

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

REGULAR MEETING

November 06, 2007

COUNTY COMMISSIONERS

Welton G. Cadwell, Chairman
Jennifer Hill, Vice Chairman
Elaine Renick, District #2
Debbie Stivender, District #3
Linda Stewart, District #4

Cindy Hall, County Manager
Sanford A. Minkoff, County Attorney
James C. Watkins, Clerk to the Board

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

November 06, 2007

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:
September 18, 2007 (Regular Meeting)
October 2, 2007 (Regular Meeting)
October 8, 2007 (Special Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through X)

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.

Recommendation: Acknowledge Receipt

2. Monthly Distribution of Revenue Traffic/Criminal Cases, for the month ending September 30, 2007, in the amount of \$177,402.97. Same period last year: \$163,599.44.

Recommendation: Acknowledge Receipt

3. Deer Island Community Development District Meeting Schedule for Fiscal Year 2008, in accordance with Chapter 189, Florida Statutes.

The Board of Supervisors of the Deer Island Community Development District will hold their meetings for Fiscal Year 2008, on the third Monday at 6:00 p.m., at the Clubhouse, 18000 Eagles Way, Deer Island, Florida, on the following dates:

October 2, 2007 (First Monday)
January 14, 2008 (Second Monday)
March 10, 2008 (Second Monday)
May 19, 2008
August 18, 2008

Recommendation: Acknowledge Receipt

4. Lake County Water Authority's Final Budget for FY 2007/2008.

Recommendation: Acknowledge Receipt

5. Southwest Florida Water Management District's Fiscal Year 2007-2008 Budget, which was adopted by the Governing Board on September 25, 2007.

Recommendation: Acknowledge Receipt

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

Budget

Tab 3

Approve Budget Change Requests and Unanticipated Revenue Resolution.

1. Budget transfer – Various funds, Various Departments. Reconciliation of outstanding account balances for Fiscal Year 2007. County policy stipulates that actual expenditures cannot exceed the budget for a major object within a fund. A major object includes: Personal Services, Operating Expenses, Capital Outlay, and Debt Service. This transfer will reconcile budgeted to actual expenditures for all major object codes in accordance with County policy and generally accepted accounting principles. Documents will be provided under separate cover.
2. Budget transfer – Law Enforcement Trust Fund, Constitutional Offices/Sheriffs Office. Funds needed to cover equipment purchases from confiscated funds deposited into the Law Enforcement Trust Fund. Funds are available in Other Current Charges and Obligations.
3. Budget transfer – Facilities Expansion Capital Fund, Department of Facilities Development and Management. Move funding from unallocated line to 80030 project (South Tavares Government Complex) line. Funds are available in unallocated Buildings per adopted Fiscal Year 2008 budget. Funds will remain in the Facilities Expansion Capital Fund and the total fund balance will not charge.
4. Budget transfer – Facilities Expansion Capital Fund, Department of Facilities Development and Management. Transfer budget from general project number 80010 (\$400,000 – combined Downtown Tavares and South Tavares projects) to project numbers 80020 (\$300,000 – Downtown Tavares Complex Master Project) and 80030 (\$100,000 – South Tavares Complex Master Project). Funds will remain in the Facilities Expansion Capital Fund, and are being distributed to project numbers for more accurate accounting. Project numbers 80020 and 80030 were not available for use at the time that the funding was originally requested
5. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2007/2008 in the amount of \$1,200 deposited into HOPE Grant and provide appropriations for the disbursement for various operating expenses. The lake County Board of County Commissioners has achieved the incentives to be sued towards supporting additional Hispanic Obesity Prevention Education (HOPE) Program activities. The Lake County Community Health Worker Program has received \$1,200 from the incentives programs. The funds will be used to support additional HOPE Program activities.
6. Approval of request from the Sheriff’s Office for payment of Law Enforcement Trust Fund expenditures. The request exceeds the County Manager’s approval limit of \$25,000. Total payment is for \$149,700.21.

Community Services

Tab 4

Approval and Execution of the Authorizing Resolution for the Issuance of Multi-Family Housing Revenue Bonds by the Orange County Housing Finance Authority for the Proposed Development “Southwinds Cove Apartments” in Lake County, in an amount not-to-exceed \$10,450,000.

Growth Management

Tab 5

Satisfaction & Release of Fine, Property Owner: George W. Moeller, Case# 2005080134. Commission District 5.

Procurement

Tab 6

It is recommended to award RSQ#07-0224 On Call Surveying Services to three firms, Southeastern Surveying Company, Mactec Engineering and Booth, Ern, Straughan & Hiott, Inc., (BESH).

Public Safety

- [Tab 7](#) Request approval of a Resolution renaming Bird Road. Commission District 4.
- [Tab 8](#) Approval and execution of the Emergency Management Preparedness and Assistance (EMPA) Trust Fund Base Grant Agreement with the State of Florida, Division of Emergency Management.
- [Tab 9](#) Approval and execution of the FY 08 State Homeland Security Grant Program (SHSGP) Issue 10 Agreement with the State of Florida, Division of Emergency Management; and approval for the continuance of the limited term part-time Office Associate II position.

Public Works

- [Tab 10](#) Recommend approval of a resolution authorizing to raise the speed limit on Loghouse Rd (0835) from Priebe Rd west to CR 561 in Commission District 2, from 25 MPH to 35 MPH.
- [Tab 11](#) Recommend approval and signature on Resolution authorizing the posting of speed limit signs on CR 25 (7804) from 100 feet north of Griffin Av to US 27 in Commissioner District 5.
- [Tab 12](#) Recommend approval and signature on Resolution authorizing the posting of a "Stop" sign with "All Way" plaque on Vista Del Lago Bv (0850) and "All Way" plaques on Lago Louisa Ct (0850A) and Castillo Ct (0850C) in Vista Del Lago Subdivision in the Clermont area, Commissioner District 2.
- [Tab 13](#) Recommend approval and signature on Resolution authorizing the reduction of the speed limit on a portion of Grassy Lake Rd (1846) from 30 MPH to 25 MPH and reduce the speed limit on a portion of Washington St (1643) from 30 MPH to 25 MPH in the Minneola area, Commission District 2.

V. COUNTY ATTORNEY'S CONSENT AGENDA

- [Tab 14](#) Approval of utility easement to SECO at the Paisley Fire Station #13 for Motorola cell tower and authorize Chairman to execute easement document - Commission District 5.
- [Tab 15](#) Approval to Advertise the Amendment to the Affordable Housing Advisory Committee Ordinance.
- [Tab 16](#) Approval of Progress Energy Distribution Easement regarding Umatilla Health Clinic and authorize Chairman to execute Distribution Easement document - Commission District 5.
- [Tab 17](#) Approval to advertise Ordinance amending the membership of the Lake County Public Safety Coordinating Council.

VI. AWARDS

EMPLOYEE AWARDS

TEN YEARS

Charles Kent, Area Maintenance Supervisor
Public Works/Road Operations/Maintenance Area I

Mary Cooper, GIS Director
Growth Management/GIS

Treeva Wall, Office Associate III
Public Works/Road Operations

FIFTEEN YEARS

Lori Conway, Funding & Production Director
Public Works/Funding & Production

Wendy Breeden, Library Services Director
Community Services/Library Services

TWENTY YEARS

Kirsten Mabry, Probation Officer
Community Services/Probation Services

EMPLOYEE OF THE QUARTER

Dottie Jackson, Emergency Management Specialist
Public Safety/Emergency Management

SUPERVISOR OF THE QUARTER

Bobby Bonilla, Parks & Trails Director
Public Works/Parks & Trails

F.I.S.H. AWARD

Aidan Holmes, Office Associate III
Public Safety/Fire Rescue

T.E.A.M AWARD

Information Outreach/Public Transportation/MPO Team on the LakeXpress Project:
Kelly Lafollette; Chris Patton; Magdalena Contreras; Paul Long; Amy Bradford; Kathy Hartenstein; Michael Woods; Kenneth Harley and Elizabeth Heine.

VII. PRESENTATIONS

- [Tab 18](#) Approval of Agreement with We Care of Lake County for delivery of Coordinated, Comprehensive Primary & Specialty Healthcare for Medically Indigent Residents.
- [Tab 19](#) Presentation to "We Care" doctors.
- [Tab 20](#) Approval of Proclamation that November 11, 2007 through November 17, 2007 is National Hunger and Homeless Awareness Week.
- [Tab 21](#) Receive presentation on Water Utility operations by principals of FGUA.

VIII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Community Services

- [Tab 22](#) Request to award Lake Kathryn Community Development Block Grant Phase VI Paving Project No. 2007-02, Bid No. 07-0118, to Art Walker Construction, Inc., and to encumber and expend funds in the amount of \$180,649.82 from the Community Development Block Grant. Commission District 5.
- [Tab 23](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 CDBG Partnership Agreement with the Town of Lady Lake and the County in an amount not to exceed \$90,900.00, granting the Town CDBG funds to resurface roads in the April Hills Subdivision, and to direct the Community Services Department to execute the agreement and oversee completion of the project covered in the Scope of Services. Commission District 5.
- [Tab 24](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 Community Development Block Grant (CDBG) Partnership Agreement with the Lake County Health Department in an amount not to exceed \$70,720.30 in FY 2007-08 CDBG funding and \$20,000.00 from FY 2007-08 County General Revenue Funds to cover the cost of dispensing prescription medications to low income persons, and to direct the Community Services Department to execute the agreement and oversee completion of the project covered in the Scope of Services.
- [Tab 25](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 CDBG Partnership Agreement between the Altoona Charter School Inc. and the County in an amount not to exceed \$100,000, allocating CDBG funds to repair the roof and install a fire sprinkler system and to direct the Community Services Department to execute the agreement and oversee completion of the project as covered in the Scope of Services. Commission District 5.
- [Tab 26](#) Approve the transfer of funds in the amount of \$123,414 from Friends of the Horticultural Learning Center to Lake County Board of County Commissioners. Approval of related budget resolution in amount of \$123,414. Commission District 3.
- [Tab 27](#) Approval and signature of “Interlocal Agreement Regarding Joint Use Library in Clermont, Florida” and approval to transmit \$1 million to the Lake Sumter Community College Foundation to help fund the joint use library project. Commission District 2.
- [Tab 28](#) Approval to proceed with thematic design work for the Cagan Crossings Community Library as designed and quoted by Creative Arts Unlimited, Inc., except for Youth Room maze. Approval to proceed with thematic design work for the Youth Room maze if additional funding is obtained. Commission District 2.
- [Tab 29](#) Review and consideration of Lake County Active Military Combat Duty Grant/Reimbursement Program.

County Manager

- [Tab 30](#) Appoint a representative to the Lake County Educational Concurrency Review Committee

Economic Growth And Redevelopment

- [Tab 31](#) Approval of Incentive Package for Project Falls. Commission District 3.
- [Tab 32](#) Approval of Incentive Package for Project FB. Commission District 3.

Procurement

[Tab 33](#) It is recommended that the Board award the contract for RSQ#06-104 Consulting Firms to Conduct Building Commissioning Services for Lake County Judicial Center Expansion Facility to Hanson Professional Services, Inc. in the amount of not to exceed \$957,210.00 plus \$22,700 for Reimbursable Expenses and \$50,000 for Owner's Contingency of \$50,000, as deemed necessary by the Director of Facilities Development & Management. Approve Budget Change Request in the amount of \$29,910.00.

[Tab 34](#) It is recommended that the Board approve "piggybacking" the contract for the purchase of various vehicles and trucks per the background summary below and authorize the Procurement Services Director to execute the award.

[Tab 35](#) Recommending award to Mark Cook Builders, Inc., in the amount of \$309,711.00, \$21,947 for Allowances and \$11,161 for Owner's Contingency to be expended as deemed necessary by the Director of Capital Construction and Facilities. Commission District 1.

Public Works

[Tab 36](#) Request approval to be cooperative partner with Southwest Florida Water Management District for the Big Prairie Watershed Management Plan. Commission Districts 2 and 3.

IX. PUBLIC HEARINGS

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

[Tab 37](#) Board consideration of the Request to approve the Orange County Land Use Change adjacent to Airstrip extension approved by Ordinance 2004-85 granting CFD Zoning.

[Tab 38](#) Final Adoption of Comprehensive Plan Future Land Use Amendment 03-1, Ordinance 2003-69 dated July 23, 2003, Center Lake Properties Ltd, Harold Ward III. Commission District 3.

[Tab 39](#) Approval of Illicit Discharge Ordinance to implement a stormwater discharge management program.

X. OTHER BUSINESS

[Tab 40](#) Appointment of Amye King, Deputy Director, Department of Growth Management, to serve as the "second alternate" representative on the Lake-Sumter MPO Technical Advisory Committee.

[Tab 41](#) Appointment of Donna Gregory to serve as the Lake County Health Department Non-Voting Liaison between the Comprehensive Health Care Committee and the Lake County Health Department. This will be a permanent appointment and will not be considered a member of the Committee.

[Tab 42](#) Appointment of members to the Transportation Alternative Funding Task Force and appointment of a County Commissioner to serve as a non-voting liaison to the Task Force.

XI. REPORTS

A. County Attorney

- [Tab 43](#) Approval of Lease Agreement Between Lake County and JTM Properties, LLC for Public Safety Department Space and Approval of Amendment to Contract with Motorola for Countywide Radio System; Approval of related budget transfer in the amount of \$15,000 and Approval of Termination Letter to Lake Warehouse & Storage. Commission District 3.
- [Tab 44](#) Approval of Transportation Concurrency Interlocal Agreement between Lake-Sumter MPO, Lake County, Sumter County, Wildwood & Municipalities and approval of Budget Transfer Request & Authorization to expend funds.
- [Tab 45](#) Authorization to County Manager with consent of County Attorney to accept offers for right of way purchases for CR 466 and other right of way projects.
- [Tab 46](#) Approval of Resolution initiating the Interlocal Service Boundary Agreement Act with the City of Groveland. Commission Districts 2 and 3.
- [Tab 47](#) No action required - informational only regarding Vested Rights Determinations for developments.

- B. **County Manager**
- C. **Commissioner Hill - Vice Chairman and District #1**
- D. **Commissioner Renick - District #2**
- E. **Commissioner Stivender - District #3**
- F. **Commissioner Stewart - District #4**
- G. **Commissioner Cadwell - Chairman and District #5**

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.

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.

