

Orange County Government

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



Final Meeting Minutes

Tuesday, September 27, 2022

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jerry Demings called the meeting to order at 9:05 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 Noelia Perez

Invocation - District 6

Pastor Russ Beacham, New Church of Faith

Pledge of Allegiance**Presentation**

Proclamation recognizing September as Hunger Action Month

Public Comment

The following persons addressed the Board for public comment:

- Mike Seamon
- Robert Arnold
- Cynthia Laurent
- Catalino Estevez

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

The Mayor deferred action on Administrative Services Department Consent Item 4, Planning, Environmental, and Development Services Department Consent Item 1, and Planning, Environmental, and Development Services Department Consent Item 2; and further, a motion was made by Commissioner Moore, seconded by Commissioner Siplin, 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. **22-1194** Approval and execution of the minutes of the August 30, 2022 meeting of the Board of County Commissioners (Clerk's Office)
2. **22-1195** Approval of the check register authorizing the most recently disbursed County funds, having been certified that same have not been drawn on overexpended accounts. (Finance/Accounting)

B. COUNTY TAX COLLECTOR

1. **22-1196** Approval of the extension of the tax roll prior to the completion of the 2022 Value Adjustment Board hearings.

C. COUNTY ADMINISTRATOR

1. **22-1197** Approval and execution of Art in the Chambers Loan and Exhibition Agreement by and between Orange County, Florida and Chris Robb for the period of September 29, 2022 through January 27, 2023. (Arts and Cultural Affairs Office)
2. **22-1198** Approval and execution of Resolution 2022-B-04 for the issuance of Multi-Family Housing Mortgage Revenue Tax Exempt Bonds, to finance the acquisition and rehabilitation of Silver Lakes Village, an existing development in Orange County, Florida, District 2, in an amount not-to-exceed \$12,000,000. (Housing Finance Authority)
3. **22-1199** Approval and execution of Resolution 2022-B-05 for the issuance of Multi-Family Housing Mortgage Revenue Tax Exempt Bonds, to finance the acquisition, construction and equipping of Southwick Commons, a proposed development in Apopka, Orange County, Florida, District 2, in an amount not-to-exceed- \$26,300,000. (Housing Finance Authority)
4. **22-1200** Approval and execution of Resolution 2022-B-06 for the issuance of Multi-Family Housing Mortgage Revenue Tax Exempt Bonds, to finance the acquisition, construction, and equipping of Parkwood Apartments, a proposed development in Orange County, Florida, District 6, in an amount not-to-exceed \$44,100,000. (Housing Finance Authority)
5. **22-1201** Confirmation of the County Mayor's staff reappointments for the first quarter, October - December, FY 2022-2023. (Human Resources Division)

Diana Almodovar, Deputy Director, Public Works

Timothy Armstrong, Assistant Director, Utilities
Juanita Beason, Manager, Inmate Administrative Services, Corrections
Timothy Boldig, Deputy Director, Planning, Environmental, and Development Services
Mindy Cummings, Manager, Real Estate Management, Administrative Services
Terence Devitt, Deputy Director, Convention Center
Sara Flynn-Kramer, Manager, Capital Projects, Administrative Services
Sonya Hill, Manager, Head Start, Community and Family Services
David Ingram, General Manager, Convention Center
Glenn Kramer, Manager, Fiscal and Operational Support, Utilities
Joseph Kunkel, Director, Public Works
Michael Martin, Manager, Security Operations, Corrections
Rafael Mena, Chief Information Officer, Fiscal and Administrative Services
Alan Plante, Manager, Building Safety, Planning, Environmental, and Development Services
Louis Quinones Jr, Chief of Corrections, Corrections
Iulia Siemen, Manager, Water Operations, Utilities
Alberto Vargas, Manager, Planning, Planning, Environmental, and Development Services
Raymond Walls III, Deputy Director, Convention Center
Anthony Watts, Deputy Chief, Corrections
Jeffrey Williamson, Director, Communications, County Mayor's Office
Frederick Winterkamp, Manager, Fiscal and Business Services, Administration and Fiscal Services
Claudia Yabrudy, Manager, Fiscal and Operational Support, Health Services

6. **22-1202** Approval and execution of Agreement between Orange County, Florida and Laborers' International Union of North America Local 517 Fiscal Years 2022-23 through 2024-25. (Human Resources Division)
7. **22-1203** Approval for the Orange County Sheriff's Office to spend \$199,999.95 for L3 Harris Binocular 1531 Night Vision Goggles and \$130,000.00 for L3 Harris NGAL Infrared Illuminator and Designator from the FY 2022 Law Enforcement Trust Fund-Federal Forfeitures. (Office of Management and Budget)
8. **22-1204** Approval to disburse payment for the East Central Florida Regional Planning Council annual assessment totaling \$304,564 as provided in the FY 2022-23 adopted budget. (Office of Management and Budget)
9. **22-1205** Approval of budget amendments #22-58, #22-59, #22-60, #22-61, #22-62, #22-63, #22-64, #22-65, #22-66, #22-67, and #22-68. (Office of Management and Budget)
10. **22-1206** Approval of budget transfers #22-1255, #22-1257, #22-1258, #22-1259, and #22-1260. (Office of Management and Budget)

11. **22-1207** Ratification of payment of Intergovernmental claims of June 9, 2022, June 23, 2022, June 30, 2022, July 14, 2022, and July 28, 2022, totaling \$2,936,783.89. (Risk Management Division)
12. **22-1208** Approval and execution of Low Income Pool Letter of Agreement by and between Orange County on behalf of Aspire Health Partners, Inc. and the State of Florida, Agency for Healthcare Administration in the amount of \$2,130,977 through the Intergovernmental Transfer Program. (Mental Health and Homelessness Division)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. **22-1209** Approval to award Invitation for Bids Y22-1000-RM, Fill Dirt and Natural Sand, to the sole responsive and responsible bidder, G.W. Trucking, Inc. The estimated contract award amount is \$1,000,000 for the base year. ([Public Works Department Stormwater Management Division] Procurement Division)
2. **22-1210** Approval to award Invitation for Bids Y22-794-ZR, Force Main South Area Package 1, to the low responsive and responsible bidder, Prime Construction Group, Inc. The total contract award amount is \$3,555,555. ([Utilities Department Engineering Division] Procurement Division)
3. **22-1211** Approval to award Invitation for Bids Y22-7005-MB, Administration Center Lighting Upgrades, to the low responsive and responsible bidder, CTR III Enterprise Inc. dba Control Engineering Group. The total contract award amount is \$1,232,603.88. ([Administrative Services Department Capital Projects Division] Procurement Division)
4. **22-1212** Approval to award Invitation for Bids Y22-7008-ZR, Wekiwa Springs Septic Tank Retrofit Project Phase 2, to the low responsive and responsible bidder, Metro Equipment Service, Inc. The total contract award amount is \$9,518,747.54. ([Utilities Department Engineering Division] Procurement Division)

(This item was deferred.)

5. **22-1213** Approval to award Invitation for Bids Y22-7012-RC, Orange County Convention Center West Building Event Managers Offices Chilled Water Piping, to the low responsive and responsible bidder, Air Mechanical & Service Corp. The total contract award amount is \$300,400. ([Convention Center Facilities Operations Division] Procurement Division)
6. **22-1214** Approval to award Invitation for Bids Y22-7014-TA, Pine Hills Pedestrian Safety Improvements Phase 1, to the low responsive and responsible bidder, RMS Constructors Group, LLC. The estimated contract award

amount is \$5,372,082. ([Public Works Department Engineering Division] Procurement Division)

7. **22-1215** Approval to award Invitation for Bids Y22-7023-R2, Emergency Corrections Security Package Buildings F, M & N Doors and Locks, to the sole responsive and responsible bidder, Florida Detention Systems, Inc. The total contract award amount is \$730,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
8. **22-1216** Approval to award Request for Quotations Y22-613-MF, Purchase of Wheel Loader, to the low responsive and responsible quoter, Ring Power Corporation. The total contract award amount is \$220,258. ([Public Works Department Roads and Drainage Division] Procurement Division)
9. **22-1217** Approval of Contract Y23-2034, Suspension Prevention/Intervention Programming for Youth, with Redeeming Light Community Services, Inc., in the contract award amount of \$150,000 for a one-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
10. **22-1218** Approval of Contract Y23-2042, Financial Management Workshop and Seminar Series for Non-Profits, with the University of Central Florida Research Foundation, Inc., in the contract award amount of \$175,410 for a one-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
11. **22-1219** Approval of Contract Y23-2120, Prevention Program, with Central Florida Young Men's Christian Association, Inc., in the contract award amount of \$135,289.08 for a one-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
12. **22-1220** Approval of Contract Y23-2121, Case Management, with Easter Seals Florida, Inc., in the contract award amount of \$202,097 for a one-year term. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
13. **22-1221** Approval of Contract Y23-2207, Medical Services and Examinations for Victims of Sexual Assault, with Victim Service Center of Central Florida, Inc., in the contract award amount of \$328,000 for a one-year term. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
14. **22-1222** Approval of Amendment No. 1, Contract Y21-2002, Provision of Community Services and Facility Use, with Aspire Health Partners, Inc., in the amount of \$105,745.08, for a revised estimated contract amount of \$683,215.79. ([Community and Family Services Department Citizens' Commission for

Children Division] Procurement Division)

15. **22-1223** Approval of Amendment No. 1, Contract Y21-2100, Provision of Community Services and Facility Use, with Aspire Health Partners, Inc., in the amount of \$132,291.56, for a revised estimated contract amount of \$1,343,512.13. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
16. **22-1224** Approval of Amendment No. 2, Contract Y21-2102, Providing the After-School Zone Program, with the Boys & Girls Clubs of Central Florida, Inc., in the amount of \$151,598, for a revised estimated contract amount of \$2,298,499. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
17. **22-1225** Approval of Amendment No. 1, Contract Y21-2106, Provision of Community Services and Facility Use, with Community Coordinated Care for Children, Inc., in the amount of \$90,429.71, for a revised estimated contract amount of \$1,771,214.37. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
18. **22-1226** Approval of Amendment No. 1, Contract Y21-2109, Provision of Community Services and Facility Use, with the Florida Department of Health in Orange County, in the amount of \$153,553.83, for a revised estimated contract amount of \$550,789.38. ([Community and Family Services Department Citizens' Commission for Children Division] Procurement Division)
19. **22-1227** Approval of Agreement Y23-2206, Provision of Mental Health and Homeless Services, with Samaritan Resource Center, Inc., in an award amount not-to-exceed \$160,000. ([Community and Family Services Department Mental Health and Homelessness Issues Division] Procurement Division)
20. **22-1228** Approval of Purchase Order M108598, Orange County Convention Center Campus Portable Stages, with StageRight Corporation, in the total amount of \$291,655. ([Convention Center Facilities Operations Division] Procurement Division)
21. **22-1229** Approval of Purchase Order M108658, MoV Pharmacy Migration, with BDM Healthcare, Inc., in the total amount of \$193,094.70. ([Health Services Department Fiscal and Operational Support Division] Procurement Division)
22. **22-1230** Ratification of Emergency Purchase Order M108461, Weed Control for Secondary Canals and Ditches, with Aquatic Weed Control, Inc., in the amount of \$417,000. ([Public Works Department Roads and Drainage Division] Procurement Division)
23. **22-1231** Ratification of Amendment No. 5, Contract Y20-1074-KB, Commercial Doors and Gates Preventative Maintenance and Repairs, with C&D

Industrial Maintenance LLC, in the amount of \$210,000, for a revised total contract amount of \$734,700. ([Administrative Services Department Facilities Management Division] Procurement Division)

24. **22-1232** Selection of Dean, Ringers, Morgan & Lawton, P.A., Hilyard, Bogan & Palmer, P.A., and O'Connor & O'Connor, LLC, to provide General Liability/Tort Legal Counsel Services, Request for Proposals Y22-192-MM. ([Administration and Fiscal Services Risk Management Division] Procurement Division)
25. **22-1233** Selection of Civil/Site Engineering, Inc. to provide Construction, Engineering, and Inspection Services (CEI) for the Orlo Vista Flood Mitigation Construction Project, Request for Proposals Y22-812-EB. ([Public Works Department Stormwater Management Division] Procurement Division)
26. **22-1234** Selection of SGM Engineering, Inc. to provide Design Services for the Orange County Convention Center West Building Roof Fans Replacement, Request for Proposals Y22-818-ZR. ([Convention Center Facilities Operations Division] Procurement Division)
27. **22-1235** Approval and execution of Resolution 2022-M-53 of the Orange County Board of County Commissioners regarding Declaring County Property Surplus and authorization to sell the property at public sale by sealed bid in accordance with Section 125.35, Florida Statutes, and authorization for the Real Estate Management Division to do all things necessary and proper to arrange the conveyance of such County property for Surplus Sale, 576 N Semoran Blvd., Orlando, Florida 32807. District 3. (Real Estate Management Division)
28. **22-1236** Approval and execution of Non-Exclusive Permanent Utility Easement Agreement by and between Reedy Creek Improvement District and Orange County and authorization to record instrument for Hartzog Road Permit 12-E-001 OCU File#97807. District 1. (Real Estate Management Division)
29. **22-1237** Approval and execution of Notice of Reservation and authorization to pay recording fees and record instrument for Sand Lake Rd (S.R. 482) Sect 75002 (from Turkey Lake Rd to Presidents Dr). District 6. (Real Estate Management Division)

E. COMMUNITY AND FAMILY SERVICES DEPARTMENT

1. **22-1238** Approval and execution of: (1) Florida Department of Health Child Care Food Program Supplemental Budget for Special Cost Items Authorization #: 0734; (2) Delegation of Signing Authority for the Child Care Food Program; (3) Management Plan; and (4) Child Care Food Program Budget, which will allow Orange County to be reimbursed up to an estimated amount of

\$1,455,155 for meals served to eligible children enrolled in the Head Start Program. The term of this program is from October 1, 2022 through September 30, 2023. (Head Start Division)

2. **22-1239** Approval and execution of Agreement between Orange County, Florida and The School Board of Orange County, Florida related to Meal Services at Aloma Elementary, Dillard, Dover Shores Elementary, Engelwood Elementary, Hungerford Elementary, McCoy Elementary, Millenia Elementary, Three Points, Ventura Elementary, Washington Shores Early Learning Center, Washington Shores Elementary, and West Oaks Elementary Head Start sites. (Head Start Division)
3. **22-1240** Receipt and filing of Head Start Policy Council Meeting Minutes June 16, 2022, Head Start Policy Council Program Information and Updates July 2022, Head Start Policy Council Meeting Minutes July 21, 2022, and Head Start Policy Council Program Information and Updates August 2022 for the official county record. (Head Start Division)

F. HEALTH SERVICES DEPARTMENT

1. **22-1241** Approval and execution of Contract between Orange County Board of County Commissioners and State of Florida Department of Health for operation of the Orange County Health Department Contract Year 2022-2023. Orange County's total cash contribution in the amount of \$1,419,449 will be submitted to the Health Department in quarterly installments of \$354,862.25.
2. **22-1242** Approval and execution of Region 5 Medical Examiner Memorandum of Understanding between the Medical Examiner Offices and Indian River, Lake, Martin, Orange, Osceola, Seminole, St. Lucie, and Volusia Counties and authorization for the Mayor or designee to sign any future amendments to the MOU. The MOU will remain in effect for two years thereafter with automatic renewals for subsequent two-year terms unless terminated by any party as set forth in MOU, commencing upon the date of the last signature. (Medical Examiner's Office)
3. **22-1243** Approval and execution of the renewal Certificate of Public Convenience and Necessity for AdventHealth EMS to provide Advanced Life Support Transport Service. The term of this certificate is from January 1, 2023 through January 1, 2025. There is no cost to the County. (EMS Office of the Medical Director)
4. **22-1244** Approval and execution of the renewal Certificate of Public Convenience and Necessity for RG Ambulance Service, Inc. d/b/a American Ambulance to provide Advanced Life Support Transport Service. The term of this certificate is from January 15, 2023 through January 15, 2025. There is no cost to the County. (EMS Office of the Medical Director)

5. **22-1245** Approval and execution of the Paratransit Services License for RG Ambulance Service, Inc. d/b/a American Ambulance to provide wheelchair/stretchers service. The term of this license is from January 15, 2023 through January 15, 2025. There is no cost to the County. (EMS Office of the Medical Director)
6. **22-1246** Approval and execution of the Certificate of Public Convenience and Necessity for Affordable Transport, Inc. to provide interfacility Advanced Life Support and Basic Life Support transport services in Orange County, Florida for a term of two years beginning October 1, 2022 and expiring September 30, 2024 and authorization for Affordable Transport, Inc. to modify the limited Certificate of Public Convenience and Necessity. There is no cost to the County. (EMS Office of the Medical Director)
7. **22-1247** Approval and execution of Low Income Pool Letters of Agreement by and between Orange County and the State of Florida, Agency for Healthcare Administration on behalf of Community Health Centers, Inc. (\$1,264,020.63) and True Health (\$379,384.17), in the overall total amount of \$1,643,404.80 through the Intergovernmental Transfer Program.

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1248** Approval and execution of Adequate Public Facilities Agreement for Village F-Lake Hancock PD by and between 51 Lake Hancock, LLC and Orange County. District 1. (Development Review Committee)

(This item was deferred.)

2. **22-1249** Approval and execution of Thirteenth Amended Development Order for Southchase Development of Regional Impact. District 4. (Development Review Committee)

(This item was deferred.)

3. **22-1250** 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 22-0339	LC 22-0354	LC 22-0308	LC 22-0323	LC 22-0380
LC 22-0343	LC 22-0371	LC 22-0309	LC 22-0327	LC 22-0382
LC 22-0363	LC 22-0393	LC 22-0238	LC 22-0347	
LC 22-0326	LC 22-0398	LC 22-0276	LC 22-0369	

4. **22-1251** Approval and execution of Proportionate Share Agreement for Village at Hunters Creek Pad O John Young Parkway by and between ARB Hunter's Creek Holding Company, LLC and Orange County for a proportionate share payment in the amount of \$251,838. District 1. (Transportation Planning Division)

H. PUBLIC WORKS DEPARTMENT

1. **22-1252** Authorization to record the plat of Bayfront on Sand Lake. District 1. (Development Engineering Division)
2. **22-1253** Approval and execution of County Deed for West Road Right of Way to Central Florida Expressway Authority and approval to record the Deed for West Road Right of Way. District 2. (Development Engineering Division)

I. UTILITIES DEPARTMENT

1. **22-1254** Approval of Irrevocable Standby Letter of Credit No. 18136701-00-000, from PNC Bank, National Association on behalf of Lennar Homes, LLC in favor of Orange County in the amount of \$89,250 for the required security to guarantee compliance with the terms of the International Drive Resort, Phase 2 (21-U-053) and authorization for the Utilities Director or Utilities Deputy Director to release the LOC to the issuing institution upon completion of the term of the Agreement or upon the Board's acceptance of a replacement letter of credit. District 6. (Engineering Division)
2. **22-1255** Approval and execution of International Drive Resort, Phase 2 (21-U-053) Wastewater Capital Charge Letter of Credit Agreement by and between Lennar Homes, LLC and Orange County. District 6. (Engineering Division)
3. **22-1256** Approval of Irrevocable Standby Letter of Credit No. 75000426, from Truist Bank on behalf of Toll Southeast LP Company, Inc. in favor of Orange County in the amount of \$89,250 for the required security to guarantee compliance with the terms of the Poitras East Parcel N-4 Phases 1-3 (20-U-139, 21-U-061, and 22-U-002) and authorization for the Utilities Director or Utilities Deputy Director to release the LOC to the issuing institution upon completion of the term of the Agreement or upon the Board's acceptance of a replacement letter of credit. District 4. (Engineering Division)
4. **22-1257** Approval and execution of Poitras East Parcel N-4 Phases 1-3 (20-U-139, 21-U-061, and 22-U-002) Wastewater Capital Charge Letter of Credit Agreement by and between Toll Southeast LP Company, Inc. and Orange County. District 4. (Engineering Division)

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

1. **22-1258** Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Orlando Council Agenda Item for the meeting of August 15, 2022. City of Orlando Ordinance with Exhibit A (Legal Description), Exhibits B, C, and D (Location, Future Land Use and Zoning Maps), Fiscal Impact Statement, Orlando Sentinel Notice of Proposed Enactment, and Michigan Avenue Food Truck Map for Proposed Ordinance No. 2022-33 entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the city certain land generally located north of east Michigan Street, east of Marlboro Street, south of East Jersey Avenue, and west of Gowen Street, and comprised of 0.88 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 and mixed use corridor medium intensity on the City's official future land use maps; designating the property as the 1-2 family residential and medium intensity mixed use corridor zoning districts, both with the traditional city overlay district, 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.
 - b. Audit Report No. 496 - Audit of Procurement Card Usage - Orange County Fire Rescue Department

These items were received and filed.

I. CONSENT AGENDA (Deferred)**D. ADMINISTRATIVE SERVICES DEPARTMENT**

4. **22-1212** Approval to award Invitation for Bids Y22-7008-ZR, Wekiwa Springs Septic Tank Retrofit Project Phase 2, to the low responsive and responsible bidder, Metro Equipment Service, Inc. The total contract award amount is \$9,518,747.54. ([Utilities Department Engineering Division] Procurement Division)

A motion was made by Commissioner Siplin, seconded by Commissioner Wilson, to approve Administrative Services Department Consent Item 4; Invitation for Bids Y22-7008-ZR, Wekiwa Springs Septic Tank Retrofit Project Phase 2, to the low responsive and responsible bidder, Metro Equipment Service, Inc. The total contract award amount is \$9,518,747.54. The motion carried by the following vote:

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

Abstain: 1 - Commissioner Moore

NON AGENDA

Debriefing regarding Hurricane Ian.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

1. **22-1259** FY 2023 State of the Arts and Budget Recommendations. (Arts and Cultural Affairs Office)

The following persons addressed the Board:

- Jennifer Evins
- Thali Sugisawa

The Board took no action.

IV. WORK SESSION AGENDA

A. COUNTY ADMINISTRATOR

1. **22-1260** Review of Chapter 35 Towing Rates.

The Board took no action.

B. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1261** Tenant Bill of Rights.

The Board took no action.

V. RECOMMENDATIONS

1. **22-1262** September 1, 2022 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Uribe, seconded by Commissioner Gomez Cordero, to approve the recommendations, with the exceptions of Case # VA-22-09-085, Edward Tombari for Foxpoint Media (Appeal Filed), Case # SE-22-06-041, Jeffrey McMillian For J & J's Lawn & Tree (Appeal Filed), and Case # VA-22-09-080, Craig Swygert For Clear Channel (Board Called), which were 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. **22-1043** PTV-21-12-065

Peterson Tavit on behalf of Jessie Louis, vacate a portion of a utility easement; District 6

Consideration: Resolution granting Petition to Vacate # 21-12-065, vacating approximately a 15 foot long by 5 foot wide portion of a 10-foot wide utility easement, containing approximately 75 square feet.

Location: District 6; property located at 7037 Cardinalwood Street; Section 23, Township 22, Range 28; Orange County, Florida (legal property description on file)

The following person addressed the Board: Peterson Tavit.

A motion was made by Commissioner Siplin, seconded by Commissioner Wilson, to approve the request listed in the staff report dated September 27, 2022. 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

B. Board of Zoning Adjustment Appeal

2. **22-805** Case # VA-22-06-044

Munivenkatappa & Sumanth Padmanabh
Daniel Wagner, June 2, 2022; District 1 (Continued from August 9, 2022)

Consideration: Appeal of the recommendation of the Board of Zoning Adjustment of a request for a Variance in the R-CE zoning district to allow a ground mounted solar system in the front yard in lieu of the side or rear yard.

Location: District 1; property located at 9470 Kilgore Road, Orlando, FL 32836; Orange County, Florida (legal property description on file in Zoning Division)

The following persons addressed the Board:

- Brent Spain
- McGregor Love

Modified Conditions of Approval # 1 and # 4:

1. Development shall be in accordance with the site plan and elevations received May 16, 2022, as modified to reduce the height of the solar panels to 6 ft. subject to the conditions of approval, and all applicable laws, ordinances, and regulations. Any proposed non-substantial deviations, changes, or modifications will be subject to the Zoning Manager's review and approval. Any proposed substantial deviations, changes, or modifications will be subject to a public hearing before the Board of Zoning Adjustment (BZA) where the BZA makes a recommendation to the Board of County Commissioners (BCC).

4. The solar panels shall be shielded on all four sides by an opaque fence or wall of between six (6) feet and eight (8) feet in height, equal to or greater than the height of the panels to screen the solar panels from adjacent properties. The opaque fence or wall along the eastern boundary may incorporate an entry/driveway gate to access the property. The opaque fence or wall shall be installed prior to the issuance of the permit for the solar panels, and no later than 90 days after the Board's approval of the variance.

New Conditions of Approval # 5 and # 6:

5. Notwithstanding anything to the contrary on the elevations received May 16, 2022, the maximum height of the solar panels shall be reduced from 7'4" to 6'0" in height.

6. The property owner shall install and maintain a landscaped hedge along the outside of the western opaque fence/wall and install and maintain crawling vine along the north side of the northern fence/wall as shown on the landscape plan dated June 1, 2022 (and submitted as part of the official record on September 27, 2022) to serve as an additional vegetative screen. The landscaped hedge and plantings shall be installed prior to or with the installation of the fence/wall, and no later than 90 days after the Board's approval of the variance.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, approve the request subject to the four (4) conditions of approval listed under the Board of Zoning Adjustment recommendation in the staff report dated September 1, 2022; further, approve modified conditions of approval # 1 and # 4; and further, approve new conditions of approval # 5 and # 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

C. Non-Ad Valorem Assessment

3. **22-1119** Approval of the Imposition and Collection of a Non-Ad Valorem Special Assessment within the County for the purpose of benefiting assessed hospital properties though enhanced Medicaid payments for local services

Consideration: A Resolution of the Orange County Board of County Commissioners regarding

the approval of the imposition and collection of a Non-Ad Valorem Special Assessment within the county for the purpose of benefiting assessed hospital properties through enhanced Medicaid payments for local services.

The following persons addressed the Board:

- Jacob Horner
- Stefan Grow

A motion was made by Mayor Demings, seconded by Commissioner Gomez Cordero, to approve the Rate Resolution 2022-M-54, Assessment Roll, and Letter of Agreement for the Local Provider Participation Fund. 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. Preliminary Subdivision Plan

5. 22-1044 Case # PSP-21-12-367

Adam Smith, VHB Inc., The Grow Planned Development - Regulating Plan /
The Grow - Parcels A, B, C, D & E Preliminary Subdivision Plan; District 5

Consideration: The Grow Planned Development - Regulating Plan / The Grow - Parcels A, B, C, D, & E Preliminary Subdivision Plan, Case # PSP-21-12-367, 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 408.33 acres in order to construct 701 single-family detached residential dwelling units and 166 single-family attached residential dwelling units. In addition, a waiver from Orange County Code Section 34-152(c) is requested to allow lots to front a new, park, open space, etc., instead of a County roadway.

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

The following persons addressed the Board:

- Dwight Saathoff
- Kelly Semrad

The following material was presented to the Board: Exhibit 1, Kelly Semrad.

A motion was made by Commissioner Bonilla, seconded by Commissioner Uribe, to accept the findings and recommendation of the Environmental Protection Division staff; and further, approve the Conservation Area Impact Permit CAI-21-10-062, subject to the thirty-three (33) conditions of approval listed in the staff report dated August 11, 2022; further, make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the forty seven (47) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated August 31, 2022. The motion carried by the following vote:

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

Nay: 1 - Commissioner Wilson

and

D. Conservation Area Impact

4. 22-1037 Case # CAI-21-10-062

American Land Investments of Orange County, LLC, Banksville of Florida, Inc., and Nivesa of Florida, Inc.; permit; District 5

Consideration: A request by American Land Investments of Orange County, LLC, Banksville of Florida, Inc., and Nivesa of Florida, Inc., for a Conservation Area Impact permit to impact wetlands in order to construct portions of a development known as the Grow. The subject CAI application is for the southern portion of the site.

Location: District 5; property located at 16499 E. Colonial Drive, E. Colonial Drive, and S. Tanner Road, Orlando, FL 32820 (legal property description on file in Environmental Protection Division)

This public hearing was approved.

E. Preliminary Subdivision Plan

6. 22-1118 Case # PSP-21-02-046

Gregory Crawford, Florida Engineering Group, Neoteric at Dr. Phillips Preliminary Subdivision Plan; District 1

Consideration: Neoteric at Dr. Phillips Preliminary Subdivision Plan, Case # PSP-21-02-046, 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 8.19 acres in order to construct 16 single-family residential dwelling units.

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

The following persons addressed the Board:

- Greg Crawford
- Bob Stovash
- Martin Forster

The material referenced by the speaker was not received by the Clerk prior to the close of the public hearing from Martin Forster.

A motion was made by Commissioner Wilson, seconded by Commissioner Gomez Cordero, to continue the public hearing until October 25, 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

7. **22-1030** Case # PSP-21-10-314

David Kelly, Poulos & Bennett, LLC, Oasis Reserve Preliminary Subdivision Plan; District 3 (Continued from August 30, 2022 and September 27, 2022)

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 following persons addressed the Board:

- David Kelly
- Sharon Lynch
- Cassie Lynch

The material referenced by the speaker was not received by the Clerk prior to the close of the public hearing from Sharon Lynch.

A motion was made by Commissioner Uribe, seconded by Commissioner Moore, to continue the public hearing until October 11, 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. Substantial Change

8. **22-1048** Case # CDR-22-03-109

Jason Mahoney, NV5, Inc., Grassmere Reserve Planned Development / Land Use Plan (PD / LUP), amend plan; District 2

Consideration: A PD substantial change request to revise the allowable density to two (2) dwelling units per acre; reduce the minimum lot size from 70 feet to 50 feet; reduce the minimum lot side setback from 10 feet to 5 feet, and increase the required residential open space to 70 percent; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 2; property generally located North side of N. Orange Blossom Trail, east of Junction Road, and west of Cayman Circle; Orange County, Florida (legal property description on

file in Planning Division)

The following person addressed the Board: Tom Sullivan.

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the eleven (11) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated September 6, 2022. 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

9. 22-1049 Case # CDR-21-11-337

Sam Sebaali, Florida Engineering Group, Inc., Southchase Planned Development / Land Use Plan (PD / LUP), amend plan; District 4

Consideration: A PD substantial change request to convert 32,340 square feet of commercial to 280 multi-family residential dwelling units based on trip equivalencies, and creating a new Parcel 44A from Parcel 44. In addition, the following waiver is requested from Orange County Code: 1. A waiver from Section 38-1258(d) for PD Parcel 44A to allow the multi-family residential buildings to have a maximum building height of four (4) stories, fifty (50) feet, with the buildings to be located a minimum of 150 feet from the residential property in lieu of the maximum three (3) stories or forty (40) feet subject to approval by the Board of County Commissioners; pursuant to Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 4; property generally located South of Wetherbee Road and west of South Orange Avenue; Orange County, Florida (legal property description on file in Planning Division)

The following persons addressed the Board:

- Sam Sebaali
- Carolea Fogarty
- Michael Schulte
- Ralphine Ippolit
- Gerard Fogarty

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, Sam Sebaali.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to continue the public hearing until November 15, 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

and

I. CONSENT AGENDA (Deferred)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

2. **22-1249** Approval and execution of Thirteenth Amended Development Order for Southchase Development of Regional Impact. District 4. (Development Review Committee)

This item was continued.

VI. PUBLIC HEARINGS (Continued)

G. Development Plan

10. **22-1051** Case # DP-22-02-072

Clay Harris, Hamlin Retail, LLC, Hamlin Planned Development - Unified Neighborhood Plan / Hamlin Reserve Preliminary Subdivision Plan / Hamlin Retail Development Plan; District 1

Consideration: Hamlin Planned Development - Unified Neighborhood Plan / Hamlin Reserve Preliminary Subdivision Plan / Hamlin Retail Development Plan; Case # DP-22-02-072, 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 construct a 9,830 square foot retail building on a total of 1.04 acres. In addition, the following waivers from Orange County Code are being requested: a. A waiver from condition 163 of Section 38-79. Orange County Code to allow a fitness facility to be built at less than thirty thousand (30,000) square feet. b. A waiver from Section 38-1390.51 table 4-1 to allow 100% of the building to be located at the 20-foot front build-to-line in lieu of 10-foot build-to-line and up to 30% allowed at the 20-foot line. c. A waiver from Section 38-1390.53(a)(2) to allow decorative screen fencing as an alternative to the masonry knee wall along framework streets in lieu of providing a decorative masonry knee wall in accordance with the standards described in Section 38-1390.52(b)(3).

Location: District 1; property generally located North of Porter Road / West of Hamlin Groves Trail; Orange County, Florida (legal property description on file)

The following person addressed the Board: Cas Suvongse.

A motion was made by Commissioner Wilson, seconded by Commissioner Moore, to make a finding of consistency with the Comprehensive Plan; and further, approve the request subject to the eighteen (18) conditions of approval listed under the Development Review Committee recommendation in the Staff Report dated August 31, 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

H. Rezoning

11. **22-1052** Case # LUP-21-03-073

Jennifer Stickler, Kimley-Horn and Associates, Inc., Lake Hancock PD;
District 1

Consideration: Request to rezone 50.32 gross acres from A-1 (Citrus Rural District) to PD (Planned Development District) in order to construct a 15,000 square foot daycare on 2.0 developable acres and 34 townhomes on 5.01 developable acres with the use of 10 Transfer of Development Right (TDR) credits from preserved on-site wetlands; pursuant to Orange County Code, Chapter 30.

Location: District 1; property generally located North of Larkspur Lake Drive, on the east side of Old Seidel Road; Orange County, Florida (legal property description on file in Planning Division)

The following person addressed the Board: Jennifer Stickler.

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 50.32 gross acres from A-1 (Citrus Rural District) to PD (Planned Development District) in order to construct a 15,000 square foot daycare on 2.0 developable acres and 34 townhomes on 5.01 developable acres with the use of 10 Transfer of Development Right (TDR) credits from preserved on-site wetlands, subject to the sixteen (16) conditions of approval listed under the Planning and Zoning Commission recommendation in the staff report dated September 6, 2022, and further, approve and execute Adequate Public Facilities Agreement for Village F-Lake Hancock PD by and between 51 Lake Hancock, 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)

G. PLANNING, ENVIRONMENTAL, AND DEVELOPMENT SERVICES DEPARTMENT

1. **22-1248** Approval and execution of Adequate Public Facilities Agreement for Village F-Lake Hancock PD by and between 51 Lake Hancock, LLC and Orange County. District 1. (Development Review Committee)

This item was approved.

VI. PUBLIC HEARINGS (Continued)**I. Agreement**

- 12. 22-1120** Third Amendment to the Joint Planning Area (JPA) Agreement between Orange County and the City of Ocoee; District 1 and 2 entire JPA; District 2 subject property line

Consideration: Third amendment to the Joint Planning Area (JPA) Agreement between Orange County and the City of Ocoee.

The following person addressed the Board: Ben Beckham.

A motion was made by Commissioner Moore, seconded by Commissioner Gomez Cordero, to make a finding of consistency with the Comprehensive Plan; and further, approve the Third Amendment to the Joint Planning Area Interlocal Agreement between Orange County and the City of Ocoee. The motion carried by the following vote:

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

Absent: 1 - Commissioner Siplin

J. Planning and Zoning Commission Rezoning Appeal

- 13. 22-966** Case # RZ-22-03-017

Linda Terra De La Nuez, P& F Auto Services, LLC, May 19, 2022; District 3
(Continued from August 30, 2022)

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)

The following person addressed the Board: Stephen Allen.

A motion was made by Commissioner Uribe, seconded by Commissioner Wilson, to uphold the Planning Zoning Commission recommendation and make a finding of inconsistency with the Comprehensive Plan; and further, deny the 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. 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

K. Planning and Zoning Commission Rezoning Board-Called

14. 22-1050 Case # RZ-22-05-039

Mr. Bryan Potts, P.E., Tannath Design, Inc., 12081 Airport Park Dr., May 19, 2022; District 4

Consideration: Request to rezone from A-2 (Farmland Rural District) to I-1/I-5 Restricted (Industrial District - Light) to allow for semi-truck parking.

Location: District 4; property located at 12081 Airport Park Dr., generally located north of E Wetherbee Rd, south of Boggy Creek Rd, and east of Airport Park Dr.; Orange County, Florida (legal property description on file)

The following person addressed the Board: Rebecca Wilson.

A motion was made by Commissioner Gomez Cordero, seconded by Commissioner Wilson, to make a finding of consistency with the Comprehensive Plan; further, approve the rezoning request rezone from A-2 (Farmland Rural District) to I-1/I-5 Restricted (Industrial District - Light) to allow for semi-truck parking, subject to the three (3) restrictions listed under the Planning and Zoning Commission recommendation in the staff report dated September 9, 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

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

15. 22-390 Adoption of Future Land Use Map Amendment SS-22-01-103, and Ordinance, Jonathan Martin, Kimley-Horn and Associates, Inc. (Continued from April 26, 2022 and June 21, 2022)

a. Amendment SS-22-01-103

Consideration: A request to change the Future Land Use Map designation from Commercial (C) to Planned Development - High Density Residential - Student Housing (PD-HDR-Student Housing) to allow for student housing apartment development; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code

Location: District 5; property located at 11731 E. Colonial Drive; generally located north of E. Colonial Drive, approximately 250 feet west of N. Alafaya Drive (legal property description 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.

A motion was made by Commissioner Uribe, seconded by Commissioner Bonilla, to continue the public hearing until October 25, 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

16. 22-1045 Adoption of Future Land Use Map Amendment SS-22-04-036, Ordinance, and Concurrent Rezoning RZ-22-04-038, Benjamin Ellis, S&ME, Inc.

a. Amendment SS-22-04-036

Consideration: A request to change the Future Land Use designation from Rural Settlement 1/1 (RS 1/1) to Commercial (C) Rural Settlement (RS); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 1; property located at 2220 Hempel Avenue; generally on the west side of Hempel Avenue, approximately 500 feet south of Lake Hugh Drive; 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. Rezoning RZ-22-04-038

Consideration: A request to change the zoning designation from A-1 (Citrus Rural District) to C-1 Restricted (Retail Commercial District) in order to allow for a Dance Studio and Martial Arts School only; pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

Location: District 1; property located at 2220 Hempel Avenue; generally on the west side of Hempel Avenue, approximately 500 feet south of Lake Hugh Drive; Orange County, Florida (legal

property description on file in Planning Division)

The following person addressed the Board: Eric Raasch.

A motion was made by Commissioner Wilson, seconded by Commissioner Uribe, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-22-04-036, Commercial (C) Rural Settlement (RS); further, adopt the associated Small-Scale Ordinance 2022-34; and further, approve the concurrent rezoning request from A-1 (Citrus Rural District) to C-1 Restricted (Retail Commercial District) in order to allow for a Dance Studio and Martial Arts School only, subject to the four (4) restrictions listed in the Staff Report dated September 6, 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

17. **22-1046** Adoption of Future Land Use Map Amendment SS-22-06-058, Ordinance, and Concurrent Rezoning RZ-22-06-059, Joseph Bricklemeyer, P.A.

a. Amendment SS-22-06-058

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

Location: District 6; property located at 15 Quintard Avenue; generally located north of Old Winter Garden Road, and east of Quintard Avenue; 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. Rezoning RZ-22-06-059

Consideration: A request to change the zoning designation from R-1A (Single-Family Dwelling District) and C-2 (General Commercial District) to C-2 Restricted (General Commercial District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30

Location: District 6; property located at 15 Quintard Avenue; generally located north of Old Winter Garden Road, and east of Quintard Avenue; Orange County, Florida (legal property description on file in Planning Division)

Modified Condition of Approval # 2:

2. A Type B ~~landscape~~ opaque buffer, consisting of vegetation and a darker vinyl fence 6 foot in height, shall be provided and maintained along the northern property line, consistent with the requirements of Section 24-5 of the Orange County Code.

The following person addressed the Board: J.B. Bricklemyer.

A motion was made by Commissioner Siplin, seconded by Commissioner Gomez Codero, to make a finding of consistency with the Comprehensive Plan; further, adopt Amendment SS-22-06-058, Commercial (C) Future Land Use; further, adopt the associated Small-Scale Ordinance 2022-35; further, approve the concurrent rezoning request from R-1A (Single-Family Dwelling District) and C-2 (General Commercial District) to C-2 Restricted (General Commercial District) subject to the five (5) restrictions listed in the Staff Report dated September 6, 2022; and further, approve modified condition of approval # 2. 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

18. 22-1047 Adoption of Future Land Use Map Amendment SS-22-03-021, Ordinance, and Concurrent Rezoning RZ-22-04-022, Logan Opsahl, Lowndes Law Firm

a. Amendment SS-22-03-021

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

Location: District 5; property located at 2300 S. Semoran Blvd; generally located on the west side of SR 436 and north of Baldwin Park Street; 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. Rezoning RZ-22-04-022

Consideration: A request to change the zoning designation from P-O (Professional Office

District) to C-1 Restricted (Retail Commercial District); pursuant to Part II, Chapter 163, Florida Statutes and Orange County Code Chapter 30.

Location: District 5; property located at 2300 S. Semoran Blvd; generally located on the west side of SR 436 and north of Baldwin Park Street; Orange County, Florida (legal property description on file in Planning Division)

This public hearing was withdrawn by applicant.

**The Board adjourned as the Orange County Board of County Commissioners and
convened as the Orange County Library District Governing Board**

Second Library Budget Hearing

22-1263 Adopt final Orange County Library District Millage and Budget for Fiscal
Year 2022-2023

Refer to the Orange County Library District Governing Board Minutes appended to Legislative File 22-1263, for action taken by the Orange County Library District Governing Board.

√ **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: 4:50 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.