

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS' MEETING

Date: Tuesday, April 7, 2015
Location: Commission Chambers, Orange County Administration Center,
First Floor, 201 S. Rosalind Avenue, Orlando, Florida
Members Present: County Mayor Teresa Jacobs; Commissioners S. Scott Boyd,
Bryan Nelson, Pete Clarke, Jennifer Thompson, Ted Edwards,
Victoria P. Siplin
Others Present: County Comptroller Martha Haynie as Clerk, County Administrator
Ajit Lalchandani, County Attorney Jeffrey J. Newton, Deputy Clerk
Katie Smith, Minutes Coordinator Kathy Heard

- CALL TO ORDER, 9:11 a.m.
- INVOCATION – Pastor Ricardo Tirado, Jr., New Covenant Church
- PLEDGE OF ALLEGIANCE
- PRESENTATION
Proclamation designating the month of April as Sexual Assault Awareness Month
- PRESENTATION
Proclamation designating April 7, 2015 as National Service Recognition Day
- PUBLIC COMMENT

No one addressed the Board for public comment.

- COUNTY CONSENT AGENDA

Motion/Second: Commissioners Boyd/Clarke

AYE (voice vote): All members

Action: The Mayor deleted Administrative Services Department Item 2; and further, the Board approved the balance of the County Consent Agenda items as follows:

County Comptroller

1. Approval of the minutes of the January 27, and February 10, 2015, meetings of the Board of County Commissioners. (Clerk's Office)

2. Approval of the check register authorizing the most recently disbursed County funds, having been certified that same had not been drawn on overexpended accounts. Periods are as follows:

- March 13, 2015, to March 19, 2015; total of \$25,726,768.51
- March 20, 2015, to March 26, 2015; total of \$26,191,908.53
- March 27, 2015, to April 2, 2015; total of \$72,050,532.27.

(Finance/Accounting)

County Administrator

1. Confirmation of the appointment of James P. Dunn to the Planning and Zoning Commission as the District 1 representative with a term expiring December 31, 2016. (Agenda Development Office)
2. Confirmation of Commissioner Boyd's appointment of Brett M. Kingstone to the Big Sand Lake Advisory Board with a term expiring December 31, 2016. (Agenda Development Office)
3. Confirmation of the appointment of Devin Parker to the Orange County Citizen Corps Council as a Mayor's representative with a term expiring December 31, 2016. (Agenda Development Office)
4. Appointment of Florence Polynice to the Pine Hills Local Government Neighborhood Improvement District Advisory Council in the Pine Hills Community Council representative category with a term expiring June 30, 2017. (Agenda Development Office)
5. Approval of the Membership and Mission Review Board recommendations for advisory board appointments/reappointments. (Agenda Development Office)
 - A. Community Development Advisory Board: Reappointment of Pablo Marquez in the District 4 representative category with a term expiring June 30, 2016.
 - B. Disability Advisory Board: Appointment of Joe Waczewski to succeed Clinton Jackson and the appointment of Tiffany Namey to succeed Sheri L. Brun in the at large representative category with terms expiring June 30, 2016.
6. Adoption of a Resolution 2015-B-03 of the Board of County Commissioners of Orange County, Florida, approving the issuance by the Orange County Health Facilities Authority of its Revenue Bonds (Presbyterian Retirement Communities Project), Series 2015, in an aggregate principal amount not to exceed \$75,000,000; and providing an effective date. (Health Facilities Authority)

7. Approval of revisions to the Orange County Policy Manual: Employment Types (101), Hiring (104), Benefits (105), Hours of Work (109), Salary Administration – Regular Employee Pay Plan (201), Salary Administration – Executive Employee Pay Plan (202), Term Leave (302), Holidays (307), Domestic Violence (310), Violence in the Workplace (415), and Performance Evaluation Process (501) with an effective date of April 26, 2015. (Human Resources Division)
8. Approval of the additional employees, who had "office visits" with their PCP between January 1 and December 31, 2014, to receive the \$200 Wellness Incentive. (Human Resources Division)
9. Approval to pay the third quarter billing for the Orange County Property Appraiser in the amount of \$2,782,212.83. (Office of Management and Budget)
10. Approval of budget amendments #15-20, #15-21, #15-22 and #15-23. (Office of Management and Budget)

Administrative Services Department

1. Approval to award Invitation for Bids Y15-196-LC, Hospitalist Group Services for Corrections Health Services Division, to the sole responsive and responsible bidder, David Mazer, MD PA, in the estimated annual contract award amount of \$123,750 for a 1-year term contract. Further, authorized the Procurement Division to renew the contract for two additional 1-year periods. ([Corrections Department Health Services Division] Procurement Division)
2. ~~Approval to award Invitation for Bids Y15-199-LC, Burial and Cremation Services, to the low responsive and responsible bidder, Waldon Professional Funeral & Cremation Services. The estimated contract award amount is \$721,440 for a 3-year term. ([Family Services Department Citizen Resource and Outreach Office] Procurement Division)~~

(This item was deleted.)
3. Approval to award Invitation for Bids Y15-1017-MA, Personal Protection Equipment Repair, to the low responsive and responsible bidder, Done Right Fire Gear Repair Inc., for an estimated contract amount of \$175,830 for a 3-year contract. Further, authorized the Procurement Division to renew the contract for two 1-year terms. ([Fire Rescue Department Infrastructure and Support Division] Procurement Division)

4. Approval to award Invitation for Bids Y15-1018-DG, Non-Emergency Ambulance Transportation, to the low responsive and responsible bidder, Falck Southeast II Corp. dba American Ambulance, in the estimated contract amount of \$101,568. Further, authorized to renew the contracts by the Procurement Division for two additional 12-month periods. ([Corrections Department Health Services Division] Procurement Division)
5. Approval to award Invitation for Bids Y15-1026-JS, Liquid Carbon Dioxide, to the low responsive and responsible bidder, Airgas Carbonic, Inc., in the estimated annual contract award amount of \$552,000 for a 1-year term contract. Further, authorized the Procurement Division to renew the contract for two additional 1-year terms. ([Utilities Department Water Division] Procurement Division)
6. Approval to award Invitation for Bids Y15-732-MM, Orange County Convention Center, West Concourse Operable Shades Replacement, to the low responsive and responsible bidder, Axios Construction Services, LLC, for the total contract award amount of \$242,813. ([Convention Center] Procurement Division)
7. Approval to award Invitation for Bids Y15-757-SB, East SR 50 Boat Ramp Access Embankment Repair, to the low responsive and responsible bidder, Schuller Contractors Incorporated, in the total contract award amount of \$479,000. ([Administrative Services Department Capital Projects Division] Procurement Division)
8. Approval and execution of Permission to Enter Property (Entry Agreement) General between Orange County, State of Florida, Department of Environmental Protection by its Agency Term Contractor Applied Science and Engineering and delegation of authority to the Real Estate Management Division to exercise renewal options, if needed, for remediation activities for 5505 E. Colonial Drive (Millennium Park Expansion). District 5. (Real Estate Management Division)
9. Approval and execution of Resolution 2015-M-09 of the Orange County Board of County Commissioners regarding Authorization to Convey Certain County Property Interests to the City of Maitland; and County Deed from Orange County to the City of Maitland and authorization to record instrument for Warrens Avenue, Tax Parcel 35-21-29-8636-00-341. District 5. (Real Estate Management Division)

10. Approval of As Is Residential Contract for Sale and Purchase with Addendum to Contract between Orange County and Velma Rahamatally, approval and execution of County Deed from Orange County to Velma Rahamatally and authorization to perform all actions necessary and incidental to closing for NSP Resale – 797 Park Manor Dr., Orlando, FL 32825 (NCST). District 4. (Real Estate Management Division)
11. Approval of As Is Residential Contract for Sale and Purchase with Comprehensive Rider to the Residential Contract for Sale and Purchase between Orange County and Tanya A. Alvarado, approval and execution of County Deed from Orange County to Tanya A. Alvarado and authorization to perform all actions necessary and incidental to closing for NSP Resale – 1317 Okaloosa Avenue, Orlando, FL 32822 (NCST). District 3. (Real Estate Management Division)
12. Approval of Donation Agreement, Warranty Deed, Signalization Easement, Right of Entry between Orlando Hotel International SPE, LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from CIBC Inc., Subordination of Encumbrance to Property Rights to Orange County from Bright House Networks, LLC, Subordination of Encumbrance to Property Rights to Orange County from Sleuth's Mystery Dinner Theatre, Inc., Subordination of Encumbrances to Property Rights to Orange County from Jim Pattison Developments (U.S.) Inc. and authorization to disburse funds to pay all recording fees and record instruments for International Drive Transit Lanes (Destination Parkway to Sand Lake Road). District 6. (Real Estate Management Division)
13. Approval of Temporary Utility Easement between Avalon Properties, Ltd. and Orange County, Temporary Utility Easement between D.R. Horton, Inc. and Orange County and authorization to record instruments for Horizon West – Springhill PD Offsite Utilities OCU File #76687. District 1. (Real Estate Management Division)
14. Approval of Conservation Easement and Access Easement between Country Walk Reserve Homeowners Association, Inc. and Orange County and authorization to record instrument for Country Walk (aka Dean Road Condos) CAI Permit #11-016 (modification to CAI Permit #10-026). District 4. (Real Estate Management Division)
15. Approval and execution of Utility Easement between Orange County and Orlando Utilities Commission and City of Orlando and authorization to record instrument for Holden Heights Community Center. District 6. (Real Estate Management Division)

Community, Environmental and Development Services Department

1. Approval of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

LC 14-1708	LC 14-0964	LC 14-1195	LC 14-1272	LC 14-1437
LC 14-0896	LC 14-0971	LC 14-1197	LC 14-1317	LC 14-1464
LC 14-1610	LC 14-0983	LC 14-1200	LC 14-1366	LC 14-1471
LC 14-1612	LC 14-0984	LC 14-1201	LC 14-1370	LC 14-1472
LC 14-1619	LC 14-1072	LC 14-1202	LC 14-1384	LC 14-1515
LC 14-1769	LC 14-1128	LC 14-1204	LC 14-1390	LC 14-1529
LC 14-1837	LC 14-1162	LC 14-1206	LC 14-1395	LC 14-1567
LC 14-1852	LC 14-1194	LC 14-1270	LC 14-1401	LC 14-1586

2. Approval of Time Extension Request for the Shoreline Alteration Dredge and Fill permit (SADF-12-10-014), for SLF IV/Boyd Horizon West JV, LLC. District 1. (Environmental Protection Division)
3. Approval of Recommendation of the Environmental Protection Commission to uphold the Environmental Protection Officer's recommendation to approve the After-the-Fact Dock Construction Permit Variance Request from Orange County Code, Chapter 15, Article IX, Section 15-342 (g), enclosed structure for Dock Construction Permit BD-14-09-109; J. Andrew McCarthy. District 1. (Environmental Protection Division)
4. Approval of DEP Agreement No. LL1403 CSFA Number: 37.017, CSFA Title: Special Recreation Assistance Projects, Florida Department of Environmental Protection, Project Agreement – Development, Pursuant to Line Item 1715A of the 2014 – 2015 General Appropriations Act, by and between the State of Florida Department of Environmental Protection and Orange County in the amount of \$250,000 for use by the County for Christmas Regional Park and Sports Complex. District 5. (Parks and Recreation Division)
5. Approval of Letter of Approval of Continuation regarding Interlocal Agreement for the Maintenance of the Cady Way Bike Trail. Districts 3 and 5. (Parks and Recreation Division)

Corrections Department

1. Approval of Certificate of Acceptance of Subgrant Award for Contract No. 2015-JAGC-ORAN-17-D7-256 Florida Department of Law Enforcement (FDLE) Edward Byrne Memorial Justice Assistance Grant in the amount of \$50,000 for the period of December 1, 2014 through September 30, 2015. (Administration)

Family Services Department

1. Approval of Orange County Head Start 2015-2016 Program Year Eligibility Priority Selection Criteria to establish a formal selection process for eligible children and families. (Head Start Division)
2. Approval of the April 2015 Crime Prevention Grants as recommended by the Neighborhood Grants Advisory Board for Hidden Valley of Cypress Creek HOA (\$1,500) and Oak Park HOA (\$10,000). Districts 1 and 6. (Neighborhood Preservation and Revitalization Division)
3. Approval of April 2015 Neighborhood Pride Entranceway Grants as recommended by the Neighborhood Grants Advisory Board for Cinnamon Bay HOA (\$5,000); Hiwassee Meadows Neighborhood Organization (\$5,000) and Summer Glen at Gatewood Neighborhood (\$5,000). Districts 1, 2 and 6. (Neighborhood Preservation and Revitalization Division)
4. Approval of April 2015 Neighborhood Pride Sign Grant as recommended by the Neighborhood Grants Advisory Board for South Lake Holden HOA (\$4,500). District 3. (Neighborhood Preservation and Revitalization Division)
5. Approval of the April 2015 Neighborhood Pride Capital Improvement Grant as recommended by the Neighborhood Grants Advisory Board for Harbor Bend Subdivision (\$10,000). District 3. (Neighborhood Preservation and Revitalization Division)
6. Approval of April 2015 Neighborhood Pride Wall Repair Grant as recommended by the Neighborhood Grants Advisory Board for Dover Manor HOA (\$15,000). District 3. (Neighborhood Preservation and Revitalization Division)
7. Approval of April 2015 Neighborhood Pride Nonprofit Housing Repair Grant as recommended by the Neighborhood Grants Advisory Board for Rebuilding Together Orlando (\$20,000). District 2. (Neighborhood Preservation and Revitalization Division)

Fire Rescue Department

1. Approval of Federally-Funded Subgrant Agreement, Agreement Number: 15-DS-P4-06-58-01-____, CFDA Number 97.067, by the State of Florida, Division of Emergency Management and Orange County Emergency Management in the amount of \$17,778. (Office of Emergency Management)

Health Services Department

1. Approval of the renewal Certificate of Public Convenience and Necessity for Greater Orlando Aviation Authority to provide Advanced Life Support transport service. The term of this certificate is from April 30, 2015 through April 30, 2017. There is no cost to the County. (EMS Office of the Medical Director)

Public Works Department

1. Approval to install a "No Parking" zone on 45th Street starting 35 feet west of South Orange Blossom Trail extending west on the north side to South Nashville Avenue. District 6. (Traffic Engineering Division)
2. Approval to install a "No Parking" zone on the west side of Brookgreen Avenue from Oak Ridge Road to David Avenue. District 6. (Traffic Engineering Division)
3. Approval to construct speed humps on Lokey Drive. District 2. (Traffic Engineering Division)
4. Approval of Traffic Control Devices and "No Parking" sign installations in Summerlake Groves. District 1. (Traffic Engineering Division)
5. Authorization to record the plat of Starchild Academy. District 1. (Development Engineering Division)
6. Approval of Agreement for Traffic Law Enforcement on Private Roads located in the gated community of Sawyer Sound by and between Orange County, Florida, and Phoenicia Development, LLC. District 1. (Development Engineering Division)

Utilities Department

1. Approval of Agreement by and between City of Apopka and Orange County for the Wholesale Delivery and Use of Reclaimed Water. District 2. (Engineering Division)
2. Approval of Utility Line Construction Reimbursement Agreement for Hamlin Groves Trail Extension by and between Orange County and SLF IV/Boyd Horizon West JV, LLC in an amount not-to-exceed \$4,195,715. District 1. (Engineering Division)

- INFORMATIONAL ITEMS

County Comptroller

1. Receipt of the following item to file for the record: (Clerk's Office)
 - a. Orange County Industrial Development Authority Oath of Office for Jean Michel Abi-Aoun, as Vice Chairman of the Orange County Industrial Development Authority.

*With respect to informational items, Board action is neither required nor necessary, and Board approval (or disapproval) is not to be implied.

- COUNTY DISCUSSION AGENDA

County Administrator

1. Outdoor Sculpture Exhibition. (Arts and Cultural Affairs Office)

County staff updated the Board with the upcoming outdoor sculpture exhibit, which will be installed in June on the lawn of the Orange County Administration Building. An opening reception is planned to celebrate the art installation. County Mayor Jacobs requested County staff explore LED colored lights on the sculptures.

Action: None

Administrative Services Department

1. Selection of one firm and two ranked alternates to provide procurement card services, RFP Y15-103-LC, for a 5-year contract from the following firms listed alphabetically:
 - Bank of America, N.A.
 - BMO Harris Bank
 - J.P. Morgan Chase Bank, N.A.

Further request authority for the Procurement Division to renew the contract for one additional five-year period.

Motion/Second: Commissioners Edwards/Siplin

AYE (voice vote): All members

Action: The Board selected one firm, Bank of America, N.A., and two ranked alternates, #1 J.P. Morgan Chase Bank, N.A., and #2 BMO Harris Bank, to provide procurement card services; and further, authorized the Procurement Division to renew the contract for one additional five-year period, RFP Y15-103-LC.

County Mayor

1. Open discussion on issues of interest to the board.

Board discussion ensued.

Action: None

- MEETING RECESSED, 9:50 a.m.
- MEETING RECONVENED, 2:06 p.m.

Members Present: County Mayor Teresa Jacobs; Commissioners S. Scott Boyd, Bryan Nelson, Pete Clarke, Jennifer Thompson, Victoria P. Siplin; Commissioner Ted Edwards joined the meeting where indicated.

Others Present: County Administrator Ajit Lalchandani, County Attorney Jeffrey J. Newton, Deputy County Attorney Joel Prinsell, Senior Minutes Coordinator Craig Stopyra, Minutes Coordinator Kathy Heard

- PRESENTATION

Proclamation designating the month of April as Child Abuse Prevention Month

- MEMBER JOINED: Commissioner Edwards

- RECOMMENDATIONS

March 19, 2015 Planning and Zoning Commission Recommendations

Motion/Second: Commissioners Boyd/Thompson

AYE (voice vote): All members

Action: The Board accepted the recommendations of the Orange County Planning and Zoning Commission under the date of March 19, 2015; subject to the usual right of appeal by any aggrieved party.

- PUBLIC HEARINGS

Municipal Service Benefit Unit

1. Lake Pearl West, establish for general lake cleaning, water quality improvement, maintenance and aquatic plant control services; District 1

Applicant: Gary Jacobs, Environmental Protection Division and Lake Pearl West property owners

Consideration: Establish by resolution a Municipal Service Benefit Unit for general lake cleaning, water quality improvement, maintenance and aquatic

plant control services Lake Pearl West for Pearl Lake Park and Blackwood Acres subdivisions
Location: District 1; Parcel ID 29-22-28-0000-00-084; Section 29, Township 22, Range 28; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Boyd/Clarke

AYE (voice vote): All members

Action: The Board adopted a resolution establishing a Municipal Service Benefit Unit for general lake cleaning, water quality improvement, maintenance and aquatic plant control services at Lake Pearl West, annual cost of \$550.00 per lot for general lake cleaning, water quality improvement, maintenance and aquatic plant control services.

2. Casa Del Lago Replat and Casa Del Lago Second Replat, amend for retention pond(s) maintenance; District 1

Applicant: Drew Abel, Director of Land Acquisition and Development, Park Square Homes, Developer

Consideration: Amend by resolution a Municipal Service Benefit Unit for retention pond(s) maintenance at Casa Del Lago Replat and to include Casa Del Lago Second Replat subdivision

Location: District 1; Sections 25 and 30, Township 23, Ranges 27 and 28; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Boyd/Clarke

AYE (voice vote): All members

Action: The Board adopted a resolution amending a Municipal Service Benefit Unit for maintenance of retention pond(s) at Casa Del Lago Replat and Casa Del Lago Second Replat, annual cost of \$77.00 per lot for maintenance of retention pond(s).

3. Enclave at Berkshire Park, Lake Sawyer South and Windermere Sound Areas, amend for streetlighting; District 1

Applicant: Donald Lunko and Rob Bonin, Lennar Homes, Developers

Consideration: Amend by resolution an existing Municipal Service Benefit Unit for streetlighting to include Windermere Sound and Windermere Sound Phase 2 subdivisions at Enclave at Berkshire Park, Lake Sawyer South and Windermere Sound Areas

Location: District 1; Sections 26 and 35, Township 23, Range 27; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Boyd/Thompson

AYE (voice vote): All members

Action: The Board adopted a resolution amending an existing Municipal Service Benefit Unit for streetlighting at Enclave at Berkshire Park, Lake Sawyer South and Windermere Sound Areas, annual fees cost of \$120.00 per lot for streetlighting for operational expenses and administrative fees.

4. Reserve at Sawgrass Phases 1, 2 and 3, amend for streetlighting and for retention pond(s) maintenance; District 4

Applicant: Jeremy Camp, Director Land Development, Beazer Homes Corp., Developer

Consideration: Amend by resolution a Municipal Service Benefit Unit for streetlighting and retention pond(s) maintenance to include the Reserve at Sawgrass Phase 2 and the Reserve at Sawgrass Phase 3 subdivisions at Reserve at Sawgrass Phases 1, 2 and 3

Location: District 4; Sections 19 and 20, Township 24, Range 30; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Thompson/Clarke

AYE (voice vote): All members

Action: The Board adopted a resolution amending a Municipal Service Benefit Unit for streetlighting and maintenance of retention pond(s) at Reserve at Sawgrass Phases 1, 2 and 3, annual cost of \$168.00 per lot for streetlighting for operational expenses and administrative fees and \$77.00 per lot for maintenance of retention pond(s).

5. Windermere Sound and Windermere Sound Phase 2, establish for retention pond(s) maintenance; District 1

Applicant: Rob Bonin, Director of Land, Central Florida Division, Lennar Homes, LLC, Developer

Consideration: Establish by resolution a Municipal Service Benefit Unit for retention pond(s) maintenance at Windermere Sound and Windermere Sound Phase 2

Location: District 1; Section 26, Township 23, Range 27; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Boyd/Thompson

Action: The Board adopted a resolution establishing a Municipal Service Benefit Unit for maintenance of retention pond(s) at Windermere Sound and Windermere Sound Phase 2, annual cost of \$77.00 per lot for maintenance of retention pond(s).

6. Windstone, establish for streetlighting and for retention pond(s) maintenance; District 1

Applicant: Stephen J Polachek, VP of Land Development, Standard Pacific Homes, Developer

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

Location: District 1; Section 25, Township 23, Range 27; Orange County, Florida (legal property description on file)

Motion/Second: Commissioners Boyd/Nelson

AYE (voice vote): All members

Action: The Board adopted a resolution establishing a Municipal Service Benefit Unit for streetlighting and maintenance of retention pond(s) at Windstone, annual cost of \$131.00 per lot for streetlighting for operational expenses and administrative fees and \$77.00 per lot for maintenance of retention pond(s).

Petition to Vacate, Continued from March 24, 2015

7. Rosie J. Gross, Petition to Vacate # 11-11-024, portions of unopened and unimproved rights-of-way; District 2

Applicant: Rosie J. Gross, on behalf of Thomas Lola Estate

Consideration: Resolution granting Petition to Vacate # 11-11-024, vacating portions of two 30 ft wide unopened and unimproved rights-of-way known as Rosa Street and Clark Avenue, containing a total of approximately 0.197 acres

Location: District 2; property located at 144 E 18th Street; S15/T21/R28; Orange County, Florida (legal property description on file)

The following persons addressed the Board:

- Rosie Lee Johnson Gross
- Cynthia Cooper

Motion/Second: Commissioners Nelson/Boyd

AYE (voice vote): All members

Action: The Board adopted a resolution granting Petition to Vacate # 11-11-024 vacating portions of two 30 ft wide unopened and unimproved rights-of-way known as Rosa Street and Clark Avenue, containing a total of approximately 0.197 acres, on the described property.

Settlement Agreement

8. Proposed Options for a Settlement Agreement between Orange County School Board and Orange County relating to ongoing litigation concerning Board of County Commissioners November 5, 2013 denial of Orange County School Board's Special Exception Request for West Orange Relief High School; District 1

Consideration: Proposed options for a Settlement Agreement between the Orange County School Board and Orange County concerning the ongoing court litigation between the School Board and Orange County relating to the BCC's November 5, 2013, denial at Orange County Public Schools' request for a special exception in an R-CE zone to construct a public high school at the property located at 5505 Winter Garden Vineland Road, generally located on the east side of Winter Garden

Vineland Road, just north of the intersection of Winter Garden Vineland Road and Ficquette Road; Parcel ID 14-23-27-0000-00-013; Section 14, Township 23, Range 27; Orange County, Florida (legal property description on file - Board of Zoning Adjustment Case #SE 13-07-046, Sept. 6, 2013).

County staff provided background information regarding the Board of County Commissioners denial of Orange County Public Schools special exception application to construct a relief high school near the intersection of County Road 535 and Ficquette Road in the West Windermere Rural Settlement. County staff outlined key differences regarding the language in the proposed settlement agreements from District 1 and School Board's Options A and B.

The following persons addressed the Board:

- Woody Rodriguez
- City of Winter Garden Commissioner Bobby Olszewski
- Mike Bollhoefer
- Karen Consalo
- Andrew Rogan
- Nick Bird
- Blanca Johnson
- Marci Sgattoni
- Colleen Papa
- Madelyn Papa
- Lisa Morrison
- Jessica Kendall
- Julia Kendall
- Joseph Dopico
- Denise Milazzo
- Sandy Pyko
- Rakesh Singh
- Elizabeth Hall
- Isabella Hall
- Zaineb Saied
- Kelly Mahoney
- Laurie Myrtil
- Adeola Alugbin
- Arielle Lewkowitz
- Samantha Moore
- Fatima Saied

- Yolianne Amadeo
- Jhanai Joly
- Chichi Ofokansi
- Katy Mier
- Osman Khan
- Symmone Clements
- Emily Sadlier
- Adara Evans
- Penny McLaughlin
- Kiersten Sadlier
- Alexis Le
- Donna Omiecinski
- Holly Wahl
- Jordan Larsen
- Marlene Kirkland
- Michelle Bork
- Jane Dunkelberger
- Amanda Shears
- Margrett Guagliardo
- John Aponte
- Julie Sadlier
- Tyler Drone
- Michelle Schultes
- Carla Setaram
- Paul Marcoccia
- Jerry Van
- Bryceden Jones
- Katie Stanley
- Mason Simpson
- Elysia Rogers
- Cathy Novokowsky
- Brian Pyko
- Isabel Rosa
- June Cole
- Ricardo Cumberbatch
- Judy Paulsen
- Dee Dee Hughes
- Patrick Spikes
- Leann Flynn
- Amanda Day
- Rhonda Pelak
- John Morris

The following exhibits were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from Woody Rodriguez
- Exhibit 2, from Karen Consalo
- Exhibit 3, from Julia Kendall
- Exhibit 4, from June Cole

The following public records were received by the Clerk prior to the close of the public hearing. The documents referenced by the speaker were not presented to the Board.

- Public Record 1, from Penny McLaughlin
- Public Record 2, from Jane Dunkelberger
- Public Record 3, from Patrick Spikes
- Public Record 4, from Jessica Kendall

Board discussion ensued.

Based upon input from the District 1 Commissioner, County staff clarified Paragraph #2(b) in the proposed School Board Option B Settlement Agreement, which was modified to read as follows:

- 2) b. An eight-foot (8') high precast concrete wall with columns shall be installed along the north and east property lines.

Board discussion ensued.

Based upon input from County Mayor Jacobs, Paragraph #8 in the proposed School Board Option B Settlement Agreement was modified to read as follows:

- 8) OC and OCPS staff shall work jointly to develop a cooperative policy on OCPS's purchase of new land for future school sites. OCPS shall use reasonable efforts to acquire or purchase school sites that have approved zoning for the particular school site. When OCPS is unable through reasonable efforts to acquire or purchase a school site with approved zoning for the particular school, OCPS shall explore purchase of an option for such property not currently zoned for the particular school.

Board discussion ensued.

Motion/Second: Commissioners Boyd/Clarke

AYE (voice vote): County Mayor Jacobs; Commissioners Boyd, Nelson, Clarke, Thompson, Siplin

NO (voice vote): Commissioner Edwards

Action: The Board approved School Board Option B Settlement Agreement with modifications to Paragraph #2(b) and Paragraph #8 as follows:

- 2) b. An eight-foot (8') high precast concrete wall with columns shall be installed along the north and east property lines.

- 8) OC and OCPS staff shall work jointly to develop a cooperative policy on OCPS's purchase of new land for future school sites. OCPS shall use reasonable efforts to acquire or purchase school sites that have approved zoning for the particular school site. When OCPS is unable through reasonable efforts to acquire or purchase a school site with approved zoning for the particular school, OCPS shall explore purchase of an option for such property not currently zoned for the particular school.

• ADJOURNMENT, 6:36 p.m.

ATTEST:



County Mayor Teresa Jacobs

Date: JUN 02 2015

ATTEST SIGNATURE:

Martha O. Haynie

County Comptroller as Clerk



Deputy Clerk

