

SEMINOLE COUNTY, FLORIDA

*COUNTY SERVICES BUILDING
1101 EAST FIRST STREET
SANFORD, FLORIDA
32771-1468*



Meeting Minutes

Tuesday, May 14, 2024

9:30 AM

BCC Chambers

Board of County Commissioners

I. CALL TO ORDER

Present: Chairman Jay Zembower
Vice Chairman Andria Herr
Commissioner Bob Dallari
Commissioner Lee Constantine
Commissioner Amy Lockhart

Additional Attendees: County Manager Darren Gray, County Attorney Kate Latorre, Clerk of Court & Comptroller Grant Maloy, and Deputy Clerks Chariti Guevara and Terri Porter.

II. INVOCATION & PLEDGE OF ALLEGIANCE

Dr. Walter Person, Sanford Church of Christ, gave the invocation. Rick Durr, Parks and Recreation Director, led the Pledge of Allegiance.

III. AWARDS, PRESENTATIONS AND PROCLAMATIONS

1. Proclamation - Proclaiming Sergeant First Class Joshua Marzolf, United States Army as Seminole County's May Veteran of the Month. (Sergeant First Class Joshua Marzolf, United States Army) [2024-0555](#)

Motion by Commissioner Constantine, seconded by Commissioner Dallari, to adopt a Proclamation proclaiming Sergeant First Class Joshua Marzolf, United States Army, as Seminole County's May Veteran of the Month.

Districts 1, 2, 3, 4, and 5 voted AYE.

2. Proclamation - Proclaiming May 27, 2024 as Memorial Day in Seminole County, FL. Countywide (Jason Althouse, Veterans Services Director) [2024-0598](#)

Motion by Commissioner Lockhart, seconded by Commissioner Constantine, to adopt a Proclamation proclaiming May 27, 2024, as Memorial Day in Seminole County, Florida.

Districts 1, 2, 3, 4, and 5 voted AYE.

- 2a. SGTV Awards [2024-0773](#)

Chairman Zembower announced the SGTV communications team won two Public Relations Society of America Silver Anvil awards for Paws & Claus.

3. County Investment Advisor Report (Scott McIntyre, CFA - Senior Portfolio Manager, Managing Director Hilltop Securities Asset Management) [2024-0592](#)

Due to technical difficulties with Mr. McIntyre's remote connection, this item was heard after the Consent Agenda.

IV. CONSENT AGENDA – PUBLIC PARTICIPATION

County Manager Darren Gray announced there were no changes to the Consent Agenda, but Regular Agenda Item 33, 1880 Ranchland Trail Satisfaction of Code Enforcement Lien, was being pulled.

With regard to public participation, no one spoke and public input was closed.

Motion by Vice Chairman Herr, seconded by Commissioner Lockhart, to approve Constitutional Officers Item 4 and Consent Agenda Items 5 through 32.

Districts 1, 2, 3, 4, and 5 voted AYE.

Constitutional Officers – Consent Agenda (Item No. 4)

4. Expenditure Approval Lists dated April 10, 17, and 24, 2024; Payroll Approval List dated April 11, 2024; and BCC Official Minutes dated March 26 and April 9, 2024. (Jenny Spencer, CPA, MAcc, CGFO, and CFE, Director - Comptroller's Office) [2024-0624](#)
- Approved with the Consent Agenda.*

County Manager's Consent Agenda (Items No. 5 - 32)

County Manager's Office

5. Approve and authorize the Chairman to execute a Proclamation proclaiming 2024 as the 85th Anniversary of Heart of Florida United Way in Seminole County, FL. Countywide (Daniel Vanegas, Heart of Florida United Way) [2024-0597](#)
6. Approve and authorize the Chairman to execute a Proclamation proclaiming May 22, 2024 as National Maritime Day in Seminole County, FL. Countywide (Bill Hyde, American Legion Post 243) [2024-0596](#)
7. Approve and authorize the Chairman to execute a Proclamation proclaiming May 19 - 25, 2024 as Emergency Medical Services Week in Seminole County, FL. Countywide (Greg Harlow, Assistant Chief) [2024-0595](#)
8. Approve and authorize the Chairman to execute a Proclamation proclaiming May 2, 2024 as National Day of Prayer in Seminole County, FL. Countywide (Nancy Cancel, Seminole County Sheriff's Office) [2024-0594](#)
9. Approve and authorize the Chairman to execute a Proclamation proclaiming May 5 - 11, 2024 as National Travel and Tourism Week in Seminole County, FL. Countywide (Gui Cunha, Economic Development and Tourism Administrator) [2024-0593](#)

Community Services

10. Approve and accept the HOME and NSP monthly report for April 2024 pursuant to Seminole County Resolution No 2015-R-51, and No 2013-R-61. Countywide (Allison Thall, Community Services Director).end [2024-0556](#)

Development Services

11. Approve the plat for the Birchwood Grove Minor Plat containing three (3) lots on 1.43 acres zoned R-1AA (Single-Family Dwelling District), located on the north side of Bunnell Road; (Peter and Kimberly Smith, Applicant); District3 - Constantine (Rebecca Hammock, Development Services Director) [2024-0360](#)

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12. Approve and authorize the Chairman to execute a Resolution establishing a temporary Special Event Permit process, including requirements pertaining to duration, signage, safety and security, insurance, effective date, and other applicable regulations. Countywide (Rebecca Hammock, Development Services Director). [2024-0651](#)

Resolution #2024-R-60

13. Approve the Final Plat for the Riverside Oaks Phase 4 subdivision containing fifty-one (51) lots on 23.96 acres zoned PD (Planned Development), located on the north side of Celery Avenue, approximately ½ mile west of Cameron Avenue; (Toll Southeast LP Company, Inc., Applicant) District5 - Herr (Rebecca Hammock, Development Services Director) [2024-0532](#)

Emergency Management

14. Approve and authorize the chairman to execute a Resolution naming an Unnamed Right of Way to Homestead Cove in Geneva, Florida 32732. District2 - Zembower (Alan Harris, Emergency Management Director) [2024-0599](#)

Resolution #2024-R-61

Environmental Services

15. Approve and authorize the Chairman to execute a new Non-Exclusive Franchise Agreement for Commercial Solid Waste Collection Service with JJ's Waste & Recycling, LLC., and a Renewal of the Non-Exclusive Franchise for the Collection of Commercial Solid Waste Certificate for October 1, 2023 to September 30, 2024. Countywide (Kim Ornberg, Environmental Services Director) [2024-0570](#)

16. Approve and authorize the Chairman to execute a new Non-Exclusive Franchise Agreement for Commercial Solid Waste Collection Service with Waste Connection of Florida, Inc., and a Renewal of the Non-Exclusive Franchise for the Collection of Commercial Solid Waste Certificate for October 1, 2023 to September 30, 2024. Countywide (Kim Ornberg, Environmental Services Director) [2024-0572](#)

17. Approve and authorize the Chairman to execute a new Non-Exclusive Franchise Agreement for Commercial Solid Waste Collection Service with Coastal Waste & Recycling of Central Florida, LLC., and a Renewal of the Non-Exclusive Franchise for the Collection of Commercial Solid Waste Certificate for October 1, 2023 to September 30, 2024. Countywide (Kim Ornberg, Environmental Services Director) [2024-0574](#)

18. Approve and authorize the Chairman to execute a new Non-Exclusive Franchise Agreement for Commercial Solid Waste Collection Service with Container Rental Company, Inc., and a Renewal of the Non-Exclusive Franchise for the Collection of Commercial Solid Waste Certificate for October 1, 2023 to September 30, 2024. Countywide (Kim Ornberg, Environmental Services Director) [2024-0575](#)

Fleet and Facilities

19. Approve and authorize the Chairman to execute an easement to Florida Power & Light Company for electrical service on property owned by Seminole County related to the proposed new Fire Station 39 building site. District5 - Herr (Chad Wilsky, Fleet and Facilities Director) [2024-0472](#)

Management and Budget

20. Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #24-059 in the General Fund to transfer \$254,513 from reserves for soccer field renovations and softball field scoreboards at Red Bug Lake Park. District1 - Dallari (Timothy Jecks, Management & Budget Director) Requesting Department - Parks and Recreation [2024-0628](#)

**Resolution #2024-R-62
BAR #24-059**

21. Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #24-058 in the Water & Sewer Capital Improvement Fund to transfer \$1,000,000 of the existing budget for the Utilities Master Plan. Countywide (Timothy Jecks, Management & Budget Director) Requesting Department - Utilities [2024-0639](#)

**Resolution #2024-R-63
BAR #24-058****Public Works**

22. Approve and authorize the Chairman to execute a Purchase Agreement related to Project Parcel No. 1-904 for a drainage easement necessary for the Midway Drainage Improvement Project (3,596.1± SF) between Hattie Byrd and Seminole County for \$63,590.00, as full settlement and any other claim for compensation from which Seminole County might be obligated to pay relating to the parcel. District5 - Herr (Jean Jreij, P.E., Public Works Director) [2024-0503](#)

23. Approve and authorize the Chairman to execute a Purchase Agreement related to Project Parcel No. 1-854 for a drainage easement necessary for the Midway Drainage Improvement Project (616.81± SF) between Emanuel L. Hillery and Seminole County for \$11,850.00, as full settlement and any other claim for compensation from which Seminole County might be obligated to pay relating to the parcel. District5 - Herr (Jean Jreij, P.E., Public Works Director) [2024-0588](#)

24. Approve and authorize the Chairman to execute a Purchase Agreement related to Project Parcel No. 1-861 for a drainage easement necessary for the Midway Drainage Improvement Project (433.75± SF) between Sherry Jones Purcell and Seminole County for \$24,780.00, as full settlement and any other claim for compensation from which Seminole County might be obligated to pay relating to the parcel. District5 - Herr (Jean Jreij, P.E., [2024-0587](#)

Public Works Director)

25. Approve and authorize the Chairman to execute a Purchase Agreement related to Project Parcel No. 1-830 for a drainage easement necessary for the Midway Drainage Improvement Project (29.89± SF) between Emanuel Hillery and Seminole County for \$2,000.00, as full settlement and any other claim for compensation from which Seminole County might be obligated to pay relating to the parcel. District5 - Herr (Jean Jreij, P.E., Public Works Director) [2024-0585](#)
26. Approve and authorize the Chairman to execute a Purchase Agreement related to Project Parcel No. 1-812 for a drainage easement necessary for the Midway Drainage Improvement Project (609.84± SF) between Sheila Kennedy and Seminole County for \$11,550.00, as full settlement and any other claim for compensation from which Seminole County might be obligated to pay relating to the parcel. District5 - Herr (Jean Jreij, P.E., Public Works Director) [2024-0615](#)
27. Approve and authorize the Chairman to execute an Interlocal Agreement between Seminole County and the City of Casselberry relating to utility relocation for the Oxford Road Drainage and Sidewalk Project (County) and the English Estates Watermain Replacement Phase I Project (City). District4 - Lockhart (Jean Jreij, P.E., Public Works Director) [2024-0621](#)

Resource Management

28. Approve Amendment #1 to RFP-602809-17/BJC - Term Contract for Parks and Recreation Business Management Software System with Vermont Systems, Inc., Essex Junction, Vermont, and authorize the Purchasing and Contracts Division to execute the Amendment. Countywide (Lorie Bailey Brown, CFO/Resource Management Director) Requesting Department - Parks and Recreation [2024-0476](#)
29. Approve the proposed mediated settlement of the workers' compensation claim of a retired deputy sheriff stemming from a 2004 line-of-duty injury (Claim #287266) for the total amount of \$60,000, inclusive of attorney's fees and costs. Countywide (Lorie Bailey Brown, CFO/Resource Management Director) [2024-0477](#)
30. Award IFB-604669-23/LNF - Term Contract for Fire Sprinkler Inspections, Testing, Certifications and Repairs to DynaFire, LLC, Casselberry, as Primary and Convergent Technologies LLC, as Secondary, and authorize the Purchasing and Contracts Division to execute the agreement. Countywide (Lorie Bailey Brown, CFO/Resource Management Director) Requesting Department - Fleet and Facilities [2024-0497](#)
31. Award CC-5767-24/HSM-Spring Hammock Preserve Improvements to American Persian Engineering and Construction, LLC (APEC) in the amount of \$1,960,912.20 and authorize the Purchasing and Contract Division to execute the Agreement. District2- Zembower (Lorie Bailey Brown, CFO/Resource Management Director) Requestion Department - [2024-0584](#)

Parks and Recreation

Utilities

32. Approve and Authorize the Chairman to execute the Interlocal Agreement with South Seminole North Orange County Wastewater Transmission Authority (SSNOCWTA) and the Other Three Member Entities. Countywide (Johnny Edwards, Interim Utilities Director) [2024-0607](#)

III. AWARDS, PRESENTATIONS AND PROCLAMATIONS - CONTINUED

3. County Investment Advisor Report (Scott McIntyre, CFA - Senior Portfolio Manager, Managing Director Hilltop Securities Asset Management) [2024-0592](#)

Motion by Vice Chairman Herr, seconded by Commissioner Constantine, to approve no investments at this time.

Districts 1, 2, 3, 4, and 5 voted AYE.

V. REGULAR AGENDA

33. Reduction of Lien Request - Consider the request for a reduction of lien due to financial hardship, of the Code Enforcement Board lien of \$208,250.00 to the administrative costs of \$552.82, under Case # 12-70-CEB, on the property located at 1880 Ranchland Trail, Longwood, Tax Parcel ID: 30-20-30-300-0180-0000, (Drew A. Mooty, Applicant). District4 - Lockhart (Alexis Brignoni, Code Enforcement Clerk) [2024-0534](#)

Pulled from the Agenda.

VI. WORKSESSION

34. Presentation - Committee on Aging Annual Report (Allison Thall, Community Services Director & Kelly Welch, Presenter, Community Health Division Manager) [2024-0558](#)

Ms. Welch addressed the Board and presented the annual report as outlined in the agenda memorandum. The presentation was followed by Board questions and comments.

35. Tourism Improvement District (TID) (Gui Cunha, Tourism and Economic Development Administrator and Rick Durr, Parks and Recreation Director) [2024-0645](#)

Mr. Cunha, Mr. Durr, and Sports Tourism Director Danny Trosset addressed the Board and presented the Tourism Improvement District Work Session (presentation included in the agenda memorandum). The presentation was followed by few Board comments.

Vice Chairman Herr stated for future discussions, she thinks they need to add two additional components for consideration which are impact to local traffic and potential infrastructure investments the county may be required to make in order to move people around and possibly a transportation investment to shuttle between facilities.

With regard to public participation, the following spoke in support of a Tourism Improvement District:

- Jaclyn Lorigan, Altamonte Springs Hilton General Manager
- Duane Winjum, Embassy Suites by Hilton Orlando North General Manager
- Bruce Skwarlo, Orlando Marriott Lake Mary General Manager
- Sarah Reece, CALNO
- Jason Siegel, Greater Orlando Sports Commission President & CEO
- Steve Fussell, Sanford Airport Authority
- Shawn Gard-Harrold, ePathways SCPS Assistant Superintendent
- Amy Kirkland, Seminole State College Associate Vice President, Resources & Economic Development
- Kurt Esser, Seminole State College Athletic Director
- Esteban Saldarriaga, Seminole County Business Marketing Manager, submitted a letter from Seminole County Chamber President and CEO Rebekah Arthur (received and filed)
- Robert Agrusa, Central Florida Hotel and Lodging Association President and CEO
- Gary Carney

A letter from Steve Bishop, Executive Director/President Florida Region of USA Volleyball, was submitted in support (received and filed).

With regard to public participation, no one else spoke and public input was closed.

Public Comment Forms were received and filed.

Recess BCC Meeting Until 1:30 P.M.

Chairman Zembower recessed the meeting at 11:21 a.m.

Reconvene Meeting at 1:30 P.M.

Chairman Zembower reconvened the meeting at 1:30 p.m., with all Commissioners and all other Officials, with the exception of Clerk of Court and Comptroller Grant Maloy, and Deputy Clerk Chariti Guevara, who was replaced by Deputy Clerk Terri Porter, who were present at the Opening Session.

VII. PUBLIC HEARING AGENDA

Accept Proofs of Publication

Motion by Commissioner Lockhart, seconded by Commissioner Herr, to authorize the filing of the proofs of publication for this meeting's scheduled public hearings into the Official Record.

Districts 1, 2, 3, 4, and 5 voted AYE.

Ex Parte Disclosure

No ex parte was submitted.

Public Hearings - Quasi - Judicial

36. Connection Point Commercial Center Rezone - Consider a Rezone from A-1 (Agriculture) to C-3 (General Commercial & Wholesale) on approximately 3.75 acres, located on the north side of Connection Point, approximately 0.25 mile west of SR 426; (CPCC Oviedo, LLC, Applicant) District1 - Dallari (Annie Sillaway, Senior Planner) [2024-0410](#)

Ordinance #2024-10

Ms. Sillaway addressed the Board and presented the item as outlined in the agenda memorandum.

Chad Moorhead, with Madden Moorhead and Stokes on behalf of the Applicant, addressed the Board to advise he agrees with staff's recommendation and is present to answer any questions the Board may have.

With regard to public participation, no one spoke in support or opposition, and public input was closed.

Motion by Commissioner Dallari, seconded by Vice Chairman Herr, to adopt Ordinance #2024-10 enacting a Rezone from A-1 (Agriculture) to C-3 (General Commercial & Wholesale) on approximately 3.75 acres, located on the north side of Connection Point, approximately 0.25 mile west of SR 426; CPCC Oviedo, LLC, Applicant; as described in the proof of publication.

Districts 1, 2, 3, 4, and 5 voted AYE.

37. IOA Properties PD Rezone - Consider the second reading of an Ordinance Rezoning a property from C-1 (Retail Commercial) to PD (Planned Development) to allow overnight boarding at Dogtopia located on the north side of W SR 434, east of Interstate 4 on approximately 13.66 acres; (IOA Properties, LLC, Applicant) District3 - Constantine (Annie Sillaway, Senior Planner) [2024-0449](#)

Ordinance #2024-11**D.O. #23-2000013**

Ms. Sillaway presented the item as outlined in the agenda memorandum.

With regard to public participation, Angelo Drago addressed the Board to express his concerns and noted that the owner is parking his semi truck along their neighborhood's back wall, and it is running all night.

No one else spoke in support or opposition, and public input was closed.

Public Comment Form was received and filed.

Commissioner Constantine stated that the Dogtopia business could not be in C-1

zoning, so they are asking for a PD, but in the Development Order, that is the only use that would be allowed outside of the C-1 zoning.

Ms. Hammock agreed stating that currently, the C-1 zoning allows the grooming facility and the doggie daycare, and that Dogtopia is already there and that is the existing use. However, they want to expand their operation and offer overnight boarding, but C-1 does not allow overnight boarding. So, in order to permit the use, they are requesting to rezone to Planned Development, but the only permitted uses within the Planned Development are C-1 (Retail Commercial) uses and overnight boarding for animals.

Commissioner Constantine noted that the business is already there and that part of the Development Order is they have to have the sound barriers approved before they can have the overnight boarding. He asked if there had been any previous discussion about the semi truck being parked at the back wall, and Ms. Hammock responded this was the first she had heard about that. She said that perhaps it is a Code Enforcement issue and could be addressed once a complaint is made. Commissioner Constantine advised that Mr. Drago has the right to lodge a complaint and he could talk with Ms. Hammock to find out how to do that.

Motion by Commissioner Constantine, seconded by Commissioner Lockhart, to adopt Ordinance #2024-11 enacting a rezone from C-1 (Retail Commercial) to PD (Planned Development); and approve the associated Development Order and Master Development Plan on approximately 13.66 acres, located on the north side of West SR 434, east of I-4; IOA Properties, LLC, Applicant; as described in the proof of publication.

Districts 1, 2, 3, 4, and 5 voted AYE.

38. 3066 Kingfisher Point - Consider approval of a 1,244 square foot boat dock/house located on the south side of Kingfisher Point, approximately 3,313 feet south of Brumley Road, more particularly known as 3066 Kingfisher Point (Alan Horn, Applicant). District 1 - Dallari (Mary Robinson, Planner) [2024-0462](#)

D.O. #24-5600001

Ms. Robinson addressed the Board and presented the item as outlined in the agenda memorandum.

Alan Horn addressed the Board stating he is representing the owner, Mr. and Mrs. Gregory Luke, and Fender Marine Construction, the contractor on the project. He advised they would be demolishing an existing dock. They are lengthening it but lessening the width, so the square footage will not change.

With regard to public participation, no one spoke in support or opposition, and public input was closed.

Motion by Commissioner Dallari, seconded by Vice Chairman Herr, to approve the

request for a 1,244 square foot boat dock/house located on the south side of Kingfisher Point, approximately 3,313 feet south of Brumley Road, more particularly known as 3066 Kingfisher Point; Alan Horn, Applicant; as described in the proof of publication.

Districts 1, 2, 3, 4, and 5 voted AYE.

Commissioner Lockhart questioned why the requests for boat docks come to them for approval. She believes it is because the Code is worded that way. She remembers the Board thinking that maybe they should just change that in the Code if this is a self-imposed situation. She asked if this can be researched by staff and then come back to the Board with why this is the case. Commissioner Constantine agreed. Chairman Zembower stated he remembers the conversation, but also noted that situation was different in that there were two landowners at odds with each other. That aside, he thinks they are all on the same page with this. Mr. Gray confirmed he will have this looked at.

39. 5819 Bear Lake Circle - Consider approval of a 1,725 square foot boat dock/house on the north side of Bear Lake Circle, approximately 418 feet west of Linneal Beach Drive, more particularly known as 5819 Bear Lake Circle; (Alan Horn, Applicant). District3 - Constantine (Mary Robinson, Planner) [2024-0463](#)

Continued to June 11, 2024 BCC

Ms. Robinson presented the item as outlined in the agenda memorandum.

With regard to public participation, no one spoke in support or opposition, and public input was closed.

Commissioner Constantine said he believes this is asking for forgiveness and not permission; this is a house and it has already been built. No neighbor has contacted him to complain about this. He does wish the property owner had gotten the permits beforehand. As Commissioner Lockhart stated earlier, they need to have some kind of consistency when it comes to boat docks and exactly what comes to the Board and what does not. He would feel uncomfortable denying this because it has already been built.

Motion by Commissioner Constantine, seconded by Commissioner Dallari, to approve a 1,725 square foot boat dock/house on the north side of Bear Lake Circle, approximately 418 feet west of Linneal Beach Drive, more particularly known as 5819 Bear Lake Circle; Alan Horn, Applicant.

Under discussion, Commissioner Lockhart indicated there are a couple of different issues and she also has a follow-up question. She stated the forgiveness-rather-than-permission thing has become pervasive because there is no penalty, unless Ms. Robinson can tell her they have paid some sort of fine or there has been some sort of penalty.

Ms. Robinson answered that this particular property was scheduled for the special

magistrate, and she had a discussion with the Building folks that do the code enforcement, and it has been put on hold since he was applying for a permit.

Commissioner Lockhart opined that as a Board, they need to ensure they are making decisions not based on whether or not neighbors are complaining, because somebody may be lucky or unlucky in their certain situation but have committed the same type of infraction. Whether or not they have a cranky neighbor should not be determining the outcome of the situation. Ms. Robinson noted that since this was started without a permit, he will have to pay a double permit fee.

Commissioner Lockhart said she has a question for the property owner. Brian Smith, property owner, addressed the Board. Commissioner Lockhart questioned whether he hired someone to do this work and he responded, that yes, he hired a friend. He hunts with him and does not know if he is a licensed contractor or not. He trusts his work because he had done some things inside his home also like base boards, windows and door trim. Commissioner Lockhart explained that windows also require permits.

Maverick VonHerbulis, McKee Construction Co., addressed the Board as he is the new licensed contractor hired to do the work. He noted the presentation is calling it a boathouse and a dock, but the boathouse was already there. Mr. Smith was doing some dock work which is how this started. The 1,725 is the square footage of the overall dock that is there. They are here today to get approval to add the extra 500 square feet to the dock.

Commissioner Lockhart said that is interesting because that is not what staff's presentation was. Her understanding was that the dock had been demolished. Ms. Robinson replied that is what the property owner had told her. Then they received the stop work order for replacing the siding on the boathouse.

Commissioner Herr commented that you can demolish a dock without demolishing the boathouse. The boathouse actually looks like it is sitting up towards the land. It looks like there was cause for the dock to be replaced, which is what they have done; they demolished it to replace it, and that was done without permitting. She pointed out that the boathouse is not 1,700 square feet; that is the total square footage including the dock. The boathouse could be there and not be demolished. The dock could be demolished and the repair to the siding could still happen to the house that didn't get demolished.

Chairman Zembower asked if the current, existing structure had been permitted. Ms. Robinson said she will have to get back to him on that. She did do some research on docks around the area and their relative size to this one, and there is only one that is about 1,500 square feet that this Board did approve. She thinks the existing dock has been there for many years.

Chairman Zembower remarked he thinks there are a lot of unanswered questions that he is hearing from the Commission.

Mr. Gray commented there seems to be some things that have been missed in the

review, so they could continue this and bring it back at a later date.

Commissioner Constantine withdrew his original motion and made the following motion:

Motion by Commissioner Constantine, seconded by Commissioner Dallari, to continue to June 11, 2024, at 1:30 p.m. or as soon thereafter as possible, the request for approval of a 1,725 square foot boatdock/house on the north side of Bear Lake Circle, approximately 418 feet west of Linneal Beach Drive, more particularly known as 5819 Bear Lake Circle; Alan Horn, Applicant; as described in the proof of publication.

Districts 1, 2, 3, 4, and 5 voted AYE.

Commissioner Lockhart asked for clarification on what the process is for staying code enforcement action. They heard that in this situation, there was a conversation and then the code enforcement action was just held off. Mr. Gray noted they had just discussed this and they will address it.

Public Hearings - Legislative

40. Consider a new Ordinance adopting a new Chapter 71 of the Seminole County Code of Ordinances entitled "Economic Development"; creating Article I of Chapter 71 entitled "Tourism Improvement Districts" to provide for the procedures and requirements to establish, operate, modify, renew, and dissolve Tourism Improvement Districts in Seminole County. Countywide (Gui Cunha, Tourism and Economic Development Administrator) [2024-0646](#)

Ordinance #2024-12

Mr. Cunha advised this vote is only for the procedural ordinance that was discussed in the meeting this morning. He then presented the item as outlined in the agenda memorandum.

With regard to public participation, no one spoke in support or opposition, and public input was closed.

Motion by Vice Chairman Herr, seconded by Commissioner Lockhart, to adopt Ordinance #2024-12 creating a new Chapter 71 of the Seminole County Code of Ordinances entitled "Economic Development"; creating Article I of Chapter 71 entitled "Tourism Improvement Districts" to provide for the procedures and requirements to establish, operate, modify, renew, and dissolve Tourism Improvement Districts in Seminole County; as described in the proof of publication.

Districts 1, 2, 3, 4, and 5 voted AYE.

IX. COUNTY ATTORNEY'S REPORT

No report.

IX. COUNTY MANAGER'S REPORT AND STAFF PRESENTATIONS

Mr. Gray reminded that there is not a second meeting this month, so the next BCC meeting is scheduled for June 11, 2024.

X. DISTRICT COMMISSIONER REPORTS**District 5 - Commissioner Herr**

Vice Chairman Herr advised the Commissioners had received a quarterly update from Rescue Outreach Mission (received and filed) and stated there are some really good results out-pacing where they were last year, certainly out-pacing where they were the two years before that. They also celebrated the Leadership Seminole class project with a ribbon cutting to the new bathrooms there and a check that was presented for \$22,000 which was the remainder after the fundraiser was done. She encouraged the Commissioners to visit and check out the garden in the back that is also feeding the residents on a daily basis.

District 1 - Commissioner Dallari

Commissioner Dallari commended the Sheriff's Department for the event they held for the Law Enforcement Heroes Memorial.

He advised that Omari Jones, a young man from Oviedo, just qualified to participate in the boxing division of the 2024 Olympics to be held in Paris. He requested they send a congratulatory note signed by the Chairman to also wish him well. There will be a big sendoff for him and he will provide that date once he has it.

District 3 - Commissioner Constantine

Commissioner Constantine discussed several events that he attended recently along with upcoming meetings and events.

He noted at the last CALNO meeting, Sanford brought up the fact that they are putting in their budget between \$15,000 to \$20,000 for Rescue Outreach Mission. He noted he told the cities, at that time, that all of the cities should be putting money into their budgets to help ROM, because that is the only place that they have more than 100 beds in all of Seminole County.

District 4 - Commissioner Lockhart

Commissioner Lockhart reported that as their representative on Central Florida Commission on Homelessness (CFCH) that part of the conversation lately has had to do with shelters and what they should and shouldn't be. With the Governor's recent enactment of the new legislation regarding sleeping in public places, there has been a lot of discussion in the region about what they want to see from a regional approach on homelessness. She distributed a document explaining this was a statement that the CFCH itself made, and she made the suggestion that each one that represents an entity go back to that entity with this statement to see if it is something they would want to put into some form of a proclamation or resolution, and adopt it as their own as an entity in the region, and not just as a member of the CFCH, which would give it a little more weight. She read aloud the document entitled "Resolution on Low-Barrier Shelters" (received and filed).

Motion by Chairman Zembower, seconded by Vice Chairman Herr, to bring back to the Board for approval a document adopting the "Resolution on Low-Barrier Shelters" produced by the

Central Florida Commission on Homelessness.

Districts 1, 2, 3, 4, and 5 voted AYE.

Commissioner Lockhart reported that, as their representative on the Central Florida Zoo Board, she sent a letter of support for their grant application to the Florida Division of Cultural Affairs.

She noted she heard someone congratulate Amy Kirkland from Seminole State College and said they have not yet been awarded the "Prize" yet, but advised they are 1 of 20 finalists in the entire nation nominated for the Aspen Institute's Prize for Community College Excellence, which is a very big deal, especially in the state college realm.

Commissioner Lockhart discussed her tour of the Hurricane Hunter plane and thanked Alan Harris, Emergency Management Director, and his team.

District 2 - Chairman Zembower

Motion by Chairman Zembower, seconded by Commissioner Dallari, to appoint Erin Archey to the Noise Abatement Committee (SANAC).

Districts 1, 2, 3, 4, and 5 voted AYE.

Chairman Zembower talked about events and meetings he attended, and reported on the Orlando Sanford International Airport.

XI. CHAIRMAN'S REPORT

41. Approve and authorize the Chairman to execute a Resolution updating the Operating Policies & Procedures of the Seminole County Board of County Commissioners [2024-0647](#)

Discussion was held regarding the requested updates, and it was the consensus of the Board that they schedule a work session to finalize the document.

Commissioner Lockhart commented that there have been times in the past when members of the public, applicants or people testifying for public hearings, maybe have said some things that were outside of the bounds of facts. She noticed that there are other jurisdictions that swear in people who intend to give testimony during quasi-judicial hearings. She thought that would have several impacts and one is that it would potentially make someone think twice about the importance of what they are about to say before they are testifying in a quasi-judicial matter, and it would help to express that these quasi-judicial items really, for the Board, should be based on factual testimony and that it is not opinion and not feelings; they are things that are able to be legally substantiated. She wanted to throw that out there as something the Board may want to consider adopting as a part of their procedures. Discussion ensued.

Commissioner Lockhart suggested they ask the County Attorney at some point to look into why some jurisdictions do it, are there teeth, how would it be implemented, and is it worth doing or not.

Ms. Latorre expressed she can look into that. Her experience has been that for client cities she has represented, they have always sworn in witnesses during quasi-judicial hearings, but the county she worked for previously did not. She advised when you are conducting quasi-judicial matters, it is best practice to swear in your witnesses because it is just better for the record. You are looking for competent, substantial evidence. There are consequences if a misrepresentation were to be found going forward, legally, for the action that was voted on and for the person that gave the testimony.

Chairman Zembower asked that staff report back to them with their recommendation as to whether witnesses should be sworn in before quasi-judicial hearings.

COMMUNICATIONS AND/OR REPORTS

1. Letter dated April 24, 2024, from Traci Houchin, Sanford City Clerk, to BCC re: Notice of Public Hearing to consider City Ordinance #2024-4779 to annex 0.09 acres between W. 18th Street and W. 19th Street, and between Strawberry Avenue and Peach Avenue.
2. Letter dated May 1, 2024, from Traci Houchin, Sanford City Clerk, to BCC re: Notice of Public Hearing to consider City Ordinance #2024-4783 to annex 2.96 acres between Brooks Lane and E. Lake Mary Boulevard, and between Laura Avenue and Brisson Avenue S.
3. Letter dated May 1, 2024, from Traci Houchin, Sanford City Clerk, to BCC re: Notice of Public Hearing to consider City Ordinance #2024-4780 to annex 0.71 acres between Commerce Way and W. 18th Street, and between McCarthy Avenue and Alexander Avenue.
4. Letter dated May 7, 2024, from BCC Chairman Jay Zembower to Sandy Shaughnessy, Director, Division of Cultural Affairs, State of Florida, in support of Sanford Museum's request for a General Support Grant.
5. Letter dated May 7, 2024, from BCC Chairman Jay Zembower to Sandy Shaughnessy, Director, Division of Cultural Affairs, State of Florida, in support of The Ritz Theater's request for a General Support Grant.
6. Letter dated May 8, 2024, from BCC Chairman Jay Zembower to Sandy Shaughnessy, Director, Division of Cultural Affairs, State of Florida, in support of Hopper Academy's request for a General Support Grant to benefit The Art for Kids Center.

XII. PUBLIC COMMENT (Items not Related to the Agenda)

Christopher Loosier addressed the Board advocating for Seminole County libraries. He was thanked for serving on the Library Board.

Sheri Johnson addressed the Board to speak in support of a Bill of Rights Sanctuary County Ordinance. She noted she sent a video via email today of Attorney Kristina S. Heuser

speaking on said ordinance. She submitted written comments in support of same from the following citizens: Josefina Vargas-Belardo, Clay Johnston, Asha Collins, Steve Collins, Robin Bowen, Kristie Macaluso, David J. Meltzer, Deidre Barnecott, Carmelo Belardo III, Judy Rainey, Rosemary W. LaFollette, Lora Curne, Doreen Krever, Robert Drazen, Janette Keeling, Jamie Roffman, Dennis Schoeppner, John Barnecott, Linda Radun, Jean Barwig, Alex Spassov, Patricia Albers, George E. Albers, Debra Hedstrom, Kaelan Hedstrom, Rita Hoffman, Pat Tykowski, and Natalie Lackner.

Public Comment Forms were received and filed.

XIII. ADJOURN BCC MEETING

There being no further business to come before the Board, the Chairman declared the meeting adjourned at 2:50 p.m., this same date.

APPROVED by the BCC:

Chairman

Date

ATTEST:

Clerk of Court and Comptroller
AS Clerk to the BCC