

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

**REGULAR MEETING**

**July 22, 2008**

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**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**

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**Other than the zoning and road vacation public hearings, the Board will not receive comment from the public on matters not pertaining to the issues before them.**

**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 22, 2008**

9:00 A.M. Invocation

Pledge of Allegiance

**I. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

## **II. COUNTY MANAGER'S CONSENT AGENDA**

### **Budget**

[Tab 1](#) Approve Unanticipated Revenue Resolution.

1. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2007-2008 in the amount of \$8,513 deposited into Reimbursements and provide appropriations for the disbursement for Improvements Other Than Buildings. Lake County has received a reimbursement from Sprint Nextel for costs incurred by the County pursuant to the Frequency Reconfiguration Agreement approved by the Lake County Board of County Commissioners in September 2007. In August 2004, the Federal Communications Commission issued a Report and Order modifying its rules governing the 800 MHz band for the purpose of reconfiguring the 800 MHz band to minimize harmful interference to public safety radio. This reimbursement is Sprint Nextel's share of the cost to reconfigure Lake County affected frequency allocations.

### **Community Services**

[Tab 2](#) Approval of the Shirley Conroy Rural Area Capital Assistance Support Grant between the Florida Commission for the Transportation Disadvantaged and the Lake County Board of County Commissioners.

[Tab 3](#) 1. Approval of distribution of Byrne grant funds among local jurisdictions applying for funding. 2. Signature of chairman on original letters of support. 3. Approval for submission of applications for the Sheriff for additional technology improvement for Lake County Detention Center and Fully Equipped DUI/Traffic Control trailer. 4. Signature on grant documents including application, certificate of acceptance, EEO certifications and subsequent grant documents.

### **Conservation And Compliance**

[Tab 4](#) Satisfaction & Release of Fine, Owners Name: Phillip Howard Westlake, Case# 2005010025.

[Tab 5](#) Satisfaction & Release of Fine, Property Owners: Robert G. Richardson & Rose M.Gonzalez, Case# CEB 314-00.

### **Information Technology**

[Tab 6](#) Recommend approval of payment in the amount of \$56,510.96 to ESRI for annual GIS software licensing maintenance.

### **Procurement**

[Tab 7](#) It is recommended that the Board (1) declare the items on the attached lists 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.

[Tab 8](#) It is recommended that the Board approve "piggybacking" a negotiated agreement for auctioneering services by Osceola County, RFP#06-224-RJ.

### **Tourism**

[Tab 9](#) Execute Local Arts Agency Report for Grant Number 08-8002 for the 2007 – 2008 program year awarded by the Florida Division of Cultural Affairs.

## **III. COUNTY ATTORNEY'S CONSENT AGENDA**

- [Tab 10](#) Approval of Purchase Agreement with Ellen Meisse for right-of-way needed regarding three parcels for CR 466 Road Widening Project. Commission District 5.
- [Tab 11](#) Approval of Purchase Agreement with ZMSS, LLP, for right-of-way needed regarding CR 466 Road Widening Project. Commission District 5.
- [Tab 12](#) Approval of Purchase Agreement with WRYP, LLC, for right-of-way needed regarding CR 466 Road Widening Project. Commission District 5.

#### **IV. PRESENTATIONS**

- [Tab 13](#) **10:00 A.M.** - Receive Presentation and provide direction to staff concerning amendments/rewrite of Lake County Noise Ordinance,

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

##### **Budget**

- [Tab 14](#) Discuss and set millage rates to be included on TRIM notifications in accordance with the County Manager's recommended Fiscal Year 2008-09 budget. Approve public hearing dates and times for September 9, 2008 @ 5:05 pm and September 23, 2008 at 5:05 pm and approval to advertise these public hearings.

##### **Community Services**

- [Tab 15](#) Approval of the Agency for Persons with Disabilities Med Waiver Services Agreement Addendum "A".
- [Tab 16](#) Rescind the approval of Resolution Number 2008-74 and accept the Lake~Sumter MPO Resolution 2008-14 acknowledging that the Board of County Commissioners will be the recipient for the FTA funds.

##### **Procurement**

- [Tab 17](#) It is recommended that the Board approve and execute an agreement with RouteMatch Software, Inc. to purchase, furnish and install paratransit scheduling and dispatch software.

##### **Public Works**

- [Tab 18](#) Approve Amendment #4 to the agreement between Lake County and Kimley-Horn and Associates for additional services regarding "Expert Witness Testimony" for the Order of Take Hearings on CR 466. Commission District 5.

#### **VI. PUBLIC HEARINGS**

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

[Tab 19](#) Approval of five (5) applications for funds from the Library Impact Fee Fund; signature of Interlocal Agreements for disbursement of Library Impact Fee funds to the city of Umatilla, the City of Minneola, the Town of Lady Lake, and the City of Mount Dora pending County Attorney approval; approval to commit Library Impact Fee Funds for the Cooper Memorial Library building project, said funds to be deposited with the LSCC Foundation; and approval of budget transfer 2008.9-495 in the amount of \$287,174 from Library Impact Fee Fund reserves and appropriation of funds.

[Tab 20](#) Adoption of the ordinance for Comprehensive Plan Amendment required by the Stipulated Settlement Agreement.

[Tab 21](#) Approve Final Study Recommendations from T.Y.Lin International for the Cherry Lake Road, Jalarmy Road and East Apschawa Road Preliminary Engineering Study. Impact Fee Dist: 6, Commissioner Dist: # 2, Project Tracking #: W&R06021.

[Tab 22](#) Public Hearing on Vacation Petition No. 1126, John Simpson, to vacate a portion of right of way for Towerwood Drive, located in Section 26, Township 18S, Range 27E, in the Eustis area. and approval and execution of resolution. Commission District 5.

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

[http://www.lakegovernment.com/pdfs/P&Z\\_Agendas/072208.pdf](http://www.lakegovernment.com/pdfs/P&Z_Agendas/072208.pdf)

**VII. OTHER BUSINESS**

[Tab 23](#) Appointment of individual to vacant at-large representative seat on the LPA to complete an unexpired term ending Jan 31, 2009.

[Tab 24](#) Appointment of representatives from the cities of Clermont, Leesburg, Minneola and Fruitland Park to the Lake County Arts and Cultural Alliance.

[Tab 25](#) Appointment of individuals to upcoming vacant positions on the Lake County Impact Fee Committee for two-year terms beginning August 7, 2008.

**VIII. REPORTS**

**A. County Attorney**

[Tab 26](#) Direction as to whether Lake County would like to join with FAC and 15 other counties challenging the constitutionality of Chapter 2007-62 as to the requirement that counties provide office space and pay other costs for regional conflict counsel.

**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**

**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.**