation paid in connection with development of those parcels into construction of the signal and/or other operational improvement. Proportionate share amounts paid to the County pursuant to the Proportionate Share Agreements shall be creditable against transportation impact fees for the subject project(s).

The following persons addressed the Board:

- Julie Salvo

- Angela Tripodo

Previous Conditions of Approval # 13, # 14, # 15, # 16, # 17, # 18, # 19 & # 20 are renumbered to Conditions of Approval # 14, # 15, # 16, # 17, # 18, # 19, # 20 & # 21:

~~13.~~ 14. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated November 15, 2022 shall apply:

a. The multi-family buildings shall be pulled up to the building setback along J Lawson Boulevard, unless impeded by utilities, and no parking shall be located between the buildings and the right-of-way. In addition, the facades of the buildings pulled up to J Lawson Boulevard shall be treated as primary facades, and direct pedestrian connections from building entrances to the sidewalk along J Lawson Boulevard shall be provided.

b. Pedestrian connections shall be provided from each of the buildings facing Wyndham Lakes Boulevard to the sidewalk along Wyndham Lakes Boulevard.

c. The following waivers from Orange County Code are granted:

d. A waiver from Orange County Code Section 38-1258(c) to all for a maximum building height of fifty-five (55) feet/four (4) stories for multifamily development in Parcel 6C, in lieu of a maximum building height of forty (40) feet/three (3) stories.

e. A waiver from Orange County Code Section 38-1254(2) (a) to allow for a minimum building setback of fifteen (15) feet on the south side of J. Lawson Blvd and on the east side of Wyndham Lakes Blvd in Parcel 6C, in lieu of a minimum building setback of twenty-five (25) feet.

f. A waiver from Orange County Code Section 38-1479(b) to allow for a minimum parking space size of one hundred sixty-two (162) square feet (nine (9) feet x eighteen (18) feet) in Parcel 6C, in lieu of a minimum parking space size of one hundred eighty (180) square feet (either nine (9) feet x twenty (20) feet or ten (10) feet x eighteen (18) feet).

~~14.~~ 15. Except as amended, modified, and/or superseded, the following Board Conditions of Approval, dated October 27, 2020, shall apply:

~~15.~~ 16. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated September 22, 2020 shall apply:

a. A waiver from Orange County Code Section 38-1476 (Kennels and Veterinary Clinics) is granted to allow the required parking to be calculated at 22 spaces in accordance with an approved parking study, in lieu of the required parking ratio of one space per 300 square feet.

~~16.~~ 17. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated September 18, 2018 shall apply:

- a. Pole signs and billboards shall be prohibited. All other signage shall comply with Chapter 31.5 of the Orange County Code, as may be amended.
- b. A waiver from Orange County Code Section 31.5-67(f) is granted to allow three (3) ground signs in lieu of two (2) ground signs on Lot 1 with a right-of-way frontage in excess of four hundred (400) linear feet, provided that any pole signs and ground signs on the parcel shall be separated from each other by a distance of not less than one hundred (100) feet, and that any ground sign shall be separated from any other ground sign on the parcel by a distance of not less than one hundred (100) feet.
- c. A waiver from Orange County Code section 31.5-15(a)(1) is granted to allow for copy area for Lot 2 on the multi-tenant ground sign, in lieu of no ground sign copy area for Lot 2 due to its lack of right-of-way frontage.

~~47.~~ 18. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated September 20, 2016 shall apply:

- a. The project shall with the terms and conditions of the Ginn Development of Regional Impact Developer's Agreement and the Boggy Creek Bridge Agreement, as both may be amended from time to time.
- b. All acreages identified as conservation areas and wetland buffers are considered approximate until finalized by a Conservation Area Determination (CAD) and a Conservation Area Impact (CAI) Permit. Approval of this plan does not authorize any direct or indirect conservation area impacts.
- c. Prior to mass grading, clearing, grubbing or construction, the applicant is hereby noticed that this site must comply with habitat protection regulations of the U.S. Fish and Wildlife Service (USFWS) and the Florida Fish & Wildlife Conservation Commission (FWC).
- d. The following waivers from Orange County Code are granted for development within PD Parcels 1a, 1b, 4, 5, and 6 only:
 - 1) A waiver from Section 30-1251(b) to allow a maximum Impervious Surface Ratio (ISR) of 0.55 for residential use, in lieu of a maximum ISR of 0.30;
 - 2) A waiver from Section 38-1272(a)(5) to allow a maximum non-residential height of fifty (50) feet, or one-hundred twenty (120) feet for hotel use, in lieu of a maximum height of fifty (50) feet or thirty-five (35) feet when within one-hundred (100) feet of any residential district (internal or external to the PD); and
 - 3) A waiver from Section 38-1327 to allow a maximum Impervious Surface Ratio (ISR) of 0.85 for commercial, industrial and office uses, in lieu of a maximum ISR of 0.70.

~~48.~~ 19. Except as amended, modified, and / or superseded, the following Board Conditions of

Approval, dated October 20, 2015, shall apply:

- a. Prior to or concurrently with the County's approval of the plat, documentation shall be provided from Orange County Public Schools that this project is in compliance with the Capacity Enhancement Agreement. Unless the property is otherwise vested or exempt, the applicant shall be subject to school concurrency and required to go through the review process prior to platting.
- b. Public right-of-way access for the required interconnection between Greenway Park DRI and Boggy Creek Enclave PO to the south shall be provided from a point on Beacon Park Blvd. through Parcel 1B within the Greenway Park DRI to the right-of-way stub-out provided in the Boggy Creek Enclave PD. The 50-foot wide right-of-way shall be dedicated to Orange County prior to the issuance by Orange County of any Certificate(s) of Occupancy, whether temporary or permanent, for improvements on Parcel 1B totaling more than 40% of the total permitted Development Program within Parcel 18, as measured by the total number of traffic trips associated with such Parcel 18 Development Program. The 50-foot wide dedicated right-of-way is not an impact fee eligible dedication or road. Therefore, road impact fee credits shall not be issued for such dedication. Traffic trips and the Development Program for the Greenway Park DRI, including Parcel 18, shall not be reduced, altered, or diminished by, or because of, traffic trips entering the Greenway Park DRI to or from the Boggy Creek Enclave PD; such provision shall be memorialized by a duly approved amendment to the Development Order for the Greenway Park DRI.

~~19.~~ 20. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated January 7, 2014, shall apply:

- a. A waiver from Orange County Code Section 38-1272(a) (i) is granted to allow for a maximum I.S.R. of 0.85 (eighty-five percent), in lieu of a maximum I.S.R. of 0.70 (seventy percent).

~~20.~~ 21. Except as amended, modified, and / or superseded, the following Board Conditions of Approval, dated April 28, 2009, and July 9, 2002 shall apply:

- a. Master stormwater, water, reclaim water and wastewater plans including preliminary calculations shall be submitted and approved prior to approval of construction plans.
- b. All commercial uses within the PD shall comply with the Commercial Design Standards Ordinance. Industrial and Office uses shall comply with the lighting standards established in the Commercial Design Standards Ordinance.
- c. Developer shall comply with Airport Noise Ordinance 2000-07.
- d. Prior to platting any residential property adjacent to Park P-1, this tract shall be dedicated at no cost to Orange County.
- e. Unless the property is vested and/or exempt, the applicant shall be subject to school concurrency and required to go through the review process prior to platting.

f. Prior to the mass grading of Parcel 5, a 6-foot high PVC fence shall be constructed along the south property line of Parcel 5. However, if the property to the south is rezoned to non-residential uses prior to that time, the fence is not required.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the twenty (20) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated February 29, 2024; further, approve new Condition of Approval #13; and further, approve renumbered Conditions of Approval #14, #15, #16, #17, #18, #19, #20, and #21. The motion carried by the following vote:

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

Nay: 1 - Commissioner Wilson

Absent: 1 - Commissioner Scott

18. 24-326 Case # CDR-23-09-295

Chad Moorhead, P.E., Madden, Moorhead & Stokes, LLC, Spring Isle Planned Development (PD), amend plan; District 4

Consideration: A PD substantial change to add the C-3 use of veterinary services with outdoor runs or compounds, animal shelters, boarding kennels, animal compounds, training of animals, and cat and dog grooming to Parcel H; Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 4; property generally located North of Avalon Park Boulevard / East of Golden Isle Boulevard; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Frank Hoffman (phonetic).

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to make a finding of consistency with the Comprehensive Plan; and further, 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 February 29, 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

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

19. 24-338 Adoption of Future Land Use Map Amendment SS-22-08-074 and Ordinance, Garry Muzzonigro

a. Amendment SS-22-08-074

Consideration: To change the Future Land Use designation from Rural Settlement 1/5 (RS 1/5) to Rural Settlement 1/2 (RS 1/2) in order to split the lot and allow for two homes, pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code

Location: District 1; property located at 1700 Phil C. Peters Road; Generally on the west side of Avalon Road, south of Phil C. Peters Road; Orange County, Florida (legal property description on file in Planning Division)

And

b. Ordinance for Proposed Amendment

Consideration: AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING SMALL-SCALE DEVELOPMENT AMENDMENTS PURSUANT TO SECTION 163.3187, FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES.

The public hearing was withdrawn.

I. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments and Ordinance, and Concurrent PD Substantial Change Request

20. **24-007** Adoption of Future Land Use Map Amendment SS-23-04-013, FLU8.1.4 Text Amendment 23-04-FLUE-7, Ordinance, and PD Substantial Change Request CDR-23-03-119, Ryan Abrams (Continued from January 9, 2024)

a. Amendment SS-23-04-013

Consideration: A request to change the Future Land Use designation from Commercial (C) to Planned Development - Commercial / Medium-High Density Residential (PD-C/MHDR) in order to allow for the conversion of 215 hotel rooms to 215 multi-family units, pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 1; property located at 9350 Turkey Lake Road; located generally west of Turkey Lake Road and north of Sand Lake Commons Boulevard; Orange County, Florida (legal property description on file in Planning Division)

And

b. Amendment 23-04-FLUE-7

Applicant: Ryan Abrams, Amendment 23-04-FLUE-7

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.

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 Small-Scale development amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

d. CDR-230-0-119

Consideration: A PD Substantial Change request to the Sand Lake Commons Planned Development / Land Use Plan (PD/LUP) to convert 215 existing hotel rooms to 215 multi-family residential units. In addition, the following waiver is requested from Orange County Code: 1. A waiver is requested from Section 38-1501 to allow a minimum living area of 320 square feet in lieu of 500 square feet; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 1; property located at 9350 Turkey Lake Road; located generally west of Turkey Lake Road and north of Sand Lake Commons Boulevard; Orange County, Florida (legal property description on file in Planning Division)

Revised waiver:

A waiver is requested from Orange County Code Section 38-1501 ~~is granted~~ to allow a minimum living area of 320 square feet for 152 units, in lieu of 500 square feet.

(33 of the units will be over 500 square feet)

New Condition of Approval #13:

13. Prior to Certificate of Occupancy, a restriction shall be recorded in the public records for Orange County limiting the occupancy of any unit less than 500 square feet to no more than two (2) occupants.

Previous Condition of Approval #13 is renumbered to Condition of Approval #14.

~~13.~~ 14. Except as amended, modified, and / or superseded, the following BCC Conditions of Approval, dated March 26, 1996 shall apply:

a. Prior to construction plan approval, certification with supporting calculations shall be submitted which states that this project is consistent with the approved master drainage plan for this PD.

b. Cross easements for access, drainage, and utilities shall be recorded for proposed improvements.

The following person addressed the Board: Kevin Harrison.

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Kevin Harrison.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-23-04-013, Planned Development - Commercial / Medium - High Density Residential (PD-C/MHDR) Future Land Use; further, adopt the associated Text Amendment 23-04-FLUE-7; further, adopt the associated Ordinance 2024-02; further, approve the substantial change request Case # CDR-23-03-119, subject to the thirteen (13) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated March 26, 2024; further, approve the revised waiver; further, approve new Condition of Approval #13; and further, approve renumbered Condition of Approval #14. 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

J. Comprehensive Plan - Transmittal of Regular Cycle Amendment

21. 24-340 Transmittal of Future Land Use Map Amendment 2023-3-A-1-1, Kathy Hattaway Walt Disney Imagineering

a. Amendment 2023-3-A-1-1

Consideration: Requested Future Land Use Map Amendment to apply the Village (V) FLUM designation to the subject property through the expansion of the Horizon West Village H Special Planning Area boundary and assign the Apartment District and Wetland Special Planning Area land use designations to the site;

Location: District 1; Generally located South and West of Hartzog Road, West of SR 429, and East of Avalon Rd.; 114.23 gross ac.

The following persons addressed the Board:

- Kathy Hattaway
- Tajiana Ancora - Brown (phonetic)
- Adriana Sequila (phonetic)
- Micah Bass
- Alex Cabrera
- Terri Morabito
- Penny Seater
- Charles Hassell
- Maytee de la Torre
- Ken Chapman
- Joel Hunter

- Jose Rodriguez
- Mark Witko
- Marcos Araujo
- Marcelo Tournier
- Matt Wieringa
- Kevin Lozano
- Nicholas Abrahams
- Amber Homberger
- Clinton Burnham
- Romulo Martinez
- Jerry Moser
- Carl Pfeiffer
- Patti Robinson
- Vitali Ivanov
- Clinton McCracken
- Penelope Bissoondatt
- Kelly Semrad
- Shelley Lauten
- Sarah Hibbs
- Jack Banas
- Nick Ortego
- James Beltz
- Sue Knapp
- Kelly Vanarsdall
- Cesar Sanchez
- Diana Sanchez
- Brian Terpenning
- Nick Albertson
- Eric Grimmer
- Gretchen Robinson
- Lisa Palmer
- Calvin Pham
- Ladara Royal
- Stephen Lewis
- Cliff Long
- Kathie Southern
- Vicki Vargo
- Todd Rimmer (phonetic)
- Muhammad Abdullah (phonetic)
- Kimberley Shriver (phonetic)

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

- Exhibit 1, from Kathy Hattaway
- Exhibit 2, from Tajiana Ancora - Brown

- Exhibit 3, from Romulo Martinez
- Exhibit 4, from Patti Robinson
- Exhibit 5, from Kelly Semrad
- Exhibit 6, from Sarah Hibbs
- Exhibit 7, from Nick Albertson

A motion was made by Commissioner Wilson to not transmit Amendment 2023-3-A-1-1. No seconder for the motion was announced.

A motion was made by Mayor Demings, seconded by Commissioner Uribe, to make a finding that the information contained in the application for the proposed amendment is sufficiently complete; further, make a finding that the proposed amendment has the potential to be found "in compliance," as defined by Section 163.3184(1)(b), Florida Statutes; and further, transmit Amendment 2023-3-A-1-1 to the state reviewing agencies. The motion carried by the following vote:

Aye: 4 - Mayor Demings, Commissioner Moore, Commissioner Uribe, and Commissioner Gomez Cordero

Nay: 2 - Commissioner Wilson, and Commissioner Bonilla

Absent: 1 - 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: 6:58 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.