

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**July 21, 2009**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Chairman**  
**Jennifer Hill, Vice Chairman**  
**Elaine Renick, District #2**  
**Jimmy Conner, District #3**  
**Linda Stewart, District #4**

**Cindy Hall, County Manager**  
**Sanford A. Minkoff, County Attorney**  
**Neil Kelly, Clerk to the Board**

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**DISCLAIMER**

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

In addition to regular Board meetings, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which any member of the public may comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

**ITEMIZED AGENDA**

**July 21, 2009**

9:00 A.M. Invocation

Pledge of Allegiance

**I. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

## **II. MINUTE APPROVAL**

- Tab 1** Approval of the following Minutes:  
June 2, 2009 (Regular Meeting)  
June 23, 2009 (Regular Meeting)

## **III. CLERK OF COURT'S CONSENT AGENDA**

- Tab 2** Approval of Clerk of Courts' Consent Agenda (Items 1 through 5)

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the 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.

Recommendation: Acknowledge Receipt

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.

Recommendation: Acknowledge Receipt

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.

Recommendation: Acknowledge Receipt

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.

Recommendation: Acknowledge Receipt

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.

## **IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 13)**

## **Budget**

### Tab 3

Approve Unanticipated Revenue Resolutions and Direct Pay (Check Request).

1. Resolution 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.
2. Resolution 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 Primeros lo Primero (First Things First) Program.
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.

## **Community Services**

### 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.

### Tab 5

Approval of the transportation Standard Coordinator Contract with Ronald Bush, LLC. and Christian Home Companionship.

### Tab 6

Request authorization for the Lake County Board of County Commission Chair 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.

## **Procurement**

### Tab 7

Recommendation 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.

### Tab 8

It is recommended 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.

## **Public Works**

### Tab 9

Request 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.

- [Tab 10](#) Request 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.
- [Tab 11](#) Recommend approval and signature on Resolution 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.
- [Tab 12](#) Request 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.
- [Tab 13](#) 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.

**V. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 14 through Tab 17)**

- [Tab 14](#) Release of any liens on the property - Property Owners, Joseph P. & Patricia Dougherty, Case No. 2008120102; and approval of Resolution to receive unanticipated revenue. Commission District 3.
- [Tab 15](#) Approval to Advertise Ordinance Repealing and Replacing Chapter 4, Lake County Code, entitled Animals.
- [Tab 16](#) Approval to Advertise Ordinance Amending Chapter 8, Sections 8-4 and 8-6, Lake County Code, entitled Code Enforcement Special Master.
- [Tab 17](#) 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.

**VI. PRESENTATIONS**

- [Tab 18](#) Presentation of Resolution 2009-57 to Pastor Tom Keisler of the First Baptist Church of Tavares.
- [Tab 19](#) Presentation by Mike Snyder, Executive Director, Orange County Expressway Authority, regarding an update on the Wekiva Parkway.
- [Tab 20](#) Presentation of the Current Status of Construction and Renovation Projects.

**VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

**Budget**

- [Tab 21](#) Request to authorize and execute a Resolution 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.

**Community Services**

- [Tab 22](#) 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.

## **Environmental Utilities**

- [Tab 23](#) Approve the Initial Assessment Resolution 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.

## **Facilities Development And Management**

- [Tab 24](#) Approval is sought 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.

## **Growth Management**

- [Tab 25](#) 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 the Resolution 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.**

## **Procurement**

- [Tab 26](#) Award under RFP 09-0218 is being recommended to four Community Based Organizations (CBOs) to support the first iteration of the County's grant-funded Neighborhood Stabilization Program (NSP1).

## **VIII. PUBLIC HEARINGS**

### **PUBLIC HEARING - 9:00 A.M. or As Soon Thereafter**

- [Tab 27](#) Approval of Concurrency Ordinance which rewrites Chapter V of the Land Development Regulations, entitled "Concurrency Management."

### **PUBLIC HEARING - 6:00 P.M. or As Soon Thereafter**

- [Tab 28](#) Presentation and discussion of GMP (Guaranteed Maximum Price) for Phase II of the Judicial Center Expansion.

## **IX. 10:30 A.M. - CLOSED SESSION**

## **X. OTHER BUSINESS**

- [Tab 29](#) Appointment/Reappointment of Women's Hall of Fame Committee.

- [Tab 30](#) Discussion of past and future responsibility of solid waste advisory committees.

- [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 consumer member to serve the remainder of the four-year term which ends January 14, 2013.

## **XI. REPORTS**

### **A. County Attorney**

[Tab 32](#) Approval of Agreement Between Lake County and the City of Clermont Relating to the Clermont Sprayfield Property.

**B. County Manager**

[Tab 33](#) Requesting direction from the Board on how to respond to the Town of Montverde's Resolution #2009-30 initiating the Interlocal Service Boundary Agreement (ISBA) per Part II of Charter 171 Florida Statutes.

**C. Commissioner Hill - Vice Chairman and District #1**

**D. Commissioner Renick - District #2**

**E. Commissioner Conner - District #3**

**F. Commissioner Stewart - District #4**

[Tab 34](#) Approval for staff to move forward to develop a finding of necessity and redevelopment plan for a proposed Mt. Plymouth/Sorrento Community Redevelopment Area (CRA).

**G. Commissioner Cadwell - Chairman and District #5**

**1:30 P.M. WORKSHOP - Comprehensive Plan**

**CITIZEN QUESTION AND COMMENT PERIOD**

**At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.**

**The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.**

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**Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.**

**Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**

