

BOARD ACTION

February 3, 2009

APPROVED	Tab 1. Minutes of January 6, 2009 (Regular Meeting), as presented.	KELLY
APPROVED	Tab 2. Clerk of Courts= Consent Agenda, as follows: 1. Request to acknowledge receipt of 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. 2. Request to acknowledge receipt of Monthly Distribution of Revenue Traffic/Criminal Cases, for the Month Ending December, 2008, in the amount of \$186,592.14. Same period, last year: \$149,999.57. 3. Request to acknowledge receipt of Before the Public Service Commission: Notice of Application For An Original Certificate Notice is hereby given on January 9, 2009, pursuant to Section 367.045, Florida Statutes of the application in Docket No. 080499-WU of TLP to operate an existing water system providing service in Lake County, Florida. 4. Request to acknowledge receipt of Before the Florida Public Service Commission Commission Conference Agenda Monday, January 26, 2009, 9:30 a.m., at Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148 Docket No. 080632-EU – Joint petition for approval of amended territorial agreement in Sumter, Lake, Marion, Citrus, and Levy Counties by Sumter Electric Cooperative, Inc. and Progress Energy Florida, Inc. 5. Request to acknowledge receipt of copy of executed Resolution No. 2009-01 from the City of Mount Dora adopting an amendment to the Northeast Community Redevelopment Agency Master Plan to promote pedestrian and bicycle access to community facilities and to include Lincoln Avenue shared use trail as a NECRA Project. 6. Request to acknowledge receipt of Notice of Application for Extension of Service Area – Pursuant to Section 367.045, Florida Statutes, and Rule 25-30.030, Florida Administrative Code, notice is hereby given on January 22,	KELLY

	<p>2009, by Lake Utility Services, Inc., 200 Weathersfield Avenue, Altamonte Springs, Florida 32714, of its “quick take” Application for Amendment to Water Certificate No. 247-W and Wastewater Certificate No. 465-S for territory in Lake County, as described in Notice of Application.</p> <p>Any objections to the Application must be made in writing and filed with the Commission Clerk, Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, no later than thirty (30) days from the date of this notice, with a copy provided to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, 2180 W. State Road 434, Suite 2118, Longwood, Florida 32779. The objection must state the grounds for the objection with particularity.</p>	
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<p>APPROVED</p>	<p>Tab 3. Request from Budget for the following budget change requests:</p> <ol style="list-style-type: none"> 1. Budget transfer - MSTU-Stormwater Section Fund, Department of Public Works, Engineering Division, MSTU Stormwater Section. Transfer \$803,751 from Professional Services to Infrastructure-Design/Permits for various project accounts (list attached). The engineering, design and permitting component of each approved stormwater project was budgeted in the professional services object code, which is in the operating category. This transfer will realign all approved design funds to an object code in the capital category for the same project. This transfer will assist with tracking project costs and was a collaborative effort between Budget, Finance and Public Works. Budgeted project amounts do not change. 2. Budget transfer - MSTU-Stormwater Section Fund, Department of Public Works, Engineering Division, MSTU Stormwater Section. Transfer \$8,655,458 from Improvements Other Than Buildings to Infrastructure-Construction for various project accounts (list attached). This transfer will realign all approved stormwater construction budgets to new object codes in the capital category for the same project. This transfer will assist with tracking project costs and was a collaborative effort between Budget, Finance and Public Works. Budgeted project amounts do not change. 3. Budget transfer – Public Lands Capital Program Fund, Department of Budget. Transfer \$187,500 from Public Lands Program (Growth Management) to Public Lands Program (Public Works). Due to the Fiscal Year 2007-08 reorganization of Public Lands from Growth Management to Public Works, these funds need to be moved to the Public Works org code. 4. Budget transfer - Various Assessment Funds, Department of Budget. 	<p>KRUEGER</p>
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	<p>Transfer \$637,459 from the current object codes of various assessment funds to new object codes for the various assessment funds. Need to reclassify various revenue object codes to reflect the Fiscal Year 2008-09 updates to the Uniform Accounting System Chart of Accounts as required by the State of Florida. Update information was received from the State of Florida Chief Financial Officer.</p> <p>5. Budget transfer – Landfill Enterprise Fund, Department of Environmental Utilities, Solid Waste Programs Division. Transfer \$11,930,000 from the current Solid Waste Disposal Assessment object code to the new Solid Waste Disposal Assessment object code. Need to reclassify various revenue object codes to reflect the Fiscal Year 2008-09 updates to the Uniform Accounting System Chart of Accounts as required by the State of Florida. Update information was received from the State of Florida Chief Financial Officer.</p>	
APPROVED	Tab 4. Request from Budget for approval for the Chairman to sign the Public Assistance Subgrant Agreement (Funding Agreement) with the State of Florida for Tropical Storm Fay (2008).	KRUEGER
APPROVED	Tab 5. Request from Budget for approval and authorization for the Chairman to execute the attached FY 2008-09 Computer Network Interlocal Agreement related to funding of State Attorney technology support costs. Approve quarterly payments for contractual services under this agreement.	KRUEGER
APPROVED	Tab 6. Request from Community Services for approval of Resolution No. 2009-13 to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2008-09 in the amount of \$12,000.00 from Suwannee River Area Health Education Center, Inc. to implement “Your Heart, Your Life” community education program; and approval from Chairman or designee to sign contract and any supporting documents to implement program in Lake County.	SMITH
APPROVED	Tab 7. Request from Growth Management for approval and authorization for Chairman to execute interlocal agreement with the Town of Howey-in-the-Hills relating to collection of Lake County Impact Fees and Fire Rescue assessments. Commission District 3.	KING

FOR YOUR INFORMATION	Tab 8. FOR INFORMATION ONLY-NO ACTION REQUIRED. The Procurement Policy revisions enacted by the BCC on September 27, 2007 delegated authority to the County Manager to complete certain individual purchase and contract modification actions in excess of \$25,000 under "term and supply" contracts and in certain other specified contractual actions. At the BCC meeting in October 2007, there was discussion regarding a need to provide information to the BCC regarding such actions for a limited period of time. The contract actions discussed below fall within these informational parameters.	SCHWARTZMAN
APPROVED	Tab 9. Request from Procurement for approval for the Board to 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.	SCHWARTZMAN
APPROVED	Tab 10. Request from Public Safety for approval for the Emergency Management Division to submit a grant application to the State to be considered for FEMA EOC Grant Program funds in the amount of \$1,000,000 to construct an Emergency Operations Center (EOC).	KAISER
APPROVED	Tab 11. Request from Public Works for approval of Amendment #1 to the Dead River Stormwater Pond Contract for PEC to prepare the LCWA grant application package to cost share the construction, and extend Contract # 04-077 through September 30, 2009 in order to complete the construction bid process. Commission District 3.	STIVENDER
APPROVED	Tab 12. Request from Public Works for approval of Amendment #3 to the Hollondel Road Regional Pond Contract to prepare grant application package to LCWA to cost share construction, and extend Contract # 04-077 through September 30, 2009 in order to complete the construction bid process. Commission District 3.	STIVENDER
APPROVED	Tab 13. Request from Public Works for approval and signature on Resolution No. 2009-14 authorizing the posting of "No Parking on Right of Way" signs on the Public Cross Access Easement on the north side of Hooks St (1346) in the Clermont area, in Commissioner District 2.	STIVENDER
APPROVED	Tab 14. Request from Public Works for authorization to award #1040 Lakeshore Drive Intersection with #1039 Harder Road Project No. 2009-04, Bid No. 09-0015 to Boykin Construction, Inc. in the amount of \$395,297.95, and encumber and expend funds in the amount of \$395,297.95 from the Road Impact Fees Benefit District 5 Fund. Commission District 2.	STIVENDER

APPROVED	Tab 15. Request from Public Works for approval of the Legends Way Phase II project total cost of \$1,159,856.66. Commission District 2.	STIVENDER
APPROVED	Tab 16. Request from Public Works for approval and acceptance of the list of public right of way deeds that have been secured in conjunction with roadway and / or stormwater projects. (Commission Districts 1, 2, 5).	STIVENDER
APPROVED	Tab 17. Request from Public Works for approval of budget amendment and a capital substitution to be used for the purchase of equipment.	STIVENDER
APPROVED	Tab 18. Request from County Attorney for release of the escrow money currently being held by the escrow agent to Amerirus, Inc./Frederick Belton in the amount of \$90,000 and to Lake County in the amount of \$30,000; authorize the County Attorney's Office to execute the necessary escrow release documents.	MINKOFF
APPROVED	Tab 19. Request from County Attorney for return of \$5,000 deposit by Superior Concrete Services held by the Clerk of Court for professional fees for a noise consultant. Commission District 2.	MINKOFF
	<p><u>EMPLOYEE AWARDS</u></p> <p><u>FIVE YEARS</u></p> <p>Michelle Perrier, Animal Shelter Technician Public Safety/Animal Services</p> <p>Sharon Wall, Employee Services and Quality Imp. Director Employee Services and Quality Improvement</p>	

TEN YEARS

Deborah Miller, Office Associate III (not present)
Environmental Utilities /Mosquito Management

Phyllis Miller, Dispatch Officer
Public Safety/Animal Services

Mary Pfeifer, Library Technician
Community Services/Library Services

FIFTEEN YEARS

Donna Gray-Williams, Librarian III
Community Services/ Library Services

Mitchell Montgomery, Energy Maintenance Technician (not present)
Facilities & Development/Energy Management

TWENTY YEARS

Braxton Bisceglia, Fire Lieutenant/EMT
Public Safety/Fire Rescue

Karen Chester, Associate Planner
Growth Management/Zoning

TWENTY-FIVE YEARS

Clarence Gillard, Sign and Striping Technician
Public Works/Road Operations/Sign, Signals and Striping

EMPLOYEE OF THE QUARTER

Ryan Ross, Internet Applications Developer
Information Outreach

	<p><u>ANNUAL ACHIEVEMENT</u></p> <p><u>COMMUNITY SERVICE</u> Sean Loughlin, Disaster Assistance Coordinator Public Safety/Emergency Management</p> <p><u>CUSTOMER SERVICE</u> Karen Burt, Office Associate III Public Works/Road Operations</p>	
CONSENSUS	<p><u>Tab 20.</u> Requesting guidance from the BCC on the proposed round-a-bout. The Board gave consensus to direct staff to move forward with the original development order.</p>	CADWELL
APPROVED	<p><u>Tab 21.</u> Request from Community Services for approval and signature of revised Policy LCC-11, Lake County Library System Collection Development Policy.</p>	SMITH
APPROVED	<p><u>Tab 22.</u> Update on noise ordinance and Board direction.</p>	WELSTEAD
APPROVED	<p><u>Tab 23. PUBLIC HEARING:</u> Review and discussion of the First Amendment to the Development Agreement between Lake County Board of County Commissioners and The Villages of Lake-Sumter, Inc. Commission District 5. The Board also directed the County Attorney to draw up a resolution stating the agreement between the County and the City of Fruitland Park regarding the funding of CR 466A road improvements.</p>	CADWELL
APPROVED	<p><u>Tab 24.</u> Request from County Attorney for approval of Mediation Settlement with Onsi Derias and Gehan Mekhiel. Commission District 5. Mr. Minkoff made the change of increasing the compensation amount by \$1000 to compensate the property owners for trees that were removed. The request is to approve the settlement of \$76,000 and reserve the engineering and land planning costs for when they go to court regarding the expert costs that the property owners were seeking and the County was contesting.</p>	MINKOFF

FOR YOUR INFORMATION	Mr. Minkoff reported that he discovered that there was no written policy determining who they would lease to or not lease to at the fairgrounds. He commented that the contracts could be terminated at the Board's will, and he thought it would be safe for them to terminate those agreements and instruct the County Manager not to have any other auto sales during this year. No action was taken at this time until they looked into instituting a temporary policy regarding this issue.	MINKOFF
FOR YOUR INFORMATION	Mr. Minkoff recapped that the Board looked at possibly creating an ordinance which would prohibit smoking in County-owned parks, but reported that there was a State Statute which preempts regulation of smoking to the State government and an Attorney General opinion which indicated that the County did not have the authority to regulate smoking outside in their facilities. He recommended that they work with the Parks Department and to post advisory signs that smoking would not be allowed.	MINKOFF
FOR YOUR INFORMATION	Commr. Conner passed out handouts with information regarding the gas tax issue and the hiring freeze.	CONNER
APPROVED	Appointment of Commr. Stewart to act as representative of the Board to serve on the Shared Services Network.	CADWELL
	<u>CITIZEN QUESTION AND COMMENT PERIOD</u>	
	Mr. Paul Williams related to the Board his ideas for a change to the open air vendor policy.	