

Orange County Government

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



Final Meeting Minutes

Tuesday, March 9, 2021

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

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

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

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Byron Brooks
Deputy County Administrator Chris Testerman
Deputy County Administrator Danny Banks
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Deputy Clerk Katie Smith
Senior Minutes Coordinator Craig Stopyra
Senior Minutes Coordinator Lakela Louis

Invocation - District 4

Pastor Manny Rosario, Calvary Orlando

Pledge of Allegiance**Announcement**

Stephen Stipkovits announced the Florida Department of Agriculture and Consumer Services, Florida Forest Services, and the Charles H. Bronson State Forest Management Plan Advisory Group will have a virtual public hearing and a virtual advisory group meeting on March 29, 2021, starting at 10:30 a.m., to discuss the Charles H. Bronson State Forest 10 year management plan.

Public Comment

The following persons addressed the Board for public comment:

- Jodi Thorp
- Susan Kennerly
- Kevin Rose
- Sam Butler
- Gwendolyn Clinton
- Zeth Lopez

The following persons submitted written comments to the Board during public comment:

- Andrew Childers

- Ashley Buckus
- Emily Hemingway
- Gabrielle Upton
- Mira Angelova
- Michael Malloy
- Angela Perkins-Davis
- Jenifer Rawlings
- Justin Harvey
- Lori Bissinger
- Christina Sardone
- Carri Rowan
- Andrea Ortiz
- Laurie Sypniewski
- Christina Sanchez
- Marisol Perez
- Caron McCullough
- Andrea Shannon
- Jennifer Cunningham
- Victor Thomas
- Veronica Gonzalez
- Christina Ernst
- Melissa Taylor
- Sandra Joy Lyons
- Nikole Maddox
- Jade C.
- Leslie Kirschenbaum
- Patricia Grick
- Yessica Henao
- Laura Gent
- Paul Huff
- Mariana Litrides
- Jennifer Waite
- Michelle Guzman
- Myrtie Dumford
- Misty Clark
- Christine DeVigili
- Angela Fuller
- David Mazza
- Meghan Fulk
- Brandi Kitchens
- Tina House
- Mark Niles
- Jessica Curnes
- Kathy Hereford
- Matthew Turner

- Robin Leigh
- Susan Williamson
- Valerie Thomas
- Jo Lynn Hausmann
- Joy Chambers
- Bob Chambers
- Dixie B. Thompson
- Susan Toter
- Tara Hill
- Marne Gleason
- Cheryl Witt
- Rebecca Nelson
- Victoria Brizendine
- Judi McElroy
- Mario Pena
- Adina Monet
- Anna Montes
- Allison Caruana
- Rebeca Urias
- Lindy Zepp
- Janice Rathman
- Matthew Davis
- Robert Lloyd
- Melissa Haslehurst
- Kyle Schroeck
- Amy Sableski
- Justin Harvey
- Robyn Rose
- Claudia Medina-Moon
- Brianna Holloway
- Tomas Klaneckey
- Andrea Holloway
- Kelly Ward
- Tara Tucker
- Shannon C.
- Michelle Finley
- Michael Holloway
- Kristy Hacı
- Chance Johnmeyer
- Jeanette Holloway
- Andrew Holloway
- Liz Bryant
- Jenn Belcher
- Matthew Turner
- Holly Herrin

- Carina Alonso
- Elizabeth Fox
- Heather Smith
- Karen Holme
- Cindy Cannon
- Gisela Perez
- Sydney Schreyer
- Shannon Paldino
- Ellen Keyes
- Celine Michelle Martin
- Mohammad Ali
- Mohammad Ibrahim
- Nadia Afzaal
- mohammad Afzal
- Denise Pungner
- Tim Towle
- Karen Towle
- Andrea Burnap
- Laura Fisher Andersen
- Erik
- Connie Ortiz
- Stacey Anderson
- Terry Hamilton
- Alexander Maslinkovsky
- Nancy Gracey
- Samuel Butler

I. CONSENT AGENDA

Approval of the Consent Agenda

The Mayor deferred action on Planning, Environmental and Development Services Department Item 5; and further, a motion was made by Commissioner Uribe, seconded by Commissioner Moore, to approve the balance of the Consent Agenda. The motion carried by the following vote:

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

A. COUNTY COMPTROLLER

1. **21-263** Approval of the minutes of the February 9, 2021 meeting of the Board of County Commissioners. (Clerk's Office)
2. **21-264** 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:

- February 19, 2021, to February 25, 2021; \$38,928,987.53
- February 26, 2021, to March 4, 2021; \$53,228,451.21.

(Finance/Accounting)

3. **21-265** Disposition of Tangible Personal Property as follows. (Property Accounting)
- a. Internally sell asset from Building Division to Fleet Management.
 - b. Return leased asset to vendor.
 - c. Remove lost asset from inventory.
 - d. Scrap assets.
 - e. Dispose of assets totaled by our third party administrator for their salvage value.

B. COUNTY ADMINISTRATOR

1. **21-266** Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments. (Agenda Development Office)
- A. Animal Services Advisory Board: Reappointment of Deputy Sheriff Matthew J. Thorne in the Orange County Sheriff's Office representative category with a term expiring December 31, 2022.
- B. Commission on Aging: Appointment of Natasha Player to succeed Jayna Sutherland in the media/public relations representative category with a term expiring June 30, 2023.
- C. Disability Advisory Board: Appointment of James Byers to succeed Kirk Root in the at large representative category with a term expiring June 30, 2023.
- D. Orange Blossom Trail Development Board: Reappointment of Tasha M. Golis and the appointment of Lacey Nelson to succeed Demetrius Summerville and Bob Moser to succeed Charles Sasser, all in the Orange County representative category with terms expiring January 14, 2025
2. **21-267** Confirmation of Commissioner Wilson's appointment of Nate Douglas to the Big Sand Lake Advisory Board with a term expiring December 31, 2021. (Agenda Development Office)
3. **21-268** Confirmation of Commissioner Wilson's appointment of Catherine T. Allen to the Butler Chain of Lakes Advisory Board with a term expiring December 31, 2022. (Agenda Development Office)

4. **21-269** Confirmation of Commissioner Bonilla's appointment to the Lake Price Advisory Board of Elaine A. Fisher, Amanda Bova, and Linda E. Gooch with terms expiring December 31, 2021 and KC Walden with a term expiring December 31, 2022. (Agenda Development Office)
5. **21-270** Approval of revisions to Orange County Policy 203 Disaster/Emergency Work Assignment and Compensation with an effective date of March 9, 2021. (Human Resources Division)
6. **21-271** Approval of budget amendments #21-23 and #21-24. (Office of Management and Budget)
7. **21-272** Approval of budget transfer #21-0697. (Office of Management and Budget)

C. ADMINISTRATIVE SERVICES DEPARTMENT

1. **21-273** Approval to award Invitation for Bids Y21-106-MV, Background Checks, to the low responsive and responsible bidder, AlertChecks, Inc. The estimated contract award amount is \$334,800 for a three-year term. ([Administration and Fiscal Services Risk Management and Professional Standards Division] Procurement Division)
2. **21-274** Approval of Purchase Order M103484, Corrections Horizon Roof Replacement, with Everseal, LLC, in the amount of \$179,481. ([Administrative Services Department Capital Projects Division] Procurement Division)
3. **21-275** Ratification of Amendment No. 4, Contract Y17-1104A, Grease Trap, Lift Station and Septic System Preventative Maintenance and Repair for Lot A, with Brownie's Septic and Plumbing, LLC, in the estimated annual contract amount of \$190,594.39. ([Administrative Services Department Facilities Management Division] Procurement Division)
4. **21-276** Ratification of Amendment No. 5, Contract Y17-1104B, Grease Trap, Lift Station and Septic System Preventative Maintenance and Repair for Lot B, with Lapin Septic Tank Services, Inc., in the estimated annual contract amount of \$267,405. ([Administrative Services Department Facilities Management Division] Procurement Division)
5. **21-277** Approval and execution of Termination of Tangelo Park YMCA Lease Agreement for Tangelo Park YMCA 5160 Pueblo Street, Orlando, Florida 32819 Lease File #5016. District 6. (Real Estate Management Division)
6. **21-278** Approval and execution of License Agreement between Orange County, Florida and The Nemours Foundation, authorization for the Community and Family Services Department to exercise renewal options, and authorization

for the Real Estate Management Division to furnish notices, required or allowed by the agreement, as needed for Nemours Foundation at Community Centers (CAD) 445 W. 13th Street, Apopka, Florida 32703; 6408 Jennings Road, Orlando, Florida, 32818; and 9450 South Orange Avenue, Orlando, Florida 32824 Lease File #10120. Districts 2, 4, and 6. (Real Estate Management Division)

7. **21-279** Approval and execution of Notice of Reservation by Orange County and authorization to disburse funds to pay recording fees and to record instrument for Orange County Fire Station #68 Permit B20900168 OCU File #98110. District 3. (Real Estate Management Division)
8. **21-280** Approval of Purchase Agreement, Access Easement, and Utility Easement between Kevin W. Percy and Jill E. Percy, husband and wife, and Orange County and authorization to disburse funds to pay the purchase price, recording fees and record instruments for Pump Station #3186 (Windermere Downs). District 1. (Real Estate Management Division)

D. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **21-281** Approval and execution of Federally Funded Subgrant Umbrella Agreement between the Florida Department of Economic Opportunity and Orange County, Florida Agreement Number: E2015 and authorization for the Mayor or designee to execute any necessary modifications, amendments, and extensions. (Community Action Division)
2. **21-282** Approval and execution of State of Florida Department of Environmental Protection Standard Grant Agreement, Agreement Number: T19007 and authorization for the Mayor or designee to execute any further necessary amendments to such Grant Agreement that do not change the scope of the project or increase the overall project budget. (Parks and Recreation Division)

E. HEALTH SERVICES DEPARTMENT

1. **21-283** Approval to accept the Federal Health Resources and Services Administration Grant Award for Ryan White Part A funding in the estimated amount of \$10,858,424 for the period of March 1, 2021 through February 28, 2022 and authorization for the Mayor or designee to approve any increases or decreases in the award amount.

F. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **21-284** 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. (Neighborhood Services Division)

LC 21-0040 LC 21-0127 LC 21-0202 LC 21-0189 LC 21-0099
LC 21-0146 LC 21-0128 LC 21-0167 LC 21-0220 LC 21-0100
LC 21-0178 LC 21-0176 LC 21-0193 LC 21-0091 LC 21-0160
LC 21-0206 LC 21-0200 LC 21-0215 LC 21-0092 LC 21-0186

2. **21-285** Approval of the Neighborhood Grants Advisory Board recommendations for March 2021 Non-Profit Safety Grants to Aspire Health Partners, Inc. (\$9,500), Center for Independent Living in Central Florida, Inc. (\$10,000), Children's Safety Village, Inc. (\$10,000), Covenant House Florida, Inc. (\$10,000), Harbor House of Central Florida, Inc. (\$10,000), Lighthouse of Central Florida, Inc. (\$10,000), Mental Health Association of Central Florida, Inc. (\$7,500), and Victim Service Center of Central Florida, Inc. (\$5,000). All Districts. (Neighborhood Services Division)
3. **21-286** Approval of the Neighborhood Grants Advisory Board recommendations for January 2021 Neighborhood Beautification Grants for Eaton Point Community Association (\$10,000), Azalea Cove Estates Homeowners' Association (\$2,500), and Bay Run Homeowners' Association (\$3,500) and authorization for the Director of the Planning, Environmental, and Development Services Department to execute the associated grant agreements. Districts 2 and 3. (Neighborhood Services Division)
4. **21-287** Approval and execution of Proportionate Share Agreement for Reserve at Park Manor Lake Underhill Road by and between Reserve at Park Manor, LLC and Orange County for a proportionate share payment in the amount of \$59,961. District 4. (Roadway Agreement Committee)
5. **21-288** Approval and execution of Horizon West-Town Center (Horizon Vue PD) Adequate Public Facilities and Road Network Agreement by and among Jaffer's Investment, LLC, Savi Investments, LLC, and Orange County providing for the satisfaction of APF requirements, conveyance of right-of-way, an easement, a Fair Share payment, and a total of \$653,430 in transportation impact fees credits. District 1. (Roadway Agreement Committee)

(This item was deferred.)

G. PUBLIC WORKS DEPARTMENT

1. **21-289** Approval of "No Parking" signs installation on both sides of Jewell Avenue from Clay Street to the west end of Jewell Avenue. District 5. (Traffic Engineering Division)
2. **21-290** Approval to decrease the speed limit on Hempel Avenue between Old Winter Garden Road and 8th Street from 40 mph to 35 mph. District 1.

(Traffic Engineering Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **21-291** Receipt of the following items to file for the record: (Clerk's Office)
 - a. Minutes of the November 16, 2020, East Park Community Development District meeting.
 - b. Minutes of the February 5, 2021, Meeting in the Sunshine. Commissioners Emily Bonilla and Christine Moore met via WebEx to discuss the Humane Retail Pet Store Ordinance.
 - c. Minutes of the February 8, 2021, at 1:00 p.m. Meeting in the Sunshine. Commissioners Emily Bonilla and Maribel Gomez Cordero met via WebEx to discuss the Humane Retail Pet Store Ordinance.
 - d. Minutes of the February 8, 2021, at 3:00 p.m. Meeting in the Sunshine. Commissioners Emily Bonilla and Nicole Wilson met via WebEx to discuss the Humane Retail Pet Store Ordinance.

These items were received and filed.

Nonagenda

Kelley Teague, Legislative Affairs Director, and Whitney Evers, Assistant County Attorney presented a brief overview regarding House Bill 337. Board discussion ensued. Jon Weiss contributed to the discussion.

A motion was made by Mayor Demings, seconded by Commissioner Wilson, to formally oppose the pending Legislation House Bill 337 on any companion or related Bills going forward. The motion carried by the following vote:

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

III. DISCUSSION AGENDA

A. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **21-292** MetroPlan Orlando Board Meeting Briefing. (Transportation Planning Division)

The Board took no action.

B. ADMINISTRATIVE SERVICES DEPARTMENT

1. **21-293** Selection of three firms and two ranked alternates to provide Continuing Professional Geotechnical Engineering and Materials Testing Services, Request for Proposals Y21-900-CH, from the following five firms, listed alphabetically:

- Ardaman & Associates, Inc.
- Geotechnical and Environmental Consultants, Inc.
- Professional Service Industries, Inc.
- Terracon Consultants, Inc.
- Universal Engineering Sciences, LLC

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

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to appoint Universal Engineering Sciences, LLC, 469 points, Ardaman & Associates, Inc., 447 points, and Geotechnical and Environmental Consultants, Inc., 437.33 points as the selected firms; and further, appoint Professional Services Industries, Inc., 383.33 points, and Terracon Consultants, Inc., 361.17 points as the selected ranked alternates. The motion carried by the following vote:

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

Absent: 1 - Commissioner Bonilla

C. COUNTY ADMINISTRATOR

1. **21-294** COVID-19 Update.

The Board took no action.

IV. WORK SESSION AGENDA**A. COUNTY ADMINISTRATOR**

1. **21-295** International Drive Community Redevelopment Area Redevelopment Plan Update.

The following person addressed the Board: Owen Beitsch.

The Board took no action.

V. RECOMMENDATIONS

1. **21-298** February 18, 2021 Planning and Zoning Commission Recommendations

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

VI. PUBLIC HEARINGS

A. Municipal Service Benefit Unit

1. **21-159** Bishop Landing Area, amend for streetlighting and retention pond(s) maintenance; District 4

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include Bishop Landing Phase 3

Location: District 4; Parcel ID (Multiple Parcels); Section 33, Township 24, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

2. **21-160** Encore at Ovation Area, establish for retention pond(s) maintenance and for streetlighting; District 1

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Encore at Ovation Area

Location: District 1; Parcel ID (Multiple Parcels); Sections 19 and 30, Township 24, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

3. **21-161** The Farms, amend for streetlighting; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting at The Farms

Location: District 1; Parcel ID (Multiple Parcels); Section 11, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

4. **21-162** Flora Gardens, establish for streetlighting and for retention pond(s) maintenance; District 3

Consideration: Establish by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance at Flora Gardens

Location: District 3; Parcel ID (Multiple Parcels); Section 11, Township 23, Range 30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

5. **21-163** Hamilton Gardens, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include 131 lots of Hamilton Gardens Phase 2A and 2B Subdivision at Hamilton Gardens

Location: District 1; Parcel ID (Multiple Parcels); Sections 17 and 20, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

6. **21-164** Hawksmoor Area, amend for streetlighting and for retention pond(s) maintenance; District 1

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to add 84 lots for Hawksmoor Phase 3 and 85 lots for Hawksmoor Phase 4 at Hawksmoor Area

Location: District 1; Parcel ID (Multiple Parcels); Sections 31 and 32, Township 23, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

7. **21-165** Holly Estates Area, amend for streetlighting and for retention pond(s) maintenance; District 2

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to add 127 lots to Holly Estates Phase 2 to become Holly Estates Area

Location: District 2; Parcel ID (Multiple Parcels); Section 16, Township 20, Range 27; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to approve the request as referenced in the staff report. The motion carried by the following vote:

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

B. Petition to Vacate

8. **21-204** ADM PTV-20-02-004

Shanelle Robinson, on behalf of the School Board of Orange County, Florida, vacate a utility easement; District 6

Consideration: Resolution granting Administrative Petition to Vacate # 20-02-004, vacating a portion of a 20 foot wide utility easement, containing approximately 0.23 acres

Location: District 6; The parcel address is 380 Killington Way; S27/T22/R28; Orange County, Florida (legal property description on file)

The following person addressed the Board: Shanelle Robinson.

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

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

9. **21-205** ADM PTV-20-02-005

Shanelle Robinson, on behalf of the School Board of Orange County, Florida, vacate a utility easement; District 3

Applicant: Shanelle Robinson, on behalf of the School Board of Orange County, Florida

Consideration: Resolution granting Administrative Petition to Vacate # 20-02-005, vacating a 40 by 50 foot wide utility easement, containing approximately 2000 square feet.

Location: District 3; The parcel address is 1356 S. Econlockhatchee Trail; S31/T22/R31; Orange County, Florida (legal property description on file)

The following person addressed the Board: Shanelle Robinson.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request. The motion carried by the following vote:

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

10. **21-206** PTV-20-12-051

Scott Stearns, on behalf of Hanover Hickory Nut, LLC, vacate a drainage easement; District 1

Consideration: Resolution granting Petition to Vacate # 20-12-051, vacating a 2.50 wide portion of a 10 foot wide drainage easement, containing approximately 318 square feet

Location: District 1; The parcel address is 9145 Morgana Court; S08/T24/R27; Orange County, Florida (legal property description on file)

The following person addressed the Board: Tom Sullivan.

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

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

11. **21-155** ADM PTV-20-08-029

Chief Anthony Rios, on behalf of the Orange County Fire Rescue Department, vacate an unopened, unimproved and unnamed right-of-way; District 1

Applicant: Chief Anthony Rios, on behalf of the Orange County Fire Rescue Department

Consideration: Resolution granting Administrative Petition to Vacate # 20-08-029, vacating a portion of a 30 foot wide unopened, unimproved and unnamed right-of-way, containing approximately 0.25 acres.

Location: District 1; The parcel address is 6903 Avalon Road; S19/T23/R27; Orange County, Florida (legal property description on file)

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

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

C. Preliminary Subdivision Plan**12. 21-157 Case # PSP-20-06-154**

David Schmitt, Dave Schmitt Engineering, Inc., Lone Palm Planned Development / Lone Palm Preliminary Subdivision Plan; District 4

Consideration: Lone Palm Planned Development / Lone Palm Preliminary Subdivision Plan, Case # PSP-20-06-154, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This Preliminary Subdivision Plan (PSP) is a request to subdivide 9.01 acres in order to construct 37 detached single-family residential dwelling units.

Location: District 4; property generally located South of E. Colonial Drive / East of Hancock Lone Palm Road; Orange County, Florida (legal property description on file in Planning Division)

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 twenty two (22) 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 Wilson, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin

D. Rezoning**13. 21-153 Case # LUP-20-06-152**

Kathy Hattaway, Poulos & Bennett, LLC, Horizon Vue PD/UNP; District 1

Consideration: Request to rezone two (2) parcels containing 24.37 gross acres from A-1 to PD, in order to construct 270 multi-family dwelling units, a 15,000 square foot daycare, 15,000 square feet of retail, 15,000 square feet of medical office, a 4,400 square foot restaurant, and a 125 room hotel; pursuant to Orange County Code, Chapter 30.

Location: District 1; property generally located north of Schofield Road and west of Avalon Road (legal property description on file in Planning Division)

The following person addressed the Board: Kathy Hattaway.

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

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and approve the rezoning request from A-1 to PD, in order to construct 270 multi-family dwelling units, a 15,000 square foot daycare, 15,000 square feet of retail, 15,000 square feet of medical office, a 4,400 square foot restaurant, and a 125 room hotel, subject to the nineteen (19) conditions of approval listed under the Planning and Zoning Commission recommendation in the Staff Report; and further, approve and execute the

Horizon West-Town Center (Horizon Vue PD) Adequate Public Facilities and Road Network Agreement by and among Jaffer's Investment, LLC, Savi Investments, LLC, and Orange County providing for the satisfaction of APF requirements, conveyance of right-of-way, an easement, a Fair Share payment, and a total of \$653,430 in transportation impact fees credits. The motion carried by the following vote:

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

and

I. CONSENT AGENDA (Deferred)

F. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

5. **21-288** Approval and execution of Horizon West-Town Center (Horizon Vue PD) Adequate Public Facilities and Road Network Agreement by and among Jaffer's Investment, LLC, Savi Investments, LLC, and Orange County providing for the satisfaction of APF requirements, conveyance of right-of-way, an easement, a Fair Share payment, and a total of \$653,430 in transportation impact fees credits. District 1. (Roadway Agreement Committee)

This item was approved.

VI. PUBLIC HEARINGS (Continued)

E. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments and Ordinance

14. **21-150** Adoption of Future Land Use Map Amendment SS-20-12-073 Doug Kelly, GAI Consultants, Inc., Ordinance, and Concurrent Rezoning Pet Alliance of Greater Orlando PD LUP-20-09-270

a. Amendment Case # SS-20-12-073

Consideration: To change the Future Land Use Map designation from Office (O) to Commercial (C); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 6; property located at 4311 & 4319 S. John Young Parkway; generally located on the east side of S John Young Parkway, approximately 3,000 feet south of the I-4 interchange, and across the street from the Orange County Public Works facility. (The legal description is on file in the Planning Division.)

And

b. Ordinance for Proposed Amendment

Consideration: An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; amending the Orange County Comprehensive Plan, commonly known as the “2010-2030 Comprehensive Plan,” as amended, by adopting Small-Scale Development Amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

c. Rezoning LUP-20-09-270 (Pet Alliance of Greater Orlando PD)

Consideration: A Rezoning request to change the Zoning District from P-O (Professional Office District) to PD (Planned Development District) in order to build 25,000 square feet of office and kennel uses with outdoor area for the animals; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code, Chapter 30

Location: District 6; property located at 4311 & 4319 S. John Young Parkway; generally located on the east side of S John Young Parkway, approximately 3,000 feet south of the I-4 interchange, and across the street from the Orange County Public Works facility. (The legal description is on file in the Planning Division.)

The following person addressed the Board: Doug Kelly.

Modification to Condition of Approval #16:

16. Any outdoor areas used by animals shall be located on the southern side of the primary building and shall be enclosed in such a way as to reduce the sound to the maximum extent feasible; such enclosure shall be determined on the Development Plan. Animals shall be walked outdoors only between the hours of 9 a.m. to 12 p.m., and 1 p.m. to 5 p.m.

A motion was made by Commissioner Siplin, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-20-12-073 from Office (O) to Commercial (C) Future Land Use designation, Office/kennel with outdoor play area; further, adopt the associated Small-Scale Ordinance 2021-12; further, make a finding of consistency with the Comprehensive Plan; further, approve Rezoning LUP-20-09-270 request from Professional Office District (P-O) to Planned Development (PD) subject to the sixteen (16) conditions listed in the staff report; and further, approve modified condition of approval # 16. The motion carried by the following vote:

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

Absent: 1 - Commissioner Wilson

15. **21-151** Adoption of Future Land Use Map Amendment SS-21-01-088 Tiwanne Carter, Ordinance, and Concurrent Rezoning RZ-21-01-089

a. Amendment Case # SS-21-01-088

Consideration: To change the Subject Property's Future Land Use Map designation from LDR (Low Density Residential) to LMDR (Low Medium Density Residential), in order to create three (3) residential lots for duplexes (for a total of 6 units); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 6; property located at 3450 W Jefferson St.; Generally located on the south side of W. Jefferson Street, east of Ferguson Drive, west of N. Goldwyn Avenue, south of State Road 408. (The legal description is on file in the Planning Division.)

And

b. Ordinance for Proposed Amendment

Consideration: An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; amending the Orange County Comprehensive Plan, commonly known as the "2010-2030 Comprehensive Plan," as amended, by adopting Small-Scale Development Amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

c. Rezoning RZ-21-01-089

Consideration: A Rezoning request to change the Subject Property's zoning from R-1 (Single Family Dwelling District) to R-2 (Residential District) Restricted; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code, Chapter 30

Location: District 6; property located at 3450 W Jefferson St.; Generally located on the south side of W. Jefferson Street, east of Ferguson Drive, west of N. Goldwyn Avenue, south of State Road 408. (The legal description is on file in the Planning Division.)

The following person addressed the Board: Tiwanna Carter.

A motion was made by Commissioner Siplin, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-21-01-088 from Low Density Residential (LDR) to Low-Medium Density Residential (LMDR) Future Land Use designation, three (3) residential lots for duplexes (6 units total); further, adopt the associated Small-Scale Ordinance 2021-13; and further, approve Rezoning RZ-21-01-089 request from R-1 (Single-Family Dwelling District) to R-2 Restricted (Residential District) zoning on the subject property subject to the one (1) restriction listed in the staff report. The motion carried by the following vote:

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

16. **21-152** Adoption of Future Land Use Map Amendment SS-20-12-080 Martin Rodriguez, Los Girasoles Supermarket, LLC, Ordinance, and Concurrent Rezoning RZ-21-01-087

a. Amendment Case # SS-20-12-080

Consideration: To change the Future Land Use designation from Low-Medium Density Residential (LMDR) to Commercial (C); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 2; property located at 415 Old Dixie Hwy: generally located on the eastern corner of Old Dixie Highway and N. Maine Avenue, west of N. New Hampshire Avenue. (The legal description is on file in the Planning Division.)

And

b. Ordinance for Proposed Amendment

Consideration: An Ordinance pertaining to Comprehensive Planning in Orange County, Florida; amending the Orange County Comprehensive Plan, commonly known as the "2010-2030 Comprehensive Plan," as amended, by adopting Small-Scale Development Amendments pursuant to Section 163.3187, Florida Statutes; and providing effective dates.

And

c. Rezoning RZ-21-01-087

Consideration: A Rezoning request to change the Zoning District from C-1 (Retail Commercial District) to C-1 Restricted (Retail Commercial District Restricted); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code, Chapter 30

Location: District 2; property located at 415 Old Dixie Hwy: generally located on the eastern corner of Old Dixie Highway and N. Maine Avenue, west of N. New Hampshire Avenue. (The legal description is on file in the Planning Division.)

New Restriction #7:

7. Outdoor storage and display shall be prohibited except for eating areas associated with a restaurant use.

The following persons addressed the Board:

- Martin Rodriguez
- Erica Mack (Phonetic)

A motion was made by Commissioner Moore, seconded by Commissioner Bonilla, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-20-12-080 from Low-Medium Density Residential (LMDR) to Commercial (C) Future Land Use of the subject property, neighborhood commercial uses (grocery store); further, adopt the associated

Small-Scale Ordinance 2021-14; further, approve Rezoning RZ-21-01-087 from C-1 (Retail Commercial District) to C-1 Restricted (Retail Commercial District) zoning on the subject property subject to the six (6) restrictions in the staff report; and further, approve new restriction #7. The motion carried by the following vote:

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

IV. WORK SESSION AGENDA (Deferred)

B. PLANNING, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. **21-296** Residential Backyard Chicken Program. (Planning Division)

The Board took no action.

C. UTILITIES DEPARTMENT

1. **21-297** Wekiwa Springs Septic to Sewer Retrofit Program. District 2.

The Board took no action.

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

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

ADJOURNMENT: 4:12 p.m.

ATTEST:

County Mayor Jerry L. Demings

Date: _____

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.