

# Orange County Government

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



## Final Meeting Minutes

**Tuesday, September 11, 2018**

**1:30 PM**

**County Commission Chambers**

**Board of County Commissioners**

**Call to Order**

County Mayor Jacobs called the meeting to order at 1:34 p.m.

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

Others present:

Chief Deputy Comptroller Margaret McGarrity 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 Craig Stopyra  
Senior Minutes Coordinator Lakela Louis

**Moment of Silence**

In remembrance of the victims in the September 11 attacks

**Invocation - District 1**

Orange County Commissioner Betsy VanderLey

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

Proclamation designating September 11, 2018 as Special Olympics Florida Day

**Presentation**

Orange County Fire Fighters Association to benefit Pediatric and Firefighter Cancer Patients

**Public Comment**

The following persons addressed the Board for public comment:

- City of Maitland Mayor Dale McDonald
- Former Orange County Commissioner Fred Brummer
- Frank DeLisi
- Carlos Betancourt
- Greg Anton

- Jose Colom
- Patricia Davis
- Ranae Carden

## I. CONSENT AGENDA

### Approval of the Consent Agenda

A motion was made by Commissioner Clarke, seconded by Commissioner VanderLey, to approve the Consent Agenda. The motion carried by the following vote:

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

### A. COUNTY COMPTROLLER

1. [18-1156](#) Approval of the minutes of the July 31 and August 7, 2018 meetings of the Board of County Commissioners. (Clerk's Office)
2. [18-1157](#) 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:
  - August 17, 2018, to August 23, 2018; \$19,737,438.14
  - August 24, 2018, to August 30, 2018; \$37,991,524.75
  - August 31, 2018, to September 6, 2018; \$17,140,292.45.(Finance/Accounting)
3. [18-1158](#) Disposition of Tangible Personal Property as follows. (Property Accounting)
  - a. Sell assets through online auction.
  - b. Scrap remaining assets.
  - c. Scrap assets.
  - d. Trade-in assets toward purchase of new equipment.
  - e. Remove stolen assets from inventory.
  - f. Donate assets and execute Deed of Gift conveyance to the Historical Society of Central Florida, Inc.

### B. COUNTY ADMINISTRATOR

1. [18-1159](#) Approval of the nomination for appointment by the Greater Orlando Aviation Authority to the Aviation Noise Abatement Committee of Anthony P. Carugno in the representative of a municipal noise impacted area of Orange County (Belle Isle/Edgewood) category with a term expiring April 4, 2019. (Agenda Development Office)

2. [18-1160](#) Approval of the Membership and Mission Review Board's recommendations for advisory board appointments/reappointments: (Agenda Development Office)
  - A. Animal Services Advisory Board: Appointment of Janet M. Williams to succeed Maria Rivera in the at large representative category with a term expiring December 31, 2018.
  - B. Commission on Aging: Reappointment of Carmel Munroe, Ph.D. in the healthcare representative category with a term expiring June 30, 2020 and the appointment of Barbara R. Keene to succeed Dennis Lee Watson in the at large representative category with a term expiring June 30, 2019.
  - C. Industrial Development Authority: Appointment of Julio Rocha to succeed Wade C. Vose in the at large representative category with a term expiring December 31, 2021.
  - D. Neighborhood Grants Advisory Board: Appointment of Brandy Hannah to succeed Karen S. Willis in the District 5 representative category with a term expiring June 30, 2020.
  - E. Parks and Recreation Advisory Board: Appointment of Kimberly A. Buchheit to succeed Alice Y. Nolan in the District 2 representative category with a term expiring June 30, 2019.
3. [18-1161](#) Approval and execution of Resolution 2018-B-04 of the Board of County Commissioners of Orange County, Florida, approving the issuance by the Orange County Health Facilities Authority of its revenue bonds (The Nemours Foundation Project), Series 2018, in an aggregate principal amount not to exceed \$160,000,000, the proceeds of which are to be loaned by the Authority to the Nemours Foundation, a Florida not for profit corporation, such loan to be in a principal amount equal to the aggregate principal amount of such bonds. (Health Facilities Authority)
4. [18-1162](#) Approval of the FY 2018-2019 non-bargaining pay plan structure adjustments, salary increase implementation plan for all regular, non-bargaining employees, effective October 7, 2018, and implementation of a personal leave sell program. (Human Resources Division)
5. [18-1163](#) Approval and execution of Resolution 2018-B-05 of the Board of County Commissioners of Orange County, Florida, approving, solely for the purposes of section 147(f) of the Internal Revenue Code, the issuance by the Capital Trust Agency of its Revenue Bonds (Provision Cares Proton Therapy Center, Orlando Project), Series 2018, for the purpose of financing the project herein described; and providing an effective date. (Industrial

Development Authority)

6. [18-1164](#) Approval to disburse \$150,000 to the Orange Blossom Trail Development Board by October 5, 2018, for administration in order to maintain normal operations for the first quarter of FY 2018-19. (Office of Management and Budget)
7. [18-1165](#) Approval to reimburse expenditures throughout FY 2018-19 for the Orange Blossom Trail Safe Neighborhood Improvement District as approved in the FY 2018-19 budget. (Office of Management and Budget)
8. [18-1166](#) Approval of budget amendments #18-52 and #18-53. (Office of Management and Budget)
9. [18-1167](#) Authorization to pay SunTrust Bank for Letter of Credit Commissions and Fees, in the approximate amount of \$31,000. (Risk Management Division)

#### C. COUNTY ATTORNEY

1. [18-1168](#) Approval of the Mediated Settlement Agreement in the case of *Orange County v. Wicker*, Case No. 2017-CA-010722-O, Parcels 1010, 8010, 7010, 7010A and 7010B, Project: Boggy Creek Road South, and authorization for the County Attorney's Office to execute the Joint Motion for Entry of Stipulated Final Judgment agreeing to the entry of the proposed Stipulated Final Judgment on behalf of Orange County.

#### D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [18-1169](#) Approval of Change Order No. 2, Contract No. Y17-800, with S K Consortium Inc in the amount of \$5,913.28 for design services for Magnolia Park INVEST Project, for a revised lump sum contract amount of \$370,878.94. (Capital Projects Division)
2. [18-1170](#) Approval of Change Order No. 4, Contract No. Y18-718, with S A Casey Construction Inc in the Amount of \$39,328.94 for the Administration Center Building Safety Division Office Renovation Project, for a revised lump sum contract amount of \$487,269.61. (Capital Projects Division)
3. [18-1171](#) Approval to award Invitation for Bids Y18-163-AV, Countywide Janitorial Services, to the low responsive and responsible bidders by Lot, for 1-year terms:

<u>Bidders</u>	<u>Total Estimated Award Amt.</u>
Lot A Diversified Maintenance-RWS, LLC	\$812,072.53
Lot B Building Maintenance Services Incorporated	\$414,509.24
Lot C Building Maintenance Services Incorporated	\$269,501.74
Lot D Florida Cleaning Systems, Inc.	\$714,265.34

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Lot E	Florida Cleaning Systems, Inc.	\$494,566.75
Lot F	JMC Services, Inc.	\$465,706.22
Lot G	JMC Services, Inc.	\$524,642.90

([Administrative Services Department Facilities Management Division]  
Procurement Division)

4. [18-1172](#) Approval to award Invitation for Bids Y18-185-EB, Stormwater Infrastructure Rehabilitation Services, to the low responsive and responsible bidder, Schuller Contractors Incorporated. The estimated contract award amount is \$2,526,740 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
5. [18-1173](#) Approval to award Invitation for Bids Y18-1082-KB, Mosquito Control Insecticides, to the low responsive and responsible bidders: UNIVAR USA for line items 1 through 7 and 29 in the estimated contract award amount of \$106,236; Clarke Mosquito Control Products, Inc. for line items 11 through 13, 18 through 21, 23, 24, and 31 in the estimated contract award amount of \$129,062.70; Target Specialty Products for line items 8 through 10, 17, 27, 28, and 30 in the estimated contract award amount of \$145,397.11; and ADAPCO, LLC for line items 14, 15,16, 22, 25, 26, and 32 in the estimated contract award amount of \$223,046.65 for 1-year terms. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
6. [18-1174](#) Approval to award Invitation for Bids Y18-1089-PD, Prescribed Fire and Associated Services, to the low responsive and responsible bidders, Bird Dog Fire and Land Management, Inc. in the estimated annual contract award amount of \$364,688 and Green Environmental Management, LLC in the estimated annual contract award amount of \$415,250. ([Community, Environmental and Development Services Department Environmental Protection Division] Procurement Division)
7. [18-1175](#) Approval to award Invitation for Bids Y18-1091-PD, Environmental Remediation Services, to the low responsive and responsible bidder, Simpson Environmental Services, Inc. The estimated contract award amount is \$10,570,500 for a 2-year term. ([Office of Accountability Risk Management Division] Procurement Division)
8. [18-1176](#) Approval to award Invitation for Bids Y18-778-RC, Tibet Butler Preserve HVAC System Replacement, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$189,530. ([Administrative Services Department Capital Projects Division] Procurement Division)
9. [18-1177](#) Approval to award Invitation for Bids Y18-779-TA, Rapid Infiltration Basins

(RIBs) Side Slope Liner Replacement, to the low responsive and responsible bidder, Southeast Environmental Contracting, Inc. The total contract award amount is \$1,788,000. ([Utilities Department Engineering Division] Procurement Division)

10. [18-1178](#) Approval to award Invitation for Bids Y18-781-RM, Orange County Uniform Waterway Marker Installation, to the low responsive and responsible bidder, C-Scape Construction, Inc. The total contract award amount is \$243,000. ([Community, Environmental and Development Services Department Environmental Protection Division] Procurement Division)
11. [18-1179](#) Approval to award Invitation for Bids Y18-783-RC, Orange County East Community Center Improvements Building A, B, C & D, to the low responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$831,001.37. ([Administrative Services Department Capital Projects Division] Procurement Division)
12. [18-1180](#) Approval of Amendment No. 2, Contract Y17-1043-LC, Hospitalist Group Services for Corrections Health Services Division, with David Mazer, MD, in the amount of \$15,000, for a revised total contract amount of \$246,250. ([Health Services Department Corrections Health Services Division] Procurement Division)
13. [18-1181](#) Approval of Amendment No. 1, Contract Y17-818, Continued Implementation of Remedial Action Plan (RAP), with E Sciences, Inc. in the amount of \$152,153.98, for a revised total contract amount of \$384,627.83. ([Office of Accountability Risk Management Division] Procurement Division)
14. [18-1182](#) Approval of Contract Y19-125-TJ, Preventative Maintenance for LIFEPAK Vital Signs Monitors, External Cardiac Defibrillators and LUCAS Chest Compression Systems, with Physio Control, Inc., in the contract award amount of \$251,516.15 for a 1-year term. ([Fire Rescue Department Infrastructure and Support Division] Procurement Division)
15. [18-1183](#) Approval of Purchase Order M91715, Ragless Mixer Impellers, with Nov Process & Flow Technologies, US, Inc., in the amount of \$171,648. ([Utilities Department Water Reclamation Division] Procurement Division)
16. [18-1184](#) Approval of Purchase Order C17648A, Multi-Purpose Banquet Chairs for the Orange County Convention Center (Additional Quantities), to the sole responsive and responsible bidder, MTS Seating, Inc., in the amount of \$3,111,500. ([Convention Center Event Operations Division] Procurement Division)
17. [18-1185](#) Selection of Compsych Employee Assistance Programs, Inc. to provide Employee Assistance Program (EAP) Services, Request for Proposals

Y18-1103-AH. ([Office of Accountability Human Resources Division]  
Procurement Division)

18. [18-1186](#) Approval and execution of Second Amendment to Lease Agreement between Highlander Investments, Ltd. and Orange County and delegation of authority to the Real Estate Management Division to exercise renewal option, furnish notices, and execute Tenant Estoppel Certificates required or allowed by the lease, if needed for Forsyth - Fire Rescue Training 2976 North Forsyth Road, Winter Park, Florida 32792 Lease File #1022. District 5. (Real Estate Management Division)
19. [18-1187](#) Approval and execution of Subordination of Utility Interests (Instrument: 1020.2) from Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Boggy Creek Rd (Osceola Cnty line to 600' N. of Central FI Greenway SR 417). District 4. (Real Estate Management Division)
20. [18-1188](#) Approval and execution of Subordination of Utility Interests (Instrument: 1003.2) from Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Kennedy Boulevard (Forest City Rd to Wymore Rd). District 2. (Real Estate Management Division)
21. [18-1189](#) Approval and execution of Subordination of Utility Interests (Instrument: 1006.2) from Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Kennedy Boulevard (Forest City Rd to Wymore Rd). District 2. (Real Estate Management Division)
22. [18-1190](#) Approval and execution of Subordination of Utility Interests (Instrument: 1069.2) from Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Duke Energy Florida, Inc., f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for Kennedy Boulevard (Forest City Rd to Wymore Rd). District 2. (Real Estate Management Division)
23. [18-1191](#) Approval and execution of Distribution Easement from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy and authorization to record instrument for Fort Christmas Park Expansion. District 5. (Real Estate Management Division)
24. [18-1192](#) Approval and execution of Modification of Easements between D.R. Horton, Inc. and Orange County, approval of Temporary Access Easement from D.R.



- Horton, Inc. to Orange County and authorization to record instruments for Conserv II - Waterleigh. District 1. (Real Estate Management Division)
25. [18-1193](#) Approval and execution of Easement from Orange County to Duke Energy Florida, LLC, d/b/a Duke Energy, First Amendment to Easement between Orange County and Duke Energy Florida, LLC, d/b/a Duke Energy, and approval of Partial Release of Easement by Duke Energy Florida, LLC, d/b/a Duke Energy and authorization to record instruments for Duke Energy - Lake Bryan to Vineland Transmission Line. District 1. (Real Estate Management Division)
26. [18-1194](#) Approval and execution of Resolution 2018-M-32 of the Orange County Board of County Commissioner regarding authorization to convey certain County Property Interests to the City of Winter Garden, Florida and Assignment of Easements from Orange County to City of Winter Garden and authorization to disburse funds to pay recording fees and record instrument for Harbor Dr Drainage Easements. District 1. (Real Estate Management Division)
27. [18-1195](#) Approval and execution of Partial Release of Conservation Easement by Orange County and authorization to record instrument for Venetian Isles, LLC - Pool/Amenity Center - CAI-17-03-009. District 1. (Real Estate Management Division)
28. [18-1196](#) Approval of As Is Residential Contract For Sale and Purchase with Addendum to Contract between Orange County and Mailyn Prieto, approval and execution of County Deed from Orange County to Mailyn Prieto and authorization to perform all actions necessary and incidental to closing for NSP Resale - 161 Chicago Woods Circle, Orlando, FL 32824 (NCST). District 4. (Real Estate Management Division)
29. [18-1197](#) Approval of Purchase Agreement and Temporary Construction Easement between Hiep Nguyen and Phuong Nguyen, as Trustees of the Nguyen Family Revocable Trust, dated July 30, 2013, and Hiep Nguyen a/k/a Hiep Tri Nguyen and Phuong Nguyen a/k/a Phuong Tri Nguyen, husband and wife, as to a life estate interest and Orange County and affidavit from Hiep Nguyen and Phuong Nguyen and authorization to disburse funds to pay purchase price and recording fees and record instruments for East-West Road (SR 436 to Dean Rd) n/k/a Richard Crotty Parkway. District 5. (Real Estate Management Division)
30. [18-1198](#) Approval of Warranty Deed from Windermere Springs LLC to Orange County and authorization to perform all actions necessary and incidental to closing for Reams Road - Windermere Springs PD (R/W & APF Agm). District 1. (Real Estate Management Division)

31. [18-1199](#) Approval of Utility Easement and Sidewalk Easement from Lakeside II Partners, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Axiom Bank and authorization to record instruments for Lakeside Village Ctr S. PD Multi-Tenant Retail Bldg Permit #B17900644 OCU File #91666. District 1. (Real Estate Management Division)
32. [18-1200](#) Approval of Sidewalk Easement from Lakeside II Partners, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Axiom Bank and authorization to record instruments for Lakeside Village Center South - Water UE Permit #B16900904. District 1. (Real Estate Management Division)
33. [18-1201](#) Approval of Donation Agreement and Warranty Deed between Rita J. Friedman and Orange County and authorization to disburse funds to pay all closing costs and perform all actions necessary and incidental to closing for Westwood Blvd Ext (Friedman property). District 1. (Real Estate Management Division)
34. [18-1202](#) Approval of Utility Easement from C4 Advanced Tactical Systems, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from PNC Bank, National Association and authorization to record instruments for C4 Advanced Tactical Systems NC Permit: B16904796 OCU File #91046. District 4. (Real Estate Management Division)
35. [18-1203](#) Approval of Utility Easement from Lakewalk at Hamlin, LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Bank of the Ozarks and authorization to record instruments for Lakewalk @ Hamlin Sitework Permit # B16900660 OCU File #: 85546. District 1. (Real Estate Management Division)
36. [18-1204](#) Approval of Utility Easement from SJS Andover LLC to Orange County and Subordination of Encumbrances to Property Rights to Orange County from Valley National Bank and authorization to record instruments for Curry Ford Starbucks Permit: B17900343 OCU File #: 91846. District 4. (Real Estate Management Division)

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

1. [18-1205](#) 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, 5, and 6. (Code Enforcement Division)

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LC 18-0604	LC 18-0590	LC 18-0632	LC 18-0472	LC 18-0538
LC 18-0519	LC 18-0593	LC 18-0640	LC 18-0487	LC 18-0539
LC 18-0524	LC 18-0617	LC 18-0546	LC 18-0513	LC 18-0542
LC 18-0571	LC 18-0621	LC 18-0550	LC 18-0531	LC 18-0569

2. [18-1206](#) Approval and execution of Resolution 2018-M-33 of the Orange County Board of County Commissioners approving the Local Housing Assistance Plan as required by the State Housing Initiatives Partnership Program Act, Sections 420.907-420.9079, Florida Statutes and Chapter 67-37, Florida Administrative Code; authorizing and directing the Mayor to execute any necessary documents and certifications needed by the State; authorizing the submission of the Local Housing Assistance Plan for review and approval by the Florida Housing Finance Corporation; and providing an effective date and Certification to Florida Housing Finance Corporation; and approval of State Housing Initiatives Partnership Local Housing Assistance Plan for State Fiscal Years 2018-2019, 2019-2020, 2020-2021. (Housing and Community Development Division)
3. [18-1207](#) Approval and execution of Local Player Tryout Release Agreement (2018) between Central Florida Basketball Partners, LLC and Orange County, Florida to use a gymnasium and associated facilities at Silver Star Recreation Center for a league tryout on September 23, 2018. District 6. (Parks and Recreation Division)
4. [18-1208](#) Approval and execution of Proportionate Share Agreement for Project Name: Harness Track aka Wetherbee Road Property Boggy Creek Road by and between Michael McGovern, Kent Whitaker Sterchi, as Trustee, and his successors, of the Elizabeth Allen Sterchi Real Estate Trust dated May 3, 2018, Patricia C. Fawsett, Orlando Airport Land Partners, L.P. and Orange County for a proportionate share payment in the amount of \$433,225. District 4. (Roadway Agreement Committee)

#### F. FAMILY SERVICES DEPARTMENT

1. [18-1209](#) Approval and execution of Florida Department of Children and Families Application for a License to operate a Child Care Facility at Taft Head Start. This application is only executed by Orange County. (Head Start Division)
2. [18-1210](#) Approval and execution of: 1) Florida Department of Health Child Care Food Program Budget for Sponsors of Affiliated Sites Authorization #: S-734; 2) FY 2018-2019 Child Care Food Program (CCFP) Renewal Certification of Accuracy and Truthfulness; 3) Supplemental Budget for Special Cost Items; 4) Delegation of Signing Authority for the Child Care Food Program; and 5) Florida Department of Health Child Care Food Program Management Plan which will allow Orange County to be reimbursed up to an estimated amount of \$2,004,520 for nutritional meals served to eligible children in the Head Start Program. (Head Start Division)

**G. FIRE RESCUE DEPARTMENT**

1. [18-1211](#) Approval and execution of Interlocal Agreement between Orange County, Florida and City of Belle Isle, Florida regarding Orange County's provision of Fire Prevention and Rescue Services for the City of Belle Isle, Florida. (Planning and Technical Services Division)
2. [18-1212](#) Approval and execution of Interlocal Agreement between Orange County, Florida and Town of Eatonville, Florida regarding Orange County's provision of Fire Prevention and Rescue Services for the Town of Eatonville, Florida. (Planning and Technical Services Division)
3. [18-1213](#) Approval and execution of Interlocal Agreement between Orange County, Florida and City of Edgewood, Florida regarding Orange County's provision of Fire Prevention and Rescue Services for the City of Edgewood, Florida. (Planning and Technical Services Division)

**H. PUBLIC WORKS DEPARTMENT**

1. [18-1214](#) Authorization to record the plat of Vineland Pointe. District 1. (Development Engineering Division)
2. [18-1215](#) Approval of Traffic Control Devices and "No Parking" signs installation in Waterleigh Phase 2B. District 1. (Traffic Engineering Division)
3. [18-1216](#) Approval and execution of Resolution 2018-M-34 of the Orange County Board of County Commissioners regarding the Local Agency Program Agreement with the Florida Department of Transportation for the design of Intersection Improvements at CR 439/Turkey Lake Road and Vineland Road and (2) State of Florida Department of Transportation Local Agency Program Agreement FPN: 441402-1-38-01 between the State of Florida Department of Transportation and Orange County. District 1. (Transportation Planning Division)
4. [18-1217](#) Approval of "No Parking" Zone extension on the east side of Huckleberry Finn Drive from Becky Thatcher Court north to Ferryboat Court. District 4. (Traffic Engineering Division)
5. [18-1218](#) Approval of Traffic Control Devices and "No Parking" signs installation in Verona. District 4. (Traffic Engineering Division)
6. [18-1219](#) Approval of Traffic Control Devices and "No Parking" signs installation in Legado. District 1. (Traffic Engineering Division)
7. [18-1220](#) Approval of Traffic Control Devices and "No Parking" signs installation in Signature Lakes-Parcel 1C. District 1. (Traffic Engineering Division)

**I. UTILITIES DEPARTMENT**

1. [18-1221](#) Approval and execution of Escrow Agreement by and among Core Orlando Colonial, LLC, Orange County, and Orange County Comptroller for utility work associated with the College Suites at Woodbury PD in the amount of \$170,000. District 5. (Engineering Division)
2. [18-1222](#) Approval and execution of Second Amendment to Utility Line Construction Reimbursement Agreement for Hamlin Groves Trail Extension by and between Orange County and SLF IV/Boyd Horizon West JV, LLC to increase the County's maximum cost obligation by \$735,000. District 1. (Engineering Division)
3. [18-1223](#) Approval of funding for the Orange County/City of Orlando Water Conserv II Joint Facilities Annual Target Budget with Woodard & Curran, Inc. The County's share of the estimated project budget is \$5,467,145. All Districts. (Water Reclamation Division)
4. [18-1224](#) Approval and execution of Non-Exclusive Permanent Utility Easement Agreement by and between Reedy Creek Improvement District and Orange County for the purpose of operating and maintaining the underground public wastewater force main. District 1. (Engineering Division)

**II. INFORMATIONAL ITEMS\*\*****A. COUNTY COMPTROLLER**

1. [18-1225](#) Receipt of the following items to file for the record: (Clerk's Office)
  - a. Orange County Research and Development Authority (dba Central Florida Research Park) FY 2018-19 Budget.
  - b. Florida Public Service Commission Consummating Order. In re: Petition for limited proceeding for approval to include in base rates the revenue requirement for the Citrus combined cycle project, by Duke Energy Florida, LLC.

This item was received and filed.

**Public Comment (Continued)**

The following person addressed the Board for public comment: Town of Eatonville Mayor Eddie Cole.

**III. DISCUSSION AGENDA****A. FIRE RESCUE DEPARTMENT**

- 1. [18-1226](#) Provision of Fire Rescue Services with the City of Apopka.

The following person addressed the Board: Chuck Carnesale.

A motion was made by Commissioner Love, seconded by Commissioner VanderLey, to approve and execute Interlocal Agreement I - Provision of Fire Protection, Rescue, and Auto-Aid Services for the areas of unincorporated Orange County, Florida that are currently served and/or supported by Fire Station 29; further, approve and execute Interlocal Agreement II - Provision of Automatic Aid for Fire Protection and Rescue Services; and further, approve and execute Interlocal Agreement III - Provision of Mutual Aid for Fire Protection and Rescue Services. The motion carried by the following vote:

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

**B. OFFICE OF REGIONAL MOBILITY**

- 1. [18-1227](#) MetroPlan Orlando Board Meeting Briefing. All Districts.

The Board took no action.

**C. COUNTY MAYOR**

- 1. [18-1228](#) Open discussion on issues of interest to the Board.

(This item was deferred until later in the afternoon.)

**IV. WORK SESSION AGENDA**

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

- 1. [18-1229](#) Transportation Impact Fee. (Transportation Planning Division)

(This item was deferred until later in the afternoon.)

**V. RECOMMENDATIONS**

- 1. [18-1230](#) August 16, 2018 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Thompson, seconded by Commissioner Siplin, to approve 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 Love, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

**VI. PUBLIC HEARINGS**

1. [18-1076](#) Conservation Area Impact

Pulte Home Company, Lake Pickett Cluster 4 and 5 Project Site, permit, (CAI-17-06-018) District 5

**Consideration:** Request for a Conservation Area Impact (CAI) Permit to conduct 0.04 acre of direct impacts and 0.21 acre indirect impacts to Class I wetlands and surface waters. The impacts are associated with construction of a new semi-private boat ramp facility adjacent to Lake Pickett.

**Location:** District 5; property located at 17639 Sailfin Drive, Orlando, Florida 32820; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following persons addressed the Board:

- Steve Butler
- Alan Ashlock

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to approve the Conservation Area Impact Permit (CAI-17-06-018) subject to the conditions of approval listed in the Staff Report; further, approve the Semi-Private Boat Ramp Facility Permit (BR-17-06-000) with approval of one variance request subject to the forty conditions of approval listed in the Staff Report; and further, approve new Conditions of Approval #41 and #42. The motion carried by the following vote:

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

and

2. [18-1075](#) Boat Ramp

Pulte Home Company, Lake Pickett Clusters 4 and 5, permit, (BR-17-06-000); District 5

**Consideration:** Request for Permit (BR-17-06-000) to construct a semi-private boat ramp facility, pursuant to Orange County Code, Chapter 15, Article XV, Section 15-605(d)(2)

**Location:** District 5; on Lake Pickett Clusters 4 and 5, located at 17639 Sailfin Drive, Orlando, Florida (legal property description on file in Environmental Protection Division)

New Conditions of Approval:

41. To prevent unauthorized users from accessing the boat ramp facility, the permittee shall install a security fence and gate with locking mechanism at the landward end of the boat ramp as part of the construction of the boat ramp facility. The security fence and gate with locking mechanism shall be installed prior to the facility's intended use.

42. To prevent the spread of invasive and exotic aquatic vegetation, the permittee shall install a

sign at the propeller cleanout area that states users must remove vegetation from their propeller, watercraft and trailer prior to entering and exiting the boat ramp facility. The signage shall be installed prior to the facility's intended use.

This item was approved.

3. [18-1079](#) Planning and Zoning Commission Appeal

Denise L. Calabrese, Econ Oaks HOA

Alexander Rey, Rey Homes, Case # RZ-18-07-039, July 19, 2018; District 3

**Case:** Planning and Zoning Commission Case # RZ-18-07-039; July 19, 2018

**Consideration:** This request is to consider the rezoning and appeal of the July 19, 2018 Planning and Zoning Commission (PZC) Recommendation of Approval for Rezoning Case # RZ-18-07-039, in the name of Alexander Rey, to rezone 7.73 gross acres from R-1AA (Single-Family Dwelling District) to R-1A (Single-Family Dwelling District), in order to construct up to twenty-three (23) single-family residential dwelling units.

**Location:** District 3; property located at 1302 S. Econlockhatchee Trail; or generally located on the west side of S. Econlockhatchee Trail, approximately 650 north of Oriente Street Orange County, Florida (legal property description on file in Planning Division)

**Court Reporter:** Jenny Marmol, Orange Legal

The following persons addressed the Board:

- Marcos Marchena
- John Calabrese
- Michele Pierce

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

The following material was received by the Clerk prior to the close of the public hearing. The material referenced by the speaker was not presented to the Board. Submittal 1, from Marcos Marchena.

Modified Conditions of Approval:

1. Development shall be limited to up to 23 single-family detached dwelling units.
2. All lots that abut the Econ Oaks subdivision shall ~~conform to the R-1AA (Single-Family Dwelling District) development standards.~~ be a minimum width of 80' and minimum depth of 110' and shall not exceed 1 story in height. Allowing for a minimum lot area of 8,800 SF.

New Conditions of Approval:

3. All lots that abut Deerwood Elementary shall be a minimum width of 75' and minimum depth of



100' and shall meet the 35' maximum height requirement per the County standards of R-1A zoning.

4. Applicant will make reasonable efforts to preserve existing wetlands consistent with its proposed subdivision layout.

5. Applicant will make reasonable efforts to preserve existing larger caliper specimen trees so long as they are consistent with its proposed subdivision layout. During the PSP process, Applicant will review any buffering with county and neighbors.

A motion was made by Commissioner Clarke, seconded by Commissioner Thompson, to make a finding of consistency with the Comprehensive Plan; and uphold the July 19, 2018 Planning and Zoning Commission recommendation to approve the rezoning request from R-1AA (Single-Family Dwelling District) to R-1A (Single-Family Dwelling District); further, modify Conditions of Approval #1 and #2; and further, approve new Conditions of Approval #3, #4, and #5. The motion carried by the following vote:

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

4. [18-840](#) Substantial Change

Adam Smith, VHB, Inc., Zanzibar Property Planned Development / Zanzibar Property Phases 1-4 Preliminary Subdivision Plan & Tract P-2 Development Plan, Case # CDR-17-01-010, amend plan; District 1 (Continued from July 10, 2018)

**Consideration:** Substantial change request to add 248 single-family residential dwelling units in Phases 2, 3, and 4, in addition to the approved 213 units in Phase 1 for a total of 461 units overall, and a 4.17 acre amenity tract P-2; pursuant to Sections 34-69 and 30-89, Orange County Code

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

The following person addressed the Board: Adam Smith.

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

17. "The PSP property is subject to that certain Adequate Public Facilities Agreement recorded on December 3, 2013 in Official Records Book 10732, Page 3563, Public Records of Orange County, Florida, as amended by that certain First Amendment to Adequate Public Facility Agreement recorded on June 23, 2016 as Doc # 20160325606 in the Public Records of Orange County, Florida (collectively, the "APF Agreement"). In connection with the processing of the Hawksmoor Phase 1 PSP (Case No. PSP-15-07-200), Mattamy Orlando LLC, a Delaware limited liability company ("Mattamy") purchased 0.53 acres of APF Credits from Orange County, Florida, leaving the PSP property with an APF deficit balance of 5.75 acres. In order to satisfy its remaining APF deficit balance, Mattamy may, pursuant to Section 5.2 of the Amended and Restated Village H Cooperation Agreement recorded on February 20, 2013 in Official Records

Book 10525, Page 1893, Public Records of Orange County, Florida, pay the Village H Escrow Agent a fee-in-lieu (at such value per APF acre as is then established by Orange County in accordance with FLU 4.1.10 of the Orange County Comprehensive Plan) directly to the Village H Escrow Agent. Upon payment of the fee-in-lieu to the Village H Escrow Agent and the Village H Escrow Agent's issuance of a receipt acknowledging that such fee has been paid, Mattamy will deliver a copy of the receipt to the Orange County Planning Division (the "Planning Division"), for review and confirmation of the satisfaction of Mattamy's APF deficit under the APF Agreement."

18. Applicant will install two speed tables on Old YMCA Road approaching the Zanzibar project access points and will coordinate such installation with the County Traffic Engineer on proper spacing and placement.

19. Applicant will install a post-mounted flashing beacon west of the crest of the vertical curve for eastbound Old YMCA Road drivers as the approach the easternmost Zanzibar project access/Marina Bay Drive intersection. The flashing beacon "Cross Traffic When Flashing" would be activated by vehicles approaching Old YMCA Road from the Zanzibar project and Marina Bay Drive. The installation will be coordinated with the County Traffic Engineer for proper placement.

20. Applicant will install two other post-mounted flashing beacons, one for the easternmost Zanzibar project access at Old YMCA Road and one for the Marina Bay Drive approach to Old YMCA Road. The flashing beacons "Vehicle Approaching When Flashing" would be activated by eastbound vehicles west of the crest of the vertical curve on Old YMCA Road. The installation will be coordinated with the County Traffic Engineer for proper placement.

Condition #17 in the Staff Report will become New Condition #21.

A motion was made by Commissioner VanderLey, seconded by Commissioner Love, 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, approve new Conditions of Approval #17, #18, #19, and #20 (Condition of Approval #17 in the Staff Report becomes new Condition of Approval #21). The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Clarke

5. [18-1078](#) Substantial Change

Miranda Fitzgerald, Lowndes, Drosdick, Doster, Kantor, and Reed, P.A.,  
Ruby Lake Planned Development (PD) Land Use Plan (LUP), Case #  
CDR-18-05-176, amend plan; District 1

**Consideration:** A Planned Development substantial change to request the following waivers from Orange County Code for Lot 1C of the Ruby Lake PD: 1) A waiver from Section 38-1394.1(a)(2) is requested to eliminate the requirement of providing one (1) canopy tree for each one hundred (100) square feet of green space within the building base landscape area for

Lot 1C; 2) A waiver from Section 38-1272(3) is requested to allow for a minimum ten (10) foot setback along the perimeter of the PD, in lieu of twenty-five (25) feet for Lot 1C; and 3) A waiver from Section 38-1392.1 is requested to allow for a minimum ten (10) foot setback when abutting residential zoned property, in lieu of thirty-five (35) feet for Lot 1C; 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 1; property generally located east of Palm Parkway and west of Interstate 4; Orange County, Florida (legal property description on file)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner VanderLey, seconded by Commissioner Love, 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 Love, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

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

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

1. [18-1229](#) Transportation Impact Fee. (Transportation Planning Division)

The Board took no action.

#### III. DISCUSSION AGENDA (Deferred)

##### C. COUNTY MAYOR

1. [18-1228](#) Open discussion on issues of interest to the Board.

Commissioner VanderLey discussed the rising lake levels in District 1, which has resulted in boat docks being submerged. The District Commissioner would like to encourage and/or compel residents to mark the docks that are under water and also address wakeboarders who create dangerous high wakes.

Board discussion ensued.

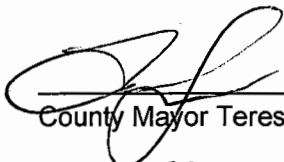
County Mayor Jacobs directed Staff to provide, at the next Board meeting, direction on how the Board could take action on posting advisory notices at lakes that are above average and how to flag docks that are submerged.

√ The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.

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

ADJOURNMENT: 4:13 p.m.

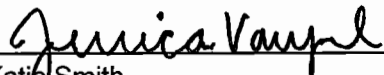
ATTEST:

  
\_\_\_\_\_  
County Mayor Teresa Jacobs  
Date:     OCT 16 2018    



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.