

**BOARD ACTION**

October 6, 2009

APPROVED	<b>Tab 1.</b> Minutes of August 18, 2009 (Regular Meeting) as presented.	KELLY
APPROVED	<b>Tab 2.</b> 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. Notice of Public Hearing for Annexation regarding Ordinance No. 2009-10-38, from the City of Groveland, extending and increasing the corporate limits of the City of Groveland, by annexing 277.25+/- acres of land contiguous to and not embraced within the present limits of the City of Groveland.  The proposed Ordinance will be considered at the following public meetings:  Groveland City Council Meeting, as the Local Planning Agency, on October 5, 2009, at 6:30 p.m. Groveland City Council Meeting, on October 5, 2009, at 7:00 p.m. Groveland City Council Meeting, on October 19, 2009, at 7:00 p.m.  The meetings will be held at the Puryear Building, 243 S. Lake Avenue, Groveland, Florida.  3. Resolution No. 2009-11, from the Estates at Cherry Lake Community Development District, identifying its Board of Supervisors' Meeting Schedule for Fiscal Year 2009/2010, as follows:  October 5, 2009 November 2, 2009 December 7, 2009 January 11, 2010 February 1, 2010 March 1, 2010 April 5, 2010 May 3, 2010 June 7, 2010 July 12, 2010 August 2, 2010 September 13, 2010	KELLY

All meetings will convene at 2:00 p.m., at the office of Booth, Ern, Straughan & Hiott, Inc., 350 North Sinclair Avenue, Tavares, Florida 32778.

4. Copy of adopted Budget for the Village Center Community Development District for the Fiscal Year 2009/2010, in accordance with Chapter 190.008(2)(b)(c), Florida Statutes.

5. Notice of Public Meeting Schedule for Country Greens Community Development District, in accordance with Chapter 189, Florida Statutes, which are held on the fourth Wednesday at 10:00 a.m., at the Hampton Inn, 19700 US Highway 441, Mt. Dora, Florida, as follows:

October 28, 2009  
January 27, 2010  
March 24, 2010  
May 26, 2010  
July 28, 2010  
September 22, 2010

6. Notice before the Florida Public Service Commission, in re: Application for general rate increase in water and wastewater systems in Lake County, by Southlake Utilities, Inc. Docket No. 080597-WS; Order No. PSC-09-0623-PAA-WS; Issued: September 15, 2009.

Notice is hereby given by the Florida Public Service Commission that the action discussed herein, except for the reduction in rates in four years and proof of adjustment of the utility's books and records, is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

7. Notice from Southwest Florida Water Management District regarding Public Input Meetings for Update to Schedule for Establishment of Minimum Flows and Levels.

The Southwest Florida Water Management District invites your participation in the process to update its Priority List and Schedule for the establishment of Minimum Flows and Levels (MFLS). MFLs are the limits set by the District Governing Board for surface waters and groundwater intended to prevent significant harm to the water resources or ecology of an area caused by withdrawals.

Public meetings have been scheduled for 6:00 p.m. on the following dates:

	<ul style="list-style-type: none"> <li>• Tuesday, October 6, 2009, at the District’s Bartow Office (170 Century Blvd.)</li> <li>• Tuesday, October 6, 2009, at the District’s Tampa Office (7601 Hwy. 301 N.)</li> <li>• Thursday, October 8, 2009, at the Brooksville Headquarters (2379 Broad Street)</li> <li>• Thursday, October 8, 2009, at the District’s Sarasota Office (6750 Fruitville Road)</li> </ul>	
APPROVED	<p><b>Tab 3.</b> Request from Budget to approve Unanticipated Revenue Resolution and Check Request (Direct Pay) as follows:</p> <ol style="list-style-type: none"> <li>1. <b>Resolution No. 2009-144</b> to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2008-09 in the amount of \$50,013 deposited into State Alien Assistance Grant and provide appropriations for the disbursement for Contractual Services. Lake County has received its 2009 award of the State Criminal Alien Assistance Program (SCAAP) from the United States Department of Justice, Bureau of Justice Assistance, provided to states and localities and to be expended for correctional officer salary costs associated with incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least four consecutive days.</li> <li>2. Approval of request from the Sheriff’s Office for reimbursement from the 2<sup>nd</sup> \$ Education Fund for allowable educational and training expenses. The request exceeds the County Manager’s approval limit of \$25,000. Total payment is for \$46,660.54.</li> </ol>	KRUEGER
APPROVED	<p><b>Tab 5.</b> Request from Community Services for approval of the amended FY 2007-2008 SHIP Annual Report; to direct the Department of Community Services to submit report to the Florida Housing Finance Corporation; and to authorize the Chairman to sign the amended SHIP Annual Report Certification and the SHIP Regulatory Certification.</p>	BREEDEN
APPROVED	<p><b>Tab 6.</b> Request from Community Services for approval of annual grant funding for ten (10) children’s service providers who have submitted applications for 2009-2010 County funds through the Children’s Services Council Request for Proposal (RFP) process; request authorization for signatures on subsequent agreements contingent upon County Attorney approval; request authorization to encumber and expend funds.</p>	BREEDEN

APPROVED	<b>Tab 7.</b> Request from Community Services for retroactive approval of the FY 2008-09 SHIP and Hurricane Housing Recovery (HHR) Annual Reports; to direct the Department of Community Affairs to submit reports to the Florida Housing Finance Corporation; and to authorize the Chairman to sign the SHIP and HHR Annual Report Certifications and the SHIP Regulatory Certification.	BREEDEN
APPROVED	<b>Tab 8.</b> Request from Community Services for approval to accept the award for the Edward Byrne Memorial Bureau of Justice Assistance Technology Enhancement Project in the amount of \$89,380. Designate Detective Corporal Todd Rowley as the Program contact person and Allison Thall as alternate program contact person designated by the Board to serve as day-to-day contact on program related matters, including completing this application, accepting the grant award, reporting and other activities related to this grant. (This Program Contact person and alternate have ability to bind Lake County to all terms and conditions related to this grant, including report requirements.) Authorize the Chairman to sign any related documents (as may be required) and approve the corresponding unanticipated revenue <b>Resolution No. 2009-145.</b>	BREEDEN
APPROVED	<b>Tab 9.</b> Request from Employee Services for approval to continue the direct pay process for Fiscal Year 2009-2010 for the recurring Medicaid Nursing Home and Hospital invoices, Health Care Responsibility Act (HCRA) invoices, and inmate medical expenses. <b>Mr. Sandy Minkoff stated that the Budget amounts included in the Agenda item were incorrect. The revised totals are Fiscal Impact: \$4,714,500; General Fund, Health Services, Medicaid Hospital - \$2,060,000; and General Fund, Health Services, Medicaid Nursing Home - \$592,500.</b>	WALL
APPROVED	<b>Tab 10.</b> Request from Employee Services for approval of <b>Resolution No. 2009- 146</b> adopting Lake County Health Department Fee Schedule for Fiscal Year 2009-2010.	WALL
APPROVED	<b>Tab 11.</b> Request from Employee Services for approval and authorization for the Chairman of the Board of County Commissioners to sign the contract between Lake County and the State of Florida Department of Health for operation of the Lake County Health Department contract effective 10/1/2009 through 9/30/2010.	WALL
APPROVED	<b>Tab 12.</b> Request from Growth Management for approval from the Board and authorization for the Chairman to sign the Second Amendment to the FY 2007-08 CDBG Partnership Agreement between the Altoona Charter School Inc. and the County.	KING

APPROVED	<b>Tab 13.</b> Request from Growth Management for approval of School Impact Agreement between Shanti Niketan Developers, L.C.C. and Lake County. Commission District 3.	KING
APPROVED	<b>Tab 14.</b> Request from Procurement for approval of a Term & Supply contract to Loomis Armored US Inc., for the provision of armored car services.	SCHWARTZMAN
APPROVED	<b>Tab 15.</b> Request from Procurement for approval of the award of a contract to Embarq Corporation for the networked upgrade of E911 IP equipment and services.	SCHWARTZMAN
	<p><b><u>EMPLOYEE AWARDS</u></b></p> <p><b><u>FIVE YEARS</u></b>        Cindy Davis, Right-of-Way Agent II        Public Works/Engineering/Right-of-Way</p> <p>Paul Doran, Stormwater Inspector        Public Works/Engineering/Stormwater</p> <p>Dominic Zawilski, Park Specialist – (N/P)        Public Resources/Parks &amp; Trails</p> <p><b><u>TWENTY YEARS</u></b>        Steven LaFleur, Fire Lieutenant/Paramedic        Public Safety/Fire Rescue</p> <p>Robert “Harry” Romine, Equipment Operator III        Public Works/Road Operations/Maintenance Area III (Umatilla).</p>	CADWELL
PRESENTATION	<b>Tab 16.</b> Presentation of Resolution No. 2009-134 to Richard Olson, former member of the old Lake Katherine Volunteer Fire Department, recognizing and applauding a monetary donation to Lake County and its citizens.	CADWELL
PRESENTATION	<b>Tab 18.</b> Presentation of Proclamation No. 2009-136, for Fire Prevention Week 2009; October 4, 2009 through October 10, 2009 by Lake County Fire Rescue Assistant Chief Jack Fillman on behalf of the Board of County Commissioners.	CADWELL

PRESENTATION	<b>Tab 17.</b> Approval and Presentation of <b>Proclamation No. 2009-147</b> , proclaiming the month of October 2009 as NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH to Nancy Hurlbert, Public Policy Chair, BPW/North Lake.	CADWELL
APPROVED	<b>Tab 4.</b> Request from Community Services for approval and signature of <b>Resolution No. 2009-148</b> supporting the elimination of the cap on the State and Local Housing Trust Funds and supporting full appropriation of the Housing Trust Funds for housing programs for FY 2010-2011.	BREEDEN
APPROVED	<b>Tab 19.</b> Request from Budget to authorize the Clerk of the Court Finance to pay FY 2008-09 carry-forward PO's listed on the submitted documentation and any additional FY 2008-09 PO's approved in accordance with County Policy and Procedures, from FY 2009-10 adopted budget until such carry-forward funds become available. The budget amendment for the actual FY 2008-09 purchase order carry-forward is anticipated in November 2009 or early December 2009. Authorize BCC staff and the Clerk of the Court Finance to administratively process PO change orders and budget transfers to place funds in proper accounts due to reorganization.	KRUEGER
APPROVED	<b>Tab 20.</b> Request from Community Services for approval of the Interlocal Agreement between Lake-Sumter MPO and the Lake County Board of County Commissioners for a regional transportation planning partnership for general transit planning services.	BREEDEN
APPROVED	<b>Tab 21.</b> Request from Community Services for approval to accept the American Recovery and Reinvestment ACT (ARRA) funding from the Federal Transit Administration and authorization to purchase the paratransit vehicles off of the State Bid List; authorization to purchase the transit vehicles from off the State Bid List and the Lynx Bid; approval of the supporting <b>Resolution No. 2009-149</b> for Unanticipated Funds.	BREEDEN
NO ACTION	<b>Tab 22.</b> Request from Growth Management for discussion of 2010 Comprehensive Plan Amendment Cycle.	KING
APPROVED	<b>Tab 23.</b> Recommendation from Procurement to award RSQ 09-0028 for the on call continuing engineering services for transportation and traffic planning to GMB Engineers & Planners, Inc., HNTB Corporation, Kittelson & Associates, Inc. and Tindale-Oliver & Associates, Inc.	SCHWARTZMAN

APPROVED	<b>Tab 24.</b> Request from Public Safety for discussion of an EOC construction site and direction to staff to bring back relevant information such as size related to the project. <b>The Board approved site A and directed the staff to return before the Board with relevant information on the process.</b>	KAISER
APPROVED	<b>Tab 25.</b> Request from Public Works for approval of a 15 foot wide ingress, egress and utility easement from Lake 64, LLC to Kris and Nancy Ector, which was a condition of approval of Vacation Petition # 1124.	STIVENDER
APPOINTMENTS	<b>Tab 26.</b> Ratification of Doris Ragan and Alta Trask as the 2009 Women’s Hall of Fame inductees as selected by the Women’s Hall of Fame Committee.	CADWELL
APPROVED	<b>Tab 27.</b> Request from County Manager to approve updated Policy LCC-67 pertaining to the use of the Training Room.	MINKOFF
APPROVED	<b>Tab 28.</b> Request from County Manager to approve the cancellation of the December 22, 2009 Board of County Commissioners meeting and move the Zoning to the December 15, 2009 meeting.	MINKOFF
APPROVED	Request from County Manager to select a Commissioner to serve on the Health Department Selection Committee for interviews to take place on October 21, 2009 and October 22, 2009 in Board Chambers. <b>The Board selected Commissioner Stewart to serve on the Health Department Selection Committee and for Jerry Smith to be the staff liaison for the commissioner.</b>	MINKOFF
APPROVED	Request from County Manager to adjust the operating hours for the Astor, Paisley and Cagan’s Crossing Libraries.	MINKOFF
DIRECTED	Commissioner Renick requested direction on retesting at Haines Creek. She asked that staff inform the Board if they are able to perform retesting. <b>It was a consensus of the Board that they would like staff to present information to them regarding the retesting of Haines Creek.</b>	RENICK
DIRECTED	Commissioner Renick requested that staff prepare a resolution to mirror the Florida Forever Resolution adopted by other counties. <b>It was a consensus of the Board that they would like to consider the adoption of the Florida Forever Resolution.</b>	RENICK
FOR YOUR INFORMATION	Commissioner Conner stated that he wanted to commend Commr. Hill for her speech at the grand opening of the Cooper Taylor Memorial Library.	CONNER

FOR YOUR INFORMATION	Commissioner Conner thanked Wendy Breeden and Greg Welstead for their oversight of the transition with the Museum of the Historical Society. He thanked Wendy Breeden for her attempts to obtain a replica of the medal of honor.	CONNER
DIRECTED	Commissioner Stewart asked that staff prepare official notification to the Sheriff in regards to the Historical Courthouse.	STEWART
APPROVED	Commissioner Stewart requested that the Board approve <b>Resolution No. 2009-150</b> , to support the efforts of Lake County and other Local Stakeholders to improve bicycle safety in Lake County.	STEWART
FOR YOUR INFORMATION	Commissioner Cadwell requested the rescheduling of next week's workshop on the economic development portion of the Comp Plan to the next Comp Plan meeting in two weeks.	CADWELL
DIRECTED	Commissioner Cadwell requested that the Board provide Mr. Minkoff with direction to bring back the options on the search processes for the County Manager position.	CADWELL
	<p><b><u>CITIZEN QUESTION AND COMMENT PERIOD</u></b></p> <p>No one present wished to address the Board.</p>	
DISCUSSION	<p><b><u>COMPREHENSIVE PLAN – MINING</u></b></p> <p>Ms. Peggy Cox, resident of Lake County and member of the Audubon Society presented information to the board concerning mining in the Green Swamp Area of Critical State Concern.</p> <p>Ms. Terry Godts, resident of Lake County presented information to the Board on the Florida economy and the reasons why mining should not be allowed in the Green Swamp.</p> <p>Mr. Robert Kelly, Citizens Coalition of Lake County and Vice Chair of the Local Planning Agency (LPA), presented information to the Board against mining in the Green Swamp.</p> <p>Ms. Linda Nagel, Director of Home Builders Association, addressed the Board regarding comments made by other individuals.</p>	CADWELL

	<p>Mr. Michael Berry, Florida Rock Industries, provided a history to the Board regarding the prohibition of mining in Lake County approximately 17 years ago.</p>	
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	<p>Mr. Jeff Schaffer, Weaver Voos Consultants, represented various peat harvesters and their concerns regarding the proposed Comp Plan.</p>	
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