

SEMINOLE COUNTY, FLORIDA

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



Meeting Minutes

Tuesday, October 10, 2023

9:00 AM

BCC Chambers

Board of County Commissioners

Call to Order

Present: Chairman (District 4) Amy Lockhart
Vice Chairman (District 5) Andria Herr
Commissioner (District 1) Bob Dallari
Commissioner (District 2) Jay Zembower
Commissioner (District 3) Lee Constantine

Chairman Lockhart announced Commissioner Dallari will not be present for the morning session but will be joining the meeting this afternoon.

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

Invocation

Pastor Bob Melhorn, Integrity Church, Oviedo, gave the invocation.

Pledge of Allegiance

Pastor Melhorn led the Pledge of Allegiance.

AWARDS, PRESENTATIONS AND PROCLAMATIONS

1. Presentation - Employee Service Recognition (Christina Brandolini, [2023-1040](#)
Human Resources Director)

Service awards were presented to Sheri Ann Brown, Lowell Pettis, Joseph Pew, Meloney Koontz, Melvin Barnes, Maureen Steinbach, and Carole Coleman.

Ms. Brandolini recognized the following employees who were not in attendance: David Snead, Keith Johnson, and Michael Cusak.

2. Presentation - Annual Urban Bear Management Update (Mike Orlando, [2023-1085](#)
Florida Fish and Wildlife Conservation Commission)

Mr. Orlando addressed the Board and presented the Annual Urban Bear Management Update (presentation included in the agenda memorandum). The presentation was followed by Board discussion and questions.

With regard to public participation, Katrina Shadix and Joe Humphreys spoke.

No one else spoke and public input was closed.

Public Comment Forms were received and filed.

Mr. Gray advised he has asked Kim Ornberg, Environmental Services Director, to look at the bear trash cans and Chris Patton, Communications Director, is working with Mr. Orlando to get educational information out to the communities.

3. Quarterly Report - Water and Soil Conservation District (Gabrielle Milch) [2023-1026](#)

Ms. Milch addressed the Board and presented the Water and Soil Conservation District

Quarterly Report (presentation included in the agenda memorandum.)

CONSENT AGENDA – PUBLIC PARTICIPATION

County Manager's Consent Agenda (Items No. 4 - 23)

Chairman Lockhart announced Item 17A, Amendment to Agreement with Rinehart Road Owner, LLC, for Drainage Relocation and Related Matters, has been added to the Consent Agenda, and Legislative Hearing Item 30, Rice Lake Lake Management MSBU, on this afternoon's agenda will be postponed and readvertised.

Motion by Commissioner Zembower, seconded by Vice Chairman Herr, to approve Consent Agenda Items 4-23 including 17A; and Constitutional Officer's Agenda Item 24.

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

County Manager's Office

4. Approve and authorize the Chairman to execute the State Mutual Aid Agreement (SMAA). Countywide (Alan Harris, Emergency Management Director) [2023-1077](#)

Community Services

5. Approve and authorize the Chairman to execute The Health Council of East Central Florida Medical System of Care Agreement FY2023-2024 in the amount of \$132,000 which provides outpatient medical health treatment services to uninsured and underinsured residents of Seminole County for either free or at a reduced cost basis. Countywide (Allison Thall, Community Services Director) [2023-1039](#)
6. Approve and authorize the Chairman to execute the Homeless Services Network of Central Florida Community Services Funding Agreement FY2023-2024 in the amount of \$44,000 for the continuation of advocacy services for the homeless population in Central Florida. Countywide (Carrie Longsworth, Community Assistance Division Manager) [2023-1041](#)
7. Approve and authorize the Chairman to execute the Child Protection Team Services Agreement for FY2023-2024 in the budgeted amount of \$70,000 for professional services of medical examinations. Countywide (Allison Thall, Community Services Director) [2023-1042](#)
8. Approve and authorize the Chairman to execute the Florida Department of Health in Seminole County Health Services Agreement Fiscal Year 2023-2024 in the amount of \$140,000 to provide health care programs and services to homeless, uninsured, and underinsured residents of Seminole County. Countywide (Allison Thall, Community Services Director) [2023-1051](#)
9. Approve and authorize the Chairman to execute the Department of Health in Seminole County Integrated System of Care Agreement for FY2023-2024 in the amount of \$100,000 to extend services to [2023-1053](#)

impoverished communities in Seminole County. Countywide (Allison Thall, Community Services Director)

10. Approve and authorize the Chairman to execute the Contract between Seminole County and the State of Florida Department of Health for Operation of the Seminole County Health Department Contract Year 2023-2024 in the amount not to exceed \$807,970. Countywide (Allison Thall, Community Services Director) [2023-1062](#)
11. Approve and authorize the Chairman to execute the grant agreement from the U.S Department of Housing and Urban Development (HUD) for the Continuum of Care (CoC) - Shelter Plus Care Program in the amount of \$671,759 for the continuation of services for the chronically homeless in Seminole County. Countywide (Carrie Longworth, Community Assistance Division Manager) [2023-1074](#)
12. Approve and authorize the Chairman to execute the Aspire Health Partners, Inc. Transportation Program Agreement in the amount of \$25,000 to assist with transporting uninsured Seminole County residents for mental health services. Countywide (Allison Thall, Community Services Director) [2023-1079](#)

Development Services

13. Adopt the Resolution vacating and abandoning five (5) feet of a platted drainage easement on Lot 5, Devon Green Phase 4, as recorded in the Public Records of Seminole County, Florida in Plat Book 74, Pages 68-69, more particularly known as 1207 Glencrest Drive, Lake Mary (Jo-Ann Perfido, Applicant). District5 - Herr (Joy Giles, Project Manager) [2023-1012](#)
- Resolution #2023-R-107**

Environmental Services

14. Approve and Authorize the Chairman to execute an Interlocal Agreement between Seminole County and the City of Longwood to Utilize Property owned by the County as a Debris Management Site (DMS) in the Event of a Hurricane, Tornado, or other natural disaster affecting Seminole County. Countywide (Oliver Bond, Solid Waste Division Manager) [2023-1033](#)

Leisure Services

15. Approve and authorize the Chairman to execute a Resident Caretaker Lease Agreement with Zach Fahnestock for the Seminole County Natural Lands Program. District1 - Dallari (Allegra Buyer, Natural Lands Program Manager) [2023-1070](#)

Public Works

16. Approve and authorize the Chairman to execute the Seminole County/MetroPlan Orlando (Urban Area Metropolitan Planning Organization) FY 2023-2024 Funding Agreement in the amount of [2023-931](#)

\$186,735.00. Countywide (Jean Jreij, Public Works Director)

17. Approve and authorize the Chairman to execute the Resolution and the Locally Funded Agreement with the State of Florida Department of Transportation and Seminole County for the upgrade to the painted mast arm structure at the intersection of State Road 436 and State Road 434. Seminole County's contribution amount for improvements will be \$302,603.00 (Three hundred two thousand six hundred three dollars and no/100 dollars). District3-Constantine (Jean Jreij, P.E., Public Works Director) [2023-974](#)

Resolution #2023-R-108

- 17A. Approve and authorize Chairman to execute an Amendment to the Agreement between Seminole County and Rinehart Road Owner, LLC for Drainage Relocation and Related Matters. District5 - Herr (Jean Jreij, P.E./Public Works Director/County Engineer). [2023-1140](#)

Resource Management

18. Award IFB-604596-23/LNF - Term Contract for Solid Waste and Recycling Services to Waste Pro of Florida, Inc., Longwood for the estimated annual amount of \$74,772.07 and authorize the Purchasing and Contracts Division to execute the agreement. Countywide (Diane Reed - Purchasing and Contracts Manager) Requesting Department/Division - Public Works/Facilities Management. [2023-968](#)
19. Ratify the execution of Emergency Work Order #26 under CC-3563-21/RTB in the amount of \$111,564.10 to Southland Construction for the Heathrow Boulevard Water Main Repair. District5 - Commissioner Herr. (Diane Reed, Purchasing and Contracts Division Manager) Requesting Department/Division - Environmental Services/Water and Sewer [2023-1046](#)
20. Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR 24-002) in the 2014 Infrastructure Sales Tax Fund to appropriate budget in the amount of \$6,946,582 from reserves to establish funding for various new trail projects. Countywide (Timothy Jecks, Budget Director) Requesting Dept - Parks & Recreation [2023-1049](#)

Resolution #2023-R-109

BAR #24-002

21. Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #24-001 in the amount of \$194,535 through the Community Services Grant Fund to recognize the Federal grant award for the Virginia Graeme Baker Pool and Spa Safety grant from the U.S. Consumer Product Safety Commission. Countywide (Timothy Jecks, Budget Director) Requesting Department - Community Services [2023-1063](#)

Resolution #2023-R-110

BAR #24-001

22. Approve the ranking and authorize staff to negotiate rates in accordance with Section 287.055, Florida Statutes, the Consultants Competitive Negotiation Act, and authorize the Purchasing and Contracts Division to execute three (3) Master Services Agreements (MSA's) for PS-5188-23/HSM - Master Services Agreement for General Environmental Services. Countywide (Diane Reed, Purchasing and Contracts Division Manager) Requesting Department/Division- Public Works/Watershed Management Division [2023-1071](#)
23. Approve and authorize the Chairman to execute a grant agreement from the State of Florida, Division of Emergency Management in acceptance of \$119,956 for the Emergency Management Performance Grant (EMPG) award; and authorize the County Manager and his designee(s) to approve grant documents and further contract amendments for this grant. Countywide (Timothy Jecks, Budget Director) Requesting Department - Emergency Management [2023-1078](#)

Constitutional Officers – Consent Agenda

Approved with the County Manager's Consent Agenda.

24. Expenditure Approval Lists dated September 13 and 20, 2023; Payroll Approval Lists dated August 3 and September 14, 2023; and the BCC Official Minutes dated August 8, 2023 (Jenny Spencer, CPA, CGFO, and CFE, Director, Comptroller's Office) [2023-1073](#)

REGULAR AGENDA

25. Consider Animal Cruelty Registry / Database to be placed on the Division of Animal Services website to protect animals in Seminole County. Countywide (Alan Harris, Emergency Management Director) [2023-996](#)

Mr. Harris addressed the Board and presented the Animal Cruelty Registry/Database for consideration (presentation included in the agenda memorandum). Mr. Harris stated staff needs direction from the Board whether they want to move forward with the development of the webpage and activation of the database. Staff also needs direction on how far back to go. In counties across the state that have this type of database, they have seen, three, seven, and ten years. The Animal Control Board wanted to go back forever. There were Board questions and discussion.

Motion by Vice Chairman Herr, seconded by Commissioner Zembower, to approve an Animal Cruelty Registry/Database be placed on the Division of Animal Services website to protect animals in Seminole County, going back unlimited and if there should be a need to future adjust it, then it can come back to the Board to adjust it.

Under discussion, Chairman Lockhart requested clarification if going back for forever is looking in the rearview mirror back to the beginning of Seminole County for anyone who was convicted of an animal offense. Mr. Harris responded yes. Chairman Lockhart inquired if it is to retain that going forward to infinity and beyond. Mr. Harris responded that is the direction he is requesting from the Board whether they go back,

three, seven, ten years, or in perpetuity.

Chairman Lockhart confirmed with Vice Chairman Herr the motion is for staff to work with the Clerk of the Court to go back to 1913.

The Chairman inquired if the Clerk has items digitized going back to the creation of the county that they will be able to find these records. Clerk of Court Grant Maloy explained there are no digitized court records prior to the early 2000s. His office can look at what they have and work with county staff. They do send two reports a year already. He thinks what staff currently has is what his office has so far.

Chairman Lockhart inquired if someone would be manually looking through the records prior to 2000. Clerk Maloy responded his office would not be doing that. The Chairman stated she wants to make sure they are very clear on what the Board is asking versus what the Clerk's Office can deliver. She does not want there to be a motion that the Clerk cannot fulfill and then there is an issue.

Commissioner Zembower suggested a friendly amendment to the motion to go back as far as reasonably available through the Clerk's Office records.

Vice Chairman Herr revised the motion to go back to what is reasonably available, presumably in the range of the Year 2000, and for that information to be reported back to the Board and to be illustrated on wherever this registry lies. If there is the opportunity for citizens to do research and report in, as long as it's validated, that that also be added to the registry.

Commissioner Zembower, as the seconder, agreed to the revised motion except for the weighing in from the general public. Discussion ensued.

Vice Chairman Herr clarified her motion would be that the Clerk's Office go back to on or about the Year 2000 and report back. Should there be validated research of records prior to then done by a citizen, they would have the opportunity to add it. Vice Chairman Herr stated Commissioner Zembower referenced they would not add them to the registry until an appeal was satisfied, and that is not the motion. The court system allows everybody the opportunity to appeal, but once convicted, you stand convicted until the appeal overturns the conviction. At which point, the county would pick that up as well and they would come off of the registry because they are searching monthly for the outcomes of these court cases. That is her motion. Commissioner Zembower stated, as the seconder, he would not support that motion without waiting until the appeal process has been completed. Further discussion ensued.

Chairman Lockhart advised she inquired of County Attorney Kate Latorre how the sex offender registries are handled, if people are added to it after all appeals are exhausted or at the initial conviction, and Ms. Latorre is going to research that.

With regard to public participation, the following spoke in support: Katrina Shadix, Linda Regan, and Nancy Harmon.

A Written Comment Form was submitted by Joe Humphreys

Ms. Latorre advised with regard to the sex offender registry, the names are required to be put on that registry upon conviction or adjudication of guilt. At such time that that is reversed or vacated by the court, the person can request that that information be expunged from the registry and the department that maintains the registry is required to take that information down. With regard to liability, it would be standard slander, libel liability standard if they were to keep information on there knowing that the conviction had been reversed or vacated. Otherwise, as long as the information is accurate, she thinks the County's liability is pretty limited.

Vice Chairman Herr read into the record a letter from Debbie Darino (received and filed).

No one else spoke and public input was closed.

Public Comment and Written Comment Forms were received and filed.

Commissioner Constantine confirmed with Vice Chairman Herr the motion has that they are added after the conviction.

Motion by Vice Chairman Herr, seconded by Commissioner Constantine, to approve Animal Cruelty Registry/Database be placed on the Division of Animal Services website to protect animals in Seminole County.

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

Chairman Lochart recessed the meeting at 10:59 a.m., reconvening at 11:09 a.m.

26. Wekiva Island Fall Fest 2023 Special Event Permit - Consider a Special [2023-1021](#) Event Permit for the Wekiva Island Fall Fest for three days on Saturday, October 28, 2023, Monday October 30, 2023, and Saturday, November 11, 2023 located at 1000 -1014 Miami Springs Drive, Longwood; (Mary Sue Weinaug, Applicant) District3 - Constantine (Mary Robinson, Project Manager)

Ms. Robinson addressed the Board and presented the request as outlined in the agenda memorandum. There were Board discussion and questions.

Mike Towers, on behalf of the Applicant, addressed the Board and stated they were in agreement with the email received from the HOA.

With regard to public participation, Jeff Stamer, Sweetwater Springs HOA President, spoke in support.

No one else spoke and public input was closed.

Public Comment Form was received and filed.

Motion by Commissioner Constantine, seconded by Commissioner Zembower, to approve a Special Event Permit for the Wekiva Island Fall Fest for three days on Saturday, October 28, 2023; Monday, October 30, 2023; and Saturday, November 11, 2023, located at 1000 -1014 Miami Springs Drive, Longwood; and that moving forward the language concerning the decibel level and the noise will be incorporated into every other future special event permit; Mary Sue Weinaug, Applicant.

Under discussion, Vice Chairman Herr requested clarification if they are taking No. 4 out of the special event permit in Agenda Item 27 and incorporating it into this special event permit and all future special event permits. Commissioner Constantine confirmed that was correct. Vice Chairman Herr commented No. 4 in Agenda Item 27 is date specific so she thinks the motion needs to be clear that the dates would be adjusted. Commissioner Constantine responded that would be well-accepted that even though Agenda Item 27 is date specific, they will make them all date specific to future special events. The seconder agreed. Discussion ensued regarding possibly adding the sound level provision into the D.O. in the future.

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

27. Wekiva Island Winter Wonderland Special Event Permit - Consider a [2023-1025](#) Special Event Permit for Wekiva Island Winter Wonderland on December 1, 2023 through December 31, 2023 located at 1000 - 1014 Miami Springs Drive. (Mary Sue Weinaug, Authorized Agent). District3 - Constantine (Mary Robinson, Project Manager)

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

With regard to public participation, Jill Uliano spoke regarding ongoing parking issues and submitted photographs (received and filed).

No one else spoke and public input was closed.

Public Comment Form was received and filed.

Mary Sue Weinaug, Applicant, rebutted public comment regarding parking.

Motion by Commissioner Constantine, seconded by Commissioner Zembower, to approve a Special Event Permit for Wekiva Island Winter Wonderland on December 1, 2023 through December 31, 2023, located at 1000 - 1014 Miami Springs Drive; Mary Sue Weinaug, Applicant.

Chairman Lockhart clarified with Ms. Robinson the event is for all of December except for December 8, 9, 15, 22, 23, 24, 25, 29, and 30th.

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

28. Evaluation and Appraisal Report (EAR) Based Comprehensive Plan [2023-1082](#)

Amendments Work Session 3 - Staff and the Consultant will provide an update on the progress of the EAR based amendments to the Seminole County Comprehensive Plan and seek input from the Board of County Commissioners on Policy Issues. (Tyler Reed, Project Manager and Project Consultant, Eliza Harris Juliano, Kimley-Horn and Associates, Inc.)

Mr. Reed addressed the Board to introduce the Evaluation and Appraisal Report (EAR) Based Comprehensive Plan Amendments Work Session 3. Ms. Juliano reviewed the proposed changes based upon feedback and direction from prior work sessions on Urban Centers and Corridors Overlay, Clustering Options, and Enhanced Septic (presentation included in the agenda memorandum). The presentation was followed by Board questions and discussion.

There was consensus to clear up the inconsistency and confusion by clarifying the language in the Comprehensive Plan to say clustering of half acre lots are allowed in the rural area except for in A-10 and R-5. The County Manager will be bringing back Planned Development for discussion. With regard to whether enhanced septic requirements should be implemented countywide versus just in the area they were mandated by the State as well as whether they should be required in all cluster developments, Vice Chairman Herr, Commissioner Zembower, and Chairman Lockhart all agreed they should follow the State rules. Commissioner Constantine preferred enhanced septic in the entire county.

With regard to public participation, Nancy Harmon spoke and stated the Seminole County 2006 Rural Character Plan could provide more information regarding the rural area. Commissioner Zembower advised Mr. Gray and Ms. Latorre they could get copies of that study from his office.

No one else spoke and public input was closed.

Public Comment Form received and filed.

Recess BCC Meeting Until 1:30 P.M.

Chairman Lockhart recessed the meeting at 12:42 p.m.

Reconvene Meeting at 1:30 P.M.

Chairman Lockhart reconvened the meeting at 1:30 p.m., with all Commissioners, including Commissioner Dallari, and all other Officials, with the exception of Clerk Maloy and Deputy Clerk Chariti Guevara who was replaced by Deputy Clerk Kyla Farrell, who were present at the opening session.

Public Hearing Agenda

Chairman Lockhart advised Agenda Item 30, Rice Lake Management MSBU, will be postponed and readvertised for a future meeting.

ACCEPT PROOFS OF PUBLICATION

Motion by Commissioner Zembower, seconded by Commissioner Dallari, to authorize the filing of the proof of publication for this meeting's scheduled public hearing into the Official

Record.

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

PUBLIC HEARINGS - QUASI-JUDICIAL

All five Commissioners submitted ex parte communications (received and filed).

29. The Bradbury - Rezone - Consider a Rezone from A-1 (Agriculture) and R-1A (Single Family Dwelling) to R-1A (Single-Family Dwelling) for a single-family residential subdivision on approximately 6.33 acres, located west of Rooster Ct, approximately 250 feet north of N Ronald Reagan Blvd (Z2023-05) (Steve Fehr, Applicant). District2 - Zembower (Doug Robinson, Project Manager). [2023-1045](#)

Ordinance #2023-24

Mr. Robinson addressed the Board and presented the item as outlined in the agenda memorandum. He advised staff recommends approval.

Zachary Miller, on behalf of the Applicant, addressed the Board to discuss the project. He noted traffic as the biggest concern of the public.

With regard to public participation, the following spoke in opposition: Errol Baker, Dan May, Nelson Fernandez, Lori Downing, Dee Brophy, Leslie Dowlen, Layland Edwards, Steve Huston, Coty Huston, Michelle Everly, Carol Sierra, Melissa Huston (petition received and filed), and Katrina Shadix. Phil Savage submitted a Public Comment Form in opposition, but did not speak when his name was called. No one else spoke, and public input was closed.

Public Comment Forms were received and filed.

Ingrid Barrueta submitted a Written Comment Form in opposition (received and filed).

Kim Fisher, on behalf of the Applicant, addressed the Board to discuss some of the issues brought forward during public participation including traffic, sidewalks, wildlife, flooding, and the entrance to the proposed development. There were few Board questions for Ms. Fisher.

There was a question-and-answer session between the Board and staff. Chairman Lockhart requested information on the 2004 Subdivision Retrofit Plan, and Mr. Gray noted he will look into that.

Motion by Commissioner Zembower, seconded by Vice Chairman Herr, to adopt Ordinance #2023-24 enacting a Rezone from A-1 (Agriculture) and R-1A (Single Family Dwelling) to R-1A (Single Family Dwelling) for 6.33 acres, located west of Rooster Ct, approximately 250 feet north of N Ronald Reagan Blvd; Steve Fehr, Applicant; as described in the proof of publication.

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

PUBLIC HEARINGS - LEGISLATIVE

30. Adopt Ordinance to create the Rice Lake Lake Management Municipal Services Benefit Unit [MSBU]; Adopt the associated preliminary capital assessment roll and the initial variable rate assessment roll required for funding the requested public services. District 5 - Herr (Michael A. Eason Jr., MSBU Program Manager)

[2023-1061](#)

This item was postponed to a later meeting.

Chairman Lockhart recessed the meeting at 2:33 p.m., reconvening at 2:46 p.m.

COUNTY ATTORNEY'S REPORT

No report.

COUNTY MANAGER'S REPORT

31. Florida Forever Update (Rick Durr, Leisure Services Director)

[2023-1087](#)

Mr. Durr addressed the Board and presented the Florida Forever Update. He advised he would like for staff to return at the November 14 meeting to present the option agreement. Mr. Gray stated he wanted staff to provide some framework as they get into the end of the year; and by December, the Board will have all of the information to make a final decision.

Commissioner Zembower announced he will be supporting staff's recommendations and next steps. Vice Chairman Herr agreed she is also in support. Commissioner Dallari advised he wants to make sure both parties are comfortable with the next steps. At Vice Chairman Herr's request, Mr. Durr discussed the appraisal and noted by the time of the November meeting, they will have the appraisal.

Motion by Commissioner Constantine, seconded by Commissioner Dallari, to move forward with staff's recommendations and next steps.

Under discussion, Chairman Lockhart expressed her concerns regarding what is being asked of the taxpayers. She advised she is not able to support the motion. Discussion ensued regarding what the motion is actually approving. Commissioner Constantine clarified his motion was not providing staff the authority to establish an escrow account; it was to start with the next step involved. More discussion ensued.

Commissioner Zembower pointed out page 5, Recommendation(s) and Next Steps, is the outline of the deal. Page 6, Recommendation(s) and Next Steps, is where the devil in the details come in for Board for approval. He advised the motion he would suggest would be to go with recommendations and next steps on pages 5 and 6 with the understanding that they're going to know at the dates outlined on page 6 what the deal points are and the money associated with it. At that point, they can make a decision whether or not they're moving forward.

Vice Chairman Herr stated she would ask the original motioner to consider amending the motion to approve moving forward with the recommendations and next steps

outlined on page 6 of the presentation; including an amendment that the words "BCC approval and formal execution" are stricken from the November 14 meeting and moved to December 12 when they will be presented for BCC approval and formal execution; and that the date be added to that document for the appraisal to be noted.

Commissioner Constantine, as the motioner, accepted the amendment as stated by Vice Chairman Herr.

Commissioner Zembower asked if the Board agrees on the terms on A through D on page 5, Recommendation(s) and Next Steps. Chairman Lockhart advised she does not. Discussion ensued.

Commissioner Constantine asked if the motion gives the County Manager enough support to move forward, and Mr. Gray answered yes. Commissioner Constantine restated his motion as follows:

Commissioner Constantine moved to approve page 6 Recommendation(s) and Next Steps; with the exception of BCC approval and formal execution at the November 14 BCC meeting; move the BCC approval and formal execution to December 12; and get the appraisal back as soon as they can.

Commissioner Dallari, as the seconder, agreed.

With regard to public participation, Nancy Harmon waived her time to speak. No one spoke, and public input was closed.

Public Comment Form was received and filed.

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

District 2 voted NAY.

Motion passed 4 - 1.

32. Presentation - Seminole County Arts Program (Rick Durr, Leisure Services Director)

[2023-1086](#)

Mr. Durr presented the Seminole County Arts Program.

Motion by Commissioner Dallari, seconded by Commissioner Zembower, to approve staff's recommendations and next steps as presented on page 7.

Under discussion, Vice Chairman Herr asked how the original amount of \$146,126 was decided. Mr. Durr explained it is a formula that is determined based upon a certain amount that is multiplied towards the current population. Discussion ensued. Vice Chairman Herr announced she will not support the motion because the remainder of the budgeted allocation is only \$46,126. Her recommendation would be to take that \$46,126 and split it between the two entities that already do arts in the community (Wayne Densch and Seminole Cultural Arts Council). Chairman Lockhart advised she agrees with Vice Chairman Herr's comments. She added she does not want to burden

staff with an additional process. Mr. Durr noted he would be fine with splitting the remainder between the two entities. Mr. Gray noted that was a possible option that he spoke with Mr. Durr about because they have been spending a lot of staff time on it. However, if the Board chooses, they do have options for the remaining \$46,126. Discussion ensued.

Commissioner Dallari stated he will change his motion to approve a fifty-fifty split of the remaining \$46,126 to Wayne Densch and Seminole Cultural Arts Council for those organizations to decide how it is to be spent. Commissioner Zembower, as seconder, agreed.

Both Commissioners asked staff to bring clear recommendations to the Board. Mr. Gray advised what the Board has in front of them is staff's recommendation. A different recommendation was brought up by a Commissioner, and staff is okay with that recommendation as well.

Commissioner Dallari called the question. Chairman Lockhart asked if they can just change a motion. Ms. Latorre advised it is a really informal way to get it done.

Commissioner Dallari withdrew his motion.

Motion by Commissioner Dallari, seconded by Vice Chairman Herr, to approve a fifty-fifty split of the remaining \$46,126 to Wayne Densch and Seminole Cultural Arts Council for those organizations to decide how it is to be spent.

Under discussion Chairman Lockhart advised Commissioner Constantine mentioned he may want to have a portion of those funds earmarked for grants to individual artists and programs. She asked if that was something the motioner would entertain. Commissioner Dallari answered SCAC will understand that they have to give it to grants, to the public; and they will figure out how to do that. Mr. Durr pointed out that the contract for both of those organizations will come before the Board for approval as part of the process.

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

District 2 voted NAY.

Motion passed 4 - 1.

DISTRICT COMMISSIONER REPORTS (1, 2, 3, 5 and 4)

District 1:

Motion by Commissioner Dallari, seconded by Commissioner Zembower, to reappoint Dorothy O'Brien to the SunRail Customer Advisory Committee representing Seminole County for 2024.

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

Commissioner Dallari discussed SunRail's meeting to start the transition planning process.

Motion by Commissioner Constantine, seconded by Commissioner Zembower, to give Commissioner Dallari the direction from the Board that they approve of the committee moving forward with the planning process.

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

The Commissioner discussed staff's hard work on the Yarborough property and the SCSO Faith in Blue community event. He did a tour of Animal Services and advised they need to start talking about expansion as they move forward with the budget process. He announced staff's Veteran Appreciation Luncheon video was nominated for an Emmy and asked Mr. Gray to recognize involved staff.

District 2:

Commissioner Zembower recognized Breast Cancer Awareness Month. He noted the ribbon-cutting ceremony at Lake Dot and reported an ATV accident that left one deceased on a public roadway. He asked citizens to not operate ATVs on public roadways.

District 3:

Commissioner Constantine discussed the statewide Opioid Abatement Council gathering, Florida Wildlife Corridor conference, Pathways to Care Soup Bowl Supper, and Central Florida Hotel and Lodging leadership monitoring panel. He advised the Orange County Charter requested he speak to them about the rural boundary. He talked about the NAOCCO Transportation Committee, St. Stephens Lutheran Church's 50th anniversary, and Embassy Suite's grand reopening in Altamonte Springs. The Commissioner noted Hattaway Drive will be reopening until the 17th but closed again until the 22nd.

District 5:

Vice Chairman Herr advised she has asked the County Manager and staff to prioritize the entranceway to The Preserve at Astor Farms due to significant flooding. She thanked the community and the Audubon Societies that showed up to support the County at the Florida Forever event regarding the Yarborough property. There have been requests from citizens in her district with regard to derelict vessels, and she did not realize they needed a partnership with FWC for derelict vessels. They need to facilitate that, so she's asked the County Manager to look into it. The Vice Chairman advised she would like to support a request made by Commissioner Zembower to add information to the vacancy report that they had received this week. She supports all of the additional information, and she believes it has been requested in the past. She asked that it be filterable and in an Excel spreadsheet. Vice Chairman Herr reminded the Board about the upcoming Rescue Outreach Mission luncheon.

Motion by Vice Chairman Herr, seconded by Commissioner Zembower, to appoint Carmine Bravo to the Board of Adjustment to serve the remainder of the current term replacing Steve Coover through December 31, 2023; and recommend reappointment from January 1, 2024, through December 31, 2027.

Under discussion, Chairman Lockhart noted that may be a rotating appointment that may go to a different Commission Office next, which is why they need to be able to access the information. She understands that in the past there was a concern that the assistants may move things around, but they need to know. Vice Chairman Herr advised they did the

research on this particular one, but the information was not easily accessible. Mr. Gray advised that is a project that Assistant County Manager Meloney Koontz is working on.

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

CHAIRMAN'S REPORT

Motion by Chairman Lockhart, seconded by Commissioner Zembower, to appoint Esther McKean fulfilling the vacancy left by Thom Greene to the Law Library Board of Trustees, term ending December 31, 2025.

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

As a point of interest, the other members of the Law Library Board are Mark Reyes and Daniel Kavanaugh.

She thanked County Stormwater crews who worked on the water drainage project in Dommerich Hills. The Chairman will be serving as a member of a panel at the Outside Sustainable Landscape Collaborative. At the request of the Chairman, Ms. Koontz updated the Board on the outcome of the Charter Review Commission's organizational meeting. The Chairman announced flags are being flown at half mast due to victims of the terrorist attacks in Israel.

COMMUNICATIONS AND/OR REPORTS

1. 9/22/2023 letter sent from the Chairman to Supervisor Anderson, regarding serving on the Seminole County Canvassing Board.
2. 9/22/2023 letter sent to Seminole County Board of County Commissioners from Ms. Michelle Everly, 911 Cherokee Circle, Sanford, regarding the Bradbury Rezone (File 203-933).
3. 9/26/2023 letter from David B. Cilbrith, M.D., 401 East Howry Avenue, DeLand, addressed to City of Sanford, Mayor Art Woodruff relating to 150' of road leading to an unpaved dirt road to the Church Bread of Life.

PUBLIC COMMENT (Items not Related to the Agenda)

With regard to public participation, Katrina Shadix spoke regarding the possible Yarborough property purchase, poaching rings, and bears. No one else spoke and public input was closed.

Public Comment Form was received and filed.

ADJOURN BCC MEETING

There being no further business to come before the Board, the Chairman declared the meeting adjourned at 4:10p.m., this same date.

APPROVED by the BCC:

Chairman

Date

ATTEST:

Clerk of Court and Comptroller
AS Clerk to the BCC