

Orange County Government

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



Final BCC Meeting Minutes

Tuesday, August 22, 2017

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

Mayor Jacobs called the meeting to order at 9:07 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
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Deputy Clerk Katie Smith
Senior Minutes Coordinator Jennifer Lara-Klimetz
Senior Minutes Coordinator Noelia Perez

Invocation

Pastor Rick Kristoff, People of Faith

Pledge of Allegiance**Presentation**

Regarding Professional Opportunities Programs for Students (POPS)

Public Comment

The following persons addressed the Board for public comment:

- Eric Rollings
- John Fauth
- William Lutz
- Pamela Davis
- Seth Whitaker
- David Siegal
- Kelly Semrad
- Maria Bolton-Joubert
- Marj Holt
- Tom Narut
- Janet Brewer
- Bob Horner
- David Bottomley
- Chelsea Rae Whitaker

- Sondra Driscoll
- Dwight Saathoff
- Bill Daniel
- Jane West
- Joe Parinella
- RJ Mueller
- Bob Carrigan
- William Pons
- Maria Martinez

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

- Exhibit 1, from John Fauth
- Exhibit 2, from Marj Holt

The material presented to the Board was not received by the Clerk during public comment: Exhibit 3, from Bob Horner.

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on Administrative Services Department Item 34; further, deleted Community, Environmental and Development Services Department Item 6; further, deferred action on Community, Environmental and Development Services Department Items 8 and 10; 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. [17-1053](#) Approval of the minutes of the July 11, July 17, and July 18, 2017 meetings of the Board of County Commissioners. (Clerk's Office)
2. [17-1054](#) 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:

July 28, 2017, to August 3, 2017; \$53,361,908.64
August 4, 2017, to August 10, 2017; \$26,529,703.45
August 11, 2017, to August 17, 2017; \$35,705,116.23.

(Finance/Accounting)
3. [17-1055](#) Disposition of Tangible Personal Property as follows: (Property Accounting)

- a. Scrap assets.
- b. Trade in assets toward the purchase of new equipment.

B. COUNTY ADMINISTRATOR

1. [17-1056](#) Approval of the Membership and Mission Review Board's recommendations for the following advisory board reappointments/appointments: (Agenda Development Office)
 - A. Arts and Cultural Affairs Advisory Council: Reappointment of Sara M. Segal in the Tourist Development Council representative category with a term expiring June 30, 2019.
 - B. Development Advisory Board: Appointment of Ken Linehan to succeed Joseph Morgan in the primary group representative category (licensed architect) with a term expiring June 30, 2018.
 - C. Fire and Life Safety Code Board of Adjustments and Appeals: Appointment of Alan Hirschhorn to succeed Christopher Geiger in the at large representative category with a term expiring December 31, 2017.
 - D. Parks and Recreation Advisory Board: Appointment of Barbara L. Giles in the bicycle/pedestrian concern representative category with a term expiring June 30, 2019.
2. [17-1057](#) Approval of budget amendments #17-49, #17-50, #17-51, #17-52, #17-53, #17-54, #17-55, #17-56, and #17-57. (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. [17-1058](#) Approval of Change Order No. 4, Contract No. Y16-753 with Pipeline Mechanical in the amount of \$4,275.60 for the Sheriff's Gun Range Complex HVAC Replacement Project. The revised lump sum contract amount is \$592,840.93. (Capitol Projects Division)
2. [17-1059](#) Approval to award Invitation for Bids Y17-158-MV, Exterior Painting and Pressure Washing - Utilities Department, to the low responsive and responsible bidder, Quick Painting Group, Corp. The estimated contract award amount is \$3,547,500 for a 3-year term. ([Utilities Department Fiscal and Operational Support Division] Procurement Division)
3. [17-1060](#) Approval to award Invitation for Bids Y17-1083-MV, Road Tire Service and Replacement, to the low responsive and responsible bidder, 3D Tire Company, Inc. The estimated annual contract award amount is \$169,275. ([Administrative Services Department Fleet Management Division])

Procurement Division)

4. [17-1061](#) Approval to award Invitation for Bids Y17-1097-MV, Rental of Traffic Barricades, to the low responsive and responsible bidder, Bob's Barricades. The estimated annual contract award amount is \$539,665. ([Public Works Department Roads and Drainage Division] Procurement Division)
5. [17-1062](#) Approval to award Invitation for Bids Y17-1104-LC, Grease Trap, Lift Station and Septic Systems Preventative Maintenance and Repair, to the low responsive and responsible bidders, Brownie's Septic and Plumbing, LLC for Lot A in the estimated annual contract award amount of \$186,784 and Lapin Septic Tank Services, Inc. for Lot B in the estimated annual contract award amount of \$266,645. ([Administrative Services Department Facilities Management Division] Procurement Division)
6. [17-1063](#) Approval to award Invitation for Bids Y17-626-MG, Hobart Dishwasher for Corrections, to the low responsive and responsible bidder, Johnson-Lancaster and Associates, Inc. The total contract award amount is \$136,714.17. ([Corrections Department Fiscal and Operational Support Division] Procurement Division)
7. [17-1064](#) Approval to award Invitation for Bids Y17-765-EB, Lake Lawne Regional Stormwater Facility at Barnett Park, to the low responsive and responsible bidder, Valencia Construction Group, Inc. The total contract award amount is \$2,021,212.12. ([Public Works Department Stormwater Management Division] Procurement Division)
8. [17-1065](#) Approval to award Invitation for Bids Y17-766-EB, Little Wekiva River Erosion Control Project at Kathleen Drive, to the low responsive and responsible bidder, Bio Mass Tech, Inc. The total contract award amount is \$579,485. ([Public Works Department Stormwater Management Division] Procurement Division)
9. [17-1066](#) Approval to award Invitation for Bids Y17-768-CC, Orange County Corrections Booking & Release Center Energy Recovery Unit Replacement, to the low responsive and responsible bidder, Air Mechanical & Service, Corp. The total contract award amount is \$593,900. ([Administrative Services Department Capital Projects Division] Procurement Division)
10. [17-1067](#) Approval to award Invitation for Bids Y17-774-RM, Orange County Solid Waste Cell 9-10 Leachate Pump Station No. 1, to the low responsive and responsible bidder, Eclipse Construction Company. The estimated contract award amount is \$598,000. ([Utilities Department Solid Waste Division] Procurement Division)
11. [17-1068](#) Approval to award Invitation for Bids Y17-777-CC, Lakeside Village Park, to

the low responsive and responsible bidder, Sloan Builders, Inc. The total contract award amount is \$742,380, which includes Additive Bid Item 1. ([Administrative Services Department Capital Projects Division] Procurement Division)

12. [17-1069](#) Approval of Purchase Order M85803, Renewal of Software Support and Annual Maintenance for the Land Development and Management System (LDMS), with CSDC Systems, Inc., in the amount of \$350,401.12 for the period of July 31, 2017 through July 30, 2018. ([Community, Environmental and Development Services Department Fiscal and Operational Support Division] Procurement Division)
13. [17-1070](#) Ratification of Amendment No. 3, Contract Y15-143-ZM, Centralized Community Resource/Case Management Software Application, with Spirit, Inc., in the amount of \$112,050, for a revised contract amount of \$510,975. ([Family Services Department Mental Health & Homeless Issues Division] Procurement Division)
14. [17-1071](#) Approval of Contracts under Request for Proposals Y17-1078-LC, Housing Opportunities for Persons with AIDS (HOPWA) Program Grant Contract, in the overall total annual amount of \$5,219,401 to: ASPIRE Health Partners, Inc. for Lots 1, 2, 3, 4, 5, and 6 in the annual amount of \$1,302,532; Catholic Charities of Central Florida, Inc. for Lots 1 and 2 in the annual amount of \$261,495; Center for Multicultural Wellness and Prevention, Inc. for Lots 1, 2, 3, 4, 5, and 6 in the annual amount of \$1,213,019; Homeless Services Network for Lots 3, 5, and 6 in the annual amount of \$799,941; Miracle of Love, Inc. for Lots 1, 3, 4, 5, and 6 in the annual amount of \$1,364,972; St. Francis House of Hospitality, Inc. for Lot 2 in the annual amount of \$124,800; and X-Tending Hands, Inc. for Lot 2 in the annual amount of \$152,641. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
15. [17-1072](#) Selection of Architects Design Group to provide Sheriff's Office Communications Center Assessment, Request for Proposals Y17-816-CC. ([Administrative Services Department Capital Projects Division] Procurement Division)
16. [17-1073](#) Approval and execution of Resident Service Provider Agreement between Orange County and Hispanic Business Initiative Fund of Florida, Inc. for the benefit of its Central Florida Chapter and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
17. [17-1074](#) Approval and execution of Resident Service Provider Agreement between Orange County and Asian American Chamber of Commerce, Inc. and delegation of authority to the Real Estate Management Division to exercise

- renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
18. [17-1075](#) Approval and execution of Resident Service Provider Agreement between Orange County and Hispanic Business Initiative Fund of Florida, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
19. [17-1076](#) Approval and execution of Resident Service Provider Agreement between Orange County and Accion East, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
20. [17-1077](#) Approval and execution of Resident Service Provider Agreement between Orange County and the Hispanic Chamber of Commerce of Metro Orlando, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
21. [17-1078](#) Approval and execution of Resident Service Provider Agreement between Orange County and the Service Corps of Retired Executives Association Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
22. [17-1079](#) Approval and execution of Resident Service Provider Agreement between Orange County and the University of Central Florida and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
23. [17-1080](#) Approval and execution of Resident Service Provider Agreement between Orange County and the African American Chamber of Commerce of Central Florida, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
24. [17-1081](#) Approval and execution of Resident Service Provider Agreement between Orange County and CFDC, Inc. and delegation of authority to the Real

Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)

25. [17-1082](#) Approval and execution of Affiliate Service Provider Agreement between Orange County and Florida State Minority Supplier Development Council, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
26. [17-1083](#) Approval and execution of Affiliate Service Provider Agreement between Orange County and University of Central Florida, Board of Trustees, and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
27. [17-1084](#) Approval and execution of Affiliate Service Provider Agreement between Orange County and the National Association of Women Business Owners - Central Florida Chapter, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
28. [17-1085](#) Approval and execution of Affiliate Service Provider Agreement between Orange County and the Central Florida Chapter, National Black MBA Association, Inc. and delegation of authority to the Real Estate Management Division to exercise renewal option, if necessary for NEC Fashion Square Mall, 3201 East Colonial Drive, Orlando, Florida 32803. District 5. (Real Estate Management Division)
29. [17-1086](#) Approval and execution of Warehouse Lease between LONGJOHN, LLC and Orange County and delegation of authority to the Real Estate Management Division to exercise renewal options and execute tenant Estoppel Certificates, if necessary for U-LOCK-IT Lease Space for Office of Emergency Management 6649 Amory Court, Unit #8, Winter Park, Florida 32792. District 5. (Real Estate Management Division)
30. [17-1087](#) Approval and execution of Permission to Enter Property Non-Source between Orange County and State of Florida, Department of Environmental Protection by its Contractor, Applied Science & Engineering for 5505 E. Colonial Drive (Millennium Park Expansion). District 5. (Real Estate Management Division)
31. [17-1088](#) Approval and execution of Donation Agreement between Dr. Phillips, Inc. f/k/a Diversified Services, Inc. and Orange County, approval of Fee Simple

Deed from Dr. Phillips, Inc. f/k/a Diversified Services, Inc. to Orange County and authorization to disburse funds to pay closing costs and to perform all actions necessary and incidental to closing for Dr. Phillips, Inc. Land Donation. District 1. (Real Estate Management Division)

32. [17-1089](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Econlockhatchee Trail (Lake Underhill Road to S.R. 50). District 3. (Real Estate Management Division)
33. [17-1090](#) Approval and execution of Drainage Easement with Joinder of Mortgagee U.S. Bank National Association, as Trustee for the Registered Holders of GS Mortgage Securities Corporation II Multifamily Mortgage Pass-Through Certificates, Series 2017-K726 between Dwell Nona Place, LLC and Orange County and authorization to record instrument for Dwell Nona Place Drainage Easement. District 4. (Real Estate Management Division)
35. [17-1092](#) Approval of Subordination of Encumbrance to Property Rights to Orange County from Fairwinds Credit Union and authorization to disburse funds to pay recording fees and record instrument for Pump Station No. 3260 (Wekiva Meadows). District 2. (Real Estate Management Division)
36. [17-1093](#) Approval of Utility Easement from Curry Ford Road Storage, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Iberiabank and authorization to record instruments for Curry Ford Self Storage Permit: B15902050 OCU File #: 81466. District 3. (Real Estate Management Division)
37. [17-1094](#) Approval of Utility Easement from Southeastern Conference Association of Seventh-Day Adventists, Incorporated and Orange County and Subordination of Encumbrances to Property Rights to Orange County from Seacoast National Bank and authorization to record instruments for Guilgal 7th Day Adventist Permit: B10902337 OCU File #:67086. District 2. (Real Estate Management Division)
38. [17-1095](#) Approval of Conservation Easement from Zanzibar Properties, LLC to Orange County and Conservation and Access Easement with Joinder and Consent to Conservation and Access Easement by Zanzibar Properties, LLC from Mattamy Orlando LLC to Orange County and authorization to record instruments for Hawksmoor/Zanzibar Project Site (CAI-13-10-026 & CAI-16-06-025). District 1. (Real Estate Management Division)

D. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [17-1096](#) Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning.

 Districts 2, 3, 4, 5 and 6. (Code Enforcement Division)

LC 17-0514	LC 17-0644	LC 17-0598	LC 17-0652	LC 17-0610
LC 17-0568	LC 17-0645	LC 17-0599	LC 17-0670	LC 17-0614
LC 17-0580	LC 17-0646	LC 17-0624	LC 17-0491	LC 17-0626
LC 17-0581	LC 17-0648	LC 17-0676	LC 17-0500	LC 17-0628
LC 17-0583	LC 17-0694	LC 17-0570	LC 17-0555	LC 17-0630
LC 17-0592	LC 17-0695	LC 17-0621	LC 17-0563	LC 17-0631
LC 17-0615	LC 17-0595	LC 17-0649	LC 17-0587	LC 17-0668
LC 17-0639	LC 17-0653	LC 17-0651	LC 17-0607	LC 17-0669

2. [17-1097](#) Approval of the Environmental Protection Commission's recommendation to name SR 520 parcel as "Hidden Pond Preserve." District 5. (Environmental Protection Division)

3. [17-1098](#) Approval of the renewal of Solid Waste Management Permit No. 89-F13-9000 for the closed Class III landfill and Permit No. 94-F13-6000 for the active Construction and Demolition Debris disposal facility as requested by Waste Management Inc. of Florida for the Pine Ridge Recycling and Disposal Facility, subject to the conditions of approval. District 1. (Environmental Protection Division)

4. [17-1099](#) Approval of Request to Transfer Solid Waste Management Permit No. SW-192228-MRF-10/1511 for the Russo Waste Services - Materials Recovery Facility from Russo Waste Services, Inc. to Russo and Sons, LLC. District 2. (Environmental Protection Division)

5. [17-1100](#) Acceptance of recommendation of the Environmental Protection Commission to uphold the Environmental Protection Officer's recommendation of approval of the request for variance to Orange County Code, Chapter 15, Article IX, Section 15-343(a), for the Bradford Dock Construction Permit BD-17-04-042. District 1. (Environmental Protection Division)

6. [17-1101](#) Acceptance of recommendation of the Environmental Protection Commission to approve the request for waiver to Orange County Code, Chapter 15, Article IX, Section 15-342(b) (Terminal Platform Size) and approve the request for variance to Chapter 15, Article IX, Section 15-343(a) (Side Setback), with the condition that the applicant pay \$550 to the Conservation Trust Fund (as mitigation for the shading impacts) for the Moore Dock Construction Permit #BD-15-05-072. District 1. (Environmental Protection Division)

(This item was deleted.)

7. [17-1102](#) Approval and execution of Restated Interlocal Cooperation Agreements by Orange County, Florida and: City of Winter Park, Florida; City of Ocoee,

Florida; and City of Maitland, Florida for Community Development Programs under the Urban County Program. Districts 1, 2 and 5. (Housing and Community Development Division)

9. [17-1104](#) Approval and execution of Transportation Impact Fee Agreement Quest Village Woodbury Road From Lake Underhill Road to S.R. 50 by and between Quest Village, Ltd. and Orange County for the dedication of 0.17 acres of right-of-way for \$26,083 in Transportation Impact Fee Credits. District 4. (Roadway Agreement Committee)

E. FAMILY SERVICES DEPARTMENT

1. [17-1106](#) Receipt and filing of Head Start Policy Council Program Information and Updates July 2017; Head Start Policy Council Meeting Minutes (corrected) May 18, 2017; and Head Start Policy Council Meeting Minutes June 15, 2017 for the official county record. (Head Start Division)

F. FIRE RESCUE DEPARTMENT

1. [17-1107](#) Acceptance of the Staffing for Adequate Fire and Emergency Response Grant Agreement Number EMW-2016-FH-00458 between the U.S. Department of Homeland Security through the Federal Emergency Management Agency and Orange County in the amount of \$5,312,891 with \$3,302,611 matching non-federal funds from for a total project amount of \$8,615,502 resulting in an increase to the Orange County Fire Rescue Department staffing table by an additional 42 firefighters.
2. [17-1108](#) Approval and execution of Memorandum of Agreement between Orange County, Florida and the Federal Emergency Management Agency Integrated Public Alert and Warning system (IPAWS) Program Management Office Regarding the use of: Orange County, Florida Interoperable System(s) and IPAWS OPEN Platform for Emergency Networks (IPAWS-OPEN). (Office of Emergency Management)

G. HEALTH SERVICES DEPARTMENT

1. [17-1109](#) Approval and execution of the Paratransit Services License for Comfort Ride Transportation, Inc. to provide wheelchair/stretchers service. The term of this license is from August 31, 2017 through August 31, 2019. There is no cost to the County. (EMS Office of the Medical Director)
2. [17-1110](#) Approval and execution of Letter of Agreement authorizing the Central Florida Crimeline Program, Inc., to act as the County's agent for the purpose of applying, receiving and disbursing Crime Stoppers Trust Fund monies. All Districts. (Drug Free Office)

H. OFFICE OF REGIONAL MOBILITY

1. [17-1111](#) Approval and execution of Orange County/MetroPlan Orlando (Urban Area Metropolitan Planning Organization) FY 2017-2018 Funding Agreement by and between Orange County and Orlando Urban Area Metropolitan Planning Organization, d/b/a/ MetroPlan Orlando and authorization to make payment in the amount of \$480,405 in two installments of \$240,202.50 to be paid in October 2017 and April 2018. All Districts.

I. PUBLIC WORKS DEPARTMENT

1. [17-1112](#) Approval and execution of Amendment to Agreement between Ranger Drainage District and Orange County (Bancroft Boulevard and Ortega Street) to provide funding in the amount of \$18,000 annually for the right-of-way moving. District 5. (Administration)
2. [17-1113](#) Authorization to record the plat of Village F- Village Center. District 1. (Development Engineering Division)
3. [17-1114](#) Authorization to record the plat of Wellington Park. District 2. (Development Engineering Division)
4. [17-1115](#) Approval of Traffic Control Devices and "No Parking" sign installations in Orchard Park at Stillwater Crossing Phase 2. District 1. (Traffic Engineering Division)
5. [17-1116](#) Approval of Traffic Control Devices and "No Parking" sign installations in Latham Park North. District 1. (Traffic Engineering Division)
6. [17-1117](#) Approval of Traffic Control Devices and "No Parking" sign installations in Creekstone Reserve (aka Bishop Landing) Phase 1. District 4. (Traffic Engineering Division)
7. [17-1118](#) Approval of "Traffic Control Devices" and "No Parking" sign installations in Parkside Phase 5 (Estates at Parkside). District 1. (Traffic Engineering Division)
8. [17-1119](#) Approval of Traffic Control Devices and "No Parking" sign installations in Lakeview Pointe at Horizon West Phase 2B. District 1. (Traffic Engineering Division)
9. [17-1120](#) Approval to construct speed humps on Moonglow Boulevard and Moxie Boulevard. District 6. (Traffic Engineering Division)
10. [17-1121](#) Approval to construct raised crosswalks on Orchard Hills Boulevard. District 1. (Traffic Engineering Division)
11. [17-1122](#) Approval and execution of First Amendment to the Homeowner's Association Agreement for Lakeshore Preserve Subdivision Traffic Control

Devices by Lakeshore Preserve Community Homeowners Association, Inc. and Orange County, Florida that provides for the Association to maintain decorative street name and traffic control signposts. District 1. (Traffic Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [17-1123](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. Florida Public Service Commission Notice of Proposed Agency Action Order approving renewable energy tariff and standard offer contract. In re: Petition for approval of renewable energy tariff and standard offer contract, by Florida Power and Light Company.
 - b. Florida Public Service Commission Order approving revised underground residential distribution tariffs. In re: Petition for approval of revised underground residential distribution tariffs, by Duke Energy Florida, LLC.
 - c. City of Orlando Ordinance with Exhibit A (Legal Description Form), Exhibit B (Zoning Map), and Orlando Sentinel Notice of Proposed Enactment for Ordinance No. 2017-32 entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the City certain land generally located north of State Road 417, east of Narcoossee Road and south of Moss Park Road, addressed as 10775 Narcoossee Road, and comprised of 2.65 acres, more or less; amending the City's adopted Growth Management Plan to designate the property as Urban Village on the City's official Future Land Use Maps; amending the boundary lines of subarea policy S.35.4 to include the property; providing for amendment of the City's official Future Land Use Maps; providing findings, amendment of the City's boundary description, and for amendment of the City's official maps; providing for severability, correction of scrivener's errors, and an effective date.
 - d. Orange County Research and Development Authority (dba Central Florida Research Park) FY 2017-18 Budget.

This item was received and filed.

III. DISCUSSION AGENDA

A. COMMISSIONER'S REPORT

1. [17-1124](#) Commissioner Bonilla would like to discuss Lake Pickett Developments - "The Grow."

Based upon recent developments related to the Board's approval of Comprehensive Plan amendments, Commissioner Bonilla requested to rescind the Board's approvals on the Lake Pickett Development South, The Grow. Board discussion ensued. County Attorney contributed to the discussion.

A motion was made by Commissioner Bonilla to add to the August 29, 2017 Agenda discussion of the Lake Pickett Developments, which would include rescinding the previous votes of the Comprehensive Plan, Text, FLUE Amendments and Rezoning. The motion failed for lack of a second.

This item has been tabled until the afternoon session of this Board meeting for further discussion.

B. ADMINISTRATIVE SERVICES DEPARTMENT

1. [17-1125](#) Selection of one firm and two ranked alternates to provide Financial Audit Services for Orange County Convention Center, Request for Proposals Y17-1050-TA, from the following three firms, listed alphabetically:

- Cherry Berkaert, LLP
- L.F. Harris & Associates, CPA, P.A.
- Moore Stephens Lovelace, P.A.

([Convention Center Department Capital Planning Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to appoint L.F. Harris & Associates, CPA, P.A., 440 points, as the selected firm; and further, appoint Cherry Berkaert, LLP, 360 points, and Moore Stephens Lovelace, P.A., 346 points, as the selected rank alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Thompson

2. [17-1126](#) Selection of one firm and an alternate to provide Engineering Services for Hamlin Groves Trail and Avalon Road Master Pump Station Project, Request for Proposals Y17-804-PH, from the following two firms, listed alphabetically:

- Black & Veatch Corporation
- CPH, Inc.

([Utilities Department Engineering Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to appoint Black & Veatch Corporation, 484 points, as the selected firm; and further, appoint CPH, Inc., 438 points, as the alternate. The motion carried by the following vote:

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

Absent: 1 - Commissioner Thompson

3. [17-1127](#) Selection of one firm and two ranked alternates to provide Engineering Services for Southwest Service Area Potable Water Storage and Repump Facility Phase I, Request for Proposals Y17-811-PH, from the following six firms, listed alphabetically:

- Black & Veatch Corporation
- CDM Smith, Inc.
- Hazen and Sawyer, P.C.
- Kimley-Horn and Associates, Inc.
- Reiss Engineering, Inc.
- Tetra Tech, Inc.

([Utilities Department Engineering Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner VanderLey, to appoint Hazen and Sawyer, P.C., 475 points, as the selected firm; and further, appoint CDM Smith, Inc., 445 points, and Black & Veatch Corporation, 439 points, as the selected rank alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Thompson

4. [17-1128](#) Selection of one firm and an alternate to provide Design Services for Orange County Convention Center North/South Building Automation System (BAS) Upgrade, Request for Proposals Y17-813-EB, from the following two firms, listed alphabetically:

- RTM Engineering Consultants, LLC
- SGM Engineering, Inc.

([Convention Center Department Capital Planning Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner Clarke, to appoint SGM Engineering, Inc., 422 points, as the selected firm; and further, appoint RTM Engineering Consultants, LLC, 329.7 points, as the alternate. The motion carried by the following vote:

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

5. [17-1129](#) Selection of three firms and two ranked alternates to provide Continuing Professional Geotechnical and Materials Testing Services, Request for

Proposals Y17-904-CH, from the following five firms, listed alphabetically:

- Ardaman & Associates, Inc.
- Page One Consultants, Inc.
- Terracon Consultants, Inc.
- Tierra, Inc.
- Universal Engineering Sciences, Inc.

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

A motion was made by Commissioner Siplin, seconded by Commissioner Clarke, to appoint Universal Engineering Sciences, Inc., 458 points, Ardaman & Associates, Inc., 436.5 points, and Tierra, Inc., 377.3 points, as the selected firms; and further, appoint Page One Consultants, Inc., 365 points, and Terracon Consultants, Inc., 352.7 points, as the selected rank alternates. 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. UTILITIES DEPARTMENT

1. [17-1130](#) Approval and execution of 1) Taylor Creek Reservoir/St. Johns River Water Supply Project General Implementation Agreement among City of Cocoa, East Central Florida Service, Inc., Orange County, Orlando Utilities Commission, Tohopekaliga Water Authority and Farmland Reserve, Inc.; 2) Taylor Creek Reservoir/St. Johns River Water Supply Project Permitting Agreement among City of Cocoa, East Central Florida Services, Inc., Orange County, Orlando Utilities Commission, Tohopekaliga Water Authority and Farmland Reserve, Inc.; 3) Taylor Creek Reservoir/St. Johns River Water Supply Project Transmission Line Agreement by and between East Central Florida Services, Inc., Orange County, Orlando Utilities Commission, Tohopekaliga Water Authority, City of Cocoa and Farmland Reserve, Inc.; 4) Taylor Creek Reservoir/St. Johns River Water Supply Project Wholesale Water Supply Contract by and between City of Cocoa, Orange County, Orlando Utilities Commission, East Central Florida Services, Inc. and Tohopekaliga Water Authority; 5) TCR/SJR Project Land Trust Agreement by and between City of Cocoa (Trustee), City of Cocoa (Beneficiary), Orange County, East Central Florida Services, Inc., Orlando Utilities Commission, Tohopekaliga Water Authority and St. Johns River Water Management District; and 6) Orange County letter to SJRWMD Governing Board Chair in support of the settlement of St. Johns River Water Management District v. Farmland Reserve, Inc. and authorization for the County Attorney or his designee to replace the unsigned agreements in Exhibits E, F, G, and H of the above-referenced General Implementation Agreement with fully executed agreements. All Districts. (Administration)

A motion was made by Commissioner Clarke, seconded by Commissioner Thompson to

approve the following:

- 1) Taylor Creek Reservoir/St. Johns River Water Supply Project General Implementation Agreement among City of Cocoa, East Central Florida Service, Inc., Orange County, Orlando Utilities Commission, Tohopekaliga Water Authority and Farmland Reserve, Inc.; further, approve the
- 2) Taylor Creek Reservoir/St. Johns River Water Supply Project Permitting Agreement among City of Cocoa, East Central Florida Services, Inc., Orlando Utilities Commission, Tohopekaliga Water Authority and Farmland Reserve, Inc.; further, approve the
- 3) Taylor Creek Reservoir/St. Johns River Water Supply Project Transmission Line Agreement by and between East Central Florida Services, Inc., Orange County, Orlando Utilities Commission, Tohopekaliga Water Authority, City of Cocoa and Farmland Reserve, Inc.; further, approve the
- 4) Taylor Creek Reservoir/St. Johns River Water Supply Project Wholesale Water Supply Contract by and between City of Cocoa, Orange County, Orlando Utilities Commission, East Central Florida Services, Inc. and Tohopekaliga Water Authority; further, approve the
- 5) TCR/SJR Project Land Trust Agreement by and between City of Cocoa (Trustee), City of Cocoa (Beneficiary), Orange County, East Central Florida Services, Inc., Orlando Utilities Commission, Tohopekaliga Water Authority and St. Johns River Water Management District; further, approve the
- 6) Orange County letter to SJRWMD Governing Board Chair in support of the settlement of St. Johns River Water Management District v. Farmland Reserve, Inc.; and further, authorize the County Attorney or his designee to replace the unsigned agreements in Exhibits E, F, G, and H of the above-referenced General Implementation Agreement with fully executed agreements. The motion carried by the following vote:

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

IV. WORK SESSION AGENDA

A. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [17-1131](#) Four Corners Community Village Center. District 1. (Planning Division)

The Board took no action.

I. CONSENT AGENDA (Deferred)

C. ADMINISTRATIVE SERVICES DEPARTMENT

34. [17-1091](#) Approval of Purchase Agreement and Temporary Construction Easement between Antonio Sarmiento, Angela Gonzalez and Jayne Sarmiento and

Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for East-West Road (S.R. 436 to Dean Road) n/k/a Richard Crotty Parkway. District 5. (Real Estate Management Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to approve the Purchase Agreement and Temporary Construction Easement between Antonio Sarmiento, Angela Gonzalez and Jayne Sarmiento and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for East-West Road (S.R. 436 to Dean Road) n/k/a Richard Crotty Parkway. 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:

Rita B. Gonzalez (20), Transportation Planning, Community, Environmental and Development Services; Jose Fernando Torre (20), Security Operations, Debbie Gaines McKinney (25) Inmate Administration, Renee Michele Champion (30) Community Corrections, Tasha Monique Hall Thompson (20) In-Custody Support Services, Gary W. Boldrey (30), Fire Operations, Fire Rescue; Maria Delpilar Lopez (20), Head Start, Pauline D. Thompson Lee (25), Regional History Center, Family Services; Diana M. Almodovar (25), Development Engineering, Wayne G. Charles (20), Highway Construction, Public Works

Recognition

Genevieve Latham as Life Safety Educator of the Year

Presentation

Frank Brantley, Sr., District 6 Citizen of the Year

III. DISCUSSION AGENDA (Continued)

C. UTILITIES DEPARTMENT

2. [17-1132](#) J. D. Power 2017 Water Utility Residential Customer Satisfaction Study. All Districts. (Administration)

This item has been continued to a future Board meeting.

III. DISCUSSION AGENDA (Deferred)

A. COMMISSIONER'S REPORT

1. [17-1124](#) Commissioner Bonilla would like to discuss Lake Pickett Developments -

"The Grow."

Board discussion ensued. County Attorney Newton contributed to discussion.

The Board took no action.

V. RECOMMENDATIONS

1. [17-1133](#) July 20, 2017 Planning and Zoning Commission Recommendations

A motion was made by Commissioner VanderLey, seconded by Commissioner Clarke, to approve the recommendations, with the exception of Case # RZ-17-07-017, Quang Lam, which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

VI. PUBLIC HEARINGS

1. [17-985](#) Petition to Vacate

Vishaal Gupta, on behalf of Park Square Enterprises LLC, Petition to Vacate #17-05-028, vacate drainage easement; District 4

Consideration: Resolution granting Petition to Vacate # 17-05-028, vacating a 15 foot wide drainage easement, containing approximately 6,328 square feet.

Location: District 4; The parcel is unaddressed; S18/T24/R30; Orange County, Florida (legal property description on file)

The following person addressed the Board: Tom McCarthy.

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

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

2. [17-855](#) Solid Waste Management Facility

Waste Management Inc. of Florida, LLC, Transfer Station, permit; District 6
(Continued from July 18, 2017)

Consideration: Request for Solid Waste Management Facility Permit to construct, operate, and close a solid waste management facility - Transfer Station, pursuant to Orange County Code, Chapter 32, Article V (Solid Waste Management Ordinance), Section 32-214.

Location: District 6, located at 4978 L B Mcleod Road, City of Orlando; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following person addressed the Board: Marcos Marchena.

A motion was made by Commissioner Siplin, seconded by Commissioner Clarke, to approve for five (5) years the Solid Waste Management Facility – Transfer Station – Permit Application, for the Orlando Transfer Station, by Waste Management Inc. of Florida, subject to the Waivers and Conditions of approval listed in the Staff Report. The motion carried by the following vote:

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

3. [17-1044](#) Environmental Protection Commission Appeal

Sreeram Maddipatla, 8325 Via Rosa, appeal of the recommendation of the Environmental Protection Commission for an after-the-fact boat dock variance; District 1

The request was withdrawn by the applicant.

4. [17-935](#) Preliminary Subdivision Plan

David E. Axel, Axel Real Estate, Lake Pickett Cluster Parcels 1, 2, & 3
Preliminary Subdivision Plan PSP, Case # PSP-16-08-289; District 5

Consideration: Lake Pickett Cluster Parcels 1, 2, & 3 Preliminary Subdivision Plan (PSP), Case # PSP-16-08-289, submitted in accordance with Sections 34-69 and 30-89 Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to construct 235 single-family residential dwelling units on 292.79 acres.

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

The following persons addressed the Board:

Miranda Fitzgerald
Anna Long
Randy Sweat

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

A motion was made by Commissioner Bonilla, seconded by Mayor Jacobs, to continue the public hearing until a Community Meeting can be scheduled. No vote was taken.

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, that this item be tabled. The motion carried by the following vote:

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

5. [17-1046](#) Preliminary Subdivision Plan

James G. Willard, Shutts & Bowen, LLP, Wincey Groves - Hamlin West

Planned Development (PD) / Wincey Groves Subdivision Preliminary Subdivision Plan (PSP), Case # PSP-16-03-102; District 1

Consideration: Wincey Groves - Hamlin West Planned Development (PD) / Wincey Groves Subdivision Preliminary Subdivision Plan (PSP), Case # PSP-16-03-102, submitted in accordance with Sections 34-69 and 30-89, Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to subdivide 53.60 acres in order to construct 177 single-family residential dwelling units.

Location: District 1, property generally located South of McKinney Road / West of C.R. 545; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Dan O'Keefe.

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. The motion carried by the following vote:

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

6. [17-151](#) Preliminary Subdivision Plan

Marc Stehli, Poulos & Bennett, LLC, Hickory Nut Estates Planned Development / Hickory Nut Estates Preliminary Subdivision Plan, Case # PSP-16-06-222; District 1 (Continued from March 21, 2017, June 20, 2017, August 1, 2017 and August 22, 2017)

Consideration: Hickory Nut Estates Planned Development / Hickory Nut Estates Preliminary Subdivision Plan, Case # PSP-16-06-222, submitted in accordance with Sections 34-69, 30-89, and 38-181 Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to subdivide 99.9 acres in order to construct forty (40) single-family residential dwelling units. The request also includes the following waiver from Orange County Code: 1. A waiver from Orange County Code Section 38-1384(i)(4) is requested to not require vehicular access to garages or other off street parking surfaces on all lots greater than (50) feet in width that face neighborhood squares and parks 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 for Lots 17-21.

Location: District 1; property generally located East of the Lake County - Orange County line / South of Old YMCA Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Bill Barfield.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to continue the public hearing along with Community, Environmental and Development Services Consent Item 10 until September 12, 2017, at 2 p.m. The motion carried by the following vote:

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

and

I. CONSENT AGENDA (Deferred)

D. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

10. [17-1105](#) Approval and execution of Agreement for Proportionate Share Contribution for Road Mitigation Cost Hickory Nut Estates C.R. 545: From South Leg of Loop Road to Schofield Road also known as Karl Kahlert Parkway by and between Horizon West Investment Group, LLC and Orange County for a proportionate share payment in the amount of \$155,920, the amount of which will then be delivered by the County to the Village H Escrow Agent within 180 days. District 1. (Roadway Agreement Committee)

This item was continued.

VI. PUBLIC HEARINGS

7. [17-934](#) Development Review Committee Appeal

R. Wayne Harrod, The Harrod Group, Inc., River Isle Preliminary Subdivision Plan (PSP), Case # DRCD-17-06-186; District 5

Consideration: Appeal of the decision by the Orange County Development Review Committee, dated June 14, 2017, on a determination of the Development Review Committee that the River Isle Preliminary Subdivision Plan dated "Received July 3, 2014 has expired.

Location: District 1; property generally located west of Rouse Road, South of the Orange County / Seminole County line; Orange County, Florida (legal property description on file in Planning Division)

Court Reporter: Sara Miller, Orange Legal

The following persons addressed the Board:

Dan O'Keefe
Wayne Harrod
John Frederick
Frank Arnall
Mike Dugre
Marj Holt
Tom Prince
Nancy Prince
Ronald Fore

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

- Exhibit 1, from Dan O'Keefe

- Exhibit 2, from Dan O'Keefe

The material presented to the Board was not received by the Clerk prior to the close of the public hearing: Exhibit 3, from Dan O'Keefe.

A motion was made by Commissioner Bonilla, seconded by Mayor Jacobs, to uphold the June 14, 2017 Development Review Committee determination to affirm that the River Isle Preliminary Subdivision Plan dated "Received July 3, 2014" has expired. The motion failed by the following vote:

Aye: 2 - Mayor Jacobs, and Commissioner Bonilla

Nay: 5 - Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, and Commissioner Siplin

A motion was made by Commissioner Vanderley, seconded by Commissioner Nelson, to overturn the June 14, 2017 Development Review Committee determination to affirm that the River Isle Preliminary Subdivision Plan dated "Received July 3, 2014" has expired. The motion carried by the following vote:

Aye: 5 - Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, and Commissioner Siplin

Nay: 2 - Mayor Jacobs, and Commissioner Bonilla

8. [17-662](#) Substantial Change

Alexis Crespo, Waldrop Engineering, AIPO Planned Development / Land Use Plan (PD / LUP), Case # CDR-17-03-067, amend plan; District 4
(Continued from June 20, July 11, 2017, July 18, 2017, and August 22, 2017)

Consideration: A PD substantial change request to: 1) Convert 115 single-family attached residential dwelling units (townhomes) into single-family detached residential dwelling units; 2) Eliminate the maximum number of permitted 50-foot wide detached single-family residential lots (450 lots); 3) Eliminate the minimum number of required 60 and 70-foot wide detached single-family residential lots; and 4) Reduce the minimum lot widths for single-family detached residential lots from 50 feet to 40 feet, necessitating the following waiver from Orange County Code: a) A waiver from Section 38-1501 to allow 40-foot minimum lot widths for single-family detached residential lots within the designated single-family detached residential portions of the PD only; in lieu of minimum 50-foot lot widths; 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 4; property located at 3001 & 4055 East Wetherbee Road; or generally north of East Wetherbee Road, approximately one mile west of Boggy Creek Road; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Thompson, seconded by Commissioner Clarke, to

continue the public hearing until September 19, 2017, at 2 p.m. The motion carried by the following vote:

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

Absent: 1 - Commissioner VanderLey

9. [17-983](#) Substantial Change

Tara Tedrow, Centennial American Properties Planned Development / Land Use Plan (PD / LUP), Case # CDR-17-05-162, amend plan; District 6

Consideration: A PD substantial change request to remove the prohibition on 24-hour facilities within the PD. The applicant is seeking this change to construct a freestanding drive-thru automatic teller machine (ATM) near the southwest corner of the property; 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 751 Good Homes Road; or north of West Colonial Drive, East of Good Homes Road; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

Tara Tedrow
Hameedah McCondichie

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. The motion carried by the following vote:

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

10. [17-990](#) Substantial Change

Timothy Green, Green Consulting Group, Inc., Dora Woods Estates Preliminary Subdivision Plan (PSP) (aka Tangerine Woods and Brooks Meadows), Case # CDR-15-12-393, amend plan; District 2

Consideration: The Preliminary Subdivision Plan (PSP) substantial change is a request to subdivide 8.68 acres into four (4) single-family detached residential lots; pursuant to Sections 34-69, 30-89, Orange County Code.

Location: District 2, property generally located South of Earlwood Avenue / East of Franklin Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Tim Green.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, 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. The motion carried by the following vote:

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

11. [17-858](#) Substantial Change

Rick Baldocchi, Avcon, Inc., Thompson Road Planned Development / Land Use Plan (PD/LUP), Case # CDR-17-05-142, amend plan; District 2
(Continued from August 1, 2017)

Consideration: A PD substantial change to grant the following two (2) waivers from Orange County Code to eliminate the requirement to construct a wall or fence between the designated multi-family area of the PD adjacent to (or on the opposite side of a right-of-way from) single-family zoned property:

1. A waiver from Orange County Code Section 38-1258(f) to allow multi-family residential buildings to be located adjacent to single-family residential zoned property without a six foot (6') high masonry, brick, or block wall; in lieu of the requirement that a six foot (6') high masonry, brick, or block wall be constructed between multi-family development that is adjacent to single-family zoned property.
2. A waiver from Orange County Code Section 38-1258(i) to allow multi-family residential buildings to be located across a right-of-way from single-family zoned property without a fence adjacent to the right-of-way, in lieu of the requirement that a fence be placed adjacent to the right-of-way when multi-family development is located across the right-of-way from single-family zoned property; 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 2; property generally located east of N. Thompson Road, approximately 1,300 feet north of E. Semoran Boulevard; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

Rebecca Wilson.
Filip Edstrum
Francis Andrews

Modification of Condition of Approval # 7d:

7d. A six (6) foot high masonry wall between the single family and adjacent property on the north side of the property. A six (6) foot high PVC fence shall be provided between the agricultural properties or adjacent property to the east and the site.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, 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 #7d. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

VI. PUBLIC HEARINGS (Deferred)

4. [17-935](#) Preliminary Subdivision Plan

David E. Axel, Axel Real Estate, Lake Pickett Cluster Parcels 1, 2, & 3
Preliminary Subdivision Plan PSP, Case # PSP-16-08-289; District 5

Consideration: Lake Pickett Cluster Parcels 1, 2, & 3 Preliminary Subdivision Plan (PSP), Case # PSP-16-08-289, submitted in accordance with Sections 34-69 and 30-89 Orange County Code; This Preliminary Subdivision Plan (PSP) is a request to construct 235 single-family residential dwelling units on 292.79 acres.

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

Prior to this public hearing being tabled a motion was made by Commissioner Bonilla, seconded by County Mayor Jacobs, to continue the public hearing until a Community Meeting could be scheduled. That previous motion has been withdrawn.

The following person addressed the Board: Miranda Fitzgerald.

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

- Exhibit 2, from Miranda Fitzgerald
- Exhibit 3, from Miranda Fitzgerald

New Conditions of Approval #32 through #37:

32. A 6-foot tall screen wall/fence along lots 168-182 within a 10-foot wide easement per Sec. 34-209. The wall shall have a minimum of 2 foot offsets a minimum of every 20 feet. Wall may be brick, stone, CMU with a brick or artificial stone veneer, precast, or some combination thereof with integrated decorative caps. A wrought iron look aluminium fence with pillars shall be installed along the retention ponds that front on Lake Pickett Road. A continuous hedge along the wall, except where understory trees are planted, along the same lots and within the same easement as the wall/fence. Understory trees planted 30-foot on center along the same lots and within the same 10-foot wide easement as the wall/fence and hedge.

33. Two of the six foot trees to be planted on lots 168-182 as required by Sec 15-306 will be located near the wall/fence to provide a visual buffer to the rear of the houses.

34. Subdivision lighting will be consistent with Orange County lighting code and will contain full cutoff fixtures.

35. The rear setback for lots 168-182 will be increased to 50 feet.

36. Covenants and restrictions for this subdivision will include a provision that requires the Home Owners Association to maintain failing septic tanks at the homeowners expense.

37. The CCR's (Covenants, Conditions and Restrictions) for this subdivision shall contain the following conspicuous notice:

High radio frequencies emitted from the CMS TV/ Radio/ and Dopplar Radar towers located on the TV Tower Road may have adverse effects on electronic devices as well as cellular phone and cellular internet service.

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, 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; and further, approve New Conditions of approval #32 through #37. The motion carried by the following vote:

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

I. CONSENT AGENDA (Deferred)

D. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

8. [17-1103](#) Approval and execution of Proportionate Share Agreement for Lake Pickett Cluster Parcels 1, 2 and 3 Chuluota Road from Colonial Drive to Lake Pickett Road by and among Lake Pickett #1, LLC, Evans Investments, LTD., Lake Pickett Properties, Inc., and Benjamin F. Wheeler, III, and Orange County to provide for the dedication of 0.478 acres of right-of-way for Lake Pickett Road valued at \$23,900 and satisfaction of a proportionate share payment by transferring transportation impact fee credits in the amount of \$732,797 from TCA-187 to Orange County. District 5. (Roadway Agreement Committee)

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to approve and execute the Proportionate Share Agreement for Lake Pickett Cluster Parcels 1, 2 and 3 Chuluota Road from Colonial Drive to Lake Pickett Road by and among Lake Pickett #1, LLC, Evans Investments, LTD., Lake Pickett Properties, Inc., and Benjamin F. Wheeler, III, and Orange County to provide for the dedication of 0.478 acres of right-of-way for Lake Pickett Road valued at \$23,900 and satisfaction of a proportionate share payment by transferring transportation impact fee credits in the amount of \$732,797 from TCA-187 to Orange County. The motion carried by the following vote:

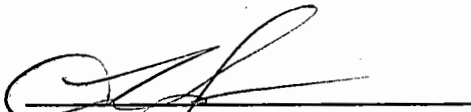
Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

✓ 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: 6:18 p.m.

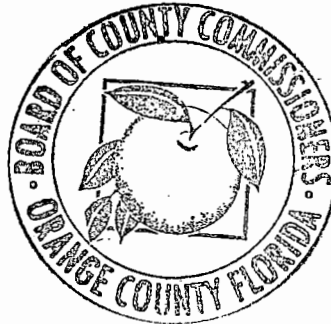
ATTEST:

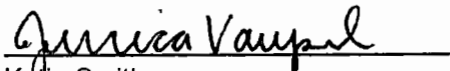

County Mayor Teresa Jacobs

Date: SEP 19 2017

ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk



for 
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.