

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

REGULAR MEETING

September 01, 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

September 01, 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:
- July 21, 2009 (Regular Meeting/Workshop)
 - July 28, 2009 (Regular Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 4)

1. Notification from the City of Eustis of action within the Joint Planning Area with regard to the City of Eustis and Lake County Joint Planning Agreement.

Recommendation: Acknowledge Receipt
2. Lake County Clerk of Courts' Semi-Annual Investment Report for Fiscal Year 2008-09.

Recommendation: Acknowledge Receipt
3. Lake County Water Authority's Draft Tentative Budget 2009-2010.

Recommendation: Acknowledge Receipt
4. Lake County Water Authority's July 2009 Special District Public Facilities Report as required by Florida Statue 189.415.

Recommendation: Acknowledge Receipt

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

Budget

Tab 3 Approve Budget Change Request and Check Requests (direct pays).

1. Budget transfer – General Fund, Department of Economic Growth and Redevelopment. Transfer \$23,000 from Reserve – Economic Development to Aids to Private Organizations. On August 4, 2009, the Board of County Commissioners approved the award of two High Value Job Creation (HVJC) Program Awards totaling \$110,000. There is currently \$87,000 available in the Aids to Private Organizations account line for HVJC awards. An additional \$23,000 is needed to cover both awards. Funds are available in Reserve – Economic Development. After this transfer, the balance in the Reserve – Economic Development account will be \$3,059,150.
2. Approval of request from the Sheriff's Office for reimbursement of expenses from the Law Enforcement Trust Fund. The request exceeds the County Manager's approval limit of \$25,000. Total payment is for \$26,064.00.
3. Approval of request for payment of invoice for inmate medical expenses. The request exceeds the County Manager's approval limit of \$25,000. Total payment is for \$60,381.00.
4. Approval of request for payment of invoice for inmate medical expenses. The request exceeds the County Manager's approval limit of \$25,000. Total payment is for \$44,647.05.

Conservation And Compliance

[Tab 4](#) Satisfaction & Release Of Fine Property Owner: Richard C. & Linda L. Lawson Case# 2007080035. Commission District 5.

Employee Services

[Tab 5](#) Approval to change positions designated by Lake County for inclusion in the Florida Retirement System (FRS) Senior Management Service Class. These changes include removing the positions of Information Outreach Director and Director of Tourism & Business Relations, and adding the position of Public Resources Director. Approval is requested to run advertisement for the addition of the Public Resources Director position. Advertisements to run in the Orlando Sentinel newspaper on Saturday, September 5 and Saturday, September 12, 2009.

Environmental Utilities

[Tab 6](#) Approve Arthropod Control FY09/10 Certified Budget.

[Tab 7](#) Approve Amendment #3 amending the Arthropod Control FY08/09 Certified Budget by: increasing revenue by \$88 due to unanticipated revenue from vehicle and surplus equipment sales; transferring \$4,254 from Travel & Per Diem and \$1,855 from Books, Dues and Pubs and \$255 from Capital Outlay to Operating Supplies to purchase chemicals for adulticiding.

Growth Management

[Tab 8](#) Request BCC approval to accept sponsorships for the Green Team's 2nd Annual Green Fair to be held on Saturday, November 14, 2009 at Wooton Park, Tavares, FL.

Procurement

[Tab 9](#) 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 10](#) It is recommended that the Board approve the staff recommendation to piggyback St. Johns County bid 09-83, Annual Asphalt Services - Chip Seal section for Florida Highway Products, Inc. to provide Chip Seal to Lake County Road Operations.

Public Works

[Tab 11](#) Approve a Proportionate Fair Share Agreement with Ladd Development, Inc., DCS Land Development, Inc. and Lacek Gauldin, LLC. For Hancock Industrial Park. Commission District 2.

[Tab 12](#) Request authorization to release a performance bond in the amount of \$1,106,897.00 posted for Colina Bay. Colina Bay consists of 73 lots and is located in Section 23, Township 22 South, Range 25 East. Commission District 3.

[Tab 13](#) Request authorization to release cash funds posted as maintenance surety in the amount of \$14,802.65 posted for East View Estates. East View Estates consists of 8 lots and is located in Section 14, Township 18 South, Range 24 East. Commission District 5.

[Tab 14](#) Request approval of a resolution to change C W Harrell Road "Part" (the portion laying between Sunburst Lane and Laguna Road) to Laguna Road. Commission District 2.

V. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 15 and 16)

[Tab 15](#) Approval of the Stipulated Final Judgment with James A. Cichielo for needed right-of-way for the completion of the CR 466-Segment B Road Widening Project and Chairman to executed necessary closing documents. Commission District 5.

[Tab 16](#) Approval of Settlement Agreement and General Release for Strout v. Lake County.

VI. AWARDS

EMPLOYEE AWARDS

FIVE YEARS

Tyrone Baquie, Network Administrator Information Technology/
Information Systems

Samuel Cauley, Surveying Manager Public Works/Engineering/
Survey & Design

Barry Fitzgerald, Firefighter/Paramedic Public Safety/Fire Rescue

Francis Franco, Transportation Concurrency & GIS Manager Lake/Sumter MPO

Elizabeth Heine, Webmaster Information Outreach

William Jenkins, Firefighter/Paramedic Public Safety/Fire Rescue

TEN YEARS

Pamela Goodson, Librarian II Community Services/
Library Services/Astor Library

Lisa Grider, Code Enforcement Officer Conservation & Compliance/
Code Enforcement Services

Paul Proctor, Roadway Designer II Public Works/Engineering/
Survey & Design

Albert Sikes, Chief Inspector Growth Management/
Building Services

FIFTEEN YEARS

Randy Beadle, Maintenance Specialist Facilities Development
& Management/Maintenance/Jail & Sheriff Facilities

Michael Smith, Equipment Operator I Public Works/Road
Operations/Maintenance Area I (Leesburg)

TWENTY-FIVE YEARS

Anita Greiner, Chief Planner Growth Management/Zoning

SUPERVISOR OF THE QUARTER

(held over from August 4, 2009 meeting)

Tracy Swank, Regional Branch Manager
Community Services/Library Services/Cooper Memorial Library

VII. PRESENTATIONS

[Tab 17](#) Presentation by Hugh Kent, President of Trout Lake, on their Annual Report.

VIII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Community Services

[Tab 18](#) Request approval of a Resolution for Unanticipated Revenue to receive \$30,493.50 from MV Transportation, Inc. (insurance proceeds) Request approval to purchase a 2005 Chevy 3500 Paratransit vehicle (used) from All Bus Exchange with insurance proceeds.

[Tab 19](#) Approval to transfer funds from General Fund Reserves to cover Medicaid costs for August and September 2009.

[Tab 20](#) Approve and authorize the Chairman of the Board of County Commissioners to sign the amended 2009-2012 Local Housing Assistance Plan adopting the Florida Homebuyer Opportunity Program (FHOP) strategy.

Employee Services

[Tab 21](#) Approval of the contract renewal and new rates with Symetra for the employee medical excess loss insurance through September 30, 2010.

Environmental Utilities

[Tab 22](#) Direct the Department of Environmental Utilities to proceed with the development and implementation of the Material Recovery Facility (MRF) that will provide for the further separation and marketing of the individual materials which make up the co-mingled recyclables; direct the DEU to proceed with the purchase of the equipment necessary to construct the MRF; direct the DEU to proceed with hiring four (4) part-time Laborer positions to perform the separation; direct the DEU to amend the FY10 Budget to provide for the implementation and operation of the MRF Program.

IX. PUBLIC HEARINGS

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

[Tab 23](#) Request to approve and authorize the execution of a resolution adopting the "Greater Groves Municipal Service Unit" non-ad valorem rate schedule and the non-ad valorem assessment roll.

[Tab 24](#) Request to approve and authorize the execution of a resolution adopting the "Greater Hills Municipal Service Benefit Unit" non-ad valorem rate schedule and the non-ad valorem assessment roll.

[Tab 25](#) Request to approve and authorize the execution of a resolution adopting the "Greater Pines Subdivision" municipal services non-ad valorem rate schedule and the non-ad valorem assessment roll.

[Tab 26](#) Request to approve and authorize the execution of a resolution adopting the "Picciola Island Subdivision" non-ad valorem rate schedule and the non-ad valorem assessment roll.

[Tab 27](#) Request to approve and authorize the execution of a resolution adopting the "Valencia Terrace Subdivision" non-ad valorem rate schedule and the non-ad valorem assessment roll.

[Tab 28](#) Request to approve and authorize the execution of a resolution adopting the "Village Green Subdivision" non-ad valorem rate schedule and the non-ad valorem assessment roll.

- [Tab 29](#) Approval of Ordinance Repealing and Replacing Chapter 4, Lake County Code, entitled Animals.
- [Tab 30](#) Approval of the Ordinance Amending Chapter 8, Sections 8-4 and 8-6, Lake County Code, entitled Code Enforcement Special Master.
- [Tab 31](#) Request to approve and authorize the execution of the final assessment resolution adopting the Diane Drive and Lisa Drive Special Assessment non-ad valorem assessment roll.

X. REPORTS

A. County Attorney

- [Tab 32](#) To apply the two (2) year extension of local government development orders and building permits authorized by SB 360 broadly and consistently with the intent expressed in the letter written by Senator Bennett and Representative Murzin.

B. County Manager

C. Commissioner Hill - Vice Chairman and District #1

D. Commissioner Renick - District #2

E. Commissioner Conner - District #3

F. Commissioner Stewart - District #4

- [Tab 33](#) Approval for staff to move forward to develop a finding of necessity and redevelopment plan for a proposed Mt. Plymouth/Sorrento Community Redevelopment Area (CRA).

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.