

SEMINOLE COUNTY, FLORIDA

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



Meeting Minutes

Tuesday, January 24, 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

Additional Attendees: Meloney Koontz, Assistant County Manager; Paul Chipok, Acting County Attorney; Clerk of Court & Comptroller Grant Maloy; and Deputy Clerk Chariti Guevara.

Invocation

Pastor Charles Higgins, Jr. from Westview Baptist Church, Sanford, gave the invocation.

Pledge of Allegiance

Vice Chairman Herr led the Pledge of Allegiance.

AWARDS, PRESENTATIONS AND PROCLAMATIONS

2. Resolution - Honoring Retired U.S. Air Force Colonel Joseph W. Kittinger II (Ms. Sherry Kittinger) [2022-7490](#)

Motion by Commissioner Constantine, seconded by Commissioner Zembower, to adopt appropriate Resolution #2023-R-8 honoring Retired U.S. Air Force Colonel Joseph W. Kittinger II. The motion carried by a unanimous vote.

Resolution #2023-R-8

3. Proclamation - Proclaiming the Month of February 2023, as Black History Month in Seminole County Florida (The Barbershop Conversation Crew) [2023-04](#)

Motion by Chairman Lockhart, seconded by Commissioner Zembower, to adopt the Proclamation proclaiming the month of February 2023 as Black History Month in Seminole County. The motion carried by a unanimous vote.

4. Proclamation - Proclaiming the Week of February 15, 2023 as Food Check Out Week in Seminole County (Erin Vermillion, Seminole County Farm Bureau President) [2023-05](#)

Motion by Commissioner Dallari, seconded by Commissioner Zembower, to adopt the Proclamation proclaiming the week of February 15, 2023 as Food Check-Out Week in Seminole County. The motion carried by a unanimous vote.

5. Proclamation - Proclaiming the month of January 2023 as Human Trafficking Awareness and Prevention Month in Seminole County. (Jan Edwards, Founder and President of Paving the Way Foundation) [2023-07](#)
- Motion by Commissioner Zembower, seconded by Vice Chairman Herr, to adopt the Proclamation proclaiming the month of January 2023 as Human Trafficking Awareness and Prevention month in Seminole County. The motion carried by a unanimous vote.
1. Proclamation - Proclaiming Master Sergeant Gerry Marino, United States Marine Corp as Seminole County's January Veteran of the Month. (Master Sergeant Gerry Marino, United States Marine Corp) [2022-7564](#)
- Motion by Vice Chairman Herr, seconded by Commissioner Constantine, to adopt the Proclamation proclaiming Master Sergeant Gerry Marino, United States Marine Corp, as Seminole County's January Veteran of the Month. The motion carried by a unanimous vote.
- 5.A County Investment Advisor Report (Scott McIntyre, CFA - Senior Portfolio Manager, Managing Director Hilltop Securities Asset Management) [2023-83](#)
- Motion by Commissioner Dallari, seconded by Commissioner Constantine, to approve the implementation of the purchase recommendations of the Board's Financial Advisor based upon the report submitted today and recommend the Clerk implement said Board recommendations. The motion carried by a unanimous vote.

CONSENT AGENDA – PUBLIC PARTICIPATION

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

County Manager's Consent Agenda (Items No. 6 - 16)

Ms. Koontz advised staff is pulling Item 11, Mitigation Credit Agreement for the 5 Points - Central Blvd. Project.

Motion by Vice Chairman Herr, seconded by Commissioner Zembower, to approve Consent Agenda Items 6-10, 12-16; and Constitutional Officer's Item 17. The motion carried by a unanimous vote.

Community Services

6. Approve and authorize the Chairman to execute the First Amendment to the Rescue Outreach Mission of Central Florida for American Rescue Plan Act Funding in the amount of \$2,850,000 for eligible expenditures under the ARPA, Treasury regulations, and guidance, as further specified in the Agreement. District5-Lockhart (Allison Thall, Community Services Director) [2022-7563](#)

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7. Approve and authorize the Chairman to execute the Homeless Services Network Agreement for HUD's Continuum of Care Program in the amount of \$35,457 for Rapid Rehousing services in Seminole County. Countywide (Carrie Longworth, Community Assistance Division Manager) [2023-03](#)
8. Approve and accept the Neighborhood Stabilization Program Snapshot/Report, pursuant to Seminole County Resolution No. 2013R61, and the HOME Program Activity Report, pursuant to Seminole County Resolution No 2015R51 for the months of November and December 2022. Approve the Seminole County General Housing Trust Fund quarterly report, pursuant to Ordinance No 2021-14 for the 1st quarter. Countywide (Stacey Smithwick, Community Development Division Manager) [2022-7534](#)

Leisure Services

9. Approve and authorize Chairman to execute a Seminole County Natural Land Resident Caretaker Lease Agreement with Nicholas J. McClelland for the Econ River Wilderness Area. District 1 Dallari - (Jim Duby, Program Manager) [2022-7553](#)
10. Approve and authorize the Chairman to execute the attached agreement with the City of Sanford to support the construction of a Public Restroom at the Sanford Marina and; approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #23-022 in the Boating Improvement Fund to transfer \$27,044 from reserves. District5 - Herr (Jaquelin Massaline, Financial Business Administrator) [2022-7561](#)

Resolution #2023-R-9

Public Works

11. Approve and authorize the Chairman to execute a Mitigation Credit Agreement for the 5 Points - Central Blvd Project, to purchase forty-four / hundredths (0.44) Uniform Mitigation Assessment Method Wetland Credits for the purchase price of one hundred ninety-eight thousand dollars and no cents (\$198,000.00). District4 - Lockhart (Jean Jreij, Public Works Director) [2022-7562](#)

Pulled from the agenda.

Resource Management

12. Request Board approval to submit an application to the Florida Department of Environmental Protection Land and Water Conservation Fund Grant requesting up to \$1,000,000 for the Spring Hammock Park Preserve CIP project; and authorize the County Manager to execute any documents associated with the grant application. Countywide (Timothy Jecks, Deputy CFO/Budget Division Manager) [2022-7541](#)

13. Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #23-019 in the amount of \$864,741 through the Economic Development Fund to carryforward the Job Growth Incentive (JGI) and Qualified Target Industry (QTI) unexpended project funds from the FY 2021/22 Budget to the FY 2022/23 Budget. Countywide (Timothy Jecks, Deputy CFO/Budget Division Manager) Requesting Department/Division - Administration / Economic Development [2022-7498](#)
- Resolution #2023-R-10**
14. Waive the procurement process and authorize Sole Source SS-604502-23/TLR - High Water/Wildfire Rescue Vehicles from Acela Truck Company, Bozeman, MT and authorize the Purchasing and Contracts Division to issue the Purchase Order in the amount of \$502,702.66 for two (2) vehicles; and approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #23-021 in the American Rescue Plan fund and authorize the purchase of capital equipment in the amount of \$503,000. (Diane Reed, Purchasing and Contracts Manager) Requesting Department Fire. [2022-7516](#)
- Resolution #2023-R-11**
15. Approve the ranking list and authorize staff to negotiate rates in accordance with Section 287.055, Florida Statutes, the Consultants Competitive Negotiation Act (CCNA), and authorize the Purchasing and Contracts Division to execute an agreement for PS-4431-22/TAD - Engineering Services for Traffic Signal Retiming in Seminole County. Countywide (Diane Reed, Purchasing and Contracts Division Manager) Requesting Department/Division - Public Works/Traffic Engineering [2022-7517](#)
16. Approve the proposed mediated settlement of all workers' compensation claims by a Firefighter, which includes a disputed 2019 presumptive heart disease claim (Claim #1041488); a 2020 hearing loss claim (Claim #1049076); and a 2021 claim with neck and back injuries from a work-related motor vehicle crash (Claim #1051324) for the total amount of \$249,500, inclusive of attorney's fees and costs. (Bill Telkamp, Risk Manager) [2022-7508](#)

Constitutional Officers – Consent Agenda

17. Expenditure Approval Lists dated December 6, 20, 27, 2022, and January 3, 2023; and Payroll Approval List dated December 22, 2022. (Jenny Spencer, CPA, CGFO, CFE, Director, Comptroller's Office) [2022-7549](#)

REGULAR AGENDA

18. FY 2022/23 Grant and Project Carryforward Budget Amendment [2022-7510](#)
Resolution - Approve and authorize the Chairman to execute a Resolution implementing Budget Amendment Request (BAR) #23-010 in the amount of \$389,142,826.56 to carryforward available balances for existing projects, grants, associated revenues, and restricted FY2022/23 Beginning Fund Balances. Countywide (Timothy Jecks, Deputy CFO/ Budget Division Manager)

Mr. Jecks presented the item.

Commissioner Zembower requested future carryforward reports include a timeline of how many years a particular project has been moving forward.

Motion by Commissioner Zembower, seconded by Commissioner Constantine, to approve and authorize the Chairman to execute appropriate Resolution #2023-R-12 implementing Budget Amendment Request (BAR) #23-010 in the amount of \$389,142,826.56 to carryforward available balances for existing projects, grants, associated revenues, and restricted FY2022/23 Beginning Fund Balances. The motion carried by a unanimous vote.

Resolution #2023-R-12**COUNTY MANAGER AND STAFF BRIEFINGS**

19. Legislative Priorities 2023 (Tricia Johnson, Deputy County Manager) [2023-85](#)

Ms. Johnson presented the item.

Motion by Vice Chairman Herr, seconded by Commissioner Dallari, to approve the Legislative Priority List and move it forward. The motion carried by a unanimous vote.

COUNTY MANAGER'S REPORT

1. Ms. Koontz reported the total estimated costs to date for Hurricane Ian is \$38.7 million. She provided a breakdown of costs. They are estimating they will recover \$28 million. Hurricane Nicole is estimated costing one million at this point.

2. Ms. Koontz advised they have received a request from the Medical Examiners Commission seeking a recommendation to reappoint Dr. Barbara Wolf as the District 24 Medical Examiner. The gubernatorial appointment for Dr. Wolf will expire July 1, 2023, so they will need to submit the form by February 24, 2023. Commissioner Zembower provided a brief update on the Medical Examiners Office and stated he would be in support of reappointment.

Motion by Commissioner Zembower, seconded by Commissioner Dallari, to support the reappointment of Dr. Barbara Wolf. The motion carried by a unanimous vote.

COUNTY ATTORNEY'S REPORT

No report.

DISTRICT COMMISSIONER REPORTS 3, 5, 1, 2 and 4**District 3:**

Commissioner Constantine reported on the National Association of Counties meeting. He advised of dates and times of various upcoming events and meetings.

District 5:

Vice Chairman Herr congratulated Chairman Lockhart on hosting the Diamond Awards.

District 1:

1. Commissioner Dallari advised he had appointments/reappointments.

Motion by Commissioner Dallari, seconded by Commissioner Constantine to appoint Christine Trevett to the Library Advisory Board to fill a vacancy rotating starting in January 2023; reappoint Desta Horner to the Historical Commission for a two-year term ending December 31, 2024; appoint Chris Stevens to the Parks and Preservation Committee for a two-year term ending December 31, 2024; and send appropriate Resolution #2023-R-13 of appreciation to Bryce Gibson for his service on the Parks and Preservation Committee. The motion carried by a unanimous vote.

Resolution #2023-R-13

2. The Commissioner advised Morning Dew Loop residents currently zoned A-1 have contacted him regarding the zoned commercial future land use within their community and are requesting the land use be changed to low density residential with R-1 zoning. He provided a handout to the Board (received and filed). He has spoken to Rebecca Hammock, Development Services Director, and she has done a preliminary review. He is asking the Board be briefed by staff and then direct the County Manager to add a future agenda item for the Planning Division to proceed with an administrative future land use change and rezoning of the subject property. After Board discussion, there was consensus for the request to be brought forward as a future agenda item.

3. The Commissioner advised he has had residents approach him about having an animal abuse registration on the County's webpage. He would like to bring that back as a future agenda item, and he will fill out the appropriate paperwork. There was Board discussion. Direction to staff to explore whether an animal abuse registration is feasible and what it would entail and then report back to the Board for them to make a determination if they want to go through the process to create it.

4. Commissioner Dallari reminded they approved the purchase of two highwater vehicles in the consent agenda today. He wants to make sure they are protecting them from the elements. He thinks that needs to be addressed in the budget.

District 2:

Commissioner Zembower reported on flood recovery.

District 4:

No report.

CHAIRMAN'S REPORT

1. Chairman Lockhart advised there is a request from The Sharing Center for the Board to write a letter in support for a grant they are applying for. There is no match required by the County.

Motion by Commissioner Zembower, seconded by Commissioner Constantine, to approve the request. The motion carried by a unanimous vote.

2. The Chairman advised the legislature has approved and the governor has signed a law that allows local governments to do their public advertising and public noticing online so they don't have to pay to have it in print. The county boards are the designated entities in each county to be the deliverer for the other municipalities and school boards. The Board needs to make a decision if this will be something they utilize which will give the cities and the school board the opportunity to advertise as well. After Board discussion, there was consensus to give the County Manager's Office direction to pursue all of the information and bring it back to the Board within 60 days.

COMMUNICATIONS AND/OR REPORTS

There were no communications or reports submitted from the Chairman's office.

FUTURE AGENDA ITEMS - Permit Fees for Pavilion at Katie's Landing (Commissioner Constantine)

Commissioner Constantine advised Friends of the Wekiva wish to build a pavilion at their cost at Katie's Landing, and they are asking the County to waive the permitting fees. Grey Wilson and Anita "Weegie" Henry, Friends of the Wekiva, were called to speak and present their request.

Motion by Commissioner Zembower, seconded by Commissioner Constantine, to waive the permitting fees for the pavilion.

Under discussion, Commissioner Dallari inquired if the fees should be waived or paid by the County. Upon inquiry from Mr. Chipok, Ms. Hammock explained they would also require a small site plan since it is nonresidential construction, so it would be a waiver of the site plan fee of \$500 and the building permit fees. The site plan fee would be general fund and the building permits are enterprise fund. Mr. Chipok stated he sees no issue with waiving the fees from the general fund. For the building enterprise fund, he thinks it is more prudent the County pay from the general fund into the enterprise fund for that.

Commissioner Zembower amended the motion that the County will pay and waive fees associated with this project at Katie's Landing, and the seconder agreed to the amendment. Vice Chairman Herr made a friendly amendment for the amounts. Upon inquiry, Ms. Hammock advised the site plan fee is a set amount, but the building permit fee is based on valuation of the project, which they are estimating \$100,000 valuation. Commissioner Zembower amended the motion not to exceed \$1,500. The motion carried by a unanimous vote.

Public Comment Forms received and filed.

PUBLIC COMMENT (Items not Related to the Agenda)

None.

ADJOURN BCC MEETING

There being no further business to come before the Board, the Chairman declared the meeting adjourned at 10:42 a.m., this same date.

APPROVED by the BCC:

Chairman

Date

ATTEST:

Clerk of Court and Comptroller
AS Clerk to the BCC