

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

**REGULAR MEETING**

**March 16, 2010**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Chairman**  
**Elaine Renick, Vice Chairman**  
**Jennifer Hill, District #1**  
**Jimmy Conner, District #3**  
**Linda Stewart, District #4**

**Sanford A. Minkoff, Interim County Manager**  
**Neil Kelly, Clerk to the Board**  
**Melanie Marsh, Acting County Attorney**

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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**

**March 16, 2010**

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:  
January 12, 2010 (Regular Meeting)  
February 2, 2010 (Regular Meeting)  
February 9, 2010 (Regular Meeting)

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

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 8)

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. Southwest Florida Water Management District 2010 Consolidated Annual Report on CD.

Recommendation: Acknowledge Receipt

3. Town of Lady Lake Ordinance 2009-30 re-designating zoning classification for certain property being 9.56+/- acres of land owned by WRYP, LLC located at 600 CR 466 from Lake County Community Facility District to Lady Lake Public Facilities District (PFD).

Recommendation: Acknowledge Receipt

4. City of Umatilla's data CD with Ordinance 2009-C adopting the Ten Year Water Facilities Work Plan and an update to the following chapters of the city's Comprehensive Plan: Capital Improvement, Public Facilities, Conservation and Intergovernmental Coordination.

Recommendation: Acknowledge Receipt

5. City of Groveland Ordinance 2009-12-49 extending and increasing the corporate limits of the City of Groveland, annexing 205.253+/- acres of Lake County.

Recommendation: Acknowledge Receipt

6. Enclosed you will find the Tourism Development Resort Tax Chart. Fiscal Year January 2010 revenue is down 3.5% compared to Fiscal Year January 2009, and is down 23% compared to the first four months in 2009.

The next TDC regularly scheduled meeting will be held on Wednesday, March 17, 2010 at 4:00 p.m. in the Administration Building in the Board Chambers in Tavares. If you are unable to attend the meeting, please let us know. If you have any questions, please do not hesitate to call me at (352) 429-3602.

Recommendation: Acknowledge Receipt

7. Copy of the following Ordinances from the Town of Lady Lake, along with cover letter:

Ordinance 2009-15 amending Ordinance 2008-09 pertaining to the Town's Development Regulations; Chapter 17, Sign Regulations; Amending Section 2 A) & D) – Permitting Requirements; Section 3 B) & E) - General Requirements; Section 5 B) D), E) and F) - Temporary Signs Requirements; and Section 7 A) Prohibited Signs.

Ordinance 2009-27 amending the Land Development Regulations (Ordinance No. 2008-10); Chapter 10 entitled Landscaping and Tree Protection and (Ordinance No. 2008-33) Chapter 2 Entitled Definitions and Interpretations.

Ordinance No.2009-28 annexing property being 9.56 acres of land owned by WRYP, LLC located at 600 CR 466 on the south side of CR 466, west of Rolling Acres Road.

Ordinance 2009-29 pertaining to Comprehensive Planning in the Town, amending the Town of Lady Lake Ordinance No. 81-8-(83), which established the Town's Comprehensive Plan, providing for a small scale Future Land Use Map amendment.

Ordinance 2009-31 amending the Town's Comprehensive Plan; providing for updates to the Capital Improvements Element, Chapter 8.

Ordinance 2010-04 deleting Ordinance 2009-08; deleting and replacing in their entirety Sections 16 and 17 of the Town's Land Development Regulations, Chapter 3 entitled Developmental Procedures and Regulations.

Recommendation: Acknowledge Receipt

8. Copy of Ordinance 2009-12-49 from the City of Groveland annexing 205.253 acres of Lake County located in Section 10, Township 21 South, Range 25 East, along with a map indicating the location of the site.

Recommendation: Acknowledge Receipt

#### **IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 16)**

##### **Community Services**

[Tab 3](#) Approval of the Standard Coordinator Contract with Kinsman Transportation, Inc. to provide transportation services for the Agency for Persons with Disabilities for the developmentally disabled citizens.

[Tab 4](#) For the Board to approve and authorize the Chairman to sign the FY 2008-09 CDBG-R Interlocal Agreement between the County and Town of Astatula in an amount not to exceed \$9,800 to construct sidewalks, 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 3.

[Tab 5](#) For the Board to approve and authorize the Chairman to sign the FY 2009-10 CDBG Interlocal Agreement between the Town of Astatula and the County in an amount not to exceed \$32,300, granting the Town CDBG funds to make improvements to Swaffer Park, 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 3.

##### **Fiscal And Administrative Services**

[Tab 6](#) It is recommended that the Board, (1) declare the items on the attached list surplus to County needs, (2) authorize the removal of all items on the attached list from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director or designee sign the vehicle titles.

##### **Public Safety**

[Tab 7](#) Approval and execution of the Hazards Analysis Update, Scope of Work Acceptance, between the State of Florida, Division of Emergency Management and Lake County, by the Lake County Board of County Commissioners. This Agreement provides revenue to the Emergency Management Division. No local match is required.

[Tab 8](#) Approval by the Lake County Board of County Commissioners of: (1) FY2009 State Homeland Security Grant Program (SHSGP) Agreement in the amount of \$39,500 and; (2) Resolution. This Agreement provides revenue to the Emergency Management Division. No local match is required.

[Tab 9](#) Approval by the Lake County Board of County Commissioners of: (1) FY09 Emergency Operations Center (EOC) Funding Agreement in the amount of \$1,000,000 and; (2) Resolution. This Agreement provides revenue to the Emergency Operations Center (EOC) Construction Project. Local match is currently funded from the previous grant allocation of \$1,000,000.

[Tab 10](#) Approval by the Lake County Board of County Commissioners of Modification #3 to Agreement with the State of Florida, Division of Emergency Management, to extend the expiration dates for State and Federal funds awarded for the Lake County Emergency Operations Center (EOC) Project. This Agreement provides revenue for the EOC Construction Project.

[Tab 11](#) Approval by the Lake County Board of County Commissioners of Modification #2 to Agreement with the State of Florida, Division of Emergency Management, to extend the expiration date for funds awarded for the Lake County Emergency Operations Center (EOC) project to June 30, 2012. This Agreement provides revenue for the EOC Construction Project.

[Tab 12](#) Approval by the Lake County Board of County Commissioners of Modification #1 to the Emergency Management Preparedness and Assistance (EMPA) Trust Fund Base Grant Agreement, to accept Emergency Management Performance Grant (EMPG) Funds in the amount of \$40,303.18. This Agreement provides revenue for the Emergency Management Division. Local match is currently funded.

### **Public Works**

[Tab 13](#) Approval and signature of Resolution to Advertise Public Hearing for Vacation Petition No. 1152 to vacate a portion of right of way on Number Two Rd. in the Howey-in-the-Hills area. Commission District 3.

[Tab 14](#) Request to advertise for bids for CR-473 and #5335 Treadway School Road Intersection Improvements at an estimated cost of \$550,000.00 from Road Impact Fees Benefit District 3 Fund. Commission District 1.

[Tab 15](#) Request to advertise for #4756 David Walker Drive and #4956 Mount Homer Road Intersection Improvements at an estimated cost of \$260,948.00 from the Federal/State Grants Fund. Commission District 3 & 4.

[Tab 16](#) Approve and accept the attached list of public right of way deeds that have been secured in conjunction with roadway and / or stormwater projects. (Commission Districts 1, 3, 4, 5)

### **V. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 17 through Tab 19)**

[Tab 17](#) Request Approval to Advertise an Ordinance Establishing Advertising Regulations for Parks.

[Tab 18](#) Approval of Temporary Utility Easement to the City of Tavares for underground sanitary lines on the west half of the unnamed alleyway located in Block 39 of the Judicial Center parking lot and authorize the Chairman to execute the easement document. Commission District 3.

[Tab 19](#) Approval of Utility Easement to the City of Leesburg on the Dead River Road Stormwater/Public Lands Property located at 3900 Dead River Road (Alt key 3781315) and authorize the Chairman to execute the easement document upon receipt of \$3,800.00 from the City of Leesburg. Commission District 3.

## **VI. PRESENTATIONS**

- [Tab 20](#) Approval and presentation of resolution recognizing Mr. Russ Sloan for his publication of "Lake and Sumter Counties - Florida's Heartland" coffee table book.

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

### **Public Safety**

- [Tab 21](#) Discussion of the Emergency Operations Center (EOC) / Communications Center Construction Project with direction to staff.

### **Public Works**

- [Tab 22](#) Request approval to Execute the "TENTATIVE" Local Agency Program Agreement (LAP) between Lake County and Florida Department of Transportation (FPN # xxxxxx-1-58-01) for CR-48 from Sumter County Line to CR-33, execute supporting Resolution for the project, and approval to advertise for bids. Commission District #3

- [Tab 23](#) Request approval to Execute the "TENTATIVE" Local Agency Program Agreement (LAP) between Lake County and Florida Department of Transportation (FPN # xxxxxx-1-58-01) for Sleepy Hollow Road from Sunnyside Drive to 3/10 of a mile south of US-441, execute supporting Resolution for the project, and approval to advertise for bids. Commission District #1

- [Tab 24](#) Request approval to Execute the "TENTATIVE" Local Agency Program Agreement (LAP) between Lake County and Florida Department of Transportation (FPN # xxxxxx-1-58-01) for CR-44 from 1/10 of a mile west of North Silver Lake Road to Poe Street, execute supporting Resolution for the project, and approval to advertise for bids. Commission District #1

- [Tab 25](#) Request approval to Execute the "TENTATIVE" Local Agency Program Agreement (LAP) between Lake County and Florida Department of Transportation (FPN # xxxxxx-1-58-01) for CR-452 from CR-44 to a point near Sandy Lane, execute supporting Resolution for the project, and approval to advertise for bids. Commission District #5

- [Tab 26](#) Request approval to Execute the "TENTATIVE" Local Agency Program Agreement (LAP) between Lake County and Florida Department of Transportation (FPN # xxxxxx-1-58-01) for Lakeshore Drive Bridge that is 2-lane, five span bridge, with a new 2-lane single span bridge, execute supporting Resolution for the project, and approval to advertise for bids. Commission District #2

## **VIII. PUBLIC HEARINGS**

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

- [Tab 27](#) The Board of County Commissioners holds a public hearing and approves the amendment to the Neighborhood Stabilization Program.

- [Tab 28](#) Adoption of Parking Garage Regulations Ordinance.

- [Tab 29](#) Approval of an ordinance dissolving the Historical Museum Advisory Committee.

- [Tab 30](#) Adoption of Ordinance Establishing Regulations Relating to Temporary Closing or Special Use of County Roads.

**PUBLIC HEARINGS: REZONINGS (SEE SEPARATE AGENDA)**

[http://www.lakecountyfl.gov/pdfs/P&Z\\_Agendas/031610.pdf](http://www.lakecountyfl.gov/pdfs/P&Z_Agendas/031610.pdf)

**IX. 11:00 A.M. - CLOSED SESSION**

**X. OTHER BUSINESS**

[Tab 31](#) Appointment of individuals to the Solid Waste Alternatives Task Force and appointment of non-voting Commissioner liaison.

**XI. REPORTS**

A. County Attorney

B. County Manager

C. Commissioner Hill - District #1

D. Commissioner Renick - Vice Chairman and District #2

E. Commissioner Conner - District #3

F. Commissioner Stewart - District #4

[Tab 32](#) Approval and execution of Proclamation entitled "Lake County Celebrating Parents and Children" proclaiming April 2010 as Child Care Awareness Month in Lake County.

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.

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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.**