

BOARD ACTION

July 21, 2009

APPROVED	Tab 1. Minutes of June 2, 2009 (Regular Meeting), as presented and June 23, 2009 (Regular Meeting), as presented.	KELLY
APPROVED	Tab 2. Clerk of Courts= Consent Agenda, request to acknowledge receipt: 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. 2. Copy of Annual Financial Audit Report for the Fiscal Year Ended September 30, 2008 for the Cascades at Groveland Community Development District, pursuant to Section 11.45 and Section 189.418, Florida Statutes. 3. Copy of Annual Financial Audit Report for the Fiscal Year Ended September 30, 2008 for Greater Lakes/Sawgrass Bay Community Development District, pursuant to Section 11.45 and Section 189.418, Florida Statutes. 4. Preliminary Budgets for Fiscal Years 2007/08, 2008/09, and 2009/10 for the Plaza Collina Community Development District. The public hearing for adoption of these budgets is scheduled to be held August 27, 2009. 5. Before the Florida Public Service Commission Docket No. 080499-WU Conference Date and Time: Tuesday, July 14, 2009, 9:30 a.m. Location: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148 Date Issued: July 2, 2009 Commission Conference Agenda for the Application for certificate to operate water utility in Lake County by TLP Water, Inc.	KELLY
APPROVED	Tab 3. Request from Budget to approve the following Unanticipated Revenue Resolutions and Direct Pay (Check Request): 1. Resolution No. 2009-95 to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2008-09 in the amount of \$5,000 deposited into Donations and provide appropriations for the disbursement to various VolunteerLake operating accounts. Lake County has received non-matching grant funds from the Points of Light Institute and HandsOn Network for the "Neighboring Start-Up Grant" to assist in funding programs and services aimed at serving and engaging low-income individuals and families in strengthening their communities.	KRUEGER

	<p>2. Resolution No. 2009-96 to amend the County Library System Fund in order to receive unanticipated revenue for Fiscal Year 2008-09 in the amount of \$8,984 deposited into Other Miscellaneous Revenue and provide appropriations for the disbursement to Office Supplies (\$7,820) and Machinery and Equipment (\$1,164). Lake County has received a refund check from NCS Pearson for the full refund of the Ellis academic online English language database subscription. This purchase was made using funds from the Library Services and Technology Act Grant from the Florida Department of State, Division of Library and Information Services in the course of the Lo Primero es lo Primero (First Things First) Program.</p> <p>3. Approval of request for payment of an inmate medical invoice. The request exceeds the County Manager’s approval limit of \$25,000. Total payment is for \$47,909.89.</p>	
APPROVED	<p>Tab 4. Request from Community Services for approval and authorization for the Chairman to sign the Interlocal Agreements with Clermont, Eustis, and Leesburg that permits the County to execute its Neighborhood Stabilization Program 1 activities within their jurisdictions.</p>	BREEDEN
APPROVED	<p>Tab 5. Request from Community Services for approval of the transportation Standard Coordinator Contract with Ronald Bush, LLC and Christian Home Companionship.</p>	BREEDEN
APPROVED	<p>Tab 6. Request from Community Services for authorization for the Chairman to sign Certificate of Participation for the Edward Byrne Memorial Justice Assistance Grant FFY 2009 (JAG) Program and name Brenda Quattlebaum, Special Projects to coordinate all local efforts on this grant. Note: The Lake County Board of County Commissioners does not receive any of these funds.</p>	BREEDEN
APPROVED	<p>Tab 7. Request from Procurement to award contracts to D.A.B. Constructors, Ranger Construction and Middlesex Corporation for the purchase and delivery of asphaltic concrete in conjunction with the County's needs.</p>	SCHWARTZMAN
APPROVED	<p>Tab 8. Request from Procurement 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.</p>	SCHWARTZMAN

APPROVED	Tab 9. Request from Public Works for authorization to release two maintenance bonds in the amount of \$199,965.42 and \$247,995.80 posted for Greater Lakes Phase I. Greater Lakes Phase I consists of 153 lots and is located in Section 10, Township 24 South, Range 26 East. Commission District 2.	STIVENDER
APPROVED	Tab 10. Request from Public Works for authorization to release a letter of credit for maintenance in the amount of \$97,889.00 posted for Emerald Pond. Emerald Pond consists of 45 lots and is located in Section 14, Township 19 South, Range 25 East. Commission District 1.	STIVENDER
APPROVED	Tab 11. Request from Public Works for approval and signature on Resolution No. 2009-97 authorizing the posting of "Stop" sign and stop bar on Curtis Av (1422) at the intersection of Division St for westbound traffic in the Groveland area, Commissioner District 3, Section 19, Township 22, Range 25.	STIVENDER
APPROVED	Tab 12. Request from Public Works for authorization to award #5771 Bates Avenue Project No. 2009-08, Bid No. 09-0822, to Professional Dirt Service, Inc. in the amount of \$904,922.30, and encumber and expend funds in the amount of \$904,922.30 from the Road Impact Fees Benefit District 2 Fund. Commission District 4.	STIVENDER
PULLED	Tab 13. Request from Public Works for approval and signature of resolution to Advertise Public Hearing for Vacation Petition No. 1140 - Theodore D. Dewitt, request to vacate an unnamed right of way, in the Plat of Lake Highlands (PB2, Page 28), located in Section 28, Township 22S, Range 26E, in the Clermont area. Commission District 2.	STIVENDER
APPROVED	Tab 14. Request from County Attorney for release of any liens on the property - Property Owners, Joseph P. & Patricia Dougherty, Case No. 2008120102; and approval of Resolution No. 2009-98 to receive unanticipated revenue. Commission District 3.	MINKOFF
APPROVED	Tab 15. Request from County Attorney for approval to Advertise Ordinance Repealing and Replacing Chapter 4, Lake County Code, entitled Animals.	MINKOFF
APPROVED	Tab 16. Request from County Attorney for approval to Advertise Ordinance Amending Chapter 8, Sections 8-4 and 8-6, Lake County Code, entitled Code Enforcement Special Master.	MINKOFF

APPROVED	Tab 17. Request from County Attorney for approval of agreement with Lake Warehouse & Storage Tavares for Lake County Health Department medical records and Interlocal Agreement between Lake County and Lake County Health Department for reimbursement to Lake County for Lake County Health Department record storage space. Commission District 3.	MINKOFF
PRESENTATION	Tab 18. Presentation of Resolution No. 2009-57 to Pastor Tom Keisler of the First Baptist Church of Tavares.	CADWELL
PRESENTATION	Tab 19. Presentation by Mike Snyder, Executive Director, Orange County Expressway Authority, regarding an update on the Wekiva Parkway.	CADWELL
PRESENTATION	Tab 20. Presentation of the Current Status of Construction and Renovation Projects.	CADWELL
APPROVED	Tab 21. Request from Budget to authorize and execute Resolution No. 2009-99 which initiates the annual process for preparation of the Fire Rescue Assessment Roll, authorizes the publication of the advertisement for the public hearing, provides direction to notice all affected parties of the proposed rates, and directs the imposition of Fire Rescue Assessment fees for the Fiscal Year beginning October 1, 2009, with a Residential rate of \$175 per residential unit and \$82.85 for the Lake County residential units in the enclave of the Villages.	KRUEGER
APPROVED	Tab 22. Request from Community Services for approval of the Trip and Equipment Grant Agreement between the Florida Commission for the Transportation Disadvantaged and the Lake County Board of County Commissioners for FY 09-10.	BREEDEN
APPROVED	Tab 23. Request from Environmental Utilities for approval of the Initial Assessment Resolution No. 2009-100 for Collection, Management, and Disposal of Solid Waste and Recovered Materials for FY09/10, including a proposed maximum residential assessment of \$184 and establish a Public Hearing Date of September 15, 2009.	D. SMITH
APPROVED	Tab 24. Request from Facilities Development and Management for approval to add the envelope repair at the existing Judicial Center to the scope of work of PPI Construction and define this work as Phase 1A and approval of the budget transfer. The cost of the work is \$800,000 inclusive of contingencies.	BANNON

APPROVED	Tab 25. Request from Growth Management for approval of the attached fee schedule for Concurrency Fees as modified by the new Chapter V, Concurrency, of the Land Development Regulations presented for Public Hearing, and approval of Resolution No. 2009-101 amending the fee schedules for FY 2008-09 to reflect these fees. Determine capacity reservation fee for residential subdivisions. The approval of this item is contingent upon approval of Tab 27. The Board approved the residential reservation rate of 50 percent of the concurrency impact fee for roads, schools, and parks.	KING
APPROVED	Tab 26. Request from Procurement to award under RFP 09-0218 four Community Based Organizations (CBOs) to support the first iteration of the County's grant-funded Neighborhood Stabilization Program (NSP1).	SCHWARTZMAN
APPROVED	Tab 27. PUBLIC HEARING: Approval of Concurrency Ordinance No. 2009-39 which rewrites Chapter V of the Land Development Regulations, entitled "Concurrency Management," with a change to Section 5.03.05 from "a capacity reservation certificate shall be required before the final commercial site plan is approved" to "a capacity encumbrance letter shall be required..." The other additional changes were a change from two to four years allowed under Section 5.01.05 for redevelopment after demolition and for the reservation certificate before credit for the capacity would be lost and a change from one to three years after issuance of certificate of occupancy under Section 5.03.07 for parks and recreation.	CADWELL
APPOINTMENTS	Tab 29. Reappointment of the following individuals to the Women's Hall of Fame Committee: Ms. Carolyn Richardson (District 1); Mr. Rick Reed (District 2); Ms. Gwen Manning (District 3); and Ms. Carmen Cullen (District 4); and appointment of Ms. Priscilla Getchel (District 5).	CADWELL
DIRECTED	Tab 30. Discussion of past and future responsibility of solid waste advisory committees. Commr. Cadwell mentioned that he would like to make this a workshop item in the future. The Board directed the County attorney to draft a resolution that set up a temporary subcommittee, to bring it back as an agenda item, and to create a vision statement for the philosophy about what they wanted the committee to do.	CADWELL
APPOINTMENT	Tab 31. Rescind the reappointment of Helen Jones made on January 6, 2009 for a four-year term beginning January 15, 2009 AND appoint a William Scott as consumer member to serve the remainder of the four-year term which ends January 14, 2013.	CADWELL

APPROVED	Tab 32. Approval of Agreement between lake County and the City of Clermont relating to the Clermont Sprayfield property.	MINKOFF
CONSENSUS	Mr. Sandy Minkoff, County Attorney, recapped that Lake County was the main plaintiff in a suit against the State of Florida along with over 25 other counties regarding the legislation which required counties to pay costs of the Regional Conflict Council. He reported that the trial court as well as the District Court of Appeal had ruled in the County's favor, and he suspected there may not be an appeal to the Supreme Court. He also mentioned that he thought the Counties would be taking the position that they would begin litigation against the State on Bill 227 passed this year regarding impact fees that purportedly changed the burden of proof on impact fees, and Lake County was asked if they were interested in joining that litigation similar to the one on the Conflict Council. He commented that there would probably be a small cost to do that of about \$3,000. The Board gave consensus that they would be interested in joining that litigation.	MINKOFF
APPROVED	Tab 33. Requesting direction from the Board on how to respond to the Town of Monverde's Resolution #2009-30 initiating the Interlocal Service Boundary Agreement (ISBA) per Part II of Charter 171 Florida Statutes. The County approved for staff to bring back a resolution containing its recommendation of a larger boundary area than the Town of Montverde had set up.	HALL
CONSENSUS	Ms. Cindy Hall, County Manager, stated that she received a request for Chief Financial Officer Alex Sink to come speak before the Board regarding issues including safeguarding senior initiatives and insurance and banking topics, and she asked the Board if they would like for her to do that. After much discussion, the Board decided to go ahead with that.	HALL
POSTPONED	Tab 34. Approval for staff to move forward to develop a finding of necessity and redevelopment plan for a proposed Mr. Plymouth/Sorrento community Redevelopment Area (CRA). The Board moved to postpone this item to look into reducing the size of the CRA.	STEWART
CLOSED SESSION		

<p>CONSENSUS</p>	<p>Commr. Hill stated that the Impact Fee Committee requested having a joint workshop with the Board after their study comes back and prior to the public hearing. The Board decided that after the committee finished their work product, they would look at it and decide if there was a need to meet before they started the public process.</p>	<p>HILL</p>
<p>CONSENSUS</p>	<p>Commr. Renick asked for and received consensus to have Mr. Brian Sheahan, Planning Director, Planning and Community Design, come up with some language that they could debate for allowing St. Augustine grass under certain conditions.</p>	<p>RENICK</p>
<p>DIRECTED</p>	<p>The Board directed Ms. Hall and Ms. Dottie Keedy, Director of Growth and Redevelopment, to work out getting a presentation together to show the Board regarding Mr. Chet Lemon's proposal for a public/private sports facility in Clermont.</p>	<p>RENICK</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Stewart mentioned that the Lake Harris Food Pantry in Mount Dora was in need of food donations of items including canned vegetables, boxed macaroni and cheese, spaghetti, spaghetti sauce, beans, flour, and cooking oil, as well as non-food items such as toilet paper, dish detergent, and toothbrushes.</p>	<p>STEWART</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Stewart presented an article that was featured in Money Magazine and the CNN Money.com website stating that Lake County was rated #15 among best for job growth.</p>	<p>STEWART</p>
<p>DENIED</p>	<p>Tab 28. PUBLIC HEARING: Presentation and discussion of GNP (Guaranteed Maximum Price) for Phase II of the Judicial Center Expansion. The Board denied voting for either Option 1 or Option 2 or to incur any more debt for this project and decided to downsize this project to between the price of about \$35 million to \$47 million and look into what could be built for that or if they would build at all at this time.</p>	<p>CADWELL</p>