

BOARD ACTION

June 19, 2007

APPROVED	Tab 1. Minutes of April 24, 2007 (Regular Meeting), as corrected; Minutes of May 15, 2007 (Regular Meeting), as presented; Minutes of May 22, 2007 (Regular Meeting), as presented.	WATKINS
APPROVED	Tab 2. Clerk of Courts= Consent Agenda, as follows: <ol style="list-style-type: none">1. Request to acknowledge receipt of list of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office. 2. Request to acknowledge receipt of Southwest Florida Water Management District Governing Board Meeting 9:00 a.m. Tuesday, May 29, 2007 Finance and Administration Committee Fiscal Year 2008 Budget Workshop to be held sometime after 2:00 p.m. 2379 Broad Street Brooksville, FL 34604-6899 352-796-7211 or 1-800-231-6103 Internet: Water/Matters.org 3. Request to acknowledge receipt of Proposed Operating Budget for Fiscal Year 2008 for Deer Island Community Development District. 4. Request to acknowledge receipt of Central Lake Community Development District Proposed Budget for Fiscal Year 2008. 5. Request to acknowledge receipt of Notice of Public Hearing: Lake County Board of Adjustment, Friday, June 15, 2007 at 1:00 p.m., in the County Chambers, 2nd Floor-Round Administration Building, 315 West Main Street, Tavares, Florida Re: Public Hearing No. BOA #38-07-3 Owner: Doral Estates Homeowners Requested Action: The owner is requesting a variance from the Lake County Land Development Regulations, 10.04.02 Common Boat	WATKINS

	<p>Docks, Common Boat Ramps, and Common Recreational Areas to allow a common boat dock to be located on a tract of land that is not specifically designated for a common boat dock, boat ramp or common recreational area on the recorded Plat; to allow the common boat dock to be located on a tract of land that is not within the platted subdivision; to allow relief from the setback and landscaping requirements for common docks; and to allow the common boat dock to be located on an ingress and egress easement or right-of-way which is not located entirely within the platted subdivision within which the common boat dock is to be located (+/- .15 acre).</p> <p>6. Request to acknowledge receipt of Ordinances from the Town of Lady Lake as follows:</p> <p>2007-10 An Ordinance of the Town of Lady Lake, Florida amending Article II of Chapter 8 of the Code of Ordinances entitled, "Occupational License Tax" by changing the term "Occupational License" to "Business Tax Receipt", and revising current fees, and establishing new rate structures.</p> <p>2007-11 An Ordinance of the Town of Lady Lake, Florida granting a special exception use for a duplex on certain property in the town of Lady Lake, Florida, upon application by the property owner, Marvin O. Smallwood; with a mixed low density residential (MX-5) zoning classification.</p> <p>7. Request to acknowledge receipt of Notice of Commission Service Hearings</p> <p>To Aqua Utilities Florida, Inc. The office of Public Counsel and all other interested persons Docket No. 060368-WS</p> <p>Application for increase in water and wastewater rates in Alachua, Brevard, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.</p> <p>Issued May 30, 2007</p>	
APPROVED	<p>Tab 3. Request from Budget for approval of the following Budget Change Requests:</p> <p>1. Budget transfer - County Fire Control Fund, Department of Public Safety, Fire Rescue Division. Transfer \$100,000 from Reserve for Operations</p>	FRAZIER

	<p>to Operating Supplies. Additional funds are necessary to cover fuel costs. Significant emergency fire rescue operations during the past few months and the continual rise in fuel costs have caused the need for additional funds. Funds are available in Reserve for Operations. After this transfer, the balance in the Reserve for Operations account will be \$1,592,234.</p> <p>2. Capital Substitution - Stormwater Management Fund - Parks MSTU, Department of Public Works, Parks and Trails Division. Substitute \$27,000 from Improvements Other Than Buildings - Fencing for Parks to Improvements Other Than Buildings - Canoe Launch - PEAR Park (\$9,000) and Boardwalk - PEAR Park (\$18,000). Funds needed to furnish and install a canoe launch at PEAR Park. Funds also needed to remove an old and install a new boardwalk at PEAR Park. All of the replacement fencing in the parks will not be done this year, so the remaining money will be available for the canoe launch and boardwalk. Funds are available in Improvements Other Than Buildings – Fencing.</p>	
APPROVED	Tab 4. Request from Environmental Services for approval of request to advertise amendment of Section 21-158 of the Lake County Code to comply with the revised State Statutes. (ordinance?)	D SMITH
APPROVED	Tab 5. Request from Environmental Services for approval of the Petroleum Storage Tank Compliance and Enforcement Contract #GC683 between the County and the Florida Department of Environmental Protection, which is a replacement for the expiring contract #GC514; approve the addendum to the existing contract in order to provide for an expiration date of June 30, 2007.	D SMITH
APPROVED	Tab 6. Request from Growth Management for approval and execution of a Release of Fine. Property Owner: Benito B. Delos Santos, Case# 2005080364 - Commission District 2.	STRICKLIN
APPROVED	Tab 7. Request from Growth Management for approval and execution of a Release of Fine. Property Owner: Willie V. Turner, Case#2004090038 - Commission District 1.	STRICKLIN
APPROVED	Tab 8. Request from Growth Management for approval and execution of a Release of Fine. Property Owner: Willie V. Turner, Case# 2004090039 - Commission District 2.	STRICKLIN
APPROVED	Tab 9. Request from Information Technology for approval of new policy for telecommunications and computer equipment.	EARLS

APPROVED	Tab 10. Request from Procurement for approval of the following: (1) declare the items on the attached lists surplus to County needs, (2) authorize the removal of all of the items on the attached list from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director to sign vehicle titles.	SCHWARTZMAN
APPROVED	Tab 11. Request from Public Works for authorization to release a maintenance bond in the amount of \$362,554.65 posted for Lakewood Ranches. Lakewood Ranches consists of 149 lots and is located in Section 1, Township 19 South, Range 27 East. Commission District 4.	STIVENDER
APPROVED	Tab 12. Request from Public Works for approval to submit an application for a West Central Upland Invasive Working Group grant for \$25,000, and to commit \$25,000 from General Operating funds as matching funds to support this Grant. Approval to provide \$50,000 up front project money for which \$25,000 would be reimbursed upon completion, if the Grant is awarded to Lake County - Commission District 3.	STIVENDER
APPROVED	Tab 13. Request from Public Works for authorization to release a letter of credit for maintenance in the amount of \$48,219.00 posted for Palisades Phase 2D. Palisades Phase 2D consists of 36 lots and is located in Section 11, Township 22 South, Range 25 East. Commission District 2.	STIVENDER
APPROVED	Tab 14. Request from Public Works for authorization to the final plat for Palm View Acres and all areas dedicated to the public as shown on the Palm View Acres plat. Palm View Acres consists of 2 lots and is located in Section 13, Township 20 South, Range 26 East. Commission District 3.	STIVENDER
APPROVED	Tab 15. Request from Public Works for approval to file the Declaration of Restrictive Covenants for Palatlakaha Environmental Reserve with the Clerk of the Court as required by the Florida Department of Environmental Protection Land and Water Conservation Fund (LCWF), Project Number 12-00517 (DEP Contract Number LW517), on the fifty (50) acres owned by the County - Commission District 3.	STIVENDER
APPROVED	Tab 16. Request from Public Works for approval and authorization for chairman to execute satisfaction of liens for the attached three (3) road assessments - Commission Districts 2, 4 and 5.	STIVENDER

APPROVED	Tab 17. Request from Public Works for authorization to accept the final plat for Emerald Pond, and all areas dedicated to the public as shown on the Emerald Pond plat, accept a maintenance bond in the amount of \$97,889.00, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Build Florida, Inc., and execute a resolution accepting the following road into the County Road Maintenance System: Emerald Pond Loop (Co. Road No. 3453). Emerald Pond consists of 45 lots and is located in Section 14, Township 19 South, Range 25 East. Commission District 1.	STIVENDER
APPROVED	Tab 18 Request from Public Works for authorization to release a letter of credit for maintenance in the amount of \$48,273.00 posted for Palisades Phase 2C. Palisades Phase 2C consists of 39 lots and is located in Section 11, Township 22 South, Range 25 East. Commission District 2.	STIVENDER
APPROVED	Tab 19. Request from Public Works for authorization to accept the final plat for Foxchase and all areas dedicated to the public as shown on the Foxchase final plat, accept a performance bond in the amount of \$986,241.38, and execute a Developer's Agreement for Construction of Improvements between Lake County and Standard Pacific Homes. Foxchase consists of 162 lots and is located in Section 6, Township 23 South, Range 26 East. Commission District.	STIVENDER
APPROVED	Tab 20. Request from Public Works for authorization to accept the final plat for Blanchester Estates and all areas dedicated to the public as shown on the Blanchester Estates plat. Blanchester Estates consists of 6 lots and is located in Section 19, Township 18 South, Range 27 East. Commission District 5.	STIVENDER
APPROVED	Tab 21. Request from Public Works to approve and execute a purchase agreement with First Baptist Church of Lady Lake, Inc., for a portion of the property, in conjunction with the CR 466 Road Widening Project in the Lady Lake area - Commission District 5.	STIVENDER
APPROVED	Tab 22. Request from Public Works to approve and execute a purchase agreement with B.C. Dickerson (aka Beverly C. Dickerson) and Betty J. Dickerson for right of way and authorization for the Chairman to sign any and all documents necessary for closing, in conjunction with the Edwards Road (#7009) Project, located in the Lady Lake area, located in Section 27, Township 18, Range 24 - Commission District 5.	STIVENDER

APPROVED (see bold print)	Tab 24. Request from Tourist Development Council for approval of the Ordinance Providing for a Five Percent Tourist Development Tax and approve the Draft Grant Fact Sheet and Application format 1) Staff requests direction to schedule a public hearing and advertise the amended ordinance; 2) Direction related to use of general funds for arts and cultural facilities; and 3) Approval of the process to solicit grant requests for the additional penny. Board approved the levying of the additional fifth penny of the Tourism Development Tax and directed staff to research other sources of funding for the arts and cultural facilities that did not meet the eligibility of the Tourist Development Tax.	MIHALIC
APPROVED	Tab 25. PUBLIC HEARING: Approval of eight (8) applications for funds from the Library Impact Fee Fund; signature of Interlocal Agreements for disbursement of Library Impact Fee funds to the City Of Umatilla, the City of Leesburg, the Town of Lady Lake, the Town of Montverde, the City of Mount Dora, and the City of Tavares pending County Attorney approval; approval to commit Library Impact Fee Funds for the Cagan Crossings Library project and print management project; and approval of a budget transfer in the amount \$910,435 from Library Impact Fee Fund reserves and appropriation of funds.	CADWELL
FOR YOUR INFORMATION	<p>Ms. Cindy Hall, County Manager, requested to switch the July 3 meeting to July 10, with consensus from the Board.</p> <p>Ms. Hall announced that Ms. Wendy Taylor, Executive Office Manager, County Manager's Office, was one of the graduates from the Certified Public Manager's class last Friday.</p> <p>Ms. Hall also informed the Board that they received notification that the County had received \$5 million in SHIP emergency funds to assist with the damage to housing from the February 2 tornadoes. She gave kudos to Community Services, who sought that out.</p>	HALL
FOR YOUR INFORMATION	<p>Commr. Renick asked the Board to ask staff to look into how other Counties handle handicapped ramps and open air vendors.</p> <p>Commr. Renick mentioned the possibility of having the impact meetings after 5:00 p.m. so that more concerned citizens could attend.</p> <p>Commr. Renick stated that she had received a letter from South Lake Hospital regarding partnering with Lake County to provide soccer fields, and that it might be something to put on the Agenda to talk about in the future to see if that would be something they would be interested in doing.</p>	RENICK

APPROVED	Approval of motion to have the transportation and school impact fee meetings at 5:00 p.m. on different days.	RENICK
APPROVED	Tab 26. Approval and authorization for Chairman to sign certification provided by Supervisor of Elections. Mr. Sandy Minkoff, County Attorney, explained that this was a request from Ms. Stegall, the Supervisor of Elections, because the Paper Ballot Act mandated that they get rid of their voting machines and get new ones. He explained that the Bill had two options, which were to let the Secretary of State sell their existing machines and purchase the new ones and hold the County harmless or to opt out and purchase their own machines. He related that Ms. Stegall had recommended that the Secretary of State act as the County's agent, and that they did not think the machines would have a good resale value, and with that option, the State would pay for the new machines. The Board approved the option recommended by the Supervisor of Elections of letting the Secretary of State sell the old machines and purchase new ones for the County.	CADWELL
APPROVED	Tab 27. Approval of Chairman Cadwell as Lake County's voting delegate at the 2007 NACo Conference.	CADWELL
	CITIZEN QUESTION AND COMMENT PERIOD	
	No one wished to address the Board during the Citizen Question and Comment period.	

PRESENTATION	<p>Tab 23. Prestige Concrete Plant in Okahumpka – Information item and public comment. No Board Action needed – Commission District 3.</p> <p>Mr. Wayne Bennett, Planning Director, Planning and Community Design, Growth Management, gave a brief staff presentation on some of the key elements of this issue. The proposed site is at the Jim Rogers Industrial Park, south of Leesburg, which has a heavy industrial zoning on the property. Some of the concerns brought up by the Board, the public, and Arlington Ridge residents included noise starting as early as 4:00 a.m.; the possibility of dust getting to nearby residences, causing health and other problems; impact on resale of homes; and environmental concerns. Mr. Thomas Lang, General Manager of Operations, gave a power point presentation, and stated that they had worked to make sure that the problems of the Clermont site would not be repeated at this site, by having engineers doing sound tests and studies to make sure everything was in compliance and had the least impact to nearby residences. He also opined that the site layout and maintenance were planned with noise and traffic mitigation in mind. Also, the applicant’s attorney pointed out that the zoning for this site was for this type of industry and that they had been working with staff to comply with all conditions for the site plan approval.</p>	STRICKLIN
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