

## BOARD ACTION

November 25, 2008

APPROVED	<p><b>Tab 1.</b> Request from Budget for approval of the following:</p> <ol style="list-style-type: none"><li>1. Budget Transfer - County Transportation Trust Fund, Department of Public Works. Transfer \$4,156 from Reserve for Operations to Roads - County Share. The Special Assessment project for Diane and Lisa Drive has a change order with an increase of \$4,156. This additional amount is needed due to the increase of the radius of the cul-de-sac. It will be an increase to the County's portion for this project. Funds available in Reserve for Operations. After this transfer, the balance in the Reserve for Operations account will be \$515,793.</li><li>2. <b>Resolution No. 2008-193</b>, to amend the General Fund, in order to receive unanticipated revenue for Fiscal Year 2008/09, in the amount of \$30,000, deposited into LAP Projects; and to provide appropriations for the disbursement for LAP Projects, to be used in the design of the Mt. Homer Road and David Walker Drive intersection improvement.</li></ol>	KRUEGER
APPROVED	<p><b>Tab 2.</b> Request from Community Services for approval and authorization for the Chairman of the Board of County Commissioners to sign LCC-43 Policy name change.</p>	SMITH
APPROVED	<p><b>Tab 3.</b> Request from Conservation and Compliance for approval of Satisfaction and Release of Fine - Property Owner: Daniel T. Gooden, Linda A. Gooden, Vincenza Leonardo, Michael C. Leonardo, and Cathy Leonardo, Case No. 2007090294 - Commission District 3.</p>	WELSTEAD
APPROVED	<p><b>Tab 4.</b> Request from Conservation and Compliance for approval of Satisfaction and Release of Fine - Property Owner: William A. Ziegler, Trustee, Case No. 2006040347 - Commission District 3.</p>	WELSTEAD
APPROVED	<p><b>Tab 5.</b> Request from Employee Services for approval of new Sexual Misconduct and updated Harassment (Including Sexual Harassment) Policies.</p>	WALL
PRESENTATION	<p><b>Tab 6.</b> Request from Environmental Utilities for approval of Addendum to Petroleum Cleanup Participation Program (PCPP) Agreement with the State of Florida, which provides for an increase in the amount of the State funding cap to Lake County from \$300,000 to \$400,000, per Chapter 2008-153, Laws of Florida - Commission District 3.</p>	D. SMITH

APPROVED	<b>Tab 7.</b> Request from Procurement that the Board (1) declare items on submitted list(s) surplus to County needs; (2) authorize the removal of all items on submitted 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	<b>Tab 8.</b> Request from Procurement that the Board approve a single source determination with Honeywell International, Inc. to provide annual services and/or repairs, including parts for the County HVAC system.	SCHWARTZMAN
APPROVED	<b>Tab 9.</b> Request from Public Works for approval and signature on <b>Resolution No. 2008-194</b> , authorizing a reduction in the speed limit on Greater Pines Boulevard (1253), from Hancock Road to Hancock Road, from 30 mph to 25 mph, in the Clermont area - Commission District 2.	STIVENDER
APPROVED	<b>Tab 10.</b> Request from Public Works for authorization to release a maintenance bond, in the amount of \$29,754.91, posted for Harbor Pines. Harbor Pines consists of 42 lots and is located in Section 21, Township 19 South, Range 27 East - Commission District 4.	STIVENDER
APPROVED	<b>Tab 11.</b> Request from Public Works for authorization to amend the Developer's Agreement between Lake County and Ginn-Pine Island GP, LLC, to extend the term by one year. Bella Collina North Entrance consists of 0 lots and is located in Section 11, Township 22 South, Range 26 East - Commission District 2.	STIVENDER
APPROVED	<b>ADDENDUM NO. 1</b> – Request from Procurement for authorization to award RFP 08-0257, Industrial Real Estate Broker, to CB Richard Ellis, Inc. (CBRE).	SCHWARTZMAN
APPROVED	<b>Tab 12.</b> Request from County Attorney for approval of Perpetual Utility Easement to SECO for Buckhill Communications Tower Site, located at southwest corner of CR455 and South Buckhill Road; and authorization for Chairman to execute necessary easement document - Commission District 3.	MINKOFF
APPROVED	<b>Tab 13.</b> Request from County Attorney for approval to advertise Ordinance pertaining to Standards for Vertical Control Surveying.	MINKOFF

APPROVED	<b>Tab 14.</b> Request from County Attorney for approval of Lease Agreement Between Lake County and Etheredge Limited Partnership for Health Department Lease Space; approval of Interlocal Agreement Between Lake County and Lake County Health Department for Reimbursement to Lake County for Health Department Lease Space; and approval of <b>Resolution No. 2008-195</b> , to receive unanticipated revenue - Commission District 1.	MINKOFF
APPROVED	<b>Tab 15.</b> Neighborhood Stabilization Program and strategy, as outlined, with Neighborhood Stabilization Program Application to be submitted to HUD prior to December 1, 2008.	SMITH
APPROVED	<b>Tab 16.</b> 2009 Legislative Positions, as amended, deleting language pertaining to Save Our Homes amendment, under Position No. 6, Support Property Tax Reform that is Fair and Balanced; and authorized Chairman to present Lake County's positions to the Lake County Delegation on December 12, 2008.	CADWELL
APPROVED	<b>Tab 17.</b> Request from Mr. John Drury, City Administrator, City of Tavares, for the creation of a temporary small pocket parking area, for up to three (3) golf carts, to be located at the Lake County Judicial Center, in Tavares, for the purpose of allowing local attorneys, as well as other individuals, to leave their vehicles at their offices and drive golf carts back and forth to the Judicial Center, reducing the impact on the environment, with the City to pay any costs involved with the creation of said parking area.	CADWELL
APPROVED	<b>Tab 18.</b> Request from Public Works for approval to accept Cooperative Service Agreement between Lake County and USDA (APHIS) (WS), not to exceed \$20,000, for two (2) years, for removal of feral hogs from Ferndale Preserve - Commission Districts 3 and 5.	STIVENDER
APPROVED	<b>Tab 19.</b> Request from Public Works for approval of list of recommended projects to be considered for federal funding; and authorization for Chairman to sign letter supporting said list - Commission Districts 1, 2 and 3.	STIVENDER
APPROVED	<b>Tab 20. PUBLIC HEARING – Resolution No. 2008-196 -</b> Vacation Petition No. 1144, Interlachen Investments, LLC, to vacate rights of way in the Plat of Monte Vista Park Farms (PB2, Pg27), located in Section 6, Township 23 S, Range 26 E, in the Clermont area - Commission District 2.	STIVENDER

APPROVED	<b>Tab 21. PUBLIC HEARING – Resolution No. 2008-197</b> - Vacation Petition No. 1145, Joseph Zagame; and authorized release of performance bond, in the amount of \$7,757,514, that was posted for construction improvements for subdivision know as St. James Place - Commission District 5.	STIVENDER
POSTPONED	<b>Tab 22. PUBLIC HEARING</b> – Vacation Petition No. 1133, Lake County Environmental Lands, to vacate tracts and rights of way; and request for approval and execution of Resolution declaring a portion of county owned property as part of right of way for Lake Erie Road (0613) - Commission District 2, <b>until a later date.</b>	STIVENDER
POSTPONED	<b>Tab 23. PUBLIC HEARING</b> – Vacation Petition No. 1135, Tony Lambert/Rep. Leslie Campione, to vacate rights of way in the Plat of Lake King Gardens, in the Altoona area - Commission District 5, <b>until the Board Meeting of December 16, 2008.</b>	STIVENDER
	<b>REZONING – SEE MINUTES</b>	

<p>APPROVED</p>	<p><b>REZONING CONSENT AGENDA, as follows:</b></p> <p>Patrick and Barbara Henes/Janet Christoff          Christoff Kennels          Rezoning Case No. CUP08/11/2-2  <b>(Continuance to BCC Meeting of 12/16/08)</b></p> <p>Clermont-Falls Creek Development,          Magnolia Property Associates LLC,          and B &amp; L Properties LLC          Magnolia Property Associates LLC/Magnolia Office Park          Rezoning Case No. PH51-08-2  <b>(Withdrawn)</b></p> <p><b>Ordinance No. 2008-74</b>          City of Leesburg/Ray Sharp          Environmental Services Director          City of Leesburg/Pump Station          Rezoning Case No. PH50-08-3, as presented.</p> <p>Glen and Sharon Treadwell          G. C. Bogardus          Dixie Tank Lines          Rezoning Case No. CUP08/11/1-4  <b>(Continuance to BCC Meeting of 12/16/08)</b></p> <p>United Southern Bank          Leslie Campion, P.A.          United Southern Bank – Astor          Rezoning Case No. PH52-08-5  <b>(Withdrawn)</b></p> <p>Catherine Hanson          Leslie Campione, Esquire          Rezoning Case No. PH44-08-4  <b>(Withdrawn)</b></p>	<p>KING</p>
<p>APPROVED</p>	<p><b>Ordinance No. 2008-75</b>          G &amp; A Real Estate of Davie, Inc.          Cecelia Bonifay, Esquire          Rezoning Case No. PH47-08-2, as presented.</p>	<p>KING</p>
	<p><b><u>CLOSED SESSION</u></b> – To discuss pending litigation.</p>	

APPROVED	<b>Ordinance No. 2008-76</b> Dirtworx Rezoning Case No. MSP08/7/1-3, as presented.	KING
APPROVED	<b>Ordinance No. 2008-77</b> John R. Arnold, Trustee Richey & Cooney Rezoning Case No. PH28-08-2, <b>with additional conditions being placed in the Ordinance, as follows:</b> <ol style="list-style-type: none"> <li><b>1. The buffer shall be placed in a conservation easement, to ensure that it is not cleared, or trees removed.</b></li> <li><b>2. Only pretreated materials from a Department of Health or Department of Environmental Protection certified wastewater facility can be accepted.</b></li> <li><b>3. Materials accepted shall not contain bulking agents or lime.</b></li> <li><b>4. The applicant agrees to an amendment of the existing CUPs (89/10/1-3, 03/4/1-2, 00/8/2-2, and 95/1/2-2) east of Hwy. 27, to sunset within 12 months of initiation of operation of residual management facility, as granted in this CUP, with amendment to be brought back before the Board for approval.</b></li> <li><b>5. Access to the facility will be from Frank Jarrell Road only.</b></li> <li><b>6. No odors produced by the facility to go offsite.</b></li> </ol>	KING
APPROVED	<b>Ordinance No. 2008-78</b> John R. Arnold, Trustee Richey & Cooney (Steven J. Richey) John Arnold Residual Facility Rezoning Case No. CUP08/10/1-2, <b>with same additional conditions being placed in the Ordinance that were placed in Ordinance No. 2008-77.</b>	KING

APPROVED	<p><b>Ordinance No. 2008-79</b> Room 4, Inc. and Johns Lake Plaza HOA, Inc. Anita R. Geraci, Esquire, on behalf of Headquarter Orlando, LLC Rezoning Case No. PH49-08-2, <b>with additional conditions being placed in the Ordinance, as follows:</b></p> <ol style="list-style-type: none"><li><b>1. Orientation of building: Service bay doors shall face east and west, away from the residential neighborhood.</b></li><li><b>2. Hours of operation shall be from 7:00 a.m. to 7:00 p.m.</b></li><li><b>3. No delivery trucks after 7:00 p.m. or before 7:00 a.m. Delivery trucks may not unload in the rear of the property next to the residential neighborhood.</b></li><li><b>4. A sound deadening wall 6 feet tall shall be constructed along the rear of the property, to be measured from the crest of Jefferson Street and snake around the already established trees.</b></li><li><b>5. If a fuel tank is allowed, it must be above ground and located 240 feet from any private well to the south and must abide with state and federal regulations everywhere else.</b></li><li><b>6. Only new buildings are to be constructed – no portables.</b></li><li><b>7. Only new car vehicular sales will be allowed for the first 10 years of operation, but used car sales as an accessory use will be permissible.</b></li><li><b>8. No ingress or egress off residential streets allowed. No parking of cars allowed in landscape buffer or right of way.</b></li><li><b>9. Lighting will be “Dark Sky” lighting.</b></li><li><b>10. The final site plan, upon completion, shall be brought back to the Board for review, as a courtesy to the residents of the area, who have been seriously disappointed in the past.</b></li><li><b>11. The JPA’s Land Development Regulations shall be abided by.</b></li></ol>	KING
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APPROVED	<b>Tab 24. PUBLIC HEARING – Resolution No. 2008-198</b> - Vacation Petition No. 1146, R. Neil Britt/Representative Anita R. Geraci, Esquire, to vacate entire Plat of John's Lake Plaza, in the Clermont area - Commission District 2.	STIVENDER
DENIED	Rezoning Case No. PH59-06-3 GHL Development, LLC Horgo Signature Homes, <b>without prejudice.</b>	KING
POSTPONED	<b>Tab 25.</b> Request from County Attorney for approval of Commercial Lease with Option to Purchase, for property located at 2900 Kurt Street, in Eustis, for Fleet Management; and authorization for Chairman to execute necessary paperwork - Commission District 4, <b>until a later date.</b>	MINKOFF
FOR YOUR INFORMATION	Ms. Cindy Hall, County Manager, informed the Board that the Budget books were distributed to them, which she feels they will find very informative; and the Agenda for the December 2, 2008 Board Meeting was ready for their perusal, as well.	HALL
FOR YOUR INFORMATION	<p>Commr. Connor stated that he attended the Florida Association of Counties (FAC) meeting that was held last week and was impressed with the networking and good reputation that the Chairman, Commr. Cadwell, has in the FAC, which he benefited from.</p> <p style="text-align: center;">-----</p> <p>He informed the Board that he was asked by the Leesburg Partnership to serve on their Board and received the Board’s support to do so.</p> <p style="text-align: center;">-----</p> <p>He then thanked his wife for taking the time to decorate his Board office, noting that she put a lot of hard work into it, which he appreciated, and that he was very proud of it. He noted that he would also like to thank everyone for the warm welcome and support that he has received, since taking office as Commissioner of District 3.</p>	CONNOR

<p>FOR YOUR INFORMATION</p>	<p>Commr. Cadwell stated that each year the Boy Scouts of America tap one of the Commissioners to host their Eagle Dinner and that he has been asked to do so this year and wanted to obtain Board approval to use county stationery for the cause.</p> <p>The Board approved for him to do so.</p> <p>-----</p> <p>He stated that he had received a request from a member of the group, Citizens for Better Government, asking that he meet with said individual regarding some issues of concern, which he planned to do, as well as with the Home Builders Association of Lake County, and that he would report back to the Board regarding same at a later date.</p>	<p>CADWELL</p>
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