

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

REGULAR MEETING

April 06, 2010

COUNTY COMMISSIONERS

**Welton G. Cadwell, Chairman
Elaine Renick, Vice Chairman
Jennifer Hill, District #1
Jimmy Conner, District #3
Linda Stewart, District #4**

**Sanford A. Minkoff, Interim County Manager
Neil Kelly, Clerk to the Board
Melanie Marsh, Acting County Attorney**

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

April 06, 2010

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:

- February 2, 2010 (Regular Meeting)
- February 23, 2010 (Regular Meeting)
- March 4, 2010 (Special Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

TIME CERTAIN – 9:00 A.M. OR SOON THEREAFTER

PRESENTATION - Comprehensive Annual Financial Report (CAFR), including various audit reports for FY 2009, by the County's external auditors, Moore, Stephens, and Lovelace, P.A.

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 6)

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the 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. Founders Ridge Community Development District Proposed Fiscal Year 2011 Budget in accordance with Section 190.008 (2)(b) Florida Statutes.

Recommendation: Acknowledge Receipt

3. City of Mount Dora's Comprehensive Financial Report for Fiscal Year ended September 30, 2009.

Recommendation: Acknowledge Receipt

4. City of Tavares Annexation Ordinance 2010-04 annexing approximately 1,352 acres of land located on the south shoreline of Lake Dora.

Recommendation: Acknowledge Receipt

5. Annual Financial Audit for the Lake County Water Authority.

Recommendation: Acknowledge Receipt

6. City of Eustis 10-Year Water Supply Facilities Work Plan Update with accompanying CD.

Recommendation: Acknowledge Receipt

IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 14)

Community Services

[Tab 3](#) It is recommended that the Board approve and execute an agreement with Martin-Mency, LLC for revenue sharing transit advertising.

[Tab 4](#) For the Board of County Commissioners to approve and authorize the Chairman to sign the FY 2009 - 2010 Agreement between the County and the Friends of Ferndale in an amount not to exceed \$1,500.00, allocating Community Development Block Grant funds to purchase materials to construct and install three community entrance signs. The Board is also requested to direct the Community Services Department execute the agreement and oversee completion of the project as covered in the Scope of Services.

County Manager

[Tab 5](#) Approval to fill Office Associate III, Animal Control Officer and Shelter Technician positions in the Animal Services Division of Public Safety.

[Tab 6](#) Approval to fill the Fleet Management Director position in the Fiscal and Administrative Services Department.

Public Resources

[Tab 7](#) Request authorization to award the PEAR Park Entrance Road Project No. 2010-17, Bid No. 10-0028, to James E. Decker Const Company in the amount of \$208,411.68 and encumber and expend funds in the amount of \$208,411.68 from the Renewal Sales Tax Capital Projects (\$200,000) and Parks Services MSTU Infrastructure PEAR Park(\$8,411.68).

[Tab 8](#) Approval of the attached fee schedule for the reservation of advertising in designated, active County Parks. This would include future parks which may be designated as active parks. Current active parks are: -North Lake Community Park -P.E.A.R. Park (Active Side) Approval of Resolution amending the Fee Schedules for FY2009-2010 to include these fees for services provided by Parks and Trails. These fees will remain in effect until replaced or superseded. Approval for all fees collected to be put back into the Parks and Trails budget for help with the cost of maintenance and upkeep of County Parks.

Public Works

[Tab 9](#) Approval of Amendment to Public Road Crossing Agreement between The Florida Central Railroad and Lake County Board of County Commissioners for the Lois Drive Intersection improvement project.

[Tab 10](#) Approval of change order for additional surveying work performed by BESH and for additional alignment design by TY LIN through the Clermont Park and the trail crossing over the CR 561 Bridge on the Palatlahaha River.

[Tab 11](#) Request authorization to execute a resolution accepting West Sixth Avenue (County Road No. 7876A) from East CR-450 to East Fourth Street into the County Road Maintenance System. Commission District 5.

[Tab 12](#) Approval and authorization for Chairman to execute satisfactions of lien for the attached three (3) road assessments. Commission District 4, and 5.

[Tab 13](#) Approve and execute an Amendment to the Purchase Agreement, dated December 7, 2009, between Diamondback Land Company and Lake County, to extend the contract to allow the County to obtain approval and permit from DEP/St. Johns to use land for mitigation of wetland impacts on the C470 Project. Commission District 3

- [Tab 14](#) Approve and execute a purchase agreement with Carcer Enterprises, Inc. and Hidden Lakes Estates, Inc. for the purchase of six (6) parcels of land, mostly abandoned railroad, in conjunction with the South Lake Trail – Phase 3 Project in the Groveland area and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, for property in conjunction with the South Lake Trail – Phase 3 Project. Commission District 3

V. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 15 through Tab 20)

- [Tab 15](#) Update on recent lease activity
- [Tab 16](#) Approval of Amendment to Lease Agreement Between Lake County and the East Lake County Chamber of Commerce, Inc. Relating to East Lake County Library.
- [Tab 17](#) Approval to execute Authorization and Release Agreement between Lake County and the Lake County Water Authority allowing for the removal of nutrient-laden sediment from Lake Beauclair and certain canals leading to Lake Beauclair and the Apopka-Beauclair canal.
- [Tab 18](#) Approval of Settlement with Crisbo Holdings, L.L.C. regarding the CR 466 Road Widening Project.
- [Tab 19](#) Approval of Amendment to Lease Agreement Between Lake County and Strickland Warehouses, LLC for Supervisor of Elections Support Center.
- [Tab 20](#) Request approval to advertise an ordinance to Amend the County Logo and Seal Ordinance.

VI. AWARDS

EMPLOYEE AWARDS

FIVE YEARS

Sherry Bedford, Welcome Center Worker
Public Resources/Tourism & Business Relations

George Gaston, Professional Standards Manager
Public Safety/Fire Rescue/Administration

TEN YEARS

George Dore, Librarian II
Public Resources/Library Services/East Lake Library

TWENTY YEARS

Sharon Horton, Office Associate II
Public Works/Road Operations/Maintenance Area I (Leesburg)

Jonathan Iannone, Support Services Supervisor
Public Safety/Fire Rescue/Administration

RETIREMENT

Robert McCullough, Maintenance Division Director
Facilities Development & Management

VII. PRESENTATIONS

[Tab 21](#) Presentation by Greg Church, Vice President of Operations, for Angel Flight Southeast and approval of resolution.

[Tab 22](#) Approve resolution recognizing the observance of "TRAIN SAFETY AWARENESS WEEK" beginning April 18, 2010 through April 24, 2010.

[Tab 23](#) Approve resolution recognizing observance of "Motorcycle Safety Awareness" for the month of May 2010.

VIII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Facilities Development And Management

[Tab 24](#) It is recommended that the Board provide 1) additional funding appropriation and necessary transfers for the Sheriff's Substation project in the amount of \$365,000 of which \$220,000 is for FF&E for the project; 2) approve additional fees for Heery Architects within the existing approved encumbered amount; and 3) approve the concept of providing transportation for the public from the Parking Garage to the Judicial Center entrance during construction of the Judicial Center and approve the purchase of one multi-passenger golf cart for such transportation up to \$12,500 and the necessary budget transfers.

Public Resources

[Tab 25](#) Request approval to prepare design and construction bid documents for a Miracle Field at Lake Idamere Park at a cost not to exceed \$40,000, per existing on-call contract CT070219B with GatorSketch Architects, Inc.

Public Works

[Tab 26](#) Update on the East Lake Park and Elementary School "J" joint use project.

IX. PUBLIC HEARINGS

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

[Tab 27](#) Approval of an Ordinance Establishing Advertising Regulations for Parks.

[Tab 28](#) Approval of Amended Budget for FY 2009-10 to include mid-year budget amendment and approval of the resolution adopting a supplemental budget for FY 2009-10.

X. OTHER BUSINESS

[Tab 29](#) Appointment of individuals to vacant positions on the Lake-Sumter Metropolitan Planning Organization Bicycle & Pedestrian Advisory Committee (BPAC) to serve two-year terms ending Dec. 31, 2011.

[Tab 30](#) Appointment of individuals to the Solid Waste Alternatives Task Force and appointment of non-voting Commissioner liaison.

XI. REPORTS

A. County Attorney

[Tab 31](#) Amend or terminate the Option Agreement Between Lake County and the City of Clermont Relating to the Clermont Sprayfield Property. If amending, authorize Chairman to execute necessary closing documents.

[Tab 32](#) Approval of Resolution instituting the eminent domain process for acquisition of property located at the intersection of State Road 19 and CR 42, and approval to proceed with pre-suit negotiation offers.

[Tab 33](#) Declaration of the following County owned properties as surplus for the purpose of disposal; and Approval of the Resolution authorizing the donation of Alternate Key 1354919 to Homes In Partnership, Inc. and approval and execution of Developer's Agreement and Deed transferring property to Homes in Partnership; and Approval of the Resolution authorizing the donation of Alternate Keys 1335370, 1372224, 1401470 to Habitat for Humanity of Lake-Sumter, Florida, Inc. and approval and execution of Developer's Agreement and Deeds transferring properties to Habitat for Humanity of Lake-Sumter, Florida, Inc. Approval to offer for sale Alternate Keys 3786257 and 1335175, first to an adjacent property owner then to the general public if not purchased by an adjacent property; and approval to offer for sale Alternate Key 1339855 to the general public.

B. County Manager

C. Commissioner Hill - District #1

D. Commissioner Renick - Vice Chairman and District #2

[Tab 34](#) Proclamation proclaiming April 24th, 2010 as Beta Sigma Phi Founder's Day.

E. Commissioner Conner - District #3

F. Commissioner Stewart - District #4

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.