

BCC Mtg. Date: May 9, 2017

# **Orange County Government**

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



## **Final BCC Meeting Minutes**

**Tuesday, April 11, 2017**

**9:00 AM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

County Mayor Jacobs called the meeting to order at 9:06 a.m.

**Present:** 7 - Mayor Teresa Jacobs, Commissioner Bryan Nelson, Commissioner Jennifer Thompson, Commissioner Pete Clarke, Commissioner Betsy VanderLey, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

Others Present:

County Comptroller Phil Diamond as Clerk  
County Administrator Ajit Lalchandani  
Assistant County Administrator Chris Testerman  
County Attorney Jeffrey J. Newton  
Deputy County Attorney Joel Prinsell  
Deputy Clerk Katie Smith  
Senior Minutes Coordinator Noelia Perez  
Senior Minutes Coordinator Craig Stopyra

**Invocation**

Pastor Sarah Robinson, Audubon Park Covenant Church

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

Resolution recognizing National Service Recognition Day.

**Presentation**

Proclamation designating April 26, 2017 as Denim Day.

**Presentation**

Proclamation designating April 9 through 15, 2017 as National Public Safety Telecommunicators Week.

**Public Comment**

The following persons addressed the Board for public comment:

- Debbie Carr
- Sam Spence
- Bobby Beagles
- Cynthia Claytor
- David Siegel
- Malinda McIntosh
- Belinda Joseph
- Janet Ellery

- Monnet Gammeter
- Cary Lee Burch Jr.

## I. CONSENT AGENDA

### Approval of the Consent Agenda

The Mayor deferred action on Administrative Services Department Item 18; further, deferred action on Community, Environmental and Development Services Department Item 4; further, deferred action on Public Works Department Item 5; and further, a motion was made by Commissioner Clarke, seconded by Commissioner Thompson, to approve the balance of the Consent Agenda. The motion carried by the following vote:

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

### A. COUNTY COMPTROLLER

1. [17-422](#) Approval of the minutes of the February 7 and February 21, 2017 meetings of the Board of County Commissioners. (Clerk's Office)
2. [17-423](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Periods are as follows.
  - March 17, 2017, to March 23, 2017; \$20,136,310.91
  - March 24, 2017, to March 30, 2017; \$31,384,355.15
  - March 31, 2017, to April 6, 2017; \$62,167,259.27.(Finance/Accounting)
3. [17-424](#) Disposition of Tangible Personal Property as follows: (Property Accounting)
  - a. Scrap assets.
  - b. Dispose of asset totaled by our Third Party Administrator for its salvage value.

### B. COUNTY ADMINISTRATOR

1. [17-425](#) Approval of the Membership and Mission Review Board's recommendations for the following advisory board appointments: (Agenda Development Office)
  - A. Agricultural Advisory Board: Appointment of Anne Kathrein Markle to succeed Zachary Marimon in the flowering plant industry representative category with a term expiring December 31, 2017 and Angela L. Mack to succeed David R. Ward in the cattle industry representative category with a term expiring December 31, 2018.

B. Animal Services Advisory Board: Appointment of Deputy Sheriff Richard D. Risser to succeed Deputy Sheriff Michael Holt in the Orange County Sheriff's Office representative category with a term expiring December 31, 2018.

C. Children and Family Services Board: Appointment of Kyla L. Gutierrez to succeed Dr. Thomas Trevisani in the at large representative category with a term expiring December 31, 2017.

D. M/WBE Advisory Committee: Appointment of Maurice L. Pearson to succeed Elisha G. Gonzalez in the at large representative category with a term expiring June 30, 2019.

2.     [17-426](#)     Approval to pay the third quarter billing for the Orange County Property Appraiser in the amount of \$2,693,263.95. (Office of Management and Budget)
3.     [17-427](#)     Approval for the Orange County Sheriff's Office to spend \$24,000 from the FY 2017 Law Enforcement Trust Fund to provide eligible contributions to National Alliance on Mental Illness (\$1,500), Boy Scouts of America, Central Florida Council (\$7,500), and Boys & Girl Clubs of Central Florida (\$15,000). (Office of Management and Budget)
4.     [17-428](#)     Approval of budget amendments #17-29, #17-30, #17-31, #17-32, and #17-33. (Office of Management and Budget)
5.     [17-429](#)     Approval of budget transfer #17C-00000123. (Office of Management and Budget)
6.     [17-430](#)     Approval of CIP amendments #17C-123 and #17C-124. (Office of Management and Budget)
7.     [17-431](#)     Approval of Ratification of payment of Intergovernmental claims of December 15, 2016, December 29, 2016 and January 26, 2017 totaling \$1,219,413.07. (Risk Management Division)

#### **C. COUNTY ATTORNEY**

1.     [17-432](#)     Approval of proposed revisions to Administrative Regulations 7.13.02 and 7.14, titled "Employee and Volunteer Service Awards and Recognition" and "Working Meals and Refreshments at Events Relating to County Business."

#### **D. ADMINISTRATIVE SERVICES DEPARTMENT**

1.     [17-433](#)     Approval and execution of Mitigation Credit Purchase and Escrow Agreement by and between Southport Mitigation Bank, LLC and Orange County. District 1. (Capital Projects Division)

2. [17-434](#) Approval to award Invitation for Bids Y17-151-LC, Employee Shuttle Bus Services for Orange County Convention Center, to the low responsive and responsible bidder, Transtar Transportation Group, Inc. The estimated annual contract award amount is \$219,080 for a 1-year term. ([Convention Center Fiscal and Operations Support Division] Procurement Division)
3. [17-435](#) Approval to award Invitation for Bids Y17-160-MG, Speech, Language, Occupation and Physical Therapy Services for Head Start, to the sole responsive and responsible bidder, United Cerebral Palsy of Central Florida, Inc. The estimated contract award amount is \$114,375 for a 1-year term. ([Family Services Department Head Start Division] Procurement Division)
4. [17-436](#) Approval to award Invitation for Bids Y17-169-CH, Construction Services for the ADA Pedestrian Safety Improvement Program, to the low responsive and responsible bidders:

Bidders	Estimated Annual Contract Amount
Schuller Contractors Incorporated	\$853,440
Altair Environmental Group, LLC	\$881,850
Parthenon Construction Company	\$895,300

([Public Works Department Highway Construction Division] Procurement Division)
5. [17-437](#) Approval to award Invitation for Bids Y17-199-DG, Professional Consultant to Provide Fire Plans Review Services for the Fire Rescue Department, to the low responsive and responsible bidders, SAFEbuilt, LLC as the primary contractor, in the estimated contract award amount of \$239,672 and Universal Engineering Sciences as the secondary contractor, in the estimated contract award amount of \$256,920, for a 1-year term. ([Fire Rescue Department Planning and Technical Division] Procurement Division)
6. [17-438](#) Approval to award Invitation for Bids Y17-1001-DG, Right-of-Way Mowing - Bithlo Area, Section I, to the low responsive and responsible bidder, Lawnwalker Services, Inc. The estimated contract award amount is \$275,050 for the basic year. ([Public Works Department Roads and Drainage Division] Procurement Division)
7. [17-439](#) Approval to award Invitation for Bids Y17-1003-DG, Right-of Way Mowing - Three Points Area, Section II, to the low responsive and responsible bidder, Groundtek of Central Florida, LLC. The estimated contract award amount is \$253,050 for the basic year. ([Public Works Department Roads and Drainage Division] Procurement Division)
8. [17-440](#) Approval to award Invitation for Bids Y17-1017-DG, Liquid Chlorine, to the

- low responsive and responsible bidder, Allied Universal Corporation. The estimated contract award amount is \$308,137.50 for a 1-year term. ([Utilities Department Water Reclamation Division] Procurement Division)
9. [17-441](#) Approval to award Invitation for Bids Y17-719-CH, Reams Road Roadway Improvement Project, to the low responsive and responsible bidder, Gibbs & Register, Inc. The total contract award amount is \$5,423,019.65. ([Public Works Department Engineering Division] Procurement Division)
10. [17-442](#) Approval to award Invitation for Bids Y17-731-CC, Wittenstein Cottage ADA Upgrades and Renovations, to the low responsive and responsible bidder, CORE Engineering & Construction, Inc. The total contract award amount is \$460,625, which includes additive bid items 1, 2, and 3. ([Administrative Services Department Capital Projects Division] Procurement Division)
11. [17-443](#) Approval to award Invitation for Bids Y17-739-CC, Fire Station 86 - Bay Extension and Parking Lot Addition, to the low responsive and responsible bidder, Café Construction & Development, Inc. The total contract award amount is \$121,200. ([Administrative Services Department Capital Projects Division] Procurement Division)
12. [17-444](#) Approval of Amendment No. 3, Contract Y14-2075, Wraparound Orange Program Services, with Aspire Health Partners, Inc. in the estimated amount of \$130,000 for a revised total estimated contract amount of \$1,257,589, to extend services through July 31, 2017. ([Health Services Department Mental Health and Homeless Issues Division] Procurement Division)
13. [17-445](#) Approval of Amendment No. 3, Contract Y16-807, Design Services for the Orange County Convention Center West Building Roof Repairs with A/R/C Associates, Incorporated in the amount of \$152,403.40 for a revised contract amount of \$843,592.34. ([Convention Center Facility Operations Division] Procurement Division)
14. [17-446](#) Approval of Contract Y17-1045-MV, Paramedic Training Classes, to Valencia College in the estimated contract award amount of \$617,936 for a 1-year term. ([Fire Rescue Department Operations Division] Procurement Division)
15. [17-447](#) Approval of Contract Y17-1063-PD, CUES CCTV Equipment Maintenance, Repair and Service, with CUES-Orlando, in the estimated annual contract amount of \$100,000. ([Utilities Department Field Services Division] Procurement Division)
16. [17-448](#) Selection of Strollo Architects, Inc. to provide Design Services for Corrections-Campus Security Door/Lock Replacement, Request for Proposals Y17-801-RM. ([Administrative Services Department Capital Projects Division] Procurement Division)

17. [17-449](#) Approval and execution of County Deed from Orange County to Gascon Properties Inc and authorization to record instrument for Sale of Surplus Property Delora Drive. District 1. (Real Estate Management Division)
19. [17-451](#) Approval of Purchase Price Above Appraised Value, approval of Contract for Sale and Purchase and Warranty Deed from Charles A. Rawlins and Cernee I. Rawlins to Orange County, authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Pump Station 3895 (Arbor Ridge West Unit 7). District 5. (Real Estate Management Division)
20. [17-452](#) Approval of Purchase Price Above Appraised Value, approval of Contract for Sale and Purchase and Warranty Deed from New Earth Properties, LLLP, as to a one-half interest, and Masood Sabeti, as to a one-half interest to Orange County, authorization to disburse funds to pay purchase price and closing costs, and perform all actions necessary and incidental to closing for Lake Underhill Road (Goldenrod Road to Rouse Road). District 4. (Real Estate Management Division)
21. [17-453](#) Approval of Contract for Sale and Purchase and Warranty Deed from Jeri Spriggs, Inc. to Orange County, authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for White Road Parcel (Near Porter Transfer Station). District 2. (Real Estate Management Division)
22. [17-454](#) Approval of Special Warranty Deed and Utility Easement from Lennar Homes, LLC to Orange County and authorization to record instruments for Storey Park Parcel M Lift Station, Forcemain, Gravity Sewer Permit: 15-U-106 OCU File #: 82408. District 4. (Real Estate Management Division)
23. [17-455](#) Approval of Utility Easement from Meritage Homes of Florida, Inc. to Orange County and authorization to record instrument for Meadow Woods Parcel 30.1 Permit: 16-S-069 OCU File #: 87326. District 4. (Real Estate Management Division)

#### **E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

1. [17-456](#) 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 & 6. (Code Enforcement Division)

LC 17-0375 LC 17-0229 LC 17-0217 LC 17-0269 LC 17-0319  
LC 16-0707 LC 17-0338 LC 17-0226 LC 17-0274 LC 17-0320  
LC 16-1220 LC 17-0372 LC 17-0244 LC 17-0279 LC 17-0330

LC 17-0189 LC 17-0324 LC 17-0245 LC 17-0280 LC 17-0352  
LC 17-0207 LC 16-0862 LC 17-0251 LC 17-0283 LC 17-0354  
LC 17-0208 LC 16-0962 LC 17-0256 LC 17-0304 LC 17-0355  
LC 17-0343 LC 17-0206 LC 17-0257 LC 17-0312 LC 17-0358  
LC 17-0351 LC 17-0213 LC 17-0258 LC 17-0316 LC 17-0368

2. [17-457](#) Approval and execution of Second Amendment to the First Amended and Restated Bonnet Creek Resort Development Order. District 1. (Development Review Committee)
3. [17-458](#) Approval and execution of Resolution 2017-M-10 of the Orange County Board of County Commissioners regarding Authorization for Grant Administration. Districts 1 and 3. (Environmental Protection Division)
5. [17-460](#) Approval and execution of Proportionate Share Agreement for Lot 3 Lakeside Village II Reams Road Improvements: From Center Drive to Taborfield Avenue by and between Lakeside II Partners, LLC and Orange County for a proportionate share payment in the amount of \$106,030. District 1. (Roadway Agreement Committee)
6. [17-461](#) Approval and execution of Proportionate Share Agreement for Sweetwater Car Wash Reams Road Improvements: From Center Drive to Taborfield Avenue by and between Lakeside II Partners, LLC and Orange County for a proportionate share payment in the amount of \$74,221. District 1. (Roadway Agreement Committee)

#### **F. CONVENTION CENTER DEPARTMENT**

1. [17-462](#) Approval to increase the manning table by 10 Part-Time Rigging Technicians for the Convention Center.

#### **G. FAMILY SERVICES DEPARTMENT**

1. [17-463](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Frontline Outreach Head Start. This application is only executed by Orange County. (Head Start Division)
2. [17-464](#) Receipt and filing of Head Start Policy Council Program Information and Updates March 2017 and Head Start Policy Council Meeting Minutes February 16, 2017 for the official county record. (Head Start Division)
3. [17-465](#) Approval of April 2017 Neighborhood Pride Sign Grants as recommended by the Neighborhood Grants Advisory Board for Fairview Shores Neighborhood (\$5,000) and Arbor Ridge West II Neighborhood (\$5,000). Districts 2 and 5. (Neighborhood Preservation and Revitalization Division)



4. [17-466](#) Approval of April 2017 Neighborhood Pride Entranceway Grants as recommended by the Neighborhood Grants Advisory Board for Bel Air Hills Neighborhood Association (\$5,000); Bel Air Shores Neighborhood Association (\$5,000); and Lake Conway Woods Subdivision (\$5,000). District 3. (Neighborhood Preservation and Revitalization Division)
5. [17-467](#) Approval of the April 2017 Neighborhood Pride Capital Improvement Grant as recommended by the Neighborhood Grants Advisory Board for Homeowners Association of Eastbrook, Inc. (\$8,000). District 5. (Neighborhood Preservation and Revitalization Division)
6. [17-468](#) Approval of April 2017 Neighborhood Pride Landscaping Grant as recommended by the Neighborhood Grants Advisory Board for Golfside Villas Condominium Association (\$2,500). District 5. (Neighborhood Preservation and Revitalization Division)

#### **H. HEALTH SERVICES DEPARTMENT**

1. [17-469](#) Approval and execution of the renewal Certificate of Public Convenience and Necessity for Greater Orlando Aviation Authority to provide Advanced Life Support Transport Service. The term of this certificate is from April 30, 2017 through April 30, 2019. There is no cost to the County. (EMS Office of the Medical Director)
2. [17-470](#) Approval and execution of the renewal Certificate of Public Convenience and Necessity for Orlando Regional Healthcare to provide Advanced Life Support Interfacility Transport Service. The term of this certificate is from April 30, 2017 through April 30, 2019. There is no cost to the County. (EMS Office of the Medical Director)
3. [17-471](#) Approval and execution of the Paratransit Services License for Lifestar Transportation, LLC to provide wheelchair/stretchers service. The term of this license is from April 30, 2017 through April 30, 2019. There is no cost to the County. (EMS Office of the Medical Director)
4. [17-472](#) Approval to transfer equipment purchased with the State of Florida EMS Trust Fund and remove it from the EMS Office of the Medical Director inventory. (EMS Office of the Medical Director)
5. [17-473](#) Approval and execution of Amended - Hospital LIP/DSH Letter of Agreement by and between Orange County and the State of Florida, Agency for Health Care Administration in the amount of \$5,690,095 to go to Florida Hospital through the Intergovernmental Transfer Program. The Intergovernmental Transfer Program is the primary funding mechanism for Orange County's Primary Care Access Network (PCAN). (Medical Clinic)
6. [17-474](#) Approval and execution of Criminal Justice, Mental Health and Substance

Abuse Reinvestment Grant Contract No. LHZ51 between the Florida Department of Children and Families and Orange County Board of County Commissioners in the amount of \$1.2M for the period of April 1, 2017 through March 31, 2020. A dollar for dollar match is required. (Mental Health and Homeless Issues Division)

## **I. PUBLIC WORKS DEPARTMENT**

1. [17-475](#) Approval and execution of Agreement for Traffic Law Enforcement on Private Roads located in the gated community of Estates at Parkside by and between Orange County, Florida and Meritage Homes of Florida, Inc. District 1.
2. [17-476](#) Approval to decrease the speed limit on Reams Road between Peachtree Park Court and Fiquette Road from 55 mph to 45 mph. District 1. (Traffic Engineering Division)
3. [17-477](#) Approval to construct speed humps on Princess Diana Boulevard. District 6. (Traffic Engineering Division)
4. [17-478](#) Approval to construct speed humps on Wakulla Way. District 6. (Traffic Engineering Division)

## **J. UTILITIES DEPARTMENT**

1. [17-480](#) Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID: 30-22-32-0000-00-019, 30-22-32-0000-00-046, and 30-22-32-0000-00-051 by and between Spring Isle C, LLC, and Orange County. District 4. (Engineering Division)
2. [17-481](#) Approval and execution of Cost-Share Agreement Between the St. Johns Water Management District and Orange County Contract #28909 for the Water Wise Neighbor Program. District 2. (Water Division)
3. [17-482](#) Approval and execution of Cost-Share Agreement Between the St. Johns Water Management District and Orange County Contract #28910 for the Toilet Replacement Program. District 2. (Water Division)
4. [17-483](#) Approval and execution of Agreement By and Between SCI Funeral Services of Florida, LLC and Orange County for the Delivery and Use of Reclaimed Water. District 1. (Engineering Division)

## **II. INFORMATIONAL ITEMS**

### **A. COUNTY COMPTROLLER**

1. [17-484](#) Receipt of the following items to file for the record: (Clerk's Office)

a. Filing of Legal Notice and Orange County (OBT) Community Redevelopment Agency (CRA) Fiscal Year 2015-2016 Annual Report.

b. City of Orlando Voluntary Annexation Request - 3905 Edgewater Dr. - ANX2016-00014. Notice of Proposed Enactment. Proposed Ordinance 2017-16, 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 west of Greens Avenue, north of Golfview Boulevard, east of Edgewater Drive, and south of Little Lake Fairview, addresses as 3905 Edgewater Drive and comprised of 4.89 acres of land, more or less; amending the City's Adopted Growth Management Plan to designate the property as residential low intensity, on the City's Official Future Land Use Maps; designating the property as the R-1AA One Family Residential District along with the Wekiva Overlay District, on the City's Official Zoning Maps; providing for amendment of the City's Official Future Land Use and Zoning Maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date. 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.

This item was received and filed.

### **III. DISCUSSION AGENDA**

#### **A. COUNTY ADMINISTRATOR**

1. [17-485](#) 2020 NBA All-Star Weekend Event.

The following person addressed the Board: Alex Martins.

The Board took no action.

#### **NONAGENDA**

County staff provided the Board with an update on the wildfire situation in Orange County.

### **III. DISCUSSION AGENDA (Continued)**

#### **B. UTILITIES DEPARTMENT**

1. [17-486](#) Selection of one option for scheduled large item collection services to be added to the Orange County residential collection service contracts for 2018. All Districts. (Solid Waste Division)

County staff delineated collection schedules and estimated costs for each available option. Option 1 would include weekly large item collection compared to Option 2, which would include

large item collection scheduled every other week. During discussion, County staff noted that further action would be required during the budget public hearings.

A motion was made by Commissioner Clarke, seconded by Commissioner Siplin, to accept Option 1: weekly large item residential collection services for 2018. The motion carried by the following vote:

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

### **C. COUNTY COMPTROLLER**

1. [17-487](#) Presentation of the Annual Investment Report for FY 2016.

The following person addressed the Board: County Comptroller Diamond.

The Board took no action.

### **D. COUNTY MAYOR**

1. [17-488](#) Open Discussion on issues of interest to the Board.

Commissioner Siplin discussed OUC's utilities service disconnection plan for Tymber Skan Condominiums Section 2 and the associated health and human service challenges for the residents.

The following person addressed the Board: Malinda McIntosh.

A motion was made by Mayor Jacobs, seconded by Commissioner Siplin, to waive the outstanding bills to Orange County Utilities for wastewater on behalf of Tymber Skan Condominiums Section 2. The motion carried by the following vote:

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

Commissioner Bonilla shared information learned during her recent U.S. Youth Leadership Delegation trip to Taiwan, which included the metro transportation system and garbage disposal system.

The Board took no action.

## **I. CONSENT AGENDA (Deferred)**

### **I. PUBLIC WORKS DEPARTMENT**

- [17-479](#) Approval of the installation of a traffic signal at the intersection of McCulloch Road and Worchester Drive/Keats Way. District 5. (Traffic Engineering Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to approve installation of a traffic signal at the intersection of McCulloch Road and Worchester Drive/Keats Way. The motion carried by the following vote:

**Aye:** 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

### **Presentation**

Employee Service Awards to:

Andrew Couture (20), Parks and Recreation, Community, Environmental and Development Services; Terence M. Devitt (20), Facility Operations, Convention Center; Kimberly Dukes-Frink (20), Community Corrections, Penny Chessman (25), Inmate Administration, Andre Austin (20), Health Services, Corrections; Donna P. Wyche (20), Mental Health & Homeless Issues, Health Services; Michael Drozeck (30), Stormwater Management, Public Works; Carl M. Spare, Jr. (25), Customer Service, Johnnie Freeman (25), Solid Waste, Richard M. Pace (20), Field Services, Utilities.

### **Presentation**

Proclamation designating April 22, 2017 as Earth Day and Arbor Day 2017.

## **V. RECOMMENDATIONS**

1. [17-490](#) March 16, 2017 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Nelson, seconded by Commissioner Thompson, 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 Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

## **VI. PUBLIC HEARINGS**

1. [17-345](#) Municipal Service Benefit Unit

Gatlin Place Phases 1 and 2, amend for streetlighting; District 3

**Consideration:** Amend by resolution an existing Municipal Service Benefit Unit for streetlighting to upgrade and combine at Gatlin Place Phase 1 and Gatlin Place Phase 2.

**Location:** District 3; Parcel ID (multiple parcels); Section 09, Township 23, Range 30; Orange County, Florida (legal property description on file)

The following person addressed the Board: Sara Cunnard.

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

2. [17-346](#) Municipal Service Benefit Unit

Orchard Hills Phases 1, 2 and 3 amend for retention pond(s) maintenance;  
District 1

**Consideration:** Amend by resolution an existing Municipal Service Benefit Unit for retention pond(s) maintenance at Orchard Hills Phases 1, 2 and 3 to include Orchard Hills Phase 3 subdivision

**Location:** District 1; Parcel ID (multiple parcels); Section 16, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

3. [17-347](#) Municipal Service Benefit Unit

Orchard Park at Stillwater Crossing Area amend for retention pond(s)  
maintenance; District 1

**Consideration:** Amend by resolution an existing Municipal Service Benefit Unit for retention pond(s) maintenance at Orchard Park at Stillwater Crossing Area to include Orchard Park at Stillwater Crossing Phase 3 subdivision

**Location:** District 1; Parcel ID (multiple parcels); Section 09, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

4. [17-348](#) Municipal Service Benefit Unit

Reserve at Sawgrass and Sawgrass Plantation Areas, amend for  
streetlighting; District 4

**Consideration:** Amend by resolution an existing Municipal Service Benefit Unit for streetlighting

at Reserve at Sawgrass and Sawgrass Plantation Areas to include Sawgrass Plantation Phase 1D-2 subdivision

**Location:** District 4; Parcel ID (multiple parcels); Section 19, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner VanderLey, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

5. [17-349](#) Municipal Service Benefit Unit

Sawgrass Pointe, Phases 1, 1A and 2 amend for streetlighting and for retention pond(s) maintenance; District 4

**Consideration:** Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Sawgrass Pointe, Phases 1, 1A and 2 to include Sawgrass Pointe, Phase 1A - A Replat and Sawgrass Pointe, Phase 2 subdivisions

**Location:** District 4; Parcel ID (multiple parcels); Section 19, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner VanderLey, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

6. [17-143](#) Petition to Vacate

Isabel N. Galagarza, Petition to Vacate 16-03-011, vacate a portion of a 30 ft wide unopened and unimproved right-of-way; District 4 (Continued from February 21, 2017)

**Consideration:** Resolution granting Petition to Vacate # 16-03-011, vacating a portion of a 30 ft wide unopened and unimproved right-of-way known as Trigonía Street, containing approximately 0.17 acres.

**Location:** District 4; The parcel address is 540 Harrell Drive; S30/T22/R32; Orange County, Florida (legal property description on file)

The following person addressed the Board: Robert Paymayesh.

A motion was made by Commissioner Thompson, seconded by Commissioner VanderLey, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

7. [17-350](#) Petition to Vacate

Christopher Wrenn, on behalf of D.R. Horton, Inc., Petition to Vacate # 16-11-028, vacate an unopened and unimproved road right-of-way and a portion of an unopened and unimproved right-of-way; District 1

**Consideration:** Resolution granting Petition to Vacate # 16-11-028, vacating a portion of a 30 ft wide unopened and unimproved road right-of-way, containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-of-way, containing approximately 0.16 acres, for a total of approximately 0.62 acres.

**Location:** District 1, One parcel address is 10000 Avalon Road. The other parcel is unaddressed; S08/T24/R27; Orange County, Florida (legal property description on file)

The following person addressed the Board: John Prowell.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

8. [17-351](#) Petition to Vacate

Larry G. Mills, on behalf of Mt. Sinai Missionary Baptist Church, Inc., Petition to Vacate # 16-03-012, vacate an unopened and unimproved right-of-way; District 6

**Consideration:** Resolution granting Petition to Vacate # 16-03-012, vacating a portion of a 30 ft wide unopened and unimproved right-of-way known as W South Street, containing approximately 0.213 acres.

**Location:** District 6, The parcel addresses are 5139 and 5200 W South Street; S30/T22/R29; Orange County, Florida (legal property description on file)

The following person addressed the Board: Larry Mills.

A motion was made by Commissioner Siplin, seconded by Commissioner Thompson, to approve the request. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

9. [17-344](#) Preliminary Subdivision Plan

Daniel T. O'Keefe, Shutts & Bowen, LLP, Granada Planned Development /



Parcels E, F & a Portion of Parcel G - Infrastructure Preliminary Subdivision  
Plan Case # PSP-16-11-380; District 1

**Consideration:** Granada Planned Development / Parcels E, F & a Portion of Parcel G - Infrastructure Preliminary Subdivision Plan, Case # PSP-16-11-380, submitted in accordance with Sections 34-69 and 30-89 Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to subdivide 166.499 gross acres into three (3) future development lots, associated tracts, and infrastructure.

**Location:** District 1; property generally located South of Sand Lake Road / West of Turkey Lake Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Dan O'Keefe
- James Greaver

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; further, approve and execute the Temporary Access and Utility Easement from Orange County to Sevillana, LLC and Marbellana, LLC and authorization to record instrument for Granada PD - Parcels E, F, and G; and further, approve and execute the Pond Reconfiguration and Roadway Development Agreement Granada PD (Parcels E, F, and G) (Sand Lake Connector Road and Turkey Lake Road) by and between Sevillana, LLC, Marbellana, LLC, Goza, LLC and Orange County to design, permit and construct a reconfigured County pond and construct certain improvements within the County temporary access easement and reservation of right-of-way for a future Connector Road. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

and

#### I. CONSENT AGENDA (Deferred)

#### D. ADMINISTRATIVE SERVICES DEPARTMENT

18. [17-450](#) Approval and execution of Temporary Access and Utility Easement from Orange County to Sevillana, LLC and Marbellana, LLC and authorization to record instrument for Granada PD - Parcels E, F, and G. District 1. (Real Estate Management Division)

This item was approved.

and

**E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

4. [17-459](#) Approval and execution of Pond Reconfiguration and Roadway Development Agreement Granada PD (Parcels E, F, and G) (Sand Lake Connector Road and Turkey Lake Road) by and between Sevillana, LLC, Marbellana, LLC, Goza, LLC and Orange County to design, permit and construct a reconfigured County pond and construct certain improvements within the County temporary access easement and reservation of right-of-way for a future Connector Road. District 1. (Roadway Agreement Committee)

This item was approved.

**VI. PUBLIC HEARINGS**

10. [17-343](#) Rezoning

Sam Sebaali, Florida Engineering Group, Inc., Kadmar Plaza Planned Development, Case # LUP-16-09-307; District 1

**Consideration:** Request to rezone 4.78 acres from Farmland Rural District (A-2) to Planned Development District (PD) in order to allow for the development of up to 28,350 square feet of commercial use with a conversion table for hotel, office, and free standing restaurant uses, not to exceed the allowable intensity or density standards set forth for the Activity Center Mixed-Use (ACMU) district; pursuant to Orange County Code, Chapter 30.

**Location:** District 1; property located at 14990 State Road 535; or generally located at the northwest quadrant of State Road 417 and State Road 535; Orange County, Florida (legal property description on file)

The following person addressed the Board: Sam Sebaali.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; and approve the request subject to the conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

11. [17-342](#) Substantial Change

Richard Wohlfarth, IBI Group (Florida), Inc., Goldenrod Reserve Planned Development/Land Use Plan (PD/LUP) - Case # CDR-17-02-054, amend plan; District 3 (Continued from April 11, 2017)

**Consideration:** A PD Substantial change to incorporate a waiver from Orange County Code Section 38-79(20)(f) to allow for fifty percent (50%) of the townhome units to be in buildings containing five (5) or more units, in lieu of minimum of seventy-five percent (75%) of the units being within buildings of five (5) or more units; pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 3; property located at 4190 S. Goldenrod Road; or generally west of S. Goldenrod Road and north of Hoffner Avenue; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to continue the public hearing until April 25, 2017, at 2 p.m. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

12. [17-288](#) Substantial Change

Ryan Von Weller, Hawthorne Park Developer, LLC, Silver Pines Planned Development / Land Use Plan (PD / LUP) - Case # CDR-17-01-005; District 6 (Continued from March 21, 2017)

**Consideration:** A PD Substantial change request to allow senior multi-family residential as a permitted use on "Parcel A" and convert 33,486 square feet of commercial use to 120 senior adult multi-family units. In addition, the applicant has requested the following waiver from Orange County Code: 1. A waiver from Section 38-1258(D) to allow a maximum building height of four stories or fifty-five feet (55'), in lieu of a maximum building height of three stories or forty feet (40'); 2. A waiver from Section 38-1476(a) to allow 1 parking space for each apartment dwelling unit in lieu of the requirement of 1.5 parking spaces for 1 bedroom dwelling units and 2 spaces for 2 or 3 bedroom dwelling units; pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

**Location:** District 6, property located at 5300 Silver Star Road, or generally west of Pine Hills Road, south of Silver Star Road; Orange County, Florida (legal property description on file)

Modification of Condition of Approval #10b:

10b. A waiver from Orange County Code, Section 38-1258(d) is granted to allow a maximum building height of three stories or forty-five feet (45'), in lieu of a maximum building height of three stories or forty feet (40').

The following person addressed the Board: Rick Baldocchi.

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; and further, modify Condition of Approval #10b. The motion carried by the following vote:

**Aye:** 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**Absent:** 1 - Commissioner Clarke

### **III. DISCUSSION AGENDA (Continued)**

#### **D. COUNTY MAYOR**

1. [17-488](#) Open Discussion on issues of interest to the Board.

Commissioner Bonilla discussed building permitting issues for Christmas Pines subdivision.

The Board took no action.

### **IV. WORK SESSION AGENDA (Deferred)**

#### **A. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

1. [17-489](#) Land Development Process - Environmental Permitting. All Districts.

The Board took no action.

### **VI. PUBLIC HEARING**

13. [17-352](#) Ordinance

Amending Orange County Code, Article XVIII, Chapter 38, Sections 38-1, 38-77, 38-79 and 38-1476, pertaining to Public School Siting Regulations - 1st hearing (2nd hearing on April 25, 2017)

**Consideration:** AN ORDINANCE AMENDING THE ORANGE COUNTY CODE RELATING TO TRADITIONAL PUBLIC SCHOOLS AND PUBLIC CHARTER SCHOOLS BY AMENDING THE PUBLIC SCHOOL SITING REGULATIONS, CODIFIED AT ARTICLE XVIII, CHAPTER 38, ORANGE COUNTY CODE, AND BY AMENDING SECTIONS 38-1, 38-77, 38-79 AND 38-1476 OF THE ORANGE COUNTY CODE RELATED TO SUCH SCHOOLS; AND PROVIDING AN EFFECTIVE DATE.

The following persons addressed the Board:

- Woody Rodriguez
- Rick Geller
- Phil Stump

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

The Board took no action.

**III. DISCUSSION AGENDA (Continued)****D. COUNTY MAYOR**

1. [17-488](#) Open Discussion on issues of interest to the Board.

County Administrator Lalchandani provided an update to the Board regarding notification to Orlando Utilities Commission (OUC) regarding the Board's offer to waive wastewater fees for Tymber Skan Condominiums Section 2.


The Board took no action.

√ **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: 6:05 p.m.

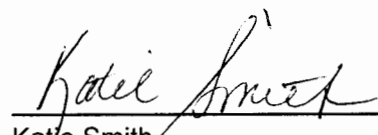
ATTEST:

  
\_\_\_\_\_  
County Mayor Teresa Jacobs  
Date: MAY 09 2017



ATTEST SIGNATURE:

Phil Diamond  
County Comptroller as Clerk

  
\_\_\_\_\_  
Katie Smith  
Deputy Clerk

\* \* \*

Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5517.

Para mayor información en español, por favor llame al (407) 836-3111.

NOTE: Reports from the County Mayor, the County Commissioners, the County Administrator, and the County Attorney may be presented at unscheduled times throughout the day, depending on the length of time required for advertised public hearings.

Copies of Specific Project Expenditure Reports and Relationship Disclosure Forms are not included with agenda items unless there is a listed expenditure or disclosure. Copies of these completed reports and forms may be obtained by contacting the relevant Department/Division Office.