

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

**REGULAR MEETING**

**November 18, 2008**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Chairman**  
**Jennifer Hill, Vice Chairman**  
**Elaine Renick, District #2**  
**Jimmy Conner, District #3**  
**Linda Stewart, District #4**

**Cindy Hall, County Manager**  
**Sanford A. Minkoff, County Attorney**  
**Neil Kelly, Clerk to the Board**

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**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.

In addition to regular Board meetings, 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 any member of the public may 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**

**November 18, 2008**

9:00 A.M. Invocation

Pledge of Allegiance

**I. INVESTITURE**

## **II. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

## **III. MINUTE APPROVAL**

- Tab 1 Approval of the following Minutes:
- August 19, 2008 (Value Adjustment Board Meeting)
  - October 21, 2008 (Regular Meeting)

## **IV. CLERK OF COURT'S CONSENT AGENDA**

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 11)

1. 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.

Recommendation: Acknowledge Receipt

2. Notice of City of Minneola Annexation (410). On November 18, 2008, and December 2, 2008, at 7:00 p.m., the City of Minneola City Council will be considering an annexation for approximately 27.97 acres generally located on Highway 455 adjacent to the Northeast Quarter of the Sugarloaf Development. A staff report associated with this annexation and a location map are attached.

Recommendation: Acknowledge Receipt

3. Notice of City of Minneola Annexation (410). On November 18, 2008, and December 2, 2008, at 7:00 p.m., the City of Minneola City Council will be considering an annexation for approximately 16.33 acres generally located North of Sullivan Road and south of Florida Turnpike. A staff report associated with this annexation and a location map are attached.

Recommendation: Acknowledge Receipt

4. Fiscal Year 2009 Meeting Schedule for Pine Island Community Development District.

Recommendation: Acknowledge Receipt

5. Fiscal Year 2009 Meeting Schedule for Central Lake Community Development District.

Recommendation: Acknowledge Receipt

6. Ordinance #2008-08-28 extending and increasing the corporate limits of the City of Groveland.

Recommendation: Acknowledge Receipt

7. Copy of Annual Finance Report for the Town of Montverde for the year ended September 30, 2007.

Recommendation: Acknowledge Receipt

8. Annexation Ordinance 2008-1023 – Church Property 0-4.34 Acres +/- generally located on State Road 44, North of US Hwy 441, Mount Dora, Florida.

Recommendation: Acknowledge Receipt

9. City of Mount Dora Annexation Ordinance 2008-1023, Church Property – 4.34 Acres +/- generally located on State Road 44, North of US Hwy 441, Mount Dora. This property is occupied by Lighthouse Baptist Church.

Recommendation: Acknowledge Receipt

10. Excess fees from the Clerk to the Board of County Commissioners, in the amount of \$344,401.14, for Fiscal Year 2008.

Recommendation: Acknowledge Receipt

11. Draft Five-Year Water Resource Development Work Program, pursuant to Section 373.536(6)(a)(4), Florida Statutes.

Recommendation: Acknowledge Receipt

## V. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 26)

### Budget

[Tab 3](#) Approve Budget Change Request.

1. Resolution to amend the Section 8 Fund in order to receive unanticipated revenue for Fiscal Year 2007-08 in the amount of \$38,420 deposited into County Program Revenue (HUD Housing Assistance) and provide appropriations for the disbursement for Housing Assistance Payment for activities pertaining to Section 8 operations.

[Tab 4](#) Approve Unanticipated Revenue Resolution receiving funds from Federal and State Disaster Relief, and approve a Check Request to pay the final invoice for debris removal for Hurricane Frances.

### Community Services

[Tab 5](#) Approval for the County Manager to sign all Inmate Medical bills above the signature approval limit for the department director of Community Service for FY 2008/2009. This would be effective beginning October 1, 2008.

[Tab 6](#) For the Board to approve and sign 3 copies of Amendment 1 to the FY 07-08 CDBG Partnership Agreement with the Town of Montverde. Commission District 3.

[Tab 7](#) For the Board to approve and sign 3 copies of Amendment 1 to the FY 07-08 CDBG Partnership Agreement with the Town of Astatula. Commission District 3.

[Tab 8](#) Approve and authorize the Chairman of the Board of County Commissioners to sign the Agreement for annual grant funding between Lake County and LASER.

[Tab 9](#) Adoption of the FY 08/09 Annual Plan of Service and Combined Budget for the Lake County Library System.

[Tab 10](#) Approve and authorize the Chairman of the Board of County Commissioners to sign the contract between Lake County and LifeStream Behavioral Center, Inc. for delivery of substance abuse services through the Medicaid Certified Match Substance Abuse Program.

[Tab 11](#) For the Board to approve and authorize the Chairman to sign the Fourth Amendment to the FY 2005-06 Community Development Block Grant (CDBG) Partnership Agreement between the Forest Hills Association and the County. Commission District 5.

[Tab 12](#) For the Board to accept the FY 2008-09 Community Development Block Grant (CDBG) Funding Approval/Agreement, authorize the Chairman to sign it, and direct the Department of Community Services to implement the programs covered under the Agreement. The Chairman is requested to sign the three copies of the CDBG Funding Approval/Agreement.

### **Conservation And Compliance**

[Tab 13](#) Release of Fine, Owner's Name: Scott R. & Tina L. Brockie, Case#2007040047. Commission District 3.

### **Environmental Utilities**

[Tab 14](#) Approve Amendment #2 amending the Arthropod Control FY07/08 Certified Budget by increasing the budget revenue by \$487.54 and allocating \$487.54 for the purchase of chemicals; approve Amendment #1 amending the Arthropod Control FY08/09 Certified Budget by increasing the budget revenue by \$487.54 and allocating \$487.54 for the purchase of chemicals.

### **Procurement**

[Tab 15](#) It is recommended that the Board (1) declare the items on the attached list(s) surplus to County needs, (2) authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director or designee to sign vehicle titles.

[Tab 16](#) Award RFP 08-0251 for restoration and land management tasks to Eco-Logic Restoration Services, LLC.

[Tab 17](#) Award of RFP 08-0257, Industrial Real Estate Broker to CB Richard Ellis, Inc. (CBRE).

[Tab 18](#) Approval of purchase and utilization of services through Coleman Technologies in support of the County Wide Radio System support network utilizing Florida State Contract # 250-000-09-1.

### **Public Safety**

[Tab 19](#) Approval of lease agreement with the City of Leesburg for fiber connections. Commission District 1.

[Tab 20](#) Request approval to transfer funds to Public Works for reimbursement of work completed at Fire Station #21, 25100 CR 44A (Lake Norris Area) Eustis, Florida. Work included upgrade of paving to existing road adjacent to the fire station and fire station parking lot. Funds were appropriated for the project in 2007/2008 budget.

[Tab 21](#) Starting Fiscal Year 2008/2009 Lake County Department of Public Safety requests the approval of the updated Interlocal Agreement with the City of Mascotte for First Responder Fire Rescue Services in which the County shall reimburse the City a total of \$104,517.00 per annum for the fire rescue services provided to the County. Commission District 3.

### **Public Works**

[Tab 22](#) Approval to pay the City of Tavares \$27,468.00 from the 2007-2008 Youth Recreation Assistance Program for unincorporated children from \$40,000.00 available. Approval for the remaining funds of \$12,532.00 from the 2007-2008 Youth Recreation Assistance Program to go towards the 2008-2009 Youth Recreation Assistance Programs for the municipalities. Commission District 3.

- [Tab 23](#) Request authorization to award CR-452 Intersection with #6745 Apiary Road Project No. 2009-01 to C. W. Roberts Contracting, Inc. in the amount of \$414,864.50, and encumber and expend funds in the amount of \$414,864.50 from the Road Impact Fees Benefit District 2 Fund. Commission District 4 & 5.
- [Tab 24](#) Request authorization to award CR-452 Intersection with #6549 South Fish Camp Road and #6847 Fish Camp Road Project No. 2009-02 to Barracuda Building Corporation in the amount of \$208,774.00, and encumber and expend funds in the amount of \$208,774.00 Road Impact Fees Benefit District 2 Fund. Commission District 4.
- [Tab 25](#) Request authorization to accept the final plat for Sugar Hill Estates, and all areas dedicated to the public as shown on the Sugar Hill Estates plat, accept a letter of credit for maintenance in the amount of \$30,000.00, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Grand Island Holdings, Inc.; execute a resolution accepting the following road into the County Road Maintenance System: Sugar Court (County Road No. 6544B); accept a letter of credit for construction of sidewalk improvements in the amount of \$43,100.75; and execute a Developer's Agreement for Construction of Sidewalk Improvements between Lake County and Grand Island Holdings, Inc. for the Sugar Hill Estate. Sugar Hill Estates consists of 21 lots and is located in Section 31, Township 18 South, Range 26 East. Commission District 5.
- [Tab 26](#) Request authorization to release a letter of credit for performance in the amount of \$5,120.50, accept a maintenance bond in the amount of \$13,000.00, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Richard H. Langley and execute a resolution accepting the following road into the County Road Maintenance System: Robbins Ridge Court (County Road No. 2728). Robbins Ridge consists of 4 lots and is located in Section 4, Township 21 South, Range 25 East. Commission District 3.

**VI. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 27 through Tab 34)**

- [Tab 27](#) Approval of Third Amendment to Lease Between Lake County and Data Graphics. Commission District 4.
- [Tab 28](#) Approval to advertise proposed Ordinance relating to Chapter V-A, LDRs, entitled Necessary Public Services and Facilities regarding expiration date for the School Concurrency Ordinance.
- [Tab 29](#) Approve transfer of Maude Prewett Gap parcel to Ellen Meisse as part of the Purchase Agreement approved on June 17, 2008 and authorizing the Chairman to execute the closing documents. Commission District 5.
- [Tab 30](#) Approval of Purchase Agreement with Earl A. Ruprecht, Trustee for right-of-way needed for the CR 466, Segment B Road Widening Project. Commission District 5.
- [Tab 31](#) Approval of Purchase Agreement with Joy L. Scarborough for right-of-way needed for the CR 466-Segment B Road Widening Project. Commission District 5.
- [Tab 32](#) Approval to disburse the overbid proceeds for Tax Certificate #2163 of May 29, 2002 in the amount of \$19,970.83.
- [Tab 33](#) Approval of Progress Energy Distribution Easements for the Judicial Expansion Projects that include the Central Energy Plant and Governmental Office Building (320 Main Street) and authorize Chairman to executed Distribution Easement documents. Commission District 3.
- [Tab 34](#) Declaration of the County owned property, identified as Alternate Key 1402417 located in Lake Frances, as surplus for the purpose of disposal. Commission District 3.

**VII. PRESENTATIONS**

[Tab 35](#) Stormwater presentation by Nancy Fullerton.

[Tab 36](#) Consider Public Comment, review proposed Neighborhood Stabilization Program application provide direction to amend or accept strategy of Neighborhood Stabilization Program as outlined and submit Neighborhood Stabilization Program Application to HUD prior to 12/1/08.

[Tab 37](#) No action required. This is a project briefing on the proposed Minneola Interchange and the interface with proposed Hancock Road Extension and North Grassy Lake Road. Commission Districts 2 and 3.

## **VIII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

### **Budget**

[Tab 38](#) Recommend approval of resolution and budget change requests to reconcile budgeted to actual expenditures for all major object codes for FY 2007/08 in accordance with County Policy LLC-36 and generally accepted accounting principles.

[Tab 39](#) Recommend approval of a resolution to recognize revenue from the State of Florida for the provision of mutual aid to Deland during a declared state of emergency and the attached budget transfer to cover overdrafts. Also request approval of budget transfer to cover overtime and operating supplies overdraft, and approval to reduce a portion of the administrative fee paid to the General Fund. This item reflects final budget adjustments for FY 2007/08.

### **Community Services**

[Tab 40](#) Approve public housing agency payment standards for fiscal year 2009 effective January 1, 2009.

[Tab 41](#) Approval of the Joint Participation Agreement between the Florida Department of Transportation and the Board of County Commissioners and the supporting Resolution for the Public Transit Block Grant.

### **Procurement**

[Tab 42](#) It is recommended that the Board approve the final negotiated contract with CompData Systems for the Fire Rescue Division Electronic Identification System.

### **Public Works**

[Tab 43](#) Approval by the Board of County Commissioners on the Final Alignment for the Minneola Collector Road PD&E Study. A brief presentation will be made by HNTB staff. Commission District 2.

## **IX. PUBLIC HEARINGS**

### **PUBLIC HEARING - 9:00 A.M. or As Soon Thereafter**

[Tab 44](#) Request to advertise for bids for the #1040 Lakeshore Drive with #1039 Harder Road Intersection Improvement Project No. 2009-04 at an estimated cost of \$500,000.00 from Road Impact Fees Benefit District 5 Fund. Commission District 2.

## **X. OTHER BUSINESS**

[Tab 45](#) Approval and execution of Resolution appointing individuals to vacant positions on the Tourist Development Council for four-year terms beginning December 1, 2008.

[Tab 46](#) Appointment of individual to vacant Commission District 2 seat on the Library Advisory Board to complete an unexpired term ending February 28, 2011.

## **XI. REPORTS**

A. County Attorney

B. County Manager

C. Commissioner Hill - Vice Chairman and District #1

[Tab 47](#) Approval of Proclamation for Hospice Month.

D. Commissioner Renick - District #2

E. Commissioner Conner - District #3

F. Commissioner Stewart - District #4

G. Commissioner Cadwell - Chairman and District #5

[Tab 48](#) Approval of Proclamation for Hunger & Homelessness Week.

## **CITIZEN QUESTION AND COMMENT PERIOD**

**At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.**

**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.**

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**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 Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**