

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

REGULAR MEETING

April 15, 2008

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
Neil Kelly, 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

April 15, 2008

8:30 A.M. - Sales Surtax Committee Meeting

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:

- February 26, 2008 (Regular Meeting - Resubmitted)
- March 7, 2008 (Special Meeting – Budget Workshop - Resubmitted)
- March 11, 2008 (Special Meeting – Water Issues)
- March 18, 2008 (Regular Meeting)
- March 25, 2008 (Regular Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

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

TIME CERTAIN – 9:00 A.M. OR SOON THEREAFTER

PRESENTATION - Comprehensive Annual Financial Report (CAFR), including various audit reports for FY 2007, by the County's external auditors, Moore, Stephens, and Lovelace, P.A.

1. 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. Property placed on the Lands Available List. Lake County has until June 23, 2008 to purchase property from Lands Available List, before it is available to the public.

Recommendation: Acknowledge Receipt

3. Annual Financial Audit for 2006/2007 and Annual Financial Report for the Lake County Water Authority.

Recommendation: Acknowledge Receipt

4. City of Mascotte Community Redevelopment Agency Annual Report for FY 2006/2007.

Recommendation: Acknowledge Receipt

5. Ordinances from the Town of Lady Lake as follows:

Ordinance No. 2007-01

Ordinance No. 2008-09

Recommendation: Acknowledge Receipt

IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 27)

BudgetTab 3

Approve Budget Change Requests.

1. Budget transfer – Parks Capital Projects Fund, Department of Public Works, Parks and Trails Division. Transfer \$26,300 from Improvements Other Than Buildings – General Parks to Improvements Other Than Buildings – Twin Lakes Park Project. These funds are part of the Lake Idamere Grant reimbursement. Funds available in General Parks account.
2. Budget transfer – Parks Capital Projects Fund, Department of Public Works, Parks and Trails Division. Transfer \$62,119 from Improvements Other Than Buildings – Pine Forest Park Project to Improvements Other Than Buildings – PEAR Park Project to complete grant work. These funds came from the Lake Idamere Grant reimbursement. Funds available in the Pine Forest Park Project account.
3. Budget transfer – General Fund, Department of Facilities Development and Management, Facilities Management Division, Jail and Sheriff Facilities Maintenance Section. Transfer \$510,000 from Repair and Maintenance to Buildings – Jail Locking System Upgrade Project. County Finance has requested that the Jail Locking System Upgrade be reclassified from Repair and Maintenance to Buildings. Funds available in Repair and Maintenance.
4. Budget transfer – General Fund, Constitutional Offices/ Supervisor of Elections. Transfer \$167,000 from personal services and operating accounts to accounts for actual expenditures. A transfer is required to reconcile budgets to actual expenditures to cover costs related to early voting poll worker expenses, postage for absentee ballots, and reprographics charges for poll worker materials. Funds available in other personal services and operating accounts.

Community ServicesTab 4

Approval of the updated Paratransit services Rider's Guide for Lake County Connection.

Tab 5

Approval of the Interlocal Agreement between the BCC and Town of Lady Lake to sell LakeXpress Bus Passes.

Tab 6

For the Board to approve and authorize the Chairman to sign the First Amendment to the FY 2007-08 CDBG Partnership Agreement between the Yalaha Community Club, Inc. and the County. The Yalaha Community Club would like to add the ability to purchase property to the scope of work. Commission District 3.

Tab 7

For the Board to approve and authorize the Chairman to sign the Third Amendment to the FY 2005-06 Community Development Block Grant (CDBG) Partnership Agreement between the Forest Hills Association and the County. Commission District 5.

Tab 8

Request approval and signature of the Memorandum of Understanding and the Project Contract between Elder Options and Communities for a Life Time Locality (County), and request approval of a resolution to receive unanticipated revenue from the Florida Department of Elder Affairs.

Tab 9

Approval for the Public Transportation staff to submit an application for the Florida Commission for the Transportation Disadvantaged Trip and Equipment Grant for FY 2008-2009 as well as the supporting Resolution.

Tab 10

1) - Appointment of Fletcher Smith or an alternate designated by him to serve as Lake County Government's representative on the FEMA Board. 2) - Appointment of Jerry Smith or an alternate designated by the Public Safety Director as the representative from Public Safety. 3) - Authorize the submission of a direct application for funding as a Local Recipient Organization or Fiscal Agent/Conduit for a Local Recipient Organization if so directed by the FEMA Board. 4) - Authorize Community Services to manage the program and prepare required plans, reports and other related documents as directed by the FEMA Board and/or required by FEMA.

Growth Management

- [Tab 11](#) Approval to advertise Amendment to Nuisance Abatement.
- [Tab 12](#) Approval of the Interlocal Agreement between Lake County and the Town of Howey-in-the-Hills.
- [Tab 13](#) Request for approval and execution of Release of Fine, Unlicensed Contractor Citation paid by Fredrick Fay.

Procurement

- [Tab 14](#) It is recommended that the Board approve to piggy-back the competitively competed contract 06-123 that St. Johns County has with Florida Highway Products, Inc. to provide Asphalt Services - Chip Seal to Lake County.
- [Tab 15](#) It is recommended that award be made to the following VP Title & Trust LLC, Titlesearch Associates, Inc., Title Insurance Services of Florida Inc., Booth Ern, Straughan, and Hiott, Inc.
- [Tab 16](#) Recommend execution of a policy statement establishing a Disadvantaged Business Enterprise (DBE) program in support of projects Utilizing Department of Transportation (DoT) Funding or Grants.
- [Tab 17](#) It is recommended that the Board award ITB# 08-0814 for six (6) each three (3) compartment recycling roll off containers to Wastequip Industrial for the amount of \$37,992.00.

Public Safety

- [Tab 18](#) Lake County Department of Public Safety Fire Rescue Division requests approval of the attached Mutual Aid Agreement between Lake County and Marion County.

Public Works

- [Tab 19](#) Request Approval for Re-certification of Local Agency Qualification Agreement with FDOT.
- [Tab 20](#) Request authorization to amend the Developer's Agreement between Lake County and Ladd Development, Inc. to extend the term by one year. Highland Groves Phase II consists of 34 lots and is located in Section 13, Township 23 South, Range 25 East. Commission District 2.
- [Tab 21](#) Request authorization to amend the Developer's Agreement between Lake County and Ladd Development, Inc. to extend the term by one year. Highland Groves Phase III consists of 22 lots and is located in Section 13, Township 23 South, Range 25 East. Commission District 2.
- [Tab 22](#) Recommend approval of a resolution authorizing the posting of 25 MPH speed limit signs on the following roads in the Lakes and Springs subdivision. Gator Point Dr (3121A) Spring Mountain LN (3122) Mooring Cove Ct (3122?B) Cypress Glen Ct (3122C) Otter Creek Ct (3122C) Hammock View Ct (3122A) Highland Ct (3121B) Birds Nest Ct (3122D). Commission District 3.
- [Tab 23](#) Approval to advertise ordinance regarding Sylvan Shores Park "Lake Gertrude" to allow launching and retrieval of non-motorized canoes and kayaks.
- [Tab 24](#) Approval and signature of Resolution to Advertise Public Hearing for Vacation Petition No. 1128, James J. Jones/ First Baptist Church of Sorrento, to vacate rights of way known as Craig Avenue and a portion of Third Street, in the Plat of Craigs Addition to Sorrento, in the Sorrento area. Commission District 4.

[Tab 25](#) Accept a maintenance bond in the amount of \$73,514.00 as surety in accordance with a Developer's Agreement between Lake County and Groveland Shoppes, LLC and Groveland Associates LLC and The City of Groveland regarding the realignment of CR-565A at SR-50. Commission District 2.

[Tab 26](#) Request authorization to accept the final plat for Bella Collina North Entrance plat and all areas dedicated to the public as shown on the Bella Collina North Entrance final plat, accept a performance bond in the amount of \$2,047,555.40, and execute a Developer's Agreement for Construction of Improvements between Lake County and Ginn-LA Pine Island Ltd., LLLP. Bella Collina North Entrance consists of 0 lots and is located in Section 11, Township 22 South, Range 26 East. Commission District 2.

[Tab 27](#) Request authorization to amend the Developer's Agreement between Lake County and Colina Bay, LLC to extend the term by one year. Colina Bay consists of 73 lots and is located in Section 23, Township 22 South, Range 25 East. Commission District 3.

V. COUNTY ATTORNEY'S CONSENT AGENDA (Tab 28 through Tab 29)

[Tab 28](#) Approval of Perpetual Utility Easement to Sumter Electric Regarding County Property Located at 25302 County Road 42 in Paisley and Authorize Chairman to Execute Perpetual Utility Easement Document. Commission District 2.

[Tab 29](#) Approval of Distribution Easement to Progress Energy Regarding Motorola Tower Located at 16300 CR 474 in Clermont and Authorize Chairman to Execute Easement Document. Commission District 5.

VI. PRESENTATIONS

[Tab 30](#) Presentation by myregion.org to update the Board of County Commissioners regarding implementation of the regional vision.

[Tab 31](#) Presentation by Neil Armingeon of River Keepers.

VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Community Services

[Tab 32](#) Approval of Resolution to support the continued coordination of the Medicaid Non-Emergency Transportation through Florida's Coordinated Transportation System.

[Tab 33](#) Approval for the Public Transportation staff to submit an application to the Florida Commission for the Transportation Disadvantaged for the Shirley Conroy Rural Capital Assistance Support Grant Program for FY 2008-2009 and the supporting Resolution.

[Tab 34](#) Request to repeal Resolution 1994-19 (as amended) creating the Lake County Comprehensive Health Care Committee.

Public Works

[Tab 35](#) Approval to continue with the placement of concrete barriers at Roper Boulevard and Hammock Ridge Road. Commission District 2.

VIII. PUBLIC HEARINGS

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

[Tab 36](#) Approval of Amended Budget for Fiscal 2008 to include mid-year budget adjustments and approval of the resolution adopting a supplemental budget for Fiscal Year 2008.

[Tab 37](#) Public Hearing to approve the Co-Pay Rate Increase for our Paratransit Service as recommended by the Lake County Transportation Disadvantaged Coordinating Board.

IX. OTHER BUSINESS

[Tab 38](#) Appointment affirmation of Lily Kliot to serve as Lady Lake Public Library's member representative and of James Page to serve as alternate member representative on the Lake County Library Advisory Board.

[Tab 39](#) Appointment of individuals to vacant and upcoming vacant positions on the Children's Services Council.

X. REPORTS

A. County Attorney

[Tab 40](#) Approve Tolling Agreement for Claims with the Environmental Protection Agency

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

[Tab 41](#) Approval of resolution supporting the St. Johns River Alliance creation of a specialty license plate to support the alliance and its mission.

[Tab 42](#) Approval and execution of Proclamation proclaiming May 2008 as Law Enforcement Month.

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.