

BOARD ACTION

December 18, 2007

APPROVED	Tab 1. Approval of Minutes for November 6, 2007 (Regular Meeting), as presented; November 9, 2007 (Special Meeting – BCC/Departments Workshop), as corrected; November 19, 2007 (Special Meeting – BCC/Departments Workshop), as presented; and November 19, 2007 (Special Joint Meeting with City of Clermont), as presented.	KELLY
APPROVED	Tab 2. Approval of Clerk of Courts’ Consent Agenda, as follows: <ol style="list-style-type: none">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. Property placed on the Lands Available List. Lake County has until February 18, 2008 to purchase property from Lands Available List before it is available to the public. 3. Request to acknowledge receipt of Resolution No. 08-02 from the Village Center Community Development District, appointing Janet Y. Tutt, 3201 Wedgewood Lane, The Villages, Florida 32162, as their Registered Agent. 4. Request to acknowledge receipt of Meeting Notice – Southwest Florida Water Management District Governing Board Meeting Agenda for Monday, November 26, 2007, to be held at 9:00 a.m. and Joint Workshop of the Governing Board and Tampa Bay Water Board of Directors to be held at 1:00 p.m., at the Quorum Hotel Westshore, 700 North Westshore Blvd., Tampa, FL 33609; and Approved Minutes of the Meeting of the Governing Board held on September 25, 2007. 5. Request to acknowledge receipt of Amended Budget for the Village Center Community Development District for the Fiscal Year 2006/2007, in accordance with Chapter 190.008(2)(b)(c), Florida Statutes. 6. Request to acknowledge receipt of Fire Management Program and Cooperative Forestry Assistance Program Annual Report for Fiscal Year 2006-07, from the Florida Department of Agriculture and Consumer Services. This report identifies major forestry activities throughout Lake County from July 1, 2006 through June 30, 2007. 7. Request to acknowledge receipt of Copy of Ordinance No. 2007-10-	KELLY

	<p>449 from the City of Mascotte, which was adopted on November 19, 2007, annexing by voluntary petition property generally located in Section 30, Township 21 South, and Range 24 East, comprising approximately 40 acres, contiguous to the City of Mascotte.</p> <p>8. Request to acknowledge receipt of Notification from the City of Mascotte of publication of annexations and Ordinance No. 2007-12-455, Ordinance No. 2007-12-456, and Ordinance No. 2007-12-457, for applicant LPG Urban & Regional Planners, Inc., on behalf of their respective property owners, pursuant to Florida Statute.</p> <p>9. Request to acknowledge receipt of Annexation Ordinance No. 2007-34, from the City of Tavares, regarding the annexation of vacant property, consisting of 8.32 acres, located at the corner of US Hwy 441 and David Walker Drive, rezoning the property from Lake County Residential (R-6) to City of Tavares Planned Development District (PD). The Ordinance was approved by the Tavares City Council on November 28, 2007.</p> <p>10. Request to acknowledge receipt of Lake County Water Authority Board of Trustees Meeting Schedule for 2008, as follows:</p> <table data-bbox="391 1016 1282 1276"> <tr> <td>January 23</td> <td>July 23</td> </tr> <tr> <td>February 27</td> <td>August 27</td> </tr> <tr> <td>March 26</td> <td>September 10 (Tentative Budget Hearing)</td> </tr> <tr> <td>April 23</td> <td>September 24 (Final Budget & Regular Meeting)</td> </tr> <tr> <td>May 28</td> <td>October 22</td> </tr> <tr> <td>June 25</td> <td>November 19</td> </tr> <tr> <td>July 9 (Budget Workshop)</td> <td>December 17</td> </tr> </table> <p>All regular meetings are scheduled to begin at 3:30 p.m. The Budget meetings are scheduled to begin at 5:05 p.m. and the Budget Workshop starts at 9:00 a.m., location to be determined.</p> <p>11. Request to acknowledge receipt of Proposed Resolution No. 2007-18 of the City of Mt. Dora adopting an Amendment to the Community Redevelopment Agency Master Plan to include a Historic Preservation Objective.</p>	January 23	July 23	February 27	August 27	March 26	September 10 (Tentative Budget Hearing)	April 23	September 24 (Final Budget & Regular Meeting)	May 28	October 22	June 25	November 19	July 9 (Budget Workshop)	December 17	
January 23	July 23															
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June 25	November 19															
July 9 (Budget Workshop)	December 17															
<p>APPROVED</p>	<p>Tab 3. Request from Budget for approval of the following budget change requests:</p> <p>1. Budget transfer – General Fund, Department of Public Works, Parks and Trails Division. Transfer \$442,000 of the lump sum approved during the Fiscal Year 2008 budget development for General Fund County park</p>	<p>REYNOLDS</p>														

	<p>improvements to specific park project accounts, per the attached schedule summarizing expenditures and park improvement descriptions.</p> <p>2. Budget transfer – Parks MSTU Fund, Department of Public Works, Parks and Trails Division, Transfer the \$121,000 lump sum approved during Fiscal Year 2008 budget development for Parks MSTU county park improvements to specific park project accounts, per the attached schedule summarizing expenditures and park improvement descriptions.</p>	
APPROVED	Tab 4. Request from Community Services for approval of the Memorandum of Understanding with the City of Mascotte and to authorize the Chairman to sign the Memorandum - Commission District 3.	SMITH
APPROVED	Tab 5. Request from Community Services for approval of Lake County Library System Technology Plan, 2008-2011.	SMITH
APPROVED	Tab 6. Request from Community Services for approval and signature of grant agreements, Certification Regarding Debarment and Internet Safety Certification; approval to receive unanticipated revenue; approval of full-time limited term Hispanic Outreach Coordinator position; and approval for Library Services Director to sign related grant revisions, reports and documents and execution of Resolution No. 2007-190.	SMITH
APPROVED	Tab 7. Request from Community Services for approval of the Florida Healthy Kids Corporation, Contract Amendment #1, which includes additional regulatory requirements.	SMITH
APPROVED	Tab 8. Request from Employee Services for approval of \$1000 Workers' Compensation claim settlement for Christopher A. Palopoli.	WALL
APPROVED	Tab 9. Request from Growth Management for approval of refund of impact fees to Sonny's Franchise Company for permit 2007080225 - Commission District 2.	KING
APPROVED	Tab 10. Request from Procurement for approval to (1) declare the items on the attached lists 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 to sign vehicle titles.	SCHWARTZMAN
APPROVED	Tab 11. Request from Procurement for approval of award to Central Florida Press, LLC to provide printing for the Lake County Vacation Guide.	SCHWARTZMAN

APPROVED	Tab 12. 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 actions in excess of \$25,000 under "term and supply" contracts. At the BCC meeting on October 2, 2007, there was discussion regarding a need to provide information to the BCC regarding such actions for a limited period of time. The contract modification discussed below falls within these informational reporting parameters.	SCHWARTZMAN
APPROVED	Tab 13. Request from Procurement for approval and execution of the First Amendment to the MV Contract Transportation, Inc. contract which will extend the fixed route schedule through June 30, 2008.	SCHWARTZMAN
APPROVED	Tab 14. Request from Public Safety for approval for the County Manager to submit grant applications in the amount of \$129,516 through the Hazard Mitigation Grant Program (HMGP) for project number LA-0016, Emergency Notification System, identified in the Local Mitigation Strategy (LMS).	KAISER
APPROVED	Tab 15. Request from Public Safety for approval of Resolution No. 2007-191 to rename Chip Drive to Garrett Place – Commission District 5.	KAISER
APPROVED	Tab 16. Request from Public Works for authorization to execute change order #5 (and final) to the South Clermont Connector New Construction Project No. 2006-01, Bid No. 06-021, to DeWitt Excavating, in the amount of \$14,762.00. Commission District 2. Benefit District 5.	STIVENDER
APPROVED	Tab 17. Request from Public Works to advertise for bids for the # 1429 Max Hooks Road Widening and Resurfacing Project No. 2008-02 at an estimated cost of \$555,000.00 from the Road Impact Fee Fund, Benefit District 6. Commission District 2.	STIVENDER
APPROVED	Tab 18. Request from Public Works for approval and authorization for Chairman to execute satisfaction of liens for the attached eleven (11) road assessments – Commission Districts 3 and 4.	STIVENDER
APPROVED	Tab 19. Request from Public Works for approval of Dead River Road Stormwater Pond design scope by PEC, Inc. – Commission District 3.	STIVENDER

APPROVED	Tab 20. Request from Budget for authorization to pay the \$5,319.00 Fire Assessment on 27 dwelling units at the Lady Lake Mobile Home Park that were destroyed by the Groundhog Day Tornadoes; authorize a transfer of \$5,319.00 from the Reserves for Contingency to Other Current Charges in the General Fund to make said payment; and authorize staff to include language in current and/or future Fire Assessment Resolutions that would waive or change the December - March physical inspection period for mobile home parks in the event of a natural disaster.	REYNOLDS
APPROVED	Tab 21. Request from Budget for approval of amendments to the Fiscal Year 2008 fees and execution of Resolution No. 2007-192.	REYNOLDS
APPROVED	Tab 22. Discussion regarding additional funding for Transportation Disadvantaged Trips. The Board approved a motion to earmark the \$200,000 from the general fund for trips such as for educational and employment purposes. Ms. Cindy Hall, County Manager, clarified that they would come back to the Board January 8 with the budget amendment to take money out of reserves and put into the Public Transportation Department for use for prioritizing for the disadvantaged clients' education and employment trips. Also, the Board would look into raising the user fee for the TD trips.	SMITH
APPROVED	Tab 23. Request from Community Services for approval of the CTD/ACHA Medicaid Non-Emergency Transportation Agreement No. 5 from January 1, 2008 through June 30, 2008.	SMITH
APPROVED	Tab 24. Request from Community Services for approval of the realignment of LakeXpress Routes 1 and 2. The proposed changes for Route 1 were to add stops at the YMCA, Palm Street in Fruitland Park, and on the Lake-Sumter Community College Campus and to add a westbound stop at the Agriculture Center. The proposed changes for Route 2 were to add stops on Main Street at the Library in Leesburg and at the One Stop Career Center on SR 27, as well as a westbound stop at SR 44 and CR 468.	SMITH
APPROVED	Tab 25. Request from Community Services for approval and signature of the Interlocal Agreement Between Lake County, Florida and Osceola County, Florida For Joint Use of the Cagan Crossings Community Library, approval to apply the unanticipated revenue to salaries and benefits in the Cagan Crossings Community Library budget, approval of the four requested positions, and approval to transfer \$11,664 from Library Fund reserves to the Cagan Crossings Community Library Budget, and execution of Resolution No. 2007-193 - Commission District 2.	SMITH

APPROVED	Tab 26. Request from Community Services for approval of the transportation Standard Coordination Contract between Lake County Board of County Commissioners and New Vision for Independence, Inc.	SMITH
APPROVED	Tab 27. Request from Community Services for approval of the Department of Community Services, Public Transportation staff to apply for the Florida Department of Transportation Section 5311 Transit Grant for FY 08-09 and supporting Resolution No. 2007-194.	SMITH
APPROVED	Tab 28. Request from Community Services for approval of the Public Transportation staff to apply for the Florida Department of Transportation Section 5310 Capital Grant Application for FY 08-09 and supporting Resolution 2007-195.	SMITH
APPROVED	Tab 29. Request from Environmental Services for approval of a standard Recycling Agreement between the Lake County Board of County Commissioners and commercial businesses for the purpose of recycling and authorize the County Manager or the County Manager's designee to approve each agreement.	D. SMITH
APPROVED	Tab 30. Request from Environmental Services for approval of an Interlocal Agreement between Lake County Board of County Commissioners and the Lake County School Board for recycling services. The School Board will be compensated for the recyclables at the rate of 40 percent of the net proceeds received for the items accepted by the County.	D. SMITH
DENIED	Tab 31. Request from Growth Management for approval of the Purchase and Sales Agreement between Lake County and Hilda L. Sloan – Commission District 2. The Board moved to NOT purchase this property.	KING
APPROVED	Tab 32. Request from Procurement for approval for Grove Masonry Maintenance, Inc./Caro Construction LLC to be awarded ITB #07-0235 Repair of the Lake County Cornice Restoration in the amount of \$179,300.00 with an Owner's Contingency of \$17,930.00 to be expended as deemed necessary by the Director of Facilities Development & Management.	SCHWARTZMAN
APPROVED	Tab 33. Request from Procurement for approval to award to Comanco Environmental Corporation to complete Construction of the Class I Phase III Landfill in the amount of \$7,166,930 and \$216,000 for Owner's Contingency to be expended as deemed necessary by the Director of Environmental Services. Also, approve the related budget transfer - Commission District 3.	SCHWARTZMAN

APPROVED	Tab 34. Request from Public Works for approval of the agreement with the Florida Department of Transportation (FDOT) for a Transportation Regional Incentive Program (TRIP) funding to provide \$5 million dollars towards the CR 466 4-lane project in Lady Lake.	STIVENDER
APPROVED	Tab 35. Request from Public Works for approval of the agreement for design and construction of Hooks Street and Grand Highway. The agreement is with the City of Clermont, Clermont Land Development, LLC (CLD), and Golden Corral.	STIVENDER
APPROVED	ADDENDUM NO. 1-I. Request from Public Safety for approval for the execution of the Florida Department of Health EMS grant and for the County Manager to submit grant applications totaling up to \$280,000 through the Hazard Mitigation Grant Program (HMGP) for the 800 MHz Radio System Hardening Project, identified in the Local Mitigation Strategy (LMS).	KAISER
APPROVED	ADDENDUM NO. 2-I. Request from County Attorney for approval of lease agreement for lease space located at 2750 Dillard Road, Eustis, for model courtroom space – Commission District 4.	MINKOFF
APPROVED	Tab 36. PUBLIC HEARING: Approval of Ordinance No. 2007-62 changing Section 3.01.02 Classification of Uses, of the Land Development Regulations reducing the minimum width for a single family dwelling unit.	CADWELL

	REZONING – SEE MINUTES	
	CONSENT AGENDA	
APPROVED	Tab 1– Ordinance No. 2007-63 Lake County Solid Waste/Lake County Public Safety/Rob Richardson Rezoning Case No. PH51-07-3 Waive landscape requirements and rezone Agriculture (A) and revoke Conditional Use Permit (CUP) #903-3 on appr. 9 acres to Community Facility District (CFD) zoning to replace existing tower and add additional telecommunication apparatus, equipment shelters and ancillary structures needed for communication system improvements for new County wide radio system.	KING

APPROVED	<p>Tab 2 – Ordinance No. 2007-64 Lake County Board of County Commissioners Lake County Public Safety/Rob Richardson Rezoning Case No. PH52-07-2 To amend CFD Ordinance No. 2001-151 on appr. 2.85 acres to allow an emergency services communication cell tower, equipment shelters and ancillary structures on property that has an existing Fire Station. The applicant is also requesting reduction of the required landscaping buffers associated with the tower site.</p>	KING
APPROVED	<p>Tab 3 – Ordinance No. 2007-65 The Board of Trustees of the Internal Improvement Trust Fund of The State of Florida/Lake County Public Safety/Rob Richardson Rezoning Case No. PH53-07-04 To waive landscape requirements and rezone appr. .11 acres from Planned Unit Development (PUD) to Community Facility District (CFD) to allow the placement of a telecommunication tower, equipment shelters and ancillary structures needed for communication system improvements for new County wide radio system.</p>	KING
APPROVED	<p>Tab 4 – Ordinance No. 2007-66 Florida Power Corp. Lake County Public Safety/Rob Richardson Rezoning Case No. PH54-07-02 To amend Ordinance No. 74-91 on appr. .82 acres in the Community Facility District (CFD) zoning to allow equipment shelters, ancillary structures and telecommunication apparatus as an accessory use to an existing telecommunication tower.</p>	KING
APPROVED	<p>Tab 5– Ordinance No. 2007-67 City of Minneola Lake County Public Safety/Rob Richardson Rezoning Case No. PH55-07-02 To amend CFD Ordinance No. 2003-8 on 32 acres to allow the placement of a telecommunication tower, equipment shelters, ancillary structures and telecommunication apparatus needed for communication system improvements for new County wide radio system.</p>	KING
APPROVED	<p>Tab 6 – Ordinance No. 2007-68 Tex and Julia Merritt LPG Urban and Regional Planning, Inc. Rezoning Case No. PH33-07-3 Amendment to Ordinance No. 11-90 to allow for the construction of aircraft hangars and support facilities for an existing airstrip.</p>	KING

APPROVED	Tab 7 – Ordinance No. 2007-69 Dunhill FL Highway 27, LLC Lake County Department of Growth Management Rezoning Case No. PH45-07-2 Amendment to correct a scrivener’s error to reflect the 200,000 square feet of commercial gross leasable space approved by Ordinance No. 53-90.	KING
WITHDRAWN	Tab 8 Christyne B. Hamilton (Trustee) Nursery Automation Services, Inc./John W. Gratton Rezoning Case No. PH37-07-1 Amendment to MP (Planned Industrial) Ordinance No. 104-88 to allow the location of a business that sells, installs, and repairs automated machinery and equipment related to the horticulture and agriculture industry. The property is presently zoned MP (Planned Industrial) and is limited to the installation of video optical devices and equipment in vans.	KING
APPROVED	Tab 9 – Ordinance No. 2007-70 Baywood Villages, LLC Lake County Rezoning Case No. PH49-07-3 Correct a scrivener’s error in the legal description recorded in Ordinance No. 2004-74.	KING
APPROVED	Tab 10 – Ordinance No. 2007-71 Presco Associates, LLC/Bob Shaker Lake County Rezoning Case No. PH50-07-5 Correct a scrivener’s error in the legal description recorded in Ordinance No. 15-90/PH#36-90-1.	KING

	REGULAR REZONING AGENDA	
APPROVED	<p>Tab 11 – Ordinance No. 2007-72 Lake County / South Tavares Complex Lake County Board of County Commissioners/Quinnette S. Durkin Rezoning Case No. PH56-07-3 Rezone 434.4 acres from Agriculture (A), Heavy Industrial (HM), and Community Facility District (CFD) to Community Facility District (CFD) and Planned Industrial (MP) to place the government facilities under the correct zoning district and to correct discrepancies in the current CFD Ordinance legal descriptions and combine all properties under one zoning ordinance, together with the additional uses of a jail, emergency operations center (EOC) and additional governmental offices and facilities, with added language on Page 3, under Section C-Landscaping of the Ordinance, stating that “prior to site plan approval, the Board would have to approve a conceptual landscape plan.”</p>	KING
DENIED	<p>Tab 12 Vantaggio Investment Group, Inc. Amy I. Velazquez Rezoning Case No. PH57-07-4 Rezone 2.86 acres from Rural Residential (R-1) to Light Industrial (LM).</p>	KING
APPROVED	<p>Tab 37. Appointment of Mr. John Moore and Mr. Ronald Jacobs as the final two members to the Transportation Alternative Funding Task Force.</p>	CADWELL
FOR YOUR INFORMATION	<p>Ms. Cindy Hall, County Manager, clarified that January 29 and not January 22 was the next BCC Rezoning Meeting.</p>	HALL
APPROVED	<p>Tab 38. Approval and execution of Proclamation No. 2007-196 proclaiming January 21, 2008 as Martin Luther King Day, to be presented by the Chairman at the first community breakfast.</p>	HILL
APPROVED	<p>The Board moved to grant Mr. James C. Watkins, former Clerk of Court, the desk chair that he had in his office for the last 15-16 years, as an honorary retirement gift.</p>	CADWELL
APPROVED	<p>The Board moved to wait to hear the Akron Meadows Rezoning Case No. PH31-07-5 until after it went through the PLAAC process. They recommended that this property go through the PLAAC process as swiftly as possible.</p>	CADWELL

APPROVED	The Board approved supporting the Resolution of the “How Shall We Grow” Congress of Regional Leaders Supporting Florida Forever and a Successor Program for the Future and Requesting Support for Priority Action to Preserve Central Florida’s “Seven Jewels,” and execution of Resolution No. 2007-197.	CADWELL
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