

**BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA**

REGULAR MEETING

MARCH 29, 2005

COUNTY COMMISSIONERS

Jennifer Hill, Chairman

Catherine C. Hanson, Vice Chairman

Robert A. Pool, District #2

Debbie Stivender, District #3

Welton G. Cadwell, District #5

Bill Neron, County Manager

Sanford A. Minkoff, County Attorney

James C. Watkins, Clerk to the Board

Other than the zoning and road vacation public hearings, the Board will not receive comment from the public on matters not pertaining to the issues before them.

DISCLAIMER

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

ITEMIZED AGENDA

March 29, 2005

9:00 A.M. Invocation

Pledge of Allegiance

I. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

II. MINUTE APPROVAL

III. CLERK OF COURT'S CONSENT AGENDA

IV. COUNTY MANAGER'S CONSENT AGENDA (Tabs 1 through 9)

A. Community Services

Tab 1

Approval to appoint Fletcher Smith, Director, Community Services Department, or an alternate designated by him to serve as Lake County Government's representative on the FEMA Board; appoint Jerry Smith with the Public Safety Department or an alternate designated by the Public Safety Director, as the representative from Public Safety; authorize the submission of a direct application for funding as a Local Recipient Organization or Fiscal Agent/Conduit for a Local Recipient Organization if directed by action of the FEMA Board; and authorize the Community Services Department to manage the program and prepare required plans, reports and other related documents as directed by the FEMA Board and/or required by FEMA.

RECOMMENDATION: Approval

B. Public Safety

Tab 2 Approval of the Equipment Acquisition Grant Contract between the State of Florida, Department of Community Affairs and Lake County, by the Lake County Board of County Commissioners for the period of July 1, 2004 through September 30, 2005.

RECOMMENDATION: Approval

Tab 3 Approval of the Assistance to Firefighters grant that is to be submitted by April 8, 2005, in the amount of \$51,000.00 of which 70% (\$34,000.00) will be federally funded and the remaining 30% (\$17,000.00) will require a local cash match by Lake County; also approval that the Chairman be authorized to sign any other documents required for acceptance of the grant.

RECOMMENDATION: Approval

Tab 4 Approval of the Memorandum of Agreement for Participating Orlando Urban Areas Securities Initiative (UASI) Agencies by the Lake County Board of County Commissioners.

RECOMMENDATION: Approval

C. Public Works

Tab 5 Approval and signature of Resolution to advertise Public Hearing for Vacation Petition Number 1046, by Lake Saunders Groves Land LLP, Chelsea Oaks LLC to vacate right of way and cease maintenance on a portion of Merry Road (Number 4455), in the plat of land of James M. Conner, located in Section 27, Township 19 South, Range 27 East, in the City of Tavares - Commission District 3.

RECOMMENDATION: Approval

Tab 6 Approval and signature of Resolution to advertise Public Hearing for Vacation Petition Number 1047 by Amantha B. Musselwhite to vacate a Drainage and Utility Easement, in the Plat of Musselwhite Farms, located in Section 3, Township 20, Range 26, in the Tavares/Lake Jem area – Commission District 3.

RECOMMENDATION: Approval

Tab 7 Approval and signature of Resolution to advertise Public Hearing for Vacation Petition Number 1048, by Pennbrooke Fairways, to vacate a portion of a Utility Easement in the Plat of Pennbrooke Fairways, Phase 1K, Units I and II, located in Section 19, Township 19, Range 24, in the Leesburg area – Commission District 1.

RECOMMENDATION: Approval

Tab 8 Approval to accept a Maintenance Map for Woodlea Road (3840) and Lane Park Road (3637). *(Rescheduled from March 15, 2005 BCC meeting.)*

RECOMMENDATION: Approval

Tab 9 Approval of the Amendment to the Interlocal Agreement between St. John's River Water Management District (SJRWMD) and Lake County to provide additional time to obtain right of way and construct the roadway and drainage improvements for the Sleepy Hollow Road Realignment as well as the SJRWMD Harris Bayou Project.

RECOMMENDATION: Approval

V. PRESENTATION/PUBLIC HEARINGS

A. PRESENTATION – 9:00 A.M. or as Soon Thereafter

1. PRESENTATION

PRESENTATION: Proclamation Declaring the Week of March 28 through April 3, 2005 Community Development Week 2005

B. PUBLIC HEARINGS – 9:00 A.M. or as Soon Thereafter

1. PUBLIC HEARING: VACATIONS

Tab 10 Petition Number 1040 and approval and execution of Resolution by Cascades of Groveland, Representative Bowyer-Singleton Associations, Inc., to vacate right of way and cease maintenance on a portion of Libby Road Number 3, located in Sections 26, 27 and 34, Township 21 South, Range 25 East, in the Groveland area – Commission District 2.

Tab 11 Petition Number 1043 and approval and execution of Resolution by Mary & Whitaker Family Partnership, Ltd./John Whitaker to vacate the lots and right of way in the Plat of Sarah A. Schwer's Subdivision, located in Section 29, Township 18 South, Range 26 East, in the Grand Island area – Commission District 4.

2. **PUBLIC HEARING**

Tab 12 **PUBLIC HEARING:** Stipulated Settlement Agreement concerning Department of Community Affairs (DCA) versus Lake County; Case Number APP-03-020

3. **PUBLIC HEARINGS; REZONINGS (SEE SEPARATE AGENDA)**

VI. **COUNTY MANAGER'S DEPARTMENTAL BUSINESS** (Tab 13)

A. **Growth Management**

Tab 13 Approval to adopt policies and procedures for acquisition of public lands pursuant to the November 2, 2004 referendum.

RECOMMENDATION: Approval

VII. **OTHER BUSINESS** (Tab 14)

Tab 14 Appointment of individuals to vacant positions on the Historical Museum Advisory Committee.

VIII. **REPORTS**

A. **County Attorney** (Tabs 15 through 16)

Tab 15 Approval and authorization to encumber funds and execute the rental agreement to Best American Storage for rental of records storage space for Records Management.

Tab 16 Approval of three year lease with Sarvis/Wilson Investments, Inc. for 2,200 square feet of office space at 908 North Sinclair Avenue, Tavares for Lake County Community Access Network (LCCAN) Program/Citizens' Commission for Children/Volunteer Program.

B. County Manager (Tabs 17 through 18)

Tab 17 Discussion and direction of the appeal for David Meloney concerning denial of request for an adjustment in the School Impact Fee.

Tab 18 Discussion and direction of the appeal for Darwin Barney concerning denial of request for an adjustment in the School Impact Fee.

C. Commissioner Hill – Chairman and District #1

D. Commissioner Pool – District #2

E. Commissioner Stivender – District #3

F. Commissioner Hanson – District #4

G. Commissioner Cadwell – District #5 (Tab 19)

Tab 19 Approval and execution of Proclamation designating the week of April 10 through 16, 2005 as National County Government Week.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Public Works at (352) 343-9760, 48 hours in advance of the scheduled meeting.

TENTATIVE AGENDA

APRIL 5, 2005

9:00 A.M. Regular Meeting

9:00 A.M. PUBLIC HEARING; Ordinance creating the Lake County Public Safety Coordinating Council
or as Soon
Thereafter

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TENTATIVE AGENDA

APRIL 11, 2005

1:00 P.M. Joint Meeting with the Lake County School Board concerning Impact Fees on Ad Valorem
Tax Roll, County Administration Building, Room 233

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TENTATIVE AGENDA

APRIL 12, 2005

9:00 A.M. Board Retreat, County Administration Building, Room 233

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TENTATIVE AGENDA

APRIL 19, 2005

9:00 A.M. Regular Meeting

9:00 A.M. PUBLIC HEARING: Special Assessment Project Number 94 (Forest Drive "Part", Laurel
or as Soon Court, and Hillcrest Drive "Part")
Thereafter

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TENTATIVE AGENDA

APRIL 26, 2005

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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TENTATIVE AGENDA

MAY 3, 2005

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

MAY 10, 2005

9:00 A.M. Regular Meeting/Tentative

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TENTATIVE AGENDA

MAY 17, 2005

9:00 A.M. Regular Meeting

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