




**Interoffice Memorandum**

November 4, 2020

**AGENDA ITEM**

**TO:** Mayor Jerry L. Demings  
-AND-  
Board of County Commissioners

**THRU:** Lonnie C. Bell, Jr., Director   
Community and Family Services Department

**FROM:** **Matt Suedmeyer, Manager**  
**Parks and Recreation Division**  
**(407) 836-6202**

**SUBJECT:** **Consent Agenda Item – November 17, 2020**  
Memorandum of Understanding with Orange County Utilities  
Department - Lake Apopka Connector Trail – Project Number FM# 441447-1  
Lake Apopka Connector Trail

The Parks and Recreation Division and the Utilities Department seek to enter into a Memorandum of Understanding regarding the design, construction, and long-term maintenance of the Lake Apopka Connector Trail through the Utilities-owned Northwest Water Reclamation Facility. The facility is located in unincorporated Orange County and is identified as TAX ID 28-21-28-0000-00-010 and located at 701 W. McCormick Road.

The overall Lake Apopka Connector Trail is planned to run from the terminus of the existing Lake Apopka Loop Trail in Magnolia Park and end at the existing West Orange Trail near the Clarcona Horseman Park. The project design phase is nearing initiation and will include a 10' – 14' concrete, multi-use trail. All phases of the project, including design, construction, and any necessary reconstruction, are being funded in part by the Florida Department of Transportation (FDOT).

FDOT requires the executed Memorandum of Understanding prior to awarding construction, which is anticipated to begin in Fiscal Year 2022/2023. The memorandum outlines the responsibilities of participating agencies. The memorandum has been reviewed, revised, and approved by the County Attorney's Office.

**ACTION REQUESTED:** **Approval and execution of Memorandum of Understanding between Orange County Parks and Recreation Division and Orange County Utilities Department for purchase of Orange County Utilities owned property for the Lake Apopka Connector Recreational Trail. District 2**

MS/cm:jam

Attachment

c: Carla Bell Johnson, Acting Assistant County Administrator

BCC Mtg. Date: November 17, 2020

**MEMORANDUM OF UNDERSTANDING BETWEEN ORANGE COUNTY PARKS  
AND RECREATION DIVISION AND ORANGE COUNTY UTILITIES  
DEPARTMENT FOR PURCHASE OF ORANGE COUNTY UTILITIES OWNED  
PROPERTY FOR THE LAKE APOPKA CONNECTOR RECREATIONAL TRAIL**

THIS MEMORANDUM OF UNDERSTANDING (“MOU”), effective as of the latest date of execution, is made and entered into by and between the ORANGE COUNTY PARKS AND RECREATION DIVISION (“OCPR”) and the ORANGE COUNTY UTILITIES DEPARTMENT (“OCU”).

**RECITALS:**

WHEREAS, Orange County, Florida owns the parcel of property in Orange County known as the Northwest Reclamation Facility and identified as Tax ID No. 28-21-28-0000-00-010 (the “Property”); and

WHEREAS, OCU is the controlling agency for the Northwest Reclamation Facility (hereto referred to as the “Facility”); and

WHEREAS, OCPR is pursuing the design and construction of the Lake Apopka Connector Trail (the “Trail”) to connect the existing Lake Apopka Loop Trail and the existing West Orange Trail; and

WHEREAS, the general area and path of the Trail through the Property is depicted in Exhibit “A,” attached hereto and incorporated herein; and

WHEREAS, to design the Trail, OCPR will require access to the Property; and

WHEREAS, to construct the Trail, OCPR will require certain real estate interests in the Property.

NOW, THEREFORE, in consideration of the foregoing recitals, the mutual covenants and agreements set forth herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Recitals. The recitals set forth above are true and correct and are incorporated herein by this reference.

2. Access to Property. OCU agrees to grant access to the relevant areas of the Property to OCPR and Orange County Public Works staff as needed to design the Trail. This access extends to any outside consultants and contractors awarded contracts for design, construction, and construction engineering and inspection (“CEI”) services.

3. Transfer of Controlling Agency and Grant of Property Interests. The Parties will negotiate the transfer of the controlling rights of County’s interest in the portion of the Property necessary to construct the Trail prior to commencement of construction of the Trail.

IN WITNESS WHEREOF, the parties have caused this MOU to be executed and delivered on the day(s) and year(s) set forth below.

OCPR

Matt Suedmeyer  
Matt Suedmeyer,  
Manager  
Orange County Parks and Recreation Division

Date: 10/22/20

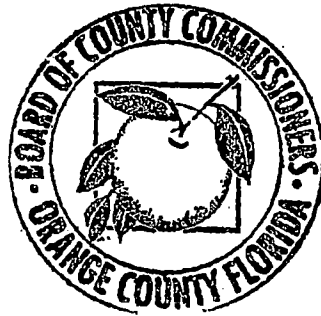
OCU

<sup>for</sup>  
Andrés Salcedo  
Raymond E. Hanson, P.E.  
Director  
Orange County Utilities Department

Date: 10/21/20

ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

<sup>for</sup>  
By: Jerry L. Demings  
Jerry L. Demings,  
Orange County Mayor



Date: NOV 17 2020

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EXHIBIT "A"



# LAKE APOPKA CONNECTOR TRAIL

## Legend

- ▬▬▬▬▬ LAC Trail (12 - 14 Feet)
- ▬▬▬▬▬ LAC Trail (10 Feet)
- ▬▬▬▬▬ Ingram Spur (Dropped)
- ▬▬▬▬▬ Apopka Spur
- ⚡ Existing Trails
- ▬▬▬▬▬ City of Ocoee Trails
- ▬▬▬▬▬ Jurisdictions
- ▨ Potential Magnolia Park Addition
- ▬ Engelman Property
- ▬ Proposed Middle School
- ▬ Oak Pointe PD
- ▬ Northwest Reclamation Facility
- ▬ Proposed CLRM PD
- ▬ Orange County Parks



Proposed Middle School

Ocoee

CLRM Proposed Development

Chromatium 3843

Clareona Horseman's Park

Orange County Northwest Water Reclamation Facility

Oak Pointe PD

Engelmann Property

Magnolia Park

10'

10'

12'

14'