

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

REGULAR MEETING

October 19, 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

October 19, 2010

9:00 A.M. Invocation

Pledge of Allegiance

I. Presentation by the Sales Surtax Oversight Committee

II. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

III. MINUTE APPROVAL

Tab 1 Approval of the following Minutes:

- September 7, 2010 (Regular Meeting)

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. If the issue raised is not on today's agenda, action will not be taken by the Board at this meeting unless the Board votes to add the item to today's agenda. Questions may be answered by staff, or referred for appropriate staff action. If further action is necessary, the item may be placed on a future Board agenda.

Zoning and code enforcement matters cannot be discussed during the public comment period. Procurement matters not scheduled to be heard by the Board today also cannot be discussed during the public comment period.

Public comment shall be limited to 3 minutes per person.

IV. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 7)

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. Proposed annexation Ordinance 2010-004 from the City of Fruitland Park for approximately 1.29 acres located at 849 CR 466A, which the City Commission would be taking up for consideration at its October 14 meeting.

Recommendation: Acknowledge Receipt

3. Audit Report for the Town of Montverde for Fiscal Year 2009.

Recommendation: Acknowledge Receipt

4. 2009 Annual Report and Five Year Plan from the Lake County Water Authority with cover letter from Michael J. Perry, Executive Director of LCWA.

Recommendation: Acknowledge Receipt

5. Arlington Ridge Community Development District Annual Meeting Schedule – Fiscal Year 2011.

Recommendation: Acknowledge Receipt

6. Annual Financial Report of Estates at Cherry Lake Community Development District together with Annual Financial Audit Report for the Fiscal Year Ended September 30, 2009.

Recommendation: Acknowledge Receipt

7. 2009-10 Fiscal Year Annual Report for the Division of Forestry's Cooperative Forestry Assistance Program and Fire Protection in Lake County.

Recommendation: Acknowledge Receipt

V. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 21)

County Manager

[Tab 3](#) Request authorization to fill four (4) positions in Public Works: three (3) Road Maintenance Operator positions in Road Operations Division and one (1) Sign and Striping Technician position in Traffic Operations Division. (The total fiscal impact for these four positions is \$129,556.00.)

[Tab 4](#) Request authorization to fill Code Enforcement Officer position in the Department of Conservation and Compliance/Code Enforcement Division. (Fiscal Impact is \$ 48,408.00.)

Economic Development And Community Svc

- [Tab 5](#) Approval and signature on the Amendment to High Value Job Creation Program Agreement between Lake County, Florida and First Green Bank for a twelve month extension.
- [Tab 6](#) Approval and signature by Chairman of the Board of County Commissioners on the Resolution adopting the Lake County Health Department Fee Schedule for Fiscal Year 2010-2011. There is no fiscal impact.
- [Tab 7](#) Approve resolutions amending the Community Development Block Grant Fund and the Public Transportation Fund in order to receive unanticipated grant fund revenues. Fiscal impact is \$1,220,536.
- [Tab 8](#) Approval and chairperson signature of a one year extension of the 2009/10 CDBG agreement for the completion of Aesop's Park Project.
- [Tab 9](#) Request to retroactively approve and Chairperson sign resolution for \$5,000 in excess funding paid to Christopher C. and Heidi A. Harvick for home purchase assistance in 2008.

Fiscal And Administrative Services

- [Tab 10](#) Recommend the Board reassign an operating lease from Nortrax Equipment Company to Deere Credit, Inc. subject to County Attorney approval. (No fiscal impact)
- [Tab 11](#) Approve Fiscal Year 2009-10 budget change requests and resolutions to reconcile grant receipts and budgeted to actual expenditures in accordance with County Policy LCC-36 and best financial practices. Fiscal impact is \$304,807.
- [Tab 12](#) Approve and execute the Annual Agreement for Operating System and Database Administration Support, and the Annual Support Agreement and License Agreement for MUNIS Software. Authorize the County Manager to sign all future annual agreements. Fiscal impact is \$207,673.65

Growth Management

- [Tab 13](#) Recommend that the Board award contract 10-0044 to Reynolds, Smith, and Hill, Inc (RS&H) for design and operation of energy efficiency programs associated with the Energy Efficiency and Conservation Block Grant (EECBG) awarded to the County. Fiscal impact is \$64,800.
- [Tab 14](#) Approve resolution acknowledging the designation of a Live Oak Tree in the Pennbrooke Fairways Subdivision as a Heritage Tree. (No Fiscal Impact)

Public Resources

[Tab 15](#) Staff requests approval of the Management Plan for the Mount Plymouth Lakes Property. Total Fiscal Impact - Approximately \$68,973.00.

Public Works

[Tab 16](#) Recommend approval and signature on Resolution authorizing the posting of “No Standing No Stopping No Drop-off” signs on both sides of CR 437 (5386) in front of Sorrento Elementary School in the Sorrento area, Section 19, Township 19, Range 28, Commissioner District 4. No fiscal impact

[Tab 17](#) Approval and signature of Resolution to Advertise Public Hearing for Vacation Petition No. 1159, BFG Lakeshore, LTD, to vacate lots and easements according to the Plat of Terrace Grove, in the Clermont area. There is no fiscal impact. Commission District 2

[Tab 18](#) Approve and execute a Purchase Agreement with David, Dorothy, Clyde and Diana Mathews for a parcel of land consisting of 4 lots at the intersection of US 27(441)/C466A/C25A, in Fruitland Park, needed for the C466A Road Widening Project. Also authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, and IRS donation, for property in conjunction with said C466A Project. Commission District 1 (Fiscal impact is \$388,000.00)

[Tab 19](#) Approval and signature of Resolution to Advertise Public Hearing for Vacation Petition No. 1157, John R. Arnold/Arnold Groves, to vacate a portion of right of way in the Green Swamp area near the Polk County line. Commission District 2. (There is no fiscal impact.)

[Tab 20](#) Adoption of the Amended Resolution and Execution of the Amendment to the JPA Agreement for the intersection improvements at Citrus Tower Boulevard and Steve's Road (FDOT Transportation Infrastructure Pilot Program for Fiscal Year 2009/2010). FM #428225-1-58-01. Amendment is to add the audit requirements of Section 215.97, Florida Statutes "Florida Single Audit Act". No fiscal impact

[Tab 21](#) Recommend approval and signature on Resolution authorizing the posting of “No Standing No Stopping No Drop-Off” signs on Bates Avenue (5771) in front of Eustis Middle School in the Eustis area, Section 6, Township 19, Range 27, Commissioner District 4. No fiscal impact

VI. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 22 through Tab 25)

[Tab 22](#) Approval of termination of a portion of the leased space identified as Building B located at 1300 Duncan Drive, Tavares. Fiscal Impact – approximately \$34,000 savings

- [Tab 23](#) Accept the proposed settlement agreement and remain a member of the class in Monroe County v. Priceline.com et.al. Fiscal impact undetermined at this point in time.
- [Tab 24](#) Approval of renewal of lease space with JTM Properties for Public Safety Department space The fiscal impact is \$19,200 (estimated).
- [Tab 25](#) Approval of Release of Declaration of Covenants and Restrictions; authorizing County Manager to sign this release along with future releases when repayment has been made.

VII. PRESENTATIONS

- [Tab 26](#) Presentation by Shelly Lauten, myregion.org, regarding its current projects (Regional Water Strategy and “Connecting for Global Competitiveness – Florida’s Super Region.
- [Tab 27](#) Presentation of President's Volunteer Service Award to Gwen Manning for completing the certification process for lifetime achievement of over 4,000 documented volunteer hours. (Fiscal impact \$16.00)

VIII. 10:00 A.M. - CLOSED SESSION

IX. OTHER BUSINESS

- [Tab 28](#) Ratification of committee's selection of Agnes Berry and Pauline Yowler into the Women's Hall of Fame.

X. REPORTS

- A. County Attorney**
- B. County Manager**
- C. Commissioner Hill - District #1**
- D. Commissioner Renick - Vice Chairman and District #2**
- E. Commissioner Conner - District #3**
- F. Commissioner Stewart - District #4**
- G. Commissioner Cadwell - Chairman and District #5**

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.