

BOARD ACTION
September 16, 2008

APPROVED	Tab 1. Minutes of August 26, 2008 (Regular Meeting), as corrected; and September 2, 2008 (Regular Meeting), as presented.	CADWELL
APPROVED	Tab 2. Clerk of Court's Consent Agenda, as follows: 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. 2. Annexation Notification with copy of Ordinance 2008-15 from the City of Tavares, amending the boundaries of the City of Tavares by annexing approximately 6.82 acres located on the west side of David Walker Drive, south of Dora Avenue and rezoning the property from Lake County R-6 (Urban Residential) to City of Tavares PD (Planned Development). 3. Copies of annexation Ordinance No.'s 2008-01-02, 2008-04-12, 2008-05-16, and 2008-07-23 from the City of Groveland, extending and increasing the corporate limits of said City. 4. Annual Financial Audit Report for the Fiscal Year Ended September 30, 2007 for the Greater Lakes/Sawgrass Bay Community Development District, pursuant to Section 11.45 and Section 189.418, Florida Statutes. 5. Notice Before the Florida Public Service Commission: Notice of Commission Service Hearing to Aqua Utilities Florida, Inc., Office of Public Counsel, Office of Attorney General, and All Other Interested Persons, Docket No. 080121-WS – Application for Increase in Water and Wastewater Rates in Alachua, Brevard, Desoto, Highlands, Lake, Lee, Marion, Orange, Palm, Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc. – Issued August 27, 2008. Hearing to be held on Friday, September 26, 2008, at 4:00 p.m., at the West Pasco County Government Center, County Commission Board Room, 7530 Little Road, New Port Richey, FL.	KELLY

APPROVED	<p>Tab 3. Request to approve Budget Change Requests and Unanticipated Revenue Resolutions:</p> <ol style="list-style-type: none"> 1. Budget transfer – Section 8 Fund, Department of Community Services, Housing Services Division. Transfer \$265,857 from Reserve for Operations and \$40,000 from Regular Salaries to Housing Assistance Payments. Rental Assistance payments for Section 8 were budgeted at \$2,122,786. These payments have exceeded the budget by \$591,677. Funds in the amount of \$305,857 are available in Personnel Services and Reserve for Operations. The remaining \$285,820 is projected to be received from State Revenues for Rental Assistance Programs. This amount is being appropriated on a separate resolution. After this transfer, the balance in the Reserve for Operations account will be \$0. 2. Resolution No. 2008-136 to amend the Section 8 Fund in order to receive unanticipated revenue for Fiscal Year 2007-08 in the amount of \$285,820 deposited into County Programs Revenue and provide appropriations for Housing Assistance Payments. Unanticipated revenue will be received into the Section 8 Fund from Rental Assistance Fees. 3. Resolution No. 2008-137 to amend the General Fund and County Fire Rescue Fund in order to receive unanticipated revenue for Fiscal Year 2007-08 in the amount of \$840,783 deposited into Urban Area Security and provide appropriations for Machinery and Equipment - \$807,441 (General Fund), Operating Supplies - \$5,886 (County Fire Rescue Fund) and Machinery and Equipment - \$27,456 (County Fire Rescue Fund). On December 5, 2006, the Board of County Commissioners approved a Memorandum of Understanding (MOA) with the Orlando Urban Area Security Initiative (UASI) for participation in their approved funding. Pursuant to the MOA, Lake County would receive funding and/or equipment in support of the UASI. \$807,441 in unanticipated revenue equipment has been received into the General Fund from UASI. \$33,342 in unanticipated revenue equipment has been received into the County Fire Rescue Fund from UASI. 	KRUEGER
APPROVED	<p>Tab 4. Request from Budget for approval of Budget Amendment and Change Order for Purchase Order for Department of Juvenile Justice.</p>	KRUEGER
FOR YOUR INFORMATION	<p>Tab 5. No action necessary - informational only. Administrative Purchase Orders to process payments under the SHIP/Affordable Housing Program.</p>	SMITH
APPROVED	<p>Tab 6. Request from Community Services for approval and signature of the FY2008-2009 State Aid to Libraries Grant Application and Agreement.</p>	SMITH

APPROVED	Tab 7. Request from Community Services for approval the transportation Standard Coordinator Contract with Creative Concepts Learning Facility, Inc.	SMITH
APPROVED	Tab 8. Request from Community Services for approval of Agreements which reflects the funding option which allocates 50% of the reimbursements and the full cost of automation; execution of the Agreements pending execution by affected parties and subject to County Attorney's approval; and approval of budget enhancements to the Library Services Fund. Commission Districts 2 and 3.	SMITH
APPROVED	Tab 9. Request from Employee Services for approval of Addendum to the Policies and Practices Employee Manual (dated September 7, 1999) formalizing the County's practice of immediately suspending employees without pay in severe circumstances.	WALL
APPROVED	Tab 10. Request from Employee Services for approval to observe December 26, 2008, and January 2, 2009, as holidays with updates to the 2008 and 2009 BCC Holiday Schedule.	WALL
APPROVED	Tab 11. Request from Procurement to (1) declare the items on the submitted list(s) surplus to County needs, (2) authorize the removal of all of the items on the submitted list(s) from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director or designee to sign vehicle titles.	SCHWARTZMAN
APPROVED	Tab 12. Request from Procurement for approval of award of RFP 08-0021 to Nodarse & Associates, Inc. for construction & repair of Monitoring Wells and Professional Geologic and Hydrogeologic Services.	SCHWARTZMAN
APPROVED	Tab 13. Request from Procurement for approval of award of RFP 08-0034 to Alverez Construction Group, Inc. to provide driveway improvements at Fire Station #21. Commission District 5.	SCHWARTZMAN
APPROVED	Tab 14. Request from Procurement to award ITB 08-0030, Cold in Place Recycling Pavement Restoration for CR 466A to E.J. Breneman, L.P. in the amount of \$726,523.20. Commission District 1.	SCHWARTZMAN
APPROVED	Tab 15. Request from Procurement for approval to award of ITB 08-0029, Rehabilitation of Storm Water Pipes using the Cured in Place Pipe Method (CIPP) to Insituform Technologies, Inc. in the amount of \$134,235.00. Commission District 1 and 5.	SCHWARTZMAN

APPROVED	Tab 16. Request from Public Safety for approval of the renewal of an agreement with Lake Sumter Emergency Medical Services, Inc. in which Lake County reimburses them for cost of dispatch services at ten dollars (\$10.00) per dispatch incident, not to exceed thirteen thousand dollars (\$13,000.00) per month for Fiscal Year 2008-2009.	KAISER
APPROVED	Tab 17. Request from Public Safety of Retroactive approval by the Lake County Board of County Commissioners for Lake County Department of Public Safety, Emergency Management Division to submit grant application information to the State for grant funds in the amount of \$1,000,000 through the FY 2008 FEMA EOC Grant Program to Construct an Emergency Operations Center (EOC) and to authorize the Chairman to execute any required grant documents.	KAISER
APPROVED	Tab 18. Request from Public Safety for approval and execution of Hazard Mitigation Grant Program (HMGP) agreements (7) between the State of Florida, Division of Emergency Management and Lake County, Board of County Commissioners, to wind retrofit communications buildings at the various tower locations comprising the new 800 MHz Public Safety communications system. The period of performance for these agreements is June 19, 2008 through October 29, 2010. Also, approval of Resolution No. 2008-138.	KAISER
APPROVED	Tab 19. Request from Public Works for approval and signature of Resolution No. 2008-139 to Advertise Public Hearing for Vacation Petition No. 1139 - Ted & Gail Ostrander, to vacate the entire Plat of Forest at Silver Lake, recorded in Plat Book 62, Page 34, located in Sections 9,10 & 16, Township 19 S, Range 25 E, in the Leesburg area. Commission District 1.	STIVENDER
APPROVED	Tab 20. Request from Public Works for authorization to award #2824 Dewey Robbins Road "Part" and #2625 South Dewey Robbins Road "Part" Paving Project No. 2008-07, Bid No. 08-0031, to Art Walker Construction, Inc., in the amount of \$694,904.00, and encumber and expend funds in the amount of \$694,904.00 from Road Impact Fees Benefit District 4. Commission District 3.	STIVENDER

APPROVED	Tab 21. Request from Public Works for authorization to release a performance bond in the amount of \$1,992,716.00, accept a maintenance bond in the amount of \$155,593.50, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and M/I Homes of Lake County, LLC and execute Resolution No. 2008-140 accepting the following roads into the County Road Maintenance System: Sweet Leaf Lane (County Road No. 5835A), Burlwood Drive (County Road No. 5835B), Muirwood Drive (County Road No. 5835C), Bronze Leaf Court (County Road No. 5835D), and Winter Oak Lane (County Road No. 5835E). Bentwood consists of 91 lots and is located in Section 2, Township 19 South, Range 25 East. Commission District 1.	STIVENDER
APPROVED	Tab 23. Request from Public Works for approval to advertise for bids for the CR-44 Widening and Resurfacing Project No. 2009-03 at a total estimated cost of \$5,466,517.00 (\$5,112,517 from the Road Impact Fee Benefit District 2 Fund and \$354,000 from the General Fund). Commission Districts 1, 4, and 5.	STIVENDER
APPROVED	Tab 26. Request from County Attorney for approval of Lease Agreement with Lake Agriculture and Youth Fair Association for the purpose of holding an annual county fair.	MINKOFF
APPROVED	Tab 27. Request from County Attorney for approval of a Settlement Agreement in special master case of Graham, Eden Heights, LLC, dba Eden Pet Center vs. Lake County. Commission District 5.	MINKOFF
APPROVED	Tab 22. Request from Public Works for approval and signature of Resolution No. 2008-141 to Advertise Public Hearing for Vacation Petition No. 1137, Hartle Road Re-Alignment Project, in the Clermont area. Commission District 2.	STIVENDER
APPROVED	Tab 24. Request from Public Works for approval and acceptance of the list of public right of way deeds that have been secured in conjunction with roadway and / or stormwater projects. (Commission Districts 2, 3, 4, 5)	STIVENDER
APPROVED	Tab 25. Request from Public Works for approval of the reimbursement of \$603,025.00 from the Environmental Land Acquisition Bond Funds to the Renewal Sales Tax Capital Projects Fund for the County's portion of the Ferndale Preserve acquisition.	STIVENDER
APPROVED	Tab 28. PRESENTATION and approval of the Lake County Trails Master Plan.	CADWELL

DIRECTED	Tab 29. Request from County Attorney for direction from the Board regarding leasing of county-owned property by wireless telecommunications companies for the construction and operations of their facilities and/or co-location of wireless telecommunication companies for equipment and antenna space on county-owned towers. Directed Mr. Minkoff to bring back leases on a case by case basis, looking at hiring a consultant to help with the structuring of leases.	MINKOFF
DIRECTED	Ms. Cindy Hall, County Manager, discussed the issues regarding first response coverage on portions of the roads in Clermont that were not part of the City at this time. She commented that it was Clermont's desire to receive compensation to provide first response there since the City is located closer to those roads than the County. It was suggested that by sharing half of the fire assessment fee with the City of Clermont they would provide first response coverage to those neighborhoods outlined on the submitted map. She commented that another issue they had been discussing was finding an area on East 50 to locate a station to ensure better coverage in that area. She stated that Mr. Gary Kaiser, Director of Public Safety/Fire Chief, has been looking at areas on East 50 and has talked to a property owner about moving a modular building, currently owned by the County, where they would locate a fire station to provide better service to the entire area and any other areas of concern. Ms. Hall asked for the Board's direction on how to proceed on either one of those ideas. The Chairman asked for a report within the next 30 days covering a period of one year representing an estimate of costs of getting a station on Hwy 50 up, running and manned; the number and type of calls received in that area such as house calls and roadway calls, as well as how many roadway calls were vehicle accidents and whether the accidents were on City or County roadways.	HALL
APPROVED	Ms. Hall asked Mr. Jerry Smith, Director of Emergency Management, to provide the Board with information regarding the County's eligibility for FEMA disaster assistance. Mr. Smith stated that Ms. Hall was referring to a Memorandum of Understanding with FEMA to open a Disaster Recovery Center at the Fairgrounds. Mr. Sandy Minkoff, County Attorney, stated that the County Manager authorized the Agreement with him for the use of the fairgrounds, but asked that it be added to the agenda and requested Board approval of the use of the Fairgrounds for a Disaster Recovery Center.	HALL
APPROVED	Tab 30. Request from Commissioner Stivender for Proclamation No. 2008-142 proclaiming October 5th through October 11th, 2008, as Colonial Heritage Week.	STIVENDER

FOR YOUR INFORMATION	Commissioner Stewart encouraged everyone to sign up for the Second Annual New Vision Walk For Independence at Lake-Sumter Community College on Saturday October 11, 2008, to help raise funds for rehabilitation services for adults in Lake and Sumter County who are blind or visually impaired.	SEWART
FOR YOUR INFORMATION	Tab 31. Discussion of County Manager and County Attorney evaluations. To be rescheduled.	CADWELL
	<u>CITIZEN QUESTION AND COMMENT PERIOD</u> No one present wished to address the Board.	
	<u>WORKSHOP</u>	
PRESENTATION	Presentations related to the Landscape Ordinance were given by Mr. David Dymond, General Manager of H and H Sod Co, Inc., representing Florida Sod Growers; Mr. Keith Truenow representing Lake Gem Farms, Inc., a local sod grower; Mr. Jim Spratt, Director of Government Affairs representing the Florida Nursery Growers & Landscape Association; and Dr. Richard Tyson, Ph.D., Extension Agent IV, Seminole County, representing Florida Cooperative Extensive Service. Commissioner Cadwell asked Ms. Hall to set up another workshop in October to discuss the Landscape, Irrigation and Fertilizer Ordinances in order to direct staff line per line on the final Ordinances. He also asked that a draft of the Irrigation Ordinance be provided prior to the workshop in order to discuss all items the same day.	CADWELL
PRESENTATION	Ms. Amey King, Growth Management Director, on behalf of the Green Team partnered with the Lake County Water Authority, recommended the Board's consideration of the Florida Department of Agriculture and Consumer Services (FDACS) Model Ordinance by way of a presentation discussing fertilizer. Presentations were made by Mr. Mike Perry, Executive Director, Lake County Water Authority and Ms. Erica Marie Santella, Region Technical Manager, TruGreen Limited Partnership. It was a consensus of the Board for Ms. King to continue working with the Water Authority and the private sector to put together an Ordinance tailored for Lake County including the Commercial Applicators Certification Program which would be brought back at another workshop.	CADWELL