

Orange County Government

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



Final Meeting Minutes

Tuesday, January 15, 2019

2:00 PM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Demings called the meeting to order at 2:03 p.m.

Present: 7 - Mayor Jerry L. Demings, Commissioner Betsy VanderLey, Commissioner Christine Moore, Commissioner Mayra Uribe, Commissioner Maribel Gomez Cordero, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Deputy Clerk Katie Smith
Senior Minutes Coordinator Craig Stopyra
Senior Minutes Coordinator Noelia Perez

Invocation - District 3

Pastor Daniel Green, Eastland Baptist Church

Pledge of Allegiance**Public Comment**

The following persons addressed the Board for public comment:

- Frank Vassell
- R.J. Mueller

The following material was presented to the Board during public comment: Exhibit 1, from RJ Mueller.

I. CONSENT AGENDA**Approval of the Consent Agenda**

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

Aye: 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Siplin

Nay: 1 - Commissioner Bonilla

A. COUNTY COMPTROLLER

1. [19-090](#) Approval of the minutes of the December 18, 2018 meeting of the Board of County Commissioners. (Clerk's Office)
2. [19-091](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. Period as follows: January 4, 2019 to January 10, 2019; total of \$31,096,629.16. (Finance/Accounting)
3. [19-092](#) Approval and execution of The Vanguard Group, Inc. Service Agreement by and between Orange County, Florida and The Vanguard Group, Inc. The term of the agreement is for five years with two, five-year renewals.
4. [19-093](#) Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Sell assets through on-line auction.
 - b. Offer to non-profit organizations.
 - c. Scrap remaining assets.

B. COUNTY ADMINISTRATOR

1. [19-094](#) Confirmation of the appointment of Meka Beacham as the District 6 representative on the Membership and Mission Review Board with a term expiring December 31, 2020. (Agenda Development Office)

C. COUNTY ATTORNEY

1. [19-095](#) Approval and execution of Resolution 2019-M-01 of the Orange County Board of County Commissioners regarding the appointment of the 2020 Orange County Charter Review Commission.

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [19-096](#) Approval to award Invitation for Bids Y18-1110-KB, Splash Pads and Pools for Parks and Recreation Lot A, to the low responsive and responsible bidder, Huffman Inc., NuWave Pools in the estimated contract award amount of \$125,500 for a 1-year term. ([Community, Environmental and Development Services Department Parks and Recreation Division] Procurement Division)
2. [19-097](#) Approval to award Invitation for Bids Y19-101-CH, Traffic Signal Preventative Maintenance and Inspection, to the low responsive and responsible bidder, Siemens Industry, Inc. The estimated contract award amount is \$1,170,880.50 for the base year. ([Public Works Department Traffic Engineering Division] Procurement Division)
3. [19-098](#) Approval to award Invitation for Bids Y19-158-SW, Veterinarian Supplies, to the three low responsive and responsible bidders, for a 1-year term, in the

estimated contract award amounts listed below.

<u>Bidder</u>	<u>Estimated Contract Award Amt.</u>
Medfirst Healthcare Supply, LLC	\$ 71,184.25
Suncoast Surgical and Medical Supply, LLC	\$115,145.10
Midwest Veterinary Supply, Inc.	\$204,142.70

([Health Services Department Fiscal and Operational Support Division]
Procurement Division)

4. [19-099](#) Approval to award Invitation for Bids Y19-601-PD, Sand Skink Mitigation Credits, to the low responsive and responsible bidder, Alcoma Properties, LTD. The total contract award amount is \$115,050. ([Utilities Department Engineering Division] Procurement Division)
5. [19-100](#) Approval to award Invitation for Bids Y19-716-JS, Orange County Convention Center West Building W322 & W323 Conference Room Upgrades, to the low responsive and responsible bidder, EPS Contractor Group, Corp. The total contract award amount is \$197,600. ([Convention Center Capital Planning Division] Procurement Division)
6. [19-101](#) Approval of Contract Y19-155-MV, Emergency Generator and Automatic Transfer Switches Inspection, Testing, and Repair at the Orange County Convention Center, North/South Building, with Cummins, Inc., in the estimated contract award amount of \$511,170 for a 3-year term. ([Convention Center Facility Operations Division] Procurement Division)
7. [19-102](#) Approval to award Invitation for Bids Y19-139-AV, Wellness Nurse Services, to the low responsive and responsible bidder, Adventist Health System/Sunbelt, Inc. dba Florida Hospital Centra Care. The estimated annual contract award amount is \$206,930 for a 3-year term. ([Office of Accountability Human Resources Division] Procurement Division)
8. [19-103](#) Approval and execution of Memorandum of Agreement between The State of Florida, Department of Health Orange County Health Department and City of Orlando and Orange County, Florida for FDOH Parramore Farmer's Market 832 West Central Boulevard, Orlando, Florida 32805 Lease File #10021. District 6. (Real Estate Management Division)
9. [19-104](#) Approval of Contract for Sale and Purchase and Special Warranty Deed between Yoganand Ganeshram, as Trustee of N Powers Dr, Orlando, FL 32818 Land Trust dated July 25th, 2017 and Orange County, delegation of authority to the Real Estate Division Manager to make elections under, waive contingencies in, terminate, and furnish notices under the Contract, and authorization to disburse funds to pay purchase price and perform all actions necessary and incidental to closing for Lake Star, Powers Drive Flooding. District 2. (Real Estate Management Division)

10. [19-105](#) Approval of Warranty Deed from Circle C Ranch II, LLC to Orange County and authorization to perform all actions necessary and incidental to closing for Circle C Ranch II Donation. District 5. (Real Estate Management Division)
11. [19-106](#) Approval of Utility Easement from Vincent Robinson and Janneth Robinson to Orange County and authorization to record instrument for Petition to Vacate #18-02-005 (902 N. Pine Hills Road). District 6. (Real Estate Management Division)

E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [19-107](#) 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. All Districts. (Code Enforcement Division)

LC 19-0008	LC 18-0972	LC 19-0110	LC 18-0871	LC 19-0012
LC 18-0908	LC 18-0974	LC 18-0928	LC 18-0872	LC 19-0016
LC 18-0987	LC 19-0006	LC 18-1008	LC 18-0933	LC 19-0017
LC 19-0009	LC 19-0056	LC 19-0101	LC 18-0937	LC 19-0027
LC 19-0086	LC 19-0103	LC 18-0784	LC 18-0942	LC 19-0033
LC 19-0087	LC 19-0106	LC 18-0838	LC 18-0953	LC 19-0035
LC 19-0091	LC 19-0107	LC 18-0865	LC 18-0966	LC 19-0046
LC 18-0969	LC 19-0109	LC 18-0868	LC 19-0011	LC 19-0072

2. [19-108](#) Acceptance of recommendation of the Environmental Protection Commission to approve the request for variance to Orange County Code, Chapter 15, Article IX, Section 15-343(a) (side setback) and approve the request to waiver to Section 15-342(b) (terminal platform size), with the condition that the applicant pay \$551 to the Conservation Trust Fund within 60 days of the decision of the Board for the Herrington Dock Construction Permit BD-18-07-076. District 1. (Environmental Protection Division)
3. [19-109](#) Approval and execution of Resolution 2019-M-02 of the Orange County Board of County Commissioners regarding creating standard Orange County Letter of Credit Forms for Yard Trash Processing Facilities and delegating authority with regard to authorizing the County Mayor or designee to accept and Community, Environmental and Development Services Director to release Letters of Credit in conjunction with yard trash processing facilities. All Districts. (Environmental Protection Division)
4. [19-110](#) Approval and execution of First Amendment to INVEST Program Agreement for affordable housing between Orange County, Florida and Homes In Partnership, Inc. to increase the project budget by \$85,000 for additional site

development costs and to extend the completion date to December 31, 2018. District 2. (Housing and Community Development Division)

5. [19-111](#) Approval and execution of Second Amendment to Transportation Impact Fee Credit Agreement Roadway Conceptual Analysis Tupperware Heights PD Orange Avenue by and between Deerfield Land Corporation and Orange County to extend the date for the completion of the Roadway Conceptual Analysis and to include a provision for the consideration of joint-use ponds. District 4. (Roadway Agreement Committee)
6. [19-112](#) Approval and execution of Second Amendment to Amended and Restated Road Impact Fee Agreement Vineland Pointe Planned Development (Vineland Avenue) by and among Vineland Pointe Owner LLC, Pride Homes of Vineland, LLC, and Orange County to provide for the reimbursement of prior impact fees paid as impact fee credits are awarded for improvements to Vineland Avenue. District 1. (Roadway Agreement Committee)

F. FAMILY SERVICES DEPARTMENT

1. [19-113](#) Approval and execution of Interlocal Agreement between Orange County, Florida and City of Orlando regarding Alternate Evacuation Locations. (Head Start Division)
2. [19-114](#) Approval of Orange County Head Start Eligibility Priority Selection Criteria 2019-2020 to establish a formal selection process for eligible children and families. (Head Start Division)
3. [19-115](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Hal Marston Head Start. This application is only executed by Orange County. (Head Start Division)
4. [19-116](#) Approval of the January 2019 Neighborhood Pride Capital Improvement Grant as recommended by the Neighborhood Grants Advisory Board for Hunter's Creek Tract 525 (\$10,000). District 1. (Neighborhood Preservation and Revitalization Office)
5. [19-117](#) Approval of the January 2019 Neighborhood Pride Entranceway Grants as recommended by the Neighborhood Grants Advisory Board for Gatlin Place Homeowners Association (\$5,000), Waterford Lakes Tract N-24 Waterford Cove Homeowners Association (\$5,000), Hiawassa Highlands Community Association (\$4,745), Ivey Lane Estates I Community Association (\$4,622), and Silver Pines Pointe (\$4,745). Districts 3, 4, and 6. (Neighborhood Preservation and Revitalization Office)
6. [19-118](#) Approval of the January 2019 Neighborhood Pride Landscaping Grant as recommended by the Neighborhood Grants Advisory Board for Prairie Lake

Homeowners Association (\$1,800). District 1. (Neighborhood Preservation and Revitalization Office)

7. [19-119](#) Approval of the January 2019 Sustainable Communities Grants as recommended by the Neighborhood Grants Advisory Board for Lake Lovely/Lake Hungerford Neighborhood (\$2,650), Dean Cove Neighborhood (\$1,300), and Meadow Woods Village 7 (\$1,300). Districts 2, 3, and 4. (Neighborhood Preservation and Revitalization Office)

G. HEALTH SERVICES DEPARTMENT

1. [19-120](#) Approval and execution of the renewal Paratransit Services License for Besafe Transportation, LLC to provide wheelchair/stretchers service. The term of this license is from February 1, 2019 through February 1, 2021. There is no cost to the County. (EMS Office of the Medical Director)

H. PUBLIC WORKS DEPARTMENT

1. [19-121](#) Approval of "No Parking" signs installation on the east and west sides of Calypso Drive between Lancaster Drive and Amidon Lane. District 3. (Traffic Engineering Division)
2. [19-122](#) Approval of Traffic Control Devices and "No Parking" signs installation in Storey Grove Phase 1B-3. District 1. (Traffic Engineering Division)
3. [19-123](#) Authorization to record the plat of PDQ - Hunter's Creek. District 1. (Development Engineering Division)
4. [19-124](#) Approval of "No Parking" signs installation on the north side of Wallace Road, 600 feet east of Sunbeam Avenue. District 1. (Traffic Engineering Division)
5. [19-125](#) Approval of "No Parking" signs installation on the east side of Keenes Pheasant Drive between Sonco Avenue and Bluebird Park Road. District 1. (Traffic Engineering Division)
6. [19-126](#) Approval and execution of Release and Termination of Temporary License Agreement between City of Orlando and Orange County for Safe Streets Academy Candidate Project. District 3. (Traffic Engineering Division)
7. [19-127](#) Approval of "No Parking" signs installation on the south side of Murcott Blossom Boulevard extending 210 feet west and 120 feet east of the center of Murcott Harvest Loop. District 1. (Traffic Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [19-128](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Winter Garden Notice of Annexation Ordinance, Attachment A (Legal Description) and Attachment B (Location Map). Ordinance 18-38, An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 0.23 ± acres located at 630 South Park Avenue, east of Burch Avenue, west of South Park Avenue, and south of West Story Road into the City of Winter Garden, Florida; redefining the City boundaries to give the city jurisdiction over said property; providing for severability; providing for an effective date.
 - b. Filing of Interlocal Agreement to Remove the City of Vero Beach, Florida as a Signatory and Party.
 - c. Interlocal Agreement creating the Florida Municipal Power Agency along with Schedule A entitled Florida Municipal Power Agency Board of Directors Voting Schedule.
 - d. City of Orlando Ordinances with Exhibit A (Legal Description Forms), Exhibits B, C and D (Future Land Use and Zoning Maps), Fiscal Impact Statements, and Orlando Sentinel Notice of Proposed Enactment for the following:
 - Ordinance 2018-63, 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 Shader Road, east of Eunice Avenue, south of Bay Lake Road, and west of Heatherington Road, and comprised of 26.15 acres of land, more or less, and amending the City's boundary description; designating the property as the planned development zoning district with the Wekiva Overlay District on the City's official zoning maps; providing a site plan and special land development regulations for the planned development; providing for amendment of the City's official Zoning Map; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.
 - Ordinance 2018-65, An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the City certain land generally located south of Indiana Avenue, west of I-4, north of Harmon Avenue and east of Formosa Avenue, and comprised of 0.16 acres of land, more or less, and amending the City's boundary description; amending the City's Adopted Growth Management Plan to designate the property as residential-low intensity on the City's official Future Land Use Maps; designating the property as the 1-2 family residential district with the Traditional City and Wekiva Overlay District

(R-2A/T/W) on the City's official Zoning Maps; providing for amendment of the City's official Future Land Use and Zoning Maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date.

- e. City of Maitland Ordinance with Exhibit A (Legal Description), and Exhibit B (Vicinity Map). Ordinance 1339, An Ordinance of the City Council of Maitland, Florida, for the voluntary contraction (Deannexation) of the City boundary by Deannexing 8.85 acres, more or less of real property, generally located north of Horatio Avenue and east of Thistle Lane, more particularly and legally described on Exhibit A, attached hereto and fully incorporated herein by this reference; providing for the amendment of City boundaries to contract the subject properties from the city boundaries; providing for repeal of prior inconsistent Ordinances and resolutions, severability, and an effective date.
- f. Florida Public Service Commission Order Approving Voluntary Solar Partnership Extension. In re: Petition for 12-month extension of voluntary solar partnership rider and program, by Florida Power & Light Company.
- g. 2019 Governing Board Meeting Schedule for the St. Johns River Water Management District's Governing Board.

These items were received and filed.

III. DISCUSSION AGENDA

A. ADMINISTRATIVE SERVICES DEPARTMENT

1. [19-129](#) Selection of one firm and two ranked alternates to provide Group Dental Insurance Plan, Request for Proposals Y18-1102-AH, from the following three firms, listed alphabetically:

- Cigna Health and Life Insurance Company
- Delta Dental Insurance Company
- Metropolitan Life Insurance Company

([Office of Accountability Human Resources Division] Procurement Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, to appoint Cigna Health and Life Insurance Company, 430.34 points, as the selected firm; and further, appoint Metropolitan Life Insurance Company, 335.36 points, and Delta Dental Insurance Company, 330 points, as the selected ranked alternates. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

2. [19-130](#) Selection of two firms and an alternate to provide Continuing Professional Services for Geotechnical and Construction Materials Testing, Request for Proposals Y19-900-JS, from the following five firms, listed alphabetically:

- Ardaman & Associates, Inc.
- NADIC TSF, LLC
- Professional Service Industries, Inc. (PSI)
- Terracon Consultants, Inc.
- Universal Engineering Sciences, Inc.

([Convention Center Capital Planning Division] Procurement Division)

A motion was made by Commissioner Bonilla, seconded by Commissioner VanderLey, to appoint Universal Engineering Sciences, Inc., 380 points, and Terracon Consultants, Inc., 362.33 points, as the selected firms; and further, appoint Professional Service Industries, Inc. (PSI), 345.83 points, as the selected ranked alternate. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

IV. RECOMMENDATIONS

1. [19-131](#) December 20, 2018 Planning and Zoning Board Recommendations

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, 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 Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

V. PUBLIC HEARINGS

1. [19-016](#) Petition to Vacate

Harold L Downing, on behalf of Ashley and Janice Andrews, Petition to Vacate 18-08-025; vacate a portion of a utility easement; District 1

Consideration: Resolution granting Petition to Vacate # 18-08-025, vacating two portions of a 5 foot wide utility easement, containing approximately 504 square feet each.

Location: District 1; property located at 5029 Honeynut Lane; S16/T23/R28; Orange County, Florida (legal property description on file)

The following person addressed the Board: Harold Downing.

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to

approve the request. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

2. [19-017](#) Petition to Vacate

Jeffrey Pohlig, on behalf of the Pohlig Family Trust, Petition to Vacate 18-08-022; vacate a drainage and utility easement; District 5

Consideration: Resolution granting Petition to Vacate # 18-08-022, vacating a 15 foot wide drainage easement, containing approximately 1,855 square feet, and a 14 foot wide utility easement containing approximately 1,620 square feet.

Location: District 5; The parcel addresses are 7901 and 7907 Lake Waunatta Drive; S02/T22/R30; Orange County, Florida (legal property description on file)

The following person addressed the Board: Jeff Pohlig.

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

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

3. [19-019](#) Shoreline Alteration/Dredge and Fill

Matthew and Daisy Muenzner, Fish Lake, permit, SADF # 18-09-023; District 1

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 18-09-023 to construct a new seawall on a canal, pursuant to Orange County Code, Chapter 33, Article IV, Windermere Water and Navigational Control District; Section 33-129(d)

Location: District 1; on property located adjacent to Fish Lake, located at 10825 Emerald Chase Drive, Orlando, Florida 32836; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Gomez Cordero, to approve the Shoreline Alteration/Dredge and Fill Permit (SADF-18-09-023) subject to the conditions of approval listed in the Staff Report. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

4. [19-003](#) Environmental Protection Commission Appeal

William and Debra Stauffer, 4790 Lake Carlton Drive, appeal of the decision of the Environmental Protection Commission (EPC) of denial of a request for

variance to roof height for the William and Debra Stauffer dock permit application BD-18-04-046; District 2

Consideration: Appeal of the decision of the Environmental Protection Commission recommendation of denial of a request for variance to roof height for dock permit application BD-18-04-046

Location: District 2; property located at 4790 Lake Carlton Drive, on Lake Carlton; Orange County, Florida (legal property description on file in Environmental Protection Division)

The following persons addressed the Board for public comment:

- Rebecca Wilson
- Tom Callan

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

The following conditions were presented by representatives of the applicant and the appellant for Board consideration:

1. Stauffers will eliminate the second story sundeck including railing and stairs. The terminal platform remains with a roofline under 12 feet and the roofs may be up to 1,230 sf. The 16x12 roof over the platform terminal must have a pitch so that furniture or people cannot be on top.
2. Withdraw Stauffers appeal of the height variance. Build the boat structure and any roof no higher than the 12 feet above the terminal platform.
3. Withdraw Larsens appeal of the terminal platform waiver, to allow for the 1,456 + / - platform as approved by the EPC.
4. Larsens consent to a later modification to the terminal platform up to 200 additional feet, to be located on the west side of terminal platform.

County staff requested the following condition by the representatives of the applicant and the appellant read as follows:

4. Larsens consent to a later modification to the terminal platform up to 200 additional square feet, to be located on the west side of terminal platform.

A motion was made by Commissioner Moore, seconded by Commissioner Uribe, to uphold the recommendation of the Environmental Protection Commission for denial of variance to roof height; and further, modified the recommendation of the Environmental Protection Commission for the terminal platform waiver with the following new conditions of approval as follows:

- Allow for the 1,456 +/- platform as approved by the EPC with the agreement that the Stauffers will eliminate the second story sundeck including railing and stairs and the terminal platform remains with a roofline under 12 feet and the roofs may be up to 1,230 square feet. The 16x12

roof over the platform terminal must have a pitch so that furniture or people cannot be on top.

- Larsens consent to a later modification to the terminal platform up to 200 additional square feet, to be located on the west side of terminal platform.

The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

and

5. [19-002](#) Environmental Protection Commission Appeal

Stuart and Sue Larsen, 4790 Lake Carlton Drive, appeal of the decision of the Environmental Protection Commission (EPC) of approval of a request for waiver to terminal platform size for the William and Debra Stauffer dock permit application BD-18-04-046; District 2

Consideration: Appeal of the decision of the Environmental Protection Commission recommendation of approval of a request for waiver to terminal platform size for dock permit application BD-18-04-046

Location: District 2; property located at 4790 Lake Carlton Drive, on Lake Carlton; Orange County, Florida (legal property description on file in Environmental Protection Division)

This public hearing was heard together with Public Hearing # 4. The Board's action for this public hearing was to uphold and modify the recommendation of the Environmental Protection Committee. Please see Public Hearing # 4 for approved motion.

6. [18-1344](#) Planning and Zoning Commission Appeal

Paul S. Pabla and Daljit L. Pabla, Case # RZ-18-09-045, September 20, 2018; District 3 (Continued from November 13, 2018)

Consideration: This request is to consider the rezoning and appeal of the September 20, 2018 Planning and Zoning Commission (PZC) Recommendation of approval for Rezoning Case # RZ-18-09-045, in the name of Paul S. Pabla and Daljit L. Pabla, to rezone 0.26 gross acres from C-1 (Retail Commercial District) to C-2 (General Commercial District), in order to allow for an automobile sales use.

Location: District 3; property located at 4925 S. Orange Blossom Trail; or generally located on the east side of S. Orange Blossom Trail, approximately 1,600 feet south of Holden Avenue; Orange County, Florida (legal property description on file at Planning Division)

This public hearing was withdrawn.

7. [19-010](#) Land Use Plan Amendment

Doug Kelly, GAI Consultants, Bishop Planned Development (PD), Case #

LUPA-18-01-025; District 4

Consideration: To rezone two (2) parcels containing 14.80 gross acres from A-2 (Farmland Rural District) to PD (Planned Development District), incorporate the property into the existing Bishop PD, and add 53 single-family detached residential dwelling units into the PD development program (167 dwelling units overall). No waivers are associated with this request; pursuant to Orange County Code, Chapter 30.

Location: District 4; property located at 14950 and 14958 Ward Road; or generally located on the west side of Ward Road, north of the Orange/Osceola Line, and south of Bishop Landing Way; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Doug Kelly.

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

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

8. [19-011](#) Substantial Change

Mark Kassab, M. Shapiro Real Estate, Turkey Lake Road Condos Planned Development / Land Use Plan (PD / LUP), Case # CDR-18-06-209, amend plan; District 1

Consideration: A PD substantial change to change the Future Land Use Map reference of PD Parcel 2 from Medium Density Residential (MDR) to Medium-High Density Residential (MHDR), modify the multi-family residential density calculation for PD Parcel 2, and revise the side setback from 30 feet to 25 feet. No waivers are associated with this request; 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 located at 10900 Turkey Lake Road; or generally located west of Turkey Lake Road, south of Sand Lake Reserve Drive, and east of Big Sand Lake; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Momtaz Barq.

A motion was made by Commissioner VanderLey, seconded by Commissioner Uribe, 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 Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

9. [19-022](#) Ordinance/Comprehensive Plan

Amending Orange County Code, adopting Session III 2018-2 Regular Cycle Amendment to the 2010-2030 Comprehensive Plan (CP) and concurrent substantial change request

and

Adoption of Ordinance

Regular Cycle Privately-Initiated Comprehensive Plan Map Amendment And Concurrent Substantial Change Request

Amendment 2018-2-A-1-3

Miranda F. Fitzgerald, Esq., Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for Fairwinds Credit Union; District 1

Consideration: Activity Center Mixed Use (ACMU) to Activity Center Residential (ACR)

Location: Generally located north and south of Poinciana Boulevard, east of SR 535, south of SR 417, and north of the Orange/Osceola County line; Parcel ID#s: 35-24-28-5844-00-732/741/870/871/880 and 35-24-28-5844-01-050; 23.13 gross ac.

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan (see International Drive Activity Center Element Goal ID3 and Policies ID4.1.1; Housing Element Goal H1 and Objective H1.1; and Future Land Use Element Objectives FLU2.2 and FLU8.2 and Policies FLU1.1.2.A, FLU1.1.4.D, and FLU8.2.1); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2018-2-A-1-3, Activity Center Mixed Use (ACMU) to Activity Center Residential (ACR); for a multi-family residential community featuring up to 650 dwelling units (proposed ACR-designated parcel); up to 535 hotel rooms and 50,00 square feet of retail (remaining ACMU - designated parcel). The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

and

9. [19-023](#) Concurrent Substantial Change Request

Miranda F. Fitzgerald, Esq., Lowndes, Drosdick, Doster, Kantor & Reed, P.A., for Fairwinds Credit Union
Substantial Change CDR-18-04-111

Consideration: Substantial change request to the World Resort PD to add Activity Center Residential (ACR) uses; to convert 696 hotel rooms to 650 multi-family units; to add trip equivalencies for multi-family uses; and to remove Board of County Commissioners Condition of Approval #9 from May 9, 2006.; Also requested are two (2) waivers from Orange County Code: 1)

A waiver from Sec. 38-1258(j) to allow a minimum building separation of twenty (20) feet between all multi-family buildings with no increase in proportion to additional structural height, in lieu of thirty (30) feet for two-story buildings and forty (40) feet for three-story buildings, and separation increase in proportion to additional structural height; and, 2) a waiver from Sec. 38-1300 to allow for a maximum height of seventy-five (75) feet in lieu of sixty (60) feet.

Location: Generally located north and south of Poinciana Boulevard, east of SR 535, south of SR 417, and north of the Orange/Osceola County line; Parcel ID#s: 35-24-28-5844-00-732/741/870/871/880 and 35-24-28-5844-01-050; CDR-18-04-111 also includes Parcel ID#: 35-24-28-0000-00-028; 30.10 gross ac.

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the 19 conditions listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

9. [19-024](#) Regular Cycle State-Expedited Review Comprehensive Plan Amendments Ordinance

Amending Orange County Code, adopting Session III 2018-2 Regular Cycle Amendment to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184(3), F.S.

Consideration: AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING AMENDMENTS PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES, FOR THE 2018 CALENDAR YEAR (SECOND CYCLE); AND PROVIDING EFFECTIVE DATES

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendment is in compliance, and further, adopt Ordinance 2019-01, approving the proposed Future Land Use Map Amendment, consistent with today's actions. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

10. [19-025](#) Ordinance/Comprehensive Plan

Amending Orange County Code, adopting 2018-2 Regular Cycle Out-of-Cycle Amendment to the 2010-2030 Comprehensive Plan (CP)

and

Adoption of Ordinance

Out-of-Cycle Privately-Initiated Future Land Use Map Amendment (School Site #82-H-N-7)

Amendment 2018-2-C-2-1

Julie Salvo, AICP, Orange County Public Schools for School Board of Orange County; District 2

Consideration: Rural/Agricultural (R) to Educational (EDU)

Location: 5207 Sadler Road; Generally located north of Sadler Rd., east of N. Orange Blossom Trl., south of W. Kelly Park Rd., and west of Round Lake Rd.; Parcel ID#: 15-20-27-0000-00-004 (portion of); 89.50 ac. of the 161.32 gross ac. parcel

The following person addressed the Board: Julie Salvo.

A motion was made by Commissioner Moore, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan (See Future Land Use Element Objectives OBJ FLU5.2 and FLU6.6 and Policies FLU1.1.4, FLU6.1.4, FLU6.2.2, FLU6.2.14, FLU6.6.6, FLU6.6.8, FLU6.6.10, and FLU8.1.1; Neighborhood Element Policy N5.2.5; Open Space Element Objective OBJ OS1.3 and Policies OS1.3.2 and OS1.3.6; and Public Schools Element Goal PS2, Objective OBJ PS5.2, and Policies PS2.1.1, PS2.1.2, PS2.1.4, PS2.1.7, PS5.2.2, PS5.2.3, and PS5.2.4); further, determine that the amendment is in compliance; and further, adopt Amendment 2018-2-C-2-1, Rural/Agricultural (R) to Educational (EDU); for a public high school with an area of up to 400,000 square feet. The motion carried by the following vote:

Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

10. [19-026](#) Regular Cycle Out-of-Cycle Large Scale State-Expedited Review Amendment Ordinance (School Site #82-H-N-7)

Amending Orange County Code, adopting 2018-2 Regular Cycle Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184(3), F.S.

Consideration: AN ORDINANCE PERTAINING TO COMPREHENSIVE PLANNING IN ORANGE COUNTY, FLORIDA; AMENDING THE ORANGE COUNTY COMPREHENSIVE PLAN, COMMONLY KNOWN AS THE "2010-2030 COMPREHENSIVE PLAN," AS AMENDED, BY ADOPTING AMENDMENTS PURSUANT TO SECTION 163.3184(3), FLORIDA STATUTES; AND PROVIDING EFFECTIVE DATES

A motion was made by Commissioner Moore, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendment is in compliance; and further, adopt Ordinance 2019-02, approving the proposed Future Land Use Map Amendment, consistent with today's actions. The motion carried by the following vote:

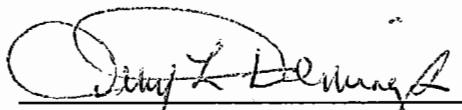
Aye: 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

✓ 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: 3:10 p.m.

ATTEST:



County Mayor Jerry L. Demings

Date: 2/12/19



ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk


Katie Smith
Deputy Clerk

* * *

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

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

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

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

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