

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

REGULAR MEETING

February 17, 2009

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

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

February 17, 2009

9:00 A.M. Invocation

 Pledge of Allegiance

I. AGENDA UPDATE

 Discussion regarding proposed revisions to today's Agenda.

II. MINUTE APPROVAL

Tab 1 Approval of the following Minutes:
January 20, 2009 (Regular Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 5)

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. Copy of the North Lake County Hospital District's September 30, 2008 Annual Financial Report and Auditor General Management Letter.

Recommendation: Acknowledge Receipt
3. Copy of Report No. 2009-092, Lake County District School Board Financial and Federal Single Audit, for the Fiscal Year ended June 30, 2008.

Recommendation: Acknowledge Receipt
4. Notice from Florida Public Service Commission – Commission Conference Agenda for Tuesday, February 10, 2009, at 9:30 a.m., at the Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148.

Recommendation: Acknowledge Receipt
5. Clerk of Courts Semi Annual Investment Report for FY 08/09, dated December 31, 2008.

Recommendation: Acknowledge Receipt

IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 16)

Budget

Tab 3 Approve Budget Change Request and Capital Substitution.

1. Budget transfer – County Fire Rescue Fund, Department of Public Safety, Fire Rescue Division. Transfer \$84,211 from Buildings to Repair and Maintenance. The funds for the remodeling of Station 54, Harbor Hills, were placed in the Buildings account. The remodeling costs should be in the Repair and Maintenance account.
2. Capital Substitution – Renewal Sales Tax Capital Projects Fund, Department of Public Works, Road Operations Division, Road Operations Section. Transfer \$45,000 in Machinery and Equipment (Project 00001) from Water Truck to Water Tank Conversion. Public Works Road Operations had budgeted \$128,134 for a water truck. A water tank conversion, which would consist of purchasing two (2) 2,500 gallon water tanks and mounting them in place of two (2) existing pot hole patch units on existing chassis, would cost \$45,000, resulting in savings of \$83,134.

Community Services

- [Tab 4](#) Approval of the transportation Standard Coordinator Contract with several Coordination Contractors.
- [Tab 5](#) Approval and Execution of authorizing Resolution to ratify issuance of homeowner revenue bonds and homeowner subordinate revenue bonds by Orange County Housing Finance Authority on Behalf of Lake County.

Employee Services

- [Tab 6](#) Recommend approval of the amendment to the County's Section 125 Flexible Spending Account (Cafeteria Plan).
- [Tab 7](#) Recommend approval of Family Medical Leave Act (FMLA) Policy and addendums to the Policies and Practices Employee Manual updating the sections on Sick and Annual Leave.
- [Tab 8](#) Request approval of the period October 1, 2008-December 31, 2008 unemployment compensation invoice. This invoice exceeds the County Manager's \$25,000 approval threshold. Also request blanket authorization for the County Manager to approve payment of unemployment invoices in the future.

Information Technology

- [Tab 9](#) Approve the purchase for replacement of core BCC computer network components from CDW in the amount of \$145,841.00.

Public Works

- [Tab 10](#) Request authorization to release a letter of credit for performance in the amount of \$165,620.00 posted for road improvements on Rolling Acres Road in conjunction with the site plan for Home Depot. The project is located in Commission District 5.
- [Tab 11](#) Approve a Proportionate Fair Share Agreement with Headquarter Orlando Real Estate, LLC, for a new Honda Dealership in the Clermont area. Commission District 2.
- [Tab 12](#) Request authorization to release a maintenance bond in the amount of \$13,365.58 posted for Spring Valley Phase VIII. Spring Valley Phase VIII consists of 50 lots and is located in Section 5, Township 23 South, Range 26 East. Commission District 2.
- [Tab 13](#) Approval and signature of Resolution to advertise Public Hearing for Vacation Petition No. 1134, KMH, LLC, to vacate right of way and cease maintenance on South Steve's road and a portion of Steve's Road, in the Clermont area. Commission District 2.
- [Tab 14](#) Request authorization to release a Performance and Payment bond in the amount of \$419,259.30 posted for a Developer's Agreement between Lake County and Tuscany Village Venture, LLC. Commission District 2.
- [Tab 15](#) Approval and signature of Resolution to advertise Public Hearing for Vacation Petition No. 1150, John's Lake LLC, to vacate tracts and rights of way in two Plats of Lake Highlands Co., in the Clermont area. Commission District 2.
- [Tab 16](#) Approve agreement between Lake County Board of County Commissioners and Florida Department of Environmental Protection to provide financial assistance for the Hollondel Road Stormwater Retrofit Project. Commission District 3.

V. COUNTY ATTORNEY'S CONSENT AGENDA

[Tab 17](#) Approval of Lease Agreement with Ali H. Jawad for Tax Collector office space located at 194 N Highway 27, Clermont. Commission District 2.

VI. PRESENTATIONS

[Tab 18](#) To request that the BCC approve the Proclamation declaring February 25, 2009 as the first Lake County Adopt-A-Lake Day and allow the Adopt-A-Lake volunteers to give a presentation in show of their support for Lake County Adopt-A-Lake Day.

VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Community Services

[Tab 19](#) Board approval of resolution to receive unanticipated revenue from HUD, in an eighteen month allocation of \$3,136,967 from the Neighborhood Stabilization Program (NSP) and provide appropriations for the disbursement of funds for acquisition, rehabilitation and re-sale or demolition of foreclosed and abandoned properties and administrative costs. Also, to approve the Chairman of the Board of County Commissioners to sign any future documents from HUD to accept this funding.

Growth Management

[Tab 20](#) Discussion regarding development order extension policy.

Public Works

[Tab 21](#) Staff will present the Public Land Acquisition Advisory Council - approved Management Plan for "Lake May Reserve". Staff requests approval of the Plan by the Board of County Commissioners. Commission District 4.

VIII. PUBLIC HEARINGS

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

[Tab 22](#) Approve the First Amendment to the Development Agreement between Lake County Board of County Commissioners and The Villages of Lake-Sumter, Inc. Commission District 5.

[Tab 23](#) Public hearing for the approval of the Revised 2009-2013 Road Impact Fee Transportation Construction Program.

IX. OTHER BUSINESS

[Tab 24](#) Appointment affirmation of Paula Bean to serve as Howey-in-the-Hills member representative and Nicole Montrone as its alternate representative on the Lake County Library Advisory Board to serve four-year terms ending Feb 28, 2012 and appointment affirmation of Keith Crowe to serve as Minneola's member representative on the Lake County Library Advisory Board to serve a term ending February 28, 2010.

[Tab 25](#) Appointment of individuals to upcoming vacant positions on the Library Advisory Board to serve four-year terms beginning March 1, 2009.

X. REPORTS

A. County Attorney

B. County Manager

[Tab 26](#) Approval of resolution pertaining to SR44.

C. Commissioner Hill - Vice Chairman and District #1

D. Commissioner Renick - District #2

E. Commissioner Conner - District #3

F. Commissioner Stewart - District #4

[Tab 27](#) Approval and execution of Proclamation proclaiming March 2009 as Child Care Awareness Month in Lake County and April 5, 2009 as Parents and Children's Day in Lake County.

G. Commissioner Cadwell - Chairman and District #5

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.

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.