



HISTORIC TOWN OF EATONVILLE, FLORIDA

REGULAR COUNCIL MEETING AGENDA

Tuesday, March 18, 2025, at 7:30 PM

Town Hall - 307 E Kennedy Blvd

Please note that the HTML versions of the agenda and agenda packet may not reflect changes or amendments made to the agenda.

I. CALL TO ORDER AND VERIFICATION OF QUORUM

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF THE AGENDA

IV. CITIZEN PARTICIPATION (Three minutes strictly enforced)

V. PUBLIC HEARING

A. Approval of Second Reading of Ordinance 2025-2 Designation of an Official Town Seal for the Town of Eatonville. (Administration)

VI. CONSENT AGENDA

1. Approval of Town Council Meeting Minutes 3-4-25 (Clerk Office)

2. Approval of the First Amendment of the Memorandum of Understanding related to the Orange County Intergovernmental Radio System Encryption Key (Police)

3. Approval of the 1887 Juneteenth Celebrations MOU (Administration)

VII. COUNCIL DECISIONS

4. Approval of Resolution 2025-5 Renaming the TOE Town Hall to Eatonville Legacy Park

VIII. REPORTS

CHIEF ADMINISTRATIVE OFFICER'S REPORT

TOWN ATTORNEY'S REPORT

TOWN COUNCIL REPORT/DISCUSSION ITEMS

MAYOR'S REPORT

IX. ADJOURNMENT

The Town of Eatonville is subject to the Public Records Law. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

****PUBLIC NOTICE****

This is a Public Meeting, and the public is invited to attend. This Agenda is subject to change. Please be advised that one (1) or more Members of any of the Town's Advisory Boards/Committees may attend this Meeting and may participate in discussions. Any person who desires to appeal any decision made at this meeting will need a verbatim record of the proceedings and for this purpose may need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal is to be based – per Section 286.0105 Florida Statutes. Persons with disabilities needing assistance to participate in any of these proceedings should contact the Town of Eatonville at (407) 623-8910 "at least 48 hours prior to the meeting, a written request by a physically handicapped person to attend the meeting, directed to the chairperson or director of such board, commission, agency, or authority" - per Section 286.26



HISTORIC TOWN OF EATONVILLE, FLORIDA

TOWN COUNCIL MEETING

MARCH 18, 2025, AT 07:30 PM

Cover Sheet

****NOTE**** Please do not change the formatting of this document (font style, size, paragraph spacing etc.)

ITEM TITLE: Second Reading of Ordinance 2025-2 Designation of an Official Town Seal for the Town of Eatonville. (Administration)

TOWN COUNCIL ACTION:

PROCLAMATIONS, AWARDS, AND PRESENTATIONS		Department: ADMINISTRATION
PUBLIC HEARING 1ST / 2ND READING	YES	Exhibits: <ul style="list-style-type: none">• Ordinance 2025 -2• Memo (Town Attorney Recommendation)
CONSENT AGENDA		
COUNCIL DECISION		
ADMINISTRATIVE		

REQUEST: Request for Approval of the Second Reading of Ordinance 2025-2 Designation of An Official Town Seal for The Town Of Eatonville.

SUMMARY: The Town of Eatonville has a long history of utilizing its historic Town seal. The Town Council has determined that the Town of Eatonville seal should be formally adopted and afford the protection of State law. The Town Council finds that it is in the best interest of the Town to adopt a seal as the official seal and to ensure that it has the legal protections afforded by formal ordinance.

Approval of the first reading took place on Tuesday, March 4, 2025.

RECOMMENDATION: Request for Approval of the Second Reading of Ordinance 2025-2 Designation of An Official Town Seal for The Town Of Eatonville as presented.

FISCAL & EFFICIENCY DATA: N/A

ORDINANCE NO. 2025 - 2

AN ORDINANCE OF THE TOWN OF EATONVILLE, FLORIDA, CREATING CHAPTER 1, SECTION 1-16, “OFFICIAL SEAL OF THE TOWN OF EATONVILLE” IN THE CODE OF ORDINANCES TO DESIGNATE AN OFFICIAL TOWN SEAL; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 165.043, Florida Statutes, establishes the authority for municipalities to adopt official seals and provides for the municipality to regulate the manufacture, use, display, or other employment of any facsimile or reproduction of the municipal seal; and

WHEREAS, Section 165.043, Florida Statutes, provides that it is a second-degree misdemeanor to manufacture, display, or otherwise use the municipal seal, except with the express consent of the municipal governing body; and

WHEREAS, the Town of Eatonville has a long history of utilizing the historic Town seal and the Town Council has determined that the Town of Eatonville Town seal should be adopted and afforded the protections of State law; and

WHEREAS, the Town Council of the Town of Eatonville finds that it is in the best interest of the Town to adopt a seal as the official seal of the Town, and finds that it is in the Town’s best interest to ensure that its official seal has the legal protections afforded to seals by formal ordinance.

NOW, THEREFORE, be it ordained by the Town Council of the Town of Eatonville, Florida, as follows:

(Words in strike through type are deletions; words in underscore type are additions; asterisks (* * *) indicate an omission from the existing text which is intended to remain unchanged.)

Section 1. The findings set forth in the recitals above are adopted and fully incorporated herein as legislative findings of the Town Council pertaining to this Ordinance.

Section 2. Chapter 1, Section 1-16 “Official Seal of the Town of Eatonville,” is hereby created to reads as follows:

Section 1-16. Official Seal of the Town of Eatonville.

A. The Town seal is hereby adopted as the official Town seal of the Town of Eatonville and shall be inscribed with the words “The Town That Freedom Built,” as more particularly described as follows:



- B. The use of the Town seal on any logo or letterhead is for official Town business only. The manufacture, use, display, or other employment of any facsimile or reproduction of the seal, except by Town officials or employees in the performance of their official duties, without the express approval of the Town Council upon application to it by any person or entity, is a violation of this section. The Town Mayor or designee may immediately revoke a person or entity’s previously authorized use of the Town seal upon finding false or inaccurate information was submitted on its application to the Town requesting authorization to use the seal.

- C. Any unauthorized use of the Town seal by any person or entity shall constitute a violation of this section and shall be punished pursuant to Section 165.043, Florida Statutes, as amended from time to time, and shall be fined in accordance with Section 775.083, Florida Statutes, as amended from time to time.

Section 3. CODIFICATION. The provisions of this Ordinance shall be included and incorporated into the Code of Ordinances of the Town of Eatonville, as additions or amendments thereto.

Section 4. SEVERABILITY. Should any word, phrase, sentence, subsection, or section be held by a court of competent jurisdiction to be illegal, void, unenforceable, or unconstitutional, then that word, phrase, sentence, subsection, or section so held shall be severed from this Ordinance and all other words, phrases, sentences, subsections, or sections shall remain in full force and effect.

Section 5. CONFLICTING ORDINANCES. All ordinances or part thereof, in conflict herewith are, to the extent of such conflict, repealed.

Section 6. EFFECTIVE DATE. This Ordinance and the rules, regulations, provisions, requirements, orders, and matters established and adopted hereby shall take effect and be in full force and effect immediately upon its passage and adoption.

Upon motion duly made and carried, the foregoing Ordinance was approved and passed and transmitted upon the first reading on the ___ day of _____, 2025.

Upon motion duly made and carried, the foregoing Ordinance was approved and passed upon the second reading on the ___ day of _____, 2025.

Attest:

TOWN OF EATONVILLE

Veronica King,
Town Clerk

Angie Gardner, Mayor



Memo

To: Councilwoman Randolph
CC: Demetris Pressley
From: Clifford B. Shepard; Ryan G. Knight
Date: June 9, 2023
Re: Protection of the Town’s Logo

Councilwoman Randolph,

We have been asked to provide an opinion on protecting the Town’s logo and steps the Town can take to prevent use of the Town’s logo without permission. As outlined below, the Town’s logo cannot be trademarked. However, the Town’s logo can be protected through Fla. Stat. § 165.043 and the enactment of an ordinance adopting the Town’s logo as the official seal.

Issue: Whether the Town’s logo can be protected as intellectual property through trademark?

Legal Background

Section 2(b) of the Trademark Act, 15 U.S.C. § 1052(b), prohibits registration of a mark that “consists of or comprises the flag or coat of arms or other insignia of the United States, or of any State or municipality, or of any foreign nation, or any simulation thereof.” This section imposes an absolute bar against registration of a mark that consists of or contains a flag, coat of arms or other insignia, and reflects the sentiment that such symbols are indicia of government authority that ought to be reserved for signifying the government. *In re Gov’t of Dist. of Columbia*, 101 USPQ2d 1588, 1597 n.14 (TTAB 2012). The absolute bar to registration under Section 2(b) is founded upon the idea that “these kinds of official governmental insignia . . . should not be registered as symbols of origin for commercial goods and services” because they “ought to be kept solely to signify the government.”

Thus, we must first determine whether the Town’s logo constitutes official governmental “insignia” that would be an absolute bar to registration. The recent Trademark Trial & Appeal Board (“TTAB”) case *In re County of Orange*, is particularly illustrative. In this case, the TTAB affirmed the

US Patent and Trademark Office’s refusal to register two different logo marks filed by California’s County of Orange (“County”) on the ground that they constituted insignia of a municipality. One of the marks at issue in the case is below.



The County argued that the proposed mark did not constitute “insignia” because it was not an “official” seal of the County, *i.e.*, the County never formally adopted the mark as the “official” seal. TTAB found that, although the mark was not the “official” seal of the county, it was displayed prominently by the County to signify broad County of Orange authority, records, functions, and facilities. For example, the mark was displayed on the County website, signage for government offices, and displayed prominently in the meeting room for the Board of Supervisors. Ultimately, TTAB held that although the proposed mark was never adopted as an “official” seal, the mark still constituted “insignia” and was prohibited from trademark protection under Section 2(b) of the Trademark Act.

Town of Eatonville Logo

The town logo has not been officially adopted as the town seal pursuant to ordinance. However, as in the County of Orange case, the logo is prominently displayed on the town’s website, government building, and correspondence (such as town council agendas). Essentially, if the town wanted to trademark the logo, it would have to abandon the logo on its website, government building and correspondences. Thus, according to the holding in *In re County of Orange*, the town logo would not be eligible for trademark protection. We believe this is not advisable since the town logo is a special mark unique to the Eatonville government and community.

“The Town That Freedom Built”

While the town logo is not eligible for trademark protection, the phrase displayed on the town logo (“The Town That Freedom Built”) would be eligible for trademark protection. We have performed a search on the US Patent and Trademark Office’s website and the phrase “The Town That Freedom Built” has not been registered for trademark protection. To trademark this phrase, we would need to submit a detailed application to the US Patent and Trademark Office for review. The process usually takes 12-18 months. Our office would be happy to assist you should you choose to trademark this phrase.

Fla. Stat. § 165.043

Fla. Stat. § 165.043 provides:

Official county or municipal seal.- The governing body of a county or municipality may, by ordinance, designate an official county or municipal

seal. The manufacture, use, display, or other employment of any facsimile or reproduction of the county or municipal seal, except by county or municipal officials or employees in the performance of their official duties, without the express approval of the governing body is a second-degree misdemeanor, punishable as provided in s. 775.082 or s. 775.083.

To qualify for protection under this statute, the Town of Eatonville must first pass an ordinance designating the town logo as the official seal. This seems to make the most sense in this case since once the ordinance designating the town logo as the official seal is enacted, no person or entity will be allowed to use the town logo/seal without the express approval of the Town. Further, the statute provides for criminal penalties should a person use the town seal without authorization. Of course, our office will gladly assist in drafting an ordinance should the council pursue this avenue.

Sincerely,

Ryan G. Knight



HISTORIC TOWN OF EATONVILLE, FLORIDA
TOWN COUNCIL MEETING
MARCH 18, 2025, AT 7:30 PM
Cover Sheet

****NOTE**** Please do not change the formatting of this document (font style, size, paragraph spacing etc.)

ITEM TITLE: Approval of Town Council Meeting Minutes 3-4-25 (Clerk Office)

TOWN COUNCIL ACTION:

PROCLAMATIONS, AWARDS, AND PRESENTATIONS		Department: LEGISLATIVE (CLERK OFFICE)
PUBLIC HEARING 1ST / 2ND READING		Exhibits: - Council Meeting Minutes, March 4, 2025, 7:30 p.m.
CONSENT AGENDA	YES	
COUNCIL DECISION		
ADMINISTRATIVE		

REQUEST: Approval of meeting minutes for the Town Council Meeting held on the below dates:

- Council Meeting Minutes, March 4, 2025, 7:30 p.m.

SUMMARY: The Town Council Meeting was held on the 1st Tuesday in March. Meeting Minutes were transcribed from the audio archive for approval for the public records.

RECOMMENDATION: Recommend approval of meeting minutes for the Town Council Meeting held on the below dates:

- Council Meeting Minutes, March 4, 2025, 7:30 p.m.

FISCAL & EFFICIENCY DATA: N/A



HISTORIC TOWN OF EATONVILLE, FLORIDA REGULAR COUNCIL MEETING

MEETING MINUTES

Tuesday, March 4, 2025, at 7:30 PM

Town Hall – 307 E. Kennedy Blvd.

SPECIAL NOTICE: These meeting minutes are presented in an abbreviated format intended as a public record discussion of stated meeting according to the Florida’s Government-in-the-Sunshine law. Meetings are opened to the public, noticed within reasonable advance notice, and transcribed into minutes for public record. ***Audio Recording are available through the Town’s website on the Council Agenda Page.*

CALL TO ORDER AND VERIFICATION OF QUORUM:

Mayor Gardner called the meeting to order at 7:30 p.m. and a quorum was established by Mrs. King.

PRESENT: (5), Mayor Angie Gardner, Vice Mayor Theo Washington, Councilman Rodney Daniels, Councilwoman Wanda Randolph, Councilman Tarus Mack

STAFF: (6) Demetrius Pressley, **Chief Administrator Officer**, Veronica King, **Town Clerk**, Clifford Shepard, **Town Attorney (By Zoom)**, Katrina Gibson, **Finance Director**, Chief Stanley Murray, **EPD**, Valerie Munday, **Public Works**

INVOCATION AND PLEDGE OF ALLEGIANCE:

Invocation through a moment of silence led by Mayor Gardner followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Mayor Gardner Motions to **APPROVE** the meeting agenda; **Moved by** Vice Mayor Washington; **Second by** Councilwoman Randolph; **AYE: ALL, MOTION PASSES.**

PRESENTATIONS AND RECOGNITION:

Presentation from HELP CDC, a HUD approved housing counseling agency. Help CDC representative Nicole Oriol made introductions about a project they desire to bring to the residents of Eatonville and introduced Leanne the program manager for Rebuilding Together Central, Florida (presenter); Rebuilding Together Central, Florida provides free critical home repairs for low-income people and veterans, also offer long term and immediate disaster relief; is working with Help CDC, Bank United to apply for a \$1 million dollar grant from the Federal Home Loan Bank of Atlanta to renovate or rehabilitate twenty-five homes in the town of Eatonville, to increase the resiliency of the Eatonville community; presentation is made to request support from the council, to give information on what is being done, and what the plan is, if community members can be directed (to Rebuilding Together Central, Florida, Help CDC, and Bank United); to apply for the loan, 25 homeowners are needed to apply and be approved, a home assessment is required along with the scope of work, the home is included in the application, so once application is approved, the process can get started; grant application is due in June, if grant is approved in October with executed contract, work will begin. The grantor is the Federal Home Loan Bank of Atlanta. The money is private money and will not be affected by anything that is going on in the government, qualifying homeowners must be low income, eighty percent of the area median income for Central Florida. The Federal Home Loan Bank of Atlanta, much like Bank United, contributes ten percent of their annual net income per year back to affordable housing, have done two homes in Eatonville already on another grant, home must need of essential repairs. Mr. Leon, the construction coordinator meets with every homeowner and does a full assessment from top to bottom of the house, all work is done by mostly licensed insured contractors (that are trusted and not strangers going into someone’s home); If more than 25 homeowners are identified, there will be included on a waiting list for the program as other possible funding, if the grant is not awarded, the homeowners will stay on the waiting to get help; there are no deed restrictions in the grant and do not require home insurance although it is recommended. Help CDC will offer its office for convenience, to assist with uploads, make copies, use the printer, and use of the computer; if able to show Federal Home Loan Bank of Atlanta and Orange County that there is a need, it would make sense to go back and request for more, do encourage residents to take advantage of the program and look forward to working with all of Eatonville;

the application is available by QR Code (flyer are available), the walk-in clinic will be held at the CRA Housing Fair on March 22th. Ms. Stella, the intake coordinator (Rebuilding Together Central Florida) will give calls, answer questions, and go out to the homes to help the homeowners with the application process and collection of documents (Stella’s personal contact is 689-298-3276). To be fair, six homes will be identified in each quad plus one bonus house, additional homes will be placed on the waiting list. The program does not cover foundation and septic issues, which are inhibitive expensive and lead to more problems that increase that cost; would recommend other resources to get help, the program is based on first come first serve according to application date and submittal of all paperwork.

CITIZEN PARTICIPATION – (1)

Kelvan Franklin – (Ambassador of the Eatonville Chamber of Commerce Welcome Center) – has launched a new website (www.historiceatonvillechamber.org), check out the updates, there are volunteer opportunities at chambers and at the community nook which is a 501c3 organization that works in partnership and share space with the Eatonville Chamber Welcome Center, provide community service and volunteer hours, volunteer opportunities include event, health, landscape and gardening, computer skills. March 12th from 8-9:30am the Chamber Coffee Break opens to the community (RSVP on Eventbrite), from 10 – 11:30am (after coffee break), the Nook presents Powering Entrepreneurs (Excel and PowerPoint), March 22nd is the Women Change Makers pop up event (RSVP on Eventbrite or contact the chamber), lookout for the monthly chamber newsletter.

PUBLIC HEARING

First Reading of Ordinance 2025-2- Designation of an Official Town Seal for the Town of Eatonville. (Preamble Read) **Citizen Comments:** None. **Mayor Gardner Motions to APPROVE** First Reading of Ordinance 2025-2- Designation of an Official Town Seal for the Town of Eatonville; **Moved by** Councilwoman Randolph; **Second by** Councilman Daniels; **AYE: ALL; MOTION PASSES. Council Comments:** None

APPROVAL CONSENT AGENDA: Mayor Gardner Motions to APPROVE the Consent Agenda; approving Town Council Meeting Minutes 2-18-25, award To Waste Pro For Solid Waste Collection, Consultant Agreement To Prepare Facilities Plan and Survey, Selection for Architectural and Engineering Consultant (Cormia Design Group) for the Jerry Park Police Substation and Community Room, award to Proposal (Raftelis) to Provide a Stormwater Utility Revenue Sufficiency Study for the Town of Eatonville, and Resolution 2025-4 the Town of Eatonville CDBG 504 ADA Plan Policies; **Moved by** Vice Mayor Washington; **Second by** Councilman Mack; **AYE: ALL, MOTION PASSES. Comments:** It is suggested to send comments to Mr. Pressley.

COUNCIL DECISIONS: None.

REPORTS:

CHIEF ADMINISTRATIVE OFFICER: Demetrius Pressley – (Had to leave meeting) Will send a report by email to the Town Council.

ATTORNEY: Clifford Shepard – Thought meeting was covered, nut grateful to be able to attend by Zoom, will make sure that this mistake never happens again; do not have any updates on the Hungerford property; researching what items are appropriate or not for the consent agenda, will provide to the clerk information to be discussed and to come up with a system based on the research that will align with the laws; for certain agenda items on the edge of needing comments the question “Does the public wish to comment?” can be asked before moving the entire consent agenda, can comment to take items off the agenda; moving of consent agenda items to council decision typically happens during the approval of the agenda; F.S. 286.0114 talks about public comment and what items are required to have a public comment period, law on sunshine is that there should be a comment period before a decision is made, consent has multiple decisions, emergency items, administerial items (fulfilling a rule of law), ceremonial proclamations (discretionary), meeting minutes; to

avoid anybody saying their sunshine rights are violated by not being able to comment, before approving the consent agenda for items in the gray area of whether a public comment should be allowed ask, "Does anyone want to comment on the item(s)? If nobody wants to comment, then there was an opportunity to comment and compliance with the law was made.

TOWN COUNCIL REPORT/DISCUSSION ITEMS -

Councilman Rodney Daniels – Acknowledged the program providing home repairs (great job); acknowledged Duke Energy especially to Josh and Corey for doing a fabulous job here in the community providing new light bulbs, filters for the A/C, and weather stripping for leaking doors; condolences to the Bernard Hicks (had a death in the family) and Freeman family.

Councilman Tarus Mack – Recognized everyone for coming out; acknowledged the Help CDC and the home repair program, encourage residents to participate, acknowledge Josh and Corey with Duke Energy for a superb, professional, quick and efficient work; recognized Waste Pro for the trash pickup, there has been no complaints; Condolences to the Hicks family.

Councilwoman Wanda Randolph – Thanks to the Help CDC for their efforts and what they are doing and to Duke Energy for doing a great job; will send code enforcement concerns to Mr. Pressley; will be requesting a special budget meeting to talk about the revenue and expenditures ensuring the town is financially healthy; inquired about the TextMyGov, are receiving communications from the community through TextMyGov, encouraging more people to sign up for it, did an assessment with a representative last week updating keywords to allow access into the portal, public works is receiving and responding to mostly the concerns which are specific to public works; observing a lot of trash on the road (on the west side along Kennedy Blvd), request for police to look into this matter.

Vice Mayor Theo Washington – Echo Councilwoman Randolph, have observed a trash along the side of the road, something is going on with people dropping bags; thanks Waste Pro who stepped in and made the citizens happy with the trash pickup; thanks to Ms. Mundy for the work she is doing with the grants, to the staff and finance; condolences to the Hicks and Freeman family; attend the funeral service for Senator Thompson, 80 percent of the Florida Black Caucus attended; was at the Florida Black Caucus conference on Saturday; Acknowledged the town for the painting of the pickleball tennis courts, Ryan (Novak) was a big supporter, need to get the lights on out there.

MAYOR’S REPORT - Mayor Angie Gardner – Thanks to the staff for putting together Saturday breakfast and everyone who came out, there will be four more informational meetings; mentioned the pipes in the ground and thanks to Ms. Munday, excited about the move forward with probably the largest grant in history for the town and how it can bring economic development; condolences to all the families mentioned as well as Gene Hackman and Angie Stone; have not heard from the school board about the Hungerford property, still waiting.

ADJOURNMENT Mayor Gardner Motions for Adjournment of Meeting; **Moved** by Councilwoman Randolph; **Second** by Councilman Mack; **AYE: ALL, MOTION PASSES. Meeting Adjourned at 8:18pm.**

Respectfully Submitted by:

APPROVED

Veronica L King, Town Clerk

Angie Gardner, Mayor



HISTORIC TOWN OF EATONVILLE, FLORIDA

TOWN COUNCIL MEETING

MARCH 18, 2025 AT 07:30 PM

Cover Sheet

****NOTE**** Please do not change the formatting of this document (font style, size, paragraph spacing etc.)

ITEM TITLE: Approval of the First Amendment of the Memorandum of Understanding related to the Orange County Intergovernmental Radio System Encryption Key (**Police**)

TOWN COUNCIL ACTION:

PROCLAMATIONS, AWARDS, AND PRESENTATIONS		Department: Police Department
PUBLIC HEARING 1ST / 2ND READING		Exhibits: <ul style="list-style-type: none"> First Amendment of the Memorandum of Understanding related to the Orange County Intergovernmental Radio System Encryption Key.
CONSENT AGENDA	YES	
COUNCIL DECISION		
ADMINISTRATIVE		

REQUEST: Staff request the Town Council to approve the memorandum of understanding first amendment of the Orange County Intergovernmental Radio System Encryption Key.

SUMMARY: This memorandum is automatically renewed each year since August 2017, and the first amendment effective February 1, 2025, is required to be signed by all the cities and towns that are in the agreement. This agreement between law enforcement agencies plays a key role in enabling mutual sharing of an encryption key to access certain Orange County encrypted Metro radio channels among the original parties.

RECOMMENDATION: Staff recommend that the Town Council approve this first amendment to the memorandum of understanding from Orange County related to intergovernmental radio system encryption key agreement.

FISCAL & EFFICIENCY DATA: N/A

FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING

Orange County Intergovernmental Radio System Encryption Key

THIS FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING (“First Amended MOU”), is made by and between the Orange County Sheriff’s Office, hereinafter referred to as the “Sheriff;” the City of Apopka, hereinafter referred to as “Apopka;” the City of Belle Isle, hereinafter referred to as “Belle Isle;” the Town of Eatonville, hereinafter referred to as “Eatonville;” the City of Edgewood, hereinafter referred to “Edgewood;” the City of Maitland, hereinafter referred to as “Maitland;” the Town of Oakland, hereinafter referred to as “Oakland;” the City of Ocoee, hereinafter referred to as “Ocoee;” the City of Orlando, hereinafter referred to as “Orlando;” the University of Central Florida, hereinafter referred to as “UCF;” the Town of Windermere, hereinafter referred to as “Windermere;” the City of Winter Garden, hereinafter referred to as “Winter Garden;” the City of Winter Park, hereinafter referred to as “Winter Park;” Orange County Government, hereinafter referred to as “Orange County;” Orange County School Police, hereinafter referred to as “School Police;” and the City of St. Cloud, hereinafter referred to as “St. Cloud,” who agree as follows:

On August 1, 2017, the Memorandum of Understanding regarding the Orange County Intergovernmental Radio System Encryption Key (“Original MOU”) became effective and has automatically renewed each year since. A copy of the Original MOU is attached as Attachment A.

The Original MOU enabled mutual sharing of an encryption key to access certain Orange County encrypted Metro radio channels among the original parties.

The City of St. Cloud, including the St. Cloud Police Department, has requested access to the encryption key to enable it to access the Orange County encrypted Metro radio channels.

Subsection 3.6. of the Original MOU permits the parties to give written prior consent to release the encryption key to another entity not listed as a signatory to the Original MOU. The existing parties to the Original MOU have expressed no objection to the City of St. Cloud’s request.

Section 4 of the Original MOU permits amendments using a writing executed by the parties.

Therefore, in exchange for good and adequate consideration, the parties agree to amend and restate the Original MOU as follows.

A. Amendment and Restatement

The Original MOU is hereby amended and restated as set forth herein.

B. Term and Renewal

Paragraph 1 of the Original MOU is superseded by the following language:

This first amendment and restatement of the Original MOU is effective on the first (1st) day of February 2025, regardless of date of execution, and this First Amended MOU shall automatically renew on a year-to-year basis thereafter.

C. Adoption of Original MOU

Paragraphs 2., 3., and 4., of the Original MOU are adopted and incorporated herein in their entirety by the existing parties and by the City of St. Cloud.

D. Permission to release the encryption key to the City of St. Cloud

The Original MOU is amended to add Paragraph 5 as follows:

5. By executing this First Amended MOU, the City of St. Cloud is formally made a signatory. The parties to the Original MOU agree that the encryption key shall be released to the City of St. Cloud, including the St. Cloud Police Department. The City of St. Cloud as a signatory to the First Amended MOU shall be bound by all the same terms and conditions of its use and preservation.

E. Execution

This First Amended MOU may be executed, including execution by facsimile signature, in one or more counterparts, each of which will be deemed an original, and all of which together shall be deemed to be one and the same instrument.

The signatories hereto represent that they have been duly authorized to enter into this First Amended MOU on behalf of the Party for whom they sign.

**SHERIFF'S OFFICE OF ORANGE COUNTY,
FLORIDA**

John. W. Mina
As Sheriff of Orange County, Florida

Date

FOR USE AND RELIANCE ONLY
BY THE SHERIFF OF ORANGE COUNTY, FLORIDA.
APPROVED AS TO FORM AND LEGALITY
THIS ____ DAY OF _____ 20 ____.

Assistant or General Counsel
Orange County Sheriff's Office

F:\ELLIOTT, Deziree\Contracts_Non-Grant\Intergovernmental Multiparty\Encryption Memorandum of Understanding 2025Amendment.docx

BCC Mtg. Date: Aug. 1, 2017

OC COPY

MEMORANDUM OF UNDERSTANDING

Orange County Intergovernmental Radio System Encryption Key

THIS AGREEMENT, made this _____ day of AUG 01 2017, 2017, by and between the Orange County Sheriff's Office, hereinafter referred to as the "Sheriff;" the City of Apopka, hereinafter referred to as "Apopka;" the City of Belle Isle, hereinafter referred to as "Belle Isle;" the Town of Eatonville, hereinafter referred to as "Eatonville;" the City of Edgewood, hereinafter referred to "Edgewood;" the City of Maitland, hereinafter referred to as "Maitland;" the Town of Oakland, hereinafter referred to as "Oakland;" the City of Ocoee, hereinafter referred to as "Ocoee;" the City of Orlando, hereinafter referred to as "Orlando;" the University of Central Florida, hereinafter referred to as "UCF;" the Town of Windermere, hereinafter referred to as "Windermere;" the City of Winter Garden, hereinafter referred to as "Winter Garden;" the City of Winter Park, hereinafter referred to as "Winter Park;" Orange County Government, hereinafter referred to as "Orange County;" and Orange County School Police, hereinafter referred to as "School Police" agree as follows:

WHEREAS; the parties to this agreement are all governmental public safety agencies who share common public safety radio systems, and

WHEREAS; certain communications and information transmitted over said radios contain confidential and emergency information not subject to public disclosure, and

WHEREAS; the parties believe that it is necessary to ensure the confidentiality and security of radio transmissions made by their public safety agencies.

NOW THEREFORE; the parties agree to the establishment of parameters for use of a common encryption key for all public safety radios operating on the Orange County Intergovernmental Radio System.

1. Term

The term of this agreement shall commence on the _____ day of AUG 01 2017, 2017 and shall be automatically renewable on a year-to-year basis.

2. Termination

Parties may withdraw from this agreement upon sixty (60) days prior written notice to all other participants. The parties individually agree that in the event that they withdraw from this agreement, any encryption information previously provided to them including the encryption key will remain confidential.


3. Policy


The user agencies operating on the Orange County Intergovernmental Radio System hereinafter referred to as the "Radio System" will:

1. Agree to utilize the same encryption key for all public safety radios.
2. Agree to keep the encryption key in a secure location and to take every precaution to keep the key secret.
3. Immediately notify the Orange County Sheriff's Office in the event they have reason to believe that the confidentiality of the encryption key has been compromised.
4. Agree not to change the encryption key used for the Radio System without coordinating that change with all of the other signatories of this Agreement.
5. Agree not to program the encryption key into any non-public safety radio.
6. Agree not to release the encryption key to any other user or entity not listed as a signatory to this agreement without the express prior written consent of all of the signatories.
7. Not provide encrypted radios for use by non-public safety personnel.
8. Agree to periodically change the encryption key for the Radio System in concert with the other signatories.
9. Agree not to release the encryption key to any agency outside Orange County, Florida, unless law enforcement agencies require access for mutual aid. (Examples: Task Force, MBI, etc.)

4. Amendments

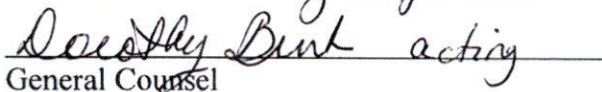
This Agreement shall not be amended except in writing and executed by the parties.


 Jerry L. Demings
 as Sheriff of Orange County, Florida


 Reynaldo L. Rivero
 UNDERSHERIFF
 Acting Sheriff

Date: 7/20/17

FOR USE AND RELIANCE ONLY BY THE
 SHERIFF OF ORANGE COUNTY, FLORIDA.
 APPROVED AS TO FORM AND LEGALITY
 THIS 20 DAY OF July, 2017.


 Dorothy Bent acting
 General Counsel

TOWN OF EATONVILLE

STANLEY MURRAY
Chief of Police

APPROVED:
TOWN OF EATONVILLE, FLORIDA

ATTEST: _____

City Clerk

ANGIE GARDNER
Mayor

APPROVED BY THE CITY
COMMISSION OF THE TOWN OF
EATONVILLE, FLORIDA, AT A
MEETING HELD ON

UNDER AGENDA NO. _____.

FOR USE AND RELIANCE ONLY
BY THE TOWN OF EATONVILLE,
FLORIDA. APPROVED AS TO
FORM AND LEGALITY THIS
_____ DAY OF _____, 2025.

City Attorney



HISTORIC TOWN OF EATONVILLE, FLORIDA
TOWN COUNCIL MEETING
FEBRUARY 18, 2025, AT 7:30 PM
Cover Sheet

****NOTE**** Please do not change the formatting of this document (font style, size, paragraph spacing etc.)

ITEM TITLE: Approval of the 1887 Juneteenth Celebrations MOU (Administration)

TOWN COUNCIL ACTION:

PROCLAMATIONS, AWARDS, AND PRESENTATIONS		Department: ADMINISTRATION
PUBLIC HEARING 1ST / 2ND READING		Exhibits: <ul style="list-style-type: none"> MOU Document (Ref to Workshop Documents)
CONSENT AGENDA	YES	
COUNCIL DECISION		
ADMINISTRATIVE		

REQUEST: For Town Council to approve the MOU for the celebration of Juneteenth Freedom Day Thursday through Saturday, June 19-21, 2025, within the Historic Town of Eatonville, the oldest Black Incorporated municipality in the United States.

SUMMARY: It is an important occasion for The Town of Eatonville to come together to celebrate freedom and to show the town’s unique culture & establishments with the 1887 Juneteenth celebrations. This experience will be a family-friendly event with the support of the local community. eSTEAMed Learning Inc. / Eatonville Juneteenth Committee looks to unite and raise awareness of our shared history. STEAM is conveniently involved in almost everything we touch in today's virtual world. Combining our history with STEAM education, offers our youth the chance for their education to take flight. And Memorandum of Understanding has been prepared and reviewed by legal for both organizations.

RECOMMENDATION: It is recommended for the Town Council to approve the MOU and celebration for the 1887 Juneteenth Celebrations to be held Thursday through Saturday, June 19-21, 2025, within the Historic Town of Eatonville authorizing eSTEAMed Learning Inc/Eatonville Juneteenth committee to plan, promote, and produce the 1887 Juneteenth Celebration for 2025.

FISCAL & EFFICIENCY DATA: The Town of Eatonville will allocate funds from the special events account (budget line-item Special Events Misc: 001-0574-574-5904) not to exceed \$5,000.00 for the Eatonville Juneteenth Celebration.



HISTORIC TOWN OF EATONVILLE, FLORIDA

TOWN COUNCIL MEETING

FEBRUARY 18, 2025, AT 7:30 PM

Cover Sheet

****NOTE**** Please do not change the formatting of this document (font style, size, paragraph spacing etc.)

ITEM TITLE: Approval of Resolution 2025-5 Renaming the TOE Town Hall to Eatonville Legacy Park

TOWN COUNCIL ACTION:

PROCLAMATIONS, AWARDS, AND PRESENTATIONS		Department: TOE CRA
PUBLIC HEARING 1ST / 2ND READING		Exhibits: <ul style="list-style-type: none"> • Resolution 2025-5 • Sample bronze sitting Statues and Head bust
CONSENT AGENDA		
COUNCIL DECISION	YES	
ADMINISTRATIVE		

REQUEST: The Executive Director is requesting that the Town Council rename the Town Hall Park to Eatonville Legacy Park.

SUMMARY: The TOE CRA has expressed the desire to upgrade the Town Hall Park using the concept from Hampton University Legacy Park where some of our historic black figures such as Barack Obama, Rosa Park, Harriett Tubman, MLK, Malcolm X and Zora Neale Hurston will represent (6) sitting bronze figures and bronze head bust of the 16 Eatonville Mayors and 5 national figures associated with the Town of Eatonville such as Joyce Irby, Norman Lewis, Deacon Jones, Ha Ha Clinton Dix, George Washing Carver. This park improvement and renaming will give visitors a cultural experience and an appreciation of notable figures who have contribute to the American Culture in the fields of sports, education and entertainment. The CRA will seek grant funding from multiple sources to make this a successful project.

RECOMMENDATION: Approval of Resolution 2025-xx Renaming the Town Hall Park to Eatonville Legacy Park.

FISCAL & EFFICIENCY DATA: TBD

RESOLUTION 2025-5

A RESOLUTION OF THE TOWN OF EATONVILLE TOWN COUNCIL RENAMING THE TOWN HALL PARK TO THE EATONVILLE LEGACY PARK HONORING OUR FORMER AND PRESENT MAYORS AND NOTABLE INFLUENTIAL FIGURES WHO CONTRIBUTED TO TOWN OF EATONVILLE IN EDUCATION, SPORTS AND ENTERTAINMENT WHICH REPRESENT THE TOWN OF EATONVILLE CONTRIBUTION TO THE HUMANITIES AND ARTS DISCIPLINES, PROVIDING FOR CONFLICT, SEVERABILITY AND EFFECTIVE DATE

WHEREAS the Town Council has created the Town Hall Park during the implementation of the Kennedy Blvd Streetscape Improvement Project; and

WHEREAS the Town Council has the authority to name and rename parks through its Home Rule authority

WHEREAS the Town Council wishes to rename the Town Hall Park to the Eatonville Legacy Park; and

WHEREAS the Town Council seeks to upgrade this park to support cultural tourism year-round and currently uses the park space for special events; and

WHEREAS the Town Council authorizes the Town of Eatonville Community Redevelopment Agency to fund as to complete beautification upgrades in support of the arts and cultural tourism; and

WHEREAS NOW, THEREFORE BE IT RESOLVED BY THE TOWN OF EATONVILLE TOWN COUNCIL

SECTION ONE: AMENDMENTS. The Town Council of the Town of Eatonville shall reserve the right to provide for amendments to this resolution as needed to accomplish the goals and objective of the Town of Eatonville CRA Plan.

SECTION TWO: AUTHORIZATION: The Town Council of the Town of Eatonville authorizes the renaming of the Town Hall Park to the Eatonville Legacy Park.

SECTION THREE: CONFLICTS: All Resolutions of the Town of Eatonville Town Council or parts thereof in conflict with the provisions of this Resolution are to the extent of such conflict superseded and repealed.

SECTION FOUR: SEVERABILITY: If any section or portion of a section of this Resolution is found to be invalid, unlawful, or unconstitutional it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION FIVE: EFFECTIVE DATE: This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 18th day of MARCH 2025.

ATTEST:

Angie Gardner, Mayor

Veronica King, Town Clerk



