

Orange County Government

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



Draft Meeting Minutes

Tuesday, August 30, 2022

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jerry L. Demings called the meeting to order at 9:02 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
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Public Works Director Joseph Kunkel
Senior Minutes Coordinator Lakela Louis
Deputy Clerk Katie Smith

Invocation - District 4

Father Hoover Cajica, The Episcopal Church of Jesus of Nazareth

Pledge of Allegiance**Presentations**

Proclamation recognizing August 31, 2022 as International Overdose Awareness Day

Presentation

Proclamation designating September 9, 2022 as Fetal Alcohol Spectrum Disorders Awareness Day

Presentation

2022 Digital County Survey Award and 2022 Future Ready Award

Public Comment

No one addressed the Board for comment.

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

The Mayor deferred action on Planning, Environmental, and Development Services Department Item 1; and further, a motion was made by Commissioner Siplin, seconded by Commissioner

Gomez Cordero, to approve 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 MAYOR

1. **22-1053** Confirmation of the Mayor's managerial appointment of Eric Blanc, CMP, Deputy Director, Convention Center.
2. **22-1054** Confirmation of the Mayor's managerial appointments of Tracy Salem and Lavon Williams as Deputy Directors of the Community and Family Services Department.

B. COUNTY COMPTROLLER

1. **22-1055** Approval and execution of the minutes of the July 26, 2022 meeting of the Board of County Commissioners. (Clerk's Office)
2. **22-1056** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts.

August 5, 2022 - August 11, 2022: \$63,360,146.23
August 12, 2022 - August 18, 2022: \$28,197,172.44
August 19, 2022 - August 25, 2022: \$44,450,468.14

(Finance/Accounting)
3. **22-1057** Disposition of Tangible Personal Property as follows. (Property Accounting)
 - a. Sell assets through online auction.
 - b. Offer assets to non-profits.
 - c. Scrap remaining assets.

C. COUNTY ADMINISTRATOR

1. **22-1058** Appointment of Ivette A. Jimenez to succeed Jany Perez on the Code Enforcement Board in the real estate broker/salesperson representative category with a term expiring December 31, 2023. (Agenda Development Office)
2. **22-1059** Approval for the Orange County Sheriff's Office to spend \$2,500 from the FY 2022 Law Enforcement Trust Fund-State Forfeitures for an eligible contribution to Camaraderie Foundation. (Office of Management and Budget)

3. **22-1060** Approval of budget amendments #22-46, #22-47, #22-48, #22-49, #22-50, #22-51, #22-52, #22-53, #22-54, #22-55, and #22-56. (Office of Management and Budget)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **22-1061** Approval of Change Order No 7, Purchase Order M92362, Parks Dr. Phillips/OCPS Future Middle School Joint Ballfield Park, with Borrelli & Partners Inc in the amount of \$21,634.64, for a revised lump sum contract amount of \$402,941.58. District 1. (Capital Projects Division)
2. **22-1062** Approval of Change Order No 4, Contract Number Y19-806, Corrections Buildings D, E, F Mechanical and Fire Protection Upgrades, with TLC Engineering Solutions Inc in the amount of \$45,317.71, for a revised lump sum contract amount of \$1,045,317.12. District 6. (Capital Projects Division)
3. **22-1063** Approval to award Invitation for Bids Y22-109-KB, Corrections Employee Uniforms, to the low responsive and responsible bidders per lot, Design Lab, Inc., Lot 4 in the total estimated contract award amount of \$22,272 and Galls, LLC, Lots 1, 2, 3, 5, 6, and 7 in the total estimated contract award amount of \$510,128, for three-year terms. ([Corrections Department Fiscal and Operational Support Division] Procurement Division)
4. **22-1065** Approval to award Invitation for Bids Y22-170-RM, Supplemental Carbon for Water Reclamation Facilities, to the low responsive and responsible bidder, Environmental Operating Solutions, Inc. The estimated contract award amount is \$1,284,500 for a one-year term. ([Utilities Department Water Reclamation Division] Procurement Division)
5. **22-1066** Approval to award Invitation for Bids Y22-186-RM, Door Inspection, Preventative Maintenance, and Repair at the Orange County Convention Center, to the low responsive and responsible bidder, C&D Industrial Maintenance, LLC. The estimated contract award amount is \$2,130,690 for a three-year term. ([Convention Center Facilities Operations Division] Procurement Division)
6. **22-1067** Approval to award Invitation for Bids Y22-199-MV, MSBU and Non-MSBU Retention Pond Mowing and Maintenance John Young, Taft I, Taft II, Bithlo and Goldenrod, to the low responsive and responsible bidder Aero GroundTek, LLC by lot for the base year in the estimated contract award amounts: Lot A - \$207,050, Lot B - \$277,400, Lot C - \$277,400, and Lot D - \$320,750. ([Public Works Department Stormwater Management Division] Procurement Division)
7. **22-1068** Approval to award Invitation for Bids Y22-1011-AV, Elevator, Escalator, and Moving Sidewalk Maintenance, to the sole responsive and responsible

bidder, KONE Inc. The estimated contract award amount is \$19,507,500 for a five-year term. ([Convention Center Facilities Operations Division] Procurement Division)

8. **22-1069** Approval to award Invitation for Bids Y22-1022-KK, Shuttle Bus Services for the Orange County Convention Center, to the low responsive and responsible bidders by lot in the estimated contract award amounts for a one-year term: Florida Bus Service, LLC, Lot 1 \$268,060, Lot 2 \$360,000, and Lot 3 \$25,200 in the annual estimated total amount of \$653,260; Luxury Transportation Group, Lot 1 \$368,600 and Lot 2 \$365,000 in the annual estimated total amount of \$733,600; VIP's Jet Tours Corp. dba GoPegasus, Lot 2 \$428,000 and Lot 3 \$28,500 in the annual estimated total amount of \$456,500; Colstar Transportation Services, Inc., Lot 2 in the annual estimated total amount of \$339,000; Phoenix International Enterprise, Inc., Lot 2 in the annual estimated total amount of \$447,000; Washington Transportation, Inc., Lot 2 in the annual estimated total amount of \$452,000, and Empire Coach Line, Inc., Lot 2 in the annual estimated total amount of \$545,000. ([Convention Center Event Operations Division] Procurement Division)
9. **22-1070** Approval to award Invitation for Bids Y22-1026-CR, Term Contract - Stormwater Pipe Installation and Repair, to the low responsive and responsible bidder, Stage Door II, Inc. The estimated contract award amount is \$5,237,200 for the base year. ([Public Works Department Roads and Drainage Division] Procurement Division)
10. **22-1071** Approval to award Invitation for Bids Y22-775-R2, Orange County Public Works Building 1 Lighting Upgrades, to the low responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$728,300. ([Administrative Services Department Facilities Management Division] Procurement Division)
11. **22-1072** Approval to award Invitation for Bids Y22-7004-ZR, Parks Taborfield Neighborhood Park, to the low responsive and responsible bidder, CIC Construction Group USA, LLC. The total contract award amount is \$1,433,122. ([Administrative Services Department Capital Projects Division] Procurement Division)
12. **22-1073** Approval of Amendment No. 4, Contract Y15-114, Inmate Telephone Services, with Global Tel*Link Corporation to extend the contract for a one-year term. ([Corrections Department Administration Division] Procurement Division)
13. **22-1074** Approval of Amendment No. 6, Contract Y17-1070, Motor Fuels Transport Deliveries, with Petroleum Traders Corporation, in the amount of \$2,550,000, for a revised total contract amount of \$12,387,410. ([Administrative Services Department Fleet Management Division]

Procurement Division)

14. **22-1075** Approval of Purchase Order M108397, Corrections Security Package Security and Controls Upgrade Design, with Fitzgerald Technology Group LLC in the total amount of \$199,963.68. ([Administrative Services Department Capital Projects Division] Procurement Division)
15. **22-1076** Ratification of Purchase Order M108323, Emergency Gravity Main Replacement, with Schuller Contractors, Inc., in the not-to-exceed amount of \$400,000. ([Utilities Department Field Services Division] Procurement Division)
16. **22-1077** Ratification of Change Order No. 4, Purchase Order M107881, Liquid Caustic Soda 50%, with Brenntag Mid-South, Inc., in the amount of \$13,125.69, for a revised not-to-exceed total amount of \$112,869.69. ([Utilities Department Water Operations Division] Procurement Division)
17. **22-1078** Selection of Charter Communications Holdings, LLC to provide Orange County Fiber Optic Broadband Networks Services, Request for Proposals Y22-609-AV. ([County Mayor's Office] Procurement Division)
18. **22-1079** Approval to award Invitation for Bids Y22-798-RC, Orange County Sheriff's Central Complex HVAC Air Handler Unit Replacement, to the sole responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$5,669,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
19. **22-1080** Approval and execution of Commercial Lease Agreement between FedReal Property Investment & Asset Management, LLC and Orange County, Florida, and authorization for the Real Estate Management Division to exercise renewal options and furnish notices, required or allowed by the license, as needed for Head Start - Hungerford Office, 989 W. Kennedy Boulevard, Suite 101, Orlando, Florida 32810. Lease File #10151. District 2. (Real Estate Management Division)
20. **22-1081** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Bates Road Bridge Replacement. Parcels 8003 and 7003. District 5. (Real Estate Management Division)
21. **22-1082** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Bates Road Bridge Replacement. Parcel 1007. District 5. (Real Estate Management Division)
22. **22-1083** Approval and execution of Resolution and authorization to initiate condemnation proceedings for Bates Road Bridge Replacement. Parcel 1008. District 5. (Real Estate Management Division)

23. **22-1084** Approval and execution of Resolution and authorization to initiate condemnation proceedings for East Bay Street Sub Area 2 Paving and Drainage Project. Parcel 908. District 1. (Real Estate Management Division)
24. **22-1085** Approval and execution of Resolution and authorization to initiate condemnation proceedings for East Bay Street Sub Area 2 Paving and Drainage Project. Parcel 910. District 1. (Real Estate Management Division)
25. **22-1086** Approval and execution of Resolution and authorization to initiate condemnation proceedings for East Bay Street Sub Area 2 Paving and Drainage Project. Parcel 111. District 1. (Real Estate Management Division)
26. **22-1087** Approval and execution of Resolution and authorization to initiate condemnation proceedings for East Bay Street Sub Area 2 Paving and Drainage Project. Parcel 112. District 1. (Real Estate Management Division)
27. **22-1088** Approval and execution of Resolution and authorization to initiate condemnation proceedings for University Boulevard and Dean Road Intersection Improvements. Parcels 1012 and 7012. District 5. (Real Estate Management Division)
28. **22-1089** Approval and execution of Subordination of Utility Interests by and between Duke Energy Florida, LLC, d/b/a Duke Energy, f/k/a Florida Power Corporation, to Orange County and authorization to disburse funds to pay recording fees and record instrument for University Boulevard and Dean Road Intersection Improvements. District 5. (Real Estate Management Division)
29. **22-1090** Approval and execution of Resolution and authorization to initiate condemnation proceedings for University Boulevard and Dean Road Intersection Improvements. Parcels 1013, 8013 and 7013. District 5. (Real Estate Management Division)
30. **22-1091** Approval and execution of Hold Harmless and Indemnification Agreement Parcel ID No. 06-22-31-4444-00-140 by and between James Edward Ackerman and Lisa V. Ackerman and Orange County and authorization to record instrument for Ackerman Boat Dock Const. Permit Modification BD-20-05-075. District 5. (Real Estate Management Division)
31. **22-1092** Approval and execution of Subordination of Utility Interests by and between the State of Florida Department of Transportation, Smart City Telecommunications LLC and Orange County; Subordination of Utility Interests by and between the State of Florida Department of Transportation, Spectrum Sunshine State, LLC f/k/a Bright House Networks, LLC and Orange County, and authorization to record instruments for FDOT - S.R. 400 (I-4) E of CR 522 (Osceola Parkway) to W of WR 528 (F.P. # 242484 8). District 1. (Real Estate Management Division)

32. **22-1093** Approval and execution of Amendment of Encroachment Agreement between Florida Gas Transmission Company, LLC and Orange County and authorization to record instrument for Lake Lucie Equestrian Trailhead Parking Area. District 2. (Real Estate Management Division)
33. **22-1094** Approval of Access Easement among Cypress Reserve Community Association, Inc., McKinnon Groves LLLP, and American Orange County Investments 40 LLC, approval and execution of Donation Agreement by and between American Orange County Investments 40 LLC and Orange County, Florida for Lake Roberts Reserve CAI-19-12-069. District 1. (Real Estate Management Division)
34. **22-1095** Approval and execution of Access Easement Agreement by and between the City of Tavares and Orange County, approval of Conservation Easement by American Orange County Investments 40 LLC and Orange County and authorization to record instruments for Lake Roberts Reserve CAI-19-12-069. Lake County. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **22-1096** Acceptance of Florida Department of Health Child Care Food Program Child Care Center Claim Voucher Authorization Number: S-734 FEID Number: 596000773160 for Child Care Food Program Emergency Operational Costs Reimbursement Program relief funding in the amount of \$220,657.72. (Head Start Division)

F. CONVENTION CENTER DEPARTMENT

1. **22-1097** Approval of the Tourist Development Tax Sports Incentive Committee's recommendations for sports incentive funding pursuant to the terms and conditions of funding agreements between Visit Orlando and the following applicants and authorization for Visit Orlando to enter into such agreements as follows: 1) Up to \$24,000 to the Greater Orlando Sports Commission (\$6,000 per each year the event is staged) for advertising and marketing if the 2023-2026 MAAC Men's and Women's Golf Championships are held in Orange County; 2) \$8,000 to the Greater Orlando Sports Commission for advertising and marketing if the 2025 MAAC Men's and Women's Cross Country Championships are held at Disney's Wide World of Sports Complex; 3) \$10,000 to the Greater Orlando Sports Commission for advertising and marketing if the 2026 MAAC Women's Volleyball Championship is held at Disney's Wide World of Sports; and 4) Up to \$200,000 to the Greater Orlando Sports Commission (\$100,000 per each year the event is staged) for advertising and marketing if the 2023 and 2024 US Youth Soccer National League Boys and Girls P.R.O. events are held at Disney's Wide World of Sports. (Fiscal and Operational Support Division)

G. HEALTH SERVICES DEPARTMENT

1. **22-1098** Approval and execution of Affiliation Agreement between Orange County, Florida and Orlando Health, Inc. related to the physician residency clinical rotation and authorization for the Mayor or designee to sign any future amendments to the agreement. The agreement period is five years, commencing upon the date of the signature by both parties. (Medical Examiner's Office)
2. **22-1099** Approval and execution of Florida Animal Friend Grant Agreement between Florida Animal Friend and Orange County, Florida in the amount of \$15,000 to help qualifying low-income residents obtain free spay/neuter services for their pets. The funds are to be utilized through August 31, 2023. No county match is required. (Animal Services Division)

H. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1100** Approval and execution of Adequate Public Facilities Agreement for Selnik PD - 2022 by and between Windermere Acquisition Company, LLC and Orange County. District 1. (Development Review Committee)

(This item was deferred.)

2. **22-1101** Acceptance of the findings and recommendation of the Environmental Protection Commission to affirm issuance of the Halil and Dana Berisha Boat Dock Construction Permit BD-21-07-093. District 5. (Environmental Protection Division)
3. **22-1102** Approval and execution of Proportionate Share Agreement for Secure Store Tyson Boggy Creek Road by and between Boggy Creek Commercial, LLC and Orange County for a proportionate share payment in the amount of \$57,765. District 4. (Roadway Agreement Committee)
4. **22-1103** Approval of the County-initiated road name change to rename a portion of Seidel Road to Old Seidel Road to ensure public safety and authorization for County staff to update associated records. District 1. (Zoning Division)

I. PUBLIC WORKS DEPARTMENT

1. **22-1104** Approval of Change Order No. 2, Contract Y21-7043 Camellia Gardens Subdivision Underdrain Installation, with RMS Constructors LLC, in the amount of \$124,000, for a revised total contract amount of \$2,095,956. District 6. (Roads and Drainage Division)
2. **22-1105** Approval and execution of Amendment One to the Federally Funded Community Development Block Grant Mitigation Program (CDBG-MIT)

Subrecipient Agreement between the Department of Economic Opportunity and Orange County, Florida for Orlo Vista/Westside Manor Flood Mitigation Project, DEO Agreement Number: IR033. District 6. (Stormwater Management Division)

3. **22-1106** Approval and execution of Modification Number Two to Subgrant Agreement between the Division of Emergency Management and Orange County Contract Number: H0281 Project Number: 4337-200-R for improvements to the intersection of Westmoreland Drive and Kaley Avenue. District 6. (Traffic Engineering Division)
4. **22-1107** Approval and execution of Modification Number Two to Subgrant Agreement between the Division of Emergency Management and Orange County Contract Number: H0287 Project Number: 4337-206-R for improvements to the intersection of Gatlin Avenue and Dixie Belle Drive. District 3. (Traffic Engineering Division)
5. **22-1108** Approval and execution of Modification Number Two to Subgrant Agreement between the Division of Emergency Management and Orange County Contract Number: H0286 Project Number: 4337-205-R for improvements to the intersection of Edgewater Drive and Magnolia Homes Road. District 2. (Traffic Engineering Division)
6. **22-1109** Approval and execution of Modification Number Two to Subgrant Agreement between the Division of Emergency Management and Orange County Contract Number: H0289 Project Number: 4337-211-R for improvements to the intersection of Hastings Street and Balboa Drive. District 6. (Traffic Engineering Division)

J. UTILITIES DEPARTMENT

1. **22-1110** Approval and execution of Fifth Amendment to The Cypress Lake Alternative Water Supply Agreement by and between The Water Cooperative of Central Florida and Reedy Creek Improvement District. All Districts.

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. **22-1111** Receipt of the following items to file for the record: (Clerk's Office)
 - a. The Town of Oakland, Florida, Ordinance No. 2022-09 with Exhibit A (Site Map) entitled: An Ordinance of the Town of Oakland, Florida, annexing by voluntary petition certain real property owned by Kendall L Burnup bearing property tax Parcel Identification Number 19-22-27-0000-00-003 with an address of 17500 Broad St, and located contiguous to the Town of Oakland in accordance with the voluntary annexation provisions of Section 171.044,

Florida Statutes, and other controlling law; redefining the boundaries of the Town of Oakland to include said property; providing for findings; providing for conditions; directing the Town Clerk to record the Ordinance with the Clerk of the Circuit Court, with the Chief Administrative Officer of Orange County and with the Department of State; providing for legal description and a map; repealing all Ordinances in conflict herewith; providing for severability; providing for non-codification and the taking of administrative actions and providing for an effective date.

b. The Town of Oakland, Florida, Ordinance 2022-12 with Exhibit A (Site Map) entitled: An Ordinance of the Town of Oakland, Florida, annexing by voluntary petition certain real property owned by London Central LLC bearing property tax Parcel Identification Numbers 30-22-27-0000-00-003, 30-22-27-0000-00-039 and 30-22-27-0000-00-032 with addresses of 17987 and 17979 State Road 438, and located contiguous to the Town of Oakland in accordance with the voluntary annexation provisions of Section 171.044, Florida Statutes, and other controlling law; redefining the boundaries of the Town of Oakland to include said property; providing for findings; providing for conditions; directing the Town Clerk to record the Ordinance with the Clerk of the Circuit Court, with the Chief Administrative Officer of Orange County and with the Department of State; providing for legal description and a map; repealing all Ordinances in conflict herewith; providing for severability; providing for non-codification and the taking of administrative actions and providing for an effective date.

c. City of Winter Garden, Florida, Ordinance 22-20 with Attachments A (Legal Description) and B (Location Map) entitled: An Ordinance of the City of Winter Garden, Florida providing for the annexation of certain additional lands generally described as approximately 1.11 + acres located at 12950 West Colonial Drive, 648 Magnolia Street, and a portion of the Magnolia Street right of way; south of West Colonial Drive, west of Beulah Road, north of Palm Avenue, and east of 9th Street into the City of Winter Garden, Florida; redefining the City boundaries to give the City jurisdiction over said property; providing for severability; proving for an effective date.

d. Orange County Research and Development Authority (dba the Central Florida Research Park) Fiscal Year 2022-2023 budget.

These items were received and filed.

III. DISCUSSION AGENDA

A. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **22-1112** Approval of Orange County's Emergency Rental Assistance Program (ERAP2) for the purpose of Providing rental relief to Orange County residents. (Citizens Resource and Outreach Division)

A motion was made by Commissioner Wilson, seconded by Commissioner Bonilla, to approve Orange County's Emergency Rental Assistance Program 2 (ERA2) for the purpose of providing rental relief to Orange County residents to include financial hardship due to a rent increase above 10%. The motion carried by the following vote:

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

Absent: 1 - Commissioner Uribe

B. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1113** Residential Development Activity. (Fiscal and Operational Support)

The Board took no action.

IV. WORK SESSION AGENDA

A. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1114** Septic Subgroup C (Existing Septic Tank Upgrades). (Environmental Protection Division)

The Board took no action.

Meeting Starts at 2:00 p.m.

V. RECOMMENDATIONS

1. **22-1115** August 4, 2022 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the recommendations, with the exception of Case # VA-22-08-067, Angela Hamlett for Sebi Social Services Inc. (Appeal), which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

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

Absent: 1 - Commissioner Moore

VI. PUBLIC HEARINGS

A. Petition to Vacate

1. **22-896** PTV-22-01-005

Licinio Mayo, vacate a portion of a utility easement; District 3

Consideration: Resolution granting Petition to Vacate # 22-01-005, vacating a 1.5 foot wide by

30 foot long portion of a 7.5 foot wide utility easement along the rear property line of the petitioners residential lot located at 3837 Laso Way, containing approximately 45 square feet.

Location: District 3; The parcel address is 3837 Laso Way; S12/T23/R30; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the request listed in the staff report dated August 30, 2022. 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. 22-897 PTV-22-01-003

Ilka De Jesus, on behalf of Vicente Sanchez, vacate two utility easements;
District 1

Consideration: Resolution granting Petition to Vacate # 22-01-003, vacating two utility easements one 10 feet wide by 100 feet long and another 5 feet wide by 105 feet long.

Location: District 1; The parcel address is 9169 N Bay Boulevard; S21/T23/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Wilson, seconded by Commissioner Moore to approve the request listed in the staff report dated August 30, 2022. The motion carried by the following vote:

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

Absent: 1 - Commissioner Gomez Cordero

3. 22-967 PTV 20-01-002

Louis G. Ronca, on behalf of Plymouth Harbor LLC, vacate portions of an unopened and unimproved right-of-way; District 2

Consideration: Resolution granting Petition to Vacate # 20-01-002, vacating an 80 foot wide by approximately 665 foot long portion and a 20 foot wide by approximately 1,005 foot long portion of an unopened and unimproved right-of-way known as Sorrento Avenue, containing a total of approximately 1.15 acres.

Location: District 2; The parcel addresses are 1056 Bailey Hill Road, 2404 Plymouth Sorrento Road, 2304 Plymouth Sorrento Road, and one parcel is unaddressed; S25/T20/R27 and S30/T20/R28; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to approve the request listed in the staff report dated August 30, 2022. 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. Shoreline Alteration Dredge and Fill Permit**4. 22-959 Case # SADF-22-05-016**

Jeffrey Rhoades, Lake Conway, permit; District 3

Consideration: Request for a Shoreline Alteration/Dredge and Fill Permit SADF # 22-05-016 to authorize the construction of a new vertical seawall along a portion of the shoreline, pursuant to Orange County Code, Chapter 33, Article II, Lake Conway Water and Navigational Control District.

Location: District 3; on property located adjacent to Lake Conway, located at 3135 Indian Drive, Belle Isle, FL 32812; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to accept the findings and recommendation of the Environmental Protection Division; and further, approve the Shoreline Alteration/Dredge and Fill Permit (SADF-22-05-016) subject to the twenty-six (26) conditions of approval listed in the staff report dated August 2, 2022. 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. Substantial Change**5. 22-965 Case # CDR-20-06-170**

Mitch Collins, P.E., Inc., Marriott Orlando World Center Planned Development / Land Use Plan (PD / LUP), amend plan; District 1

Consideration: A PD substantial change to convert 19,600 square feet of Commercial / Retail use to a 216 room Hotel at PD Parcel D and increase height from 5 stories to 15 stories. In addition, the applicant has requested the following waivers from Orange County Code: 1. A waiver from Section 38-1291(c) to allow understory trees (7 feet in height MIN/2" Caliper MIN) within the Duke Utility Easement at twenty-five feet (25') on-center along the public right-of-way, in lieu of one tree every 50 Linear Feet. 2. A waiver from Section 38-1291(c) to allow understory trees (7 feet in height MIN/2" Caliper MIN) within the Duke Utility Easement at twenty-five feet (25') on-center along the side and rear lot lines not abutting public right of way, in lieu of one tree every 75 Linear Feet. 3. A waiver from Section 38-1291(e)(3) to allow understory trees (7 feet in height MIN/2" Caliper MIN) in the parking lot islands in the Duke Utility Easement, in lieu of required trees to be shade trees. 4. A waiver from Section 38-1291(f)(2) to allow zero trees along the east and south building facades, in lieu of providing one tree per 200 square feet of a building façade landscape area. 5. A waiver from Section 38-1287(1)(b) to allow a front setback from a street right-of-way of fifty (50) feet, in lieu of sixty (60) feet from the right-of-way for Parcel D only; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property located at 14344 SR 535; generally north of World Center Drive

and west of SR 535; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jonathan Huels.

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the sixteen (16) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated August 12, 2022. 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. Preliminary Subdivision Plan

6. 22-1030 Case # PSP-21-10-314

David Kelly, Poulos & Bennett, LLC, Oasis Reserve Preliminary Subdivision Plan; District 4

Consideration: Oasis Reserve Preliminary Subdivision Plan, Case # PSP-21-10-314, 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 14.59 gross acres in order to construct 56 single-family residential dwelling units.

Location: District 4; property generally located South of Curry Ford Road / West of Econlockhatchee Trail; Orange County, Florida (legal property description on file in Planning Division)

The follow persons addressed the Board:

-David Kelly

-John Marburg

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to continue the public hearing until September 27, 2022 at 2 p.m. 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. 22-1031 Case # PSP-21-08-254

Marc Stehli, Poulos & Bennett, LLC, Silverleaf Planned Development - Regulating Plan / Silverleaf Phase 3 (Tract FD-1) Preliminary Subdivision Plan; District 1

Consideration: Silverleaf Planned Development - Regulating Plan / Silverleaf Phase 3 (Tract

FD-1) Preliminary Subdivision Plan, Case # PSP-21-08-254, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This request is to subdivide 142.93 acres in order to construct 449 single-family residential dwelling units.

Location: District 1; property generally located North of Schofield Road / West of Avalon Road; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Lance Bennett

-Lisa Horine

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and, approve the request subject to the thirty-one (31) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated August 8, 2022. 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

8. 22-1032 Case # PSP-21-10-316

Brett Tobias, Halff & Associates, Inc., Parks of Mount Dora Planned Development / Parks of Mount Dora Preliminary Subdivision Plan; District 2

Consideration: Parks of Mount Dora Planned Development / Parks of Mount Dora Preliminary Subdivision Plan, Case # PSP-21-10-316, submitted in accordance with Orange County Code, Chapter 34, Article III, Section 34-69 and Chapter 30, Article III, Section 30-89; This request is to subdivide 63.57 acres in order to construct 177 single-family residential dwelling units and associated amenity center.

Location: District 2; property generally located North of Stoneybrook Hills Parkway / East of US Highway 441; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Tim Green

-Leo Smith

A motion was made by Commissioner Moore, seconded by Commissioner Siplin, to make a finding of consistency with the Comprehensive Plan; and, approve the request subject to the twenty-six (26) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated August 8, 2022. 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

F. Planning and Zoning Commission Rezoning Appeal**10. 22-966 Case # RZ-22-03-017**

Linda Terra De La Nuez, P& F Auto Services, LLC, May 19, 2022; District 3

Consideration: Request to rezone 0.78 gross acres from C-1 Restricted (Retail Commercial District) to C-2 Restricted (General Commercial District) to allow for a car dealership and autobody repair; pursuant to Orange County Code, Chapter 30.

Location: District 3; property located at 83 W. Oak Ridge Avenue; generally east of Queen Street, west of Lacona Drive and north of W. Oak Ridge Road; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue the public hearing until September 27, 2022 at 2 p.m. 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

G. Ordinance/Comprehensive Plan - Adoption of Small-Scale Amendments and Ordinance**11. 22-658 Adoption of Future Land Use Map Amendment SS-22-03-020 Jane-Lisa Manera, Ordinance, and Concurrent Rezoning RZ-22-03-020 (Continued from June 21, 2022).****a. Amendment SS-22-03-019**

Consideration: A request to change the Future Land Use Map 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 3; property located at S. Goldenrod Road; generally located on the west side of S. Goldenrod Road, and north of Sun Vista Way; Orange County, Florida (legal property description on file in 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. Concurrent Rezoning RZ-22-03-020

Consideration: A request to change the zoning district from A-2 (Farmland Rural District) to C-2 Restricted (General Commercial District) to allow for C-1 uses plus the C-2 use of automotive repair and service; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

Location: District 3; property located at S. Goldenrod Road; generally located on the west side of S. Goldenrod Road, and north of Sun Vista Way; Orange County, Florida (legal property description on file in Planning Division)

New restriction #6:

6. Semi-truck vehicles including semi-truck trailers shall not be repaired or parked on-site;

and

Existing restriction #6 will be renumbered to restriction #7.

The following person addressed the Board: Jane-Lisa Manera.

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-22-03-019, Low-Medium Density Residential (LMDR) to Commercial (C); further, adopt the associated Small-Scale Ordinance 2022-30; and further, approve concurrent rezoning RZ-22-03-020, A-2 (Farmland Rural District) to C-2 Restricted (General Commercial District) to allow for C-1 uses plus the C-2 use of automotive repair and service subject to the six (6) restrictions listed in the staff report dated August 12, 2022; and further, approve new restriction #6. 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

E. Rezoning

9. 22-961 Case # LUP-20-08-239

Erika Hughes, VHB, Inc., Selnik PD; District 1

Consideration: Request to rezone one (1) parcel containing 33.70 gross acres from R-CE (Country Estate District) to PD (Planned Development District - Selnik PD), in order to construct 110 attached and detached residential units. There are no waivers associated with this request; pursuant to Orange County Code, Chapter 30.

Location: District 1; property located at 5504 Winter Garden Vineland Road; generally located on the west side of Winter Garden Vineland Road, approximately 1,300 feet north of the Fiquette Road and Winter Garden Vineland Road intersection; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

-Erika Hughes
-Keith Stephenson

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the rezoning request to rezone one (1) parcel containing 33.70 gross acres from R-CE (Country Estate District) to PD (Planned Development District), in order to construct 110 attached and detached residential units, subject to the nineteen (19) conditions of approval listed under the Planning and Zoning Commission recommendation in the staff report dated August 12, 2022, and further, approve and execute the Adequate Public Facilities Agreement for Selnik PD - 2022 by and between Windermere Acquisition Company, LLC and Orange County. 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)

H. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1100** Approval and execution of Adequate Public Facilities Agreement for Selnik PD - 2022 by and between Windermere Acquisition Company, LLC and Orange County. District 1. (Development Review Committee)

This consent item was approved.

VI. PUBLIC HEARINGS (Continued)

H. Ordinance

12. **22-808** Amending Orange County Code, Chapter 15, Article IX, Divisions 1 and 2, pertaining to Dock Construction; All Districts (Continued from July 26, 2022)

Consideration: An Ordinance affecting Orange County, Florida by amending the Orange County Code, Chapter 15, Article IX, Divisions 1 and 2 pertaining to Dock Construction; and providing an effective date.

County staff modified the following ordinance sections:

Section 15-342. Conditions for issuance of dock construction permits.

(be) The maximum allowable square footage of the terminal platform shall ~~not exceed the square footage of ten~~ is the calculation of twelve (12) times the linear shoreline frontage, ~~for the first seventy-five (75) feet of shoreline and five times the linear shoreline frontage for each foot in~~

~~excess of seventy five (75) feet, not to exceed a maximum of~~ not to exceed one thousand (1,000) square feet.

Section 15-343. Additional conditions of issuance for permits of private docks.

(a) ~~On Private docks~~ on lots or parcels having a shoreline frontage of one hundred (100) feet or less than seventy five (75) feet, docks, including designated mooring areas, must ~~shall~~ have a minimum side setback ~~side setback~~ of ten (10) feet from any property line or ~~the~~ projected property line.

(b) ~~On Private docks on~~ lots or parcels having a shoreline frontage of ~~seventy five (75) feet or greater than one hundred (100) feet~~, including designated mooring areas, ~~docks shall~~ must have a minimum side setback of fifteen (15) twenty-five (25) feet from any property line or the projected property line, ~~unless such requirement is reduced by an appropriate waiver which shall be reviewed by the environmental protection division. Certain lots or parcels may be able to meet the minimum setback distance at the shoreline, however, when the projected property lines converge due to an irregular lot shape, a proposed dock may not meet the minimum setback distance at some point along the projected property line. At the point where the distance between the projected property lines is equal to or less than seventy five (75) feet, the minimum setback shall be ten feet. Waivers from side setback requirements may be granted by the environmental protection officer if a notarized letter of no objection to the waiver is received from the shoreline property owner abutting the applicant's property line affected by the waiver. All other waivers to the minimum side setback requirement shall be granted in accordance with the provisions of section 15-350.~~

The following persons addressed the Board:

-Lori Bradford
-Thellie Roper
-Jason Roland
-Doug Mikkelsen
-Josefina Ruiz

The following material was presented to the Board: Exhibit 1 - Doug Mikkelsen.

A motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to adopt Ordinance 2022-31, pertaining to Dock Construction in Orange County; amending the Orange County Code, Chapter 15, Article IX, Divisions 1 and 2; further, allow staff to correct any non-substantial grammatical or scrivener's errors; further, approve modified Section 15-342(e), Section 15-343(a), and Section 15-343(b); and further, include any changes as made by the Board, and provide an effective date. 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 (Continued)

**A. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT
(Continued)**

2. **22-1116** Town Center Preliminary Design Study Report (CR 545 - Avalon Road).
(Transportation Division)

This work session item was canceled and rescheduled to September 13, 2022.

3. **22-1117** Boggy Creek Small Area Study. District 4. (Planning Division)

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: 4:56 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.

* * *

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