

BOARD ACTION
August 10, 2021

	<p><u>EMPLOYEE AWARDS</u></p> <p><u>FIVE YEARS</u> Norma Barrow, Scales Attendant I Public Works Department</p> <p>Aaron Textor, Web Designer Office of Communications</p> <p>Addison Harper, Firefighter/EMT Office of Fire Rescue</p> <p><u>TEN YEARS</u> Nicole DeYarman, Program Specialist Office of Housing & Community Services</p> <p><u>FIFTEEN YEARS</u> Roland Breeden, Maintenance Technician II Office of Facilities Management</p> <p>Dwayne Henry, Program Manager Office of Parks & Trails</p> <p>Tommy Carpenter, Director Public Safety Department</p> <p><u>SPECIAL RECOGNITION</u> <u>Lake – Sumter Chapter of the Sons of the American Revolution</u> <u>Paramedic of the Year Award</u> Cameron Hendrixson, Paramedic Office of Emergency Medical Services</p>	KOVACS
	<p><u>COVID UPDATE</u></p> <p>Mr. Tommy Carpenter, Public Safety Director, provided an update on coronavirus disease 2019 (COVID-19). He said that the COVID-19 delta variant had mutated, and they had seen a sharp increase in the number of cases in the state. He commented that there had been 11,437 cases at the end of May 2021, with a positivity rate of 3.6 percent, and on June 25, 2021, there were almost 16,000 new cases with a positivity rate of 5.3 percent. He added that at the end of July 2021, there were 134,000 cases statewide with an 18.9 percent increase. He commented that while the numbers for Lake County were not the same, the positivity rate increase paralleled the state; furthermore, the majority of positive cases were the delta variant. He noted that Lake County had 201,000 people who had been</p>	ROSEN

	<p>vaccinated with at least one shot, which was 61 percent of their age 12+ population, and that in the week of July 30 through August 5, 2021, 4,575 people were vaccinated, there were 2,100 new cases, and the county's positivity rate was around 22 percent. He said that the county's hospitals were busy but that they made no request for assistance. He remarked that the higher percentages were in the 12-49 age range, noting that the delta variant was impacting younger people. He stated that the delta variant was believed to be twice as contagious as previous variants, and studies had shown that people with the delta variant may be more prone to be hospitalized. He mentioned that being vaccinated was a personal decision, and he opined that people needed to talk to their physicians or their peers about being vaccinated, commenting that 80 to 90 percent of patients in hospitals were unvaccinated. He said that the mortality rate was fairly low and that people recovered, but that they may be sicker.</p>	
<p>APPROVED</p>	<p>Tab 1. Request for approval of the minutes of the BCC Meeting of April 27, 2021 (Regular Meeting).</p>	<p>COONEY</p>
	<p><u>COMMISSIONER'S BOARDS AND COMMITTEES UPDATE</u></p> <p>Commr. Shields reported on the Tourist Development Council.</p> <p>Commr. Smith reported on the Parks, Recreation and Trails Advisory Board.</p> <p>Commr. Parks reported on the Central Florida Expressway Authority (CFX) Board.</p> <p>Commr. Campione reported on the Wekiva Wild and Scenic River System Advisory Management Committee and the Affordable Housing Advisory Committee.</p> <p>Commr. Blake reported on the Lake-Sumter Metropolitan Planning Organization (MPO) and said that he had met with the Florida Department of Transportation (FDOT) District 5 Secretary.</p>	<p>PARKS</p>
	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Ms. Lee Conger, a resident on County Road (CR) 44A in the City of Eustis, said that many residents in the Thrill Hill area were appreciative of the support from the Board of County Commissioners (BCC). She recalled that about one year prior, the BCC was informed about an annexation that was presented to the City of Eustis, and it was determined that it was possibly an illegal annexation; furthermore, to slow down the process, the BCC had voted to convey a 25 foot strip of land of the Lake May Reserve to a foundation. She elaborated that they had been able to open up dialogue between the</p>	

	<p>County and the City of Eustis, and she thought that they would see some creative design and planning for their rural areas.</p> <p>Mr. Gary La Venia, Fruitland Park City Manager, discussed funding for NorthWest Lake Complex, noting that it had been a successful venture between the County and the City of Fruitland Park. He said that the County had given the City \$50,000 per year over the past four years, and they also funded the lighting at the park; additionally, the City had been an equal partner in contributing funding to this facility. He asked to increase the funding in the current year, or to consider a mechanism where they could take funding from future years and put it into this one year for \$150,000 toward bathroom facilities. He opined that the park had grown so much that these facilities were necessities for need and safety, noting that the closest bathroom was across Shiloh Road. He stated that they were looking at between \$130,000 to \$150,000 for Americans with Disabilities Act (ADA) compliant bathroom facilities, which included electric, water, construction, sewer, etc. He relayed that Mr. Bobby Bonilla, Director for the Lake County Office of Parks and Trails, thought that it was important for them to address the BCC, and he relayed that they had 250 kids in their soccer program in the current year; furthermore, they had an archery program, an increase in softball and tee ball, and there was a flag football program that they had been able to start.</p> <p>Commissioner Chris Bell, with the Fruitland Park City Commission, thought that the partnership that Mr. Bonilla established with the Cities had increased the draw of the parks and the ability to serve the residents. He opined that the City of Fruitland Park had probably served more county residents than city residents, and said that they needed the bathrooms because of the success of the two soccer fields. He opined that it had become a safety issue, noting that the coaches had to escort the kids across the road to the current bathrooms and leave the fields shorthanded. He asked for this to be considered.</p>	
<p>APPROVED</p>	<p>Tab 2. Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Items 1-2)</p> <ol style="list-style-type: none"> 1. Notice is hereby provided of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes and filed in the Board Support Division of the Clerk's Office. 2. Lake County’s Semi-Annual Investment Report of June 30, 2021 is hereby provided. 	<p>COONEY</p>

APPROVED	Tab 3. Request from County Attorney to recommend approval of a Lease Agreement between Lake County and GTMJ Investment Group, LLC, for the Sheriff's substation located at 108 LaGrande Boulevard in Lady Lake. The estimated fiscal impact is \$2,128.50 (one month) for FY21 and \$25,542.00 for FY22 (expenditure). Commission District 5.	MARSH
PULLED	Tab 4. Request from County Attorney for approval of Second Amendment to the Lease Agreement between Lake County and William F. Baker, Jr., as Trustee of the William F. Baker, Jr. Trust dated May 23, 1998, as to an Undivided One-Half Interest, and Janie Mae Baker, Trustee of the Janie Mae Baker Trust dated May 23, 1998, as to an Undivided One-Half Interest, for the Eustis/Mt. Dora Business Opportunity Center located in the Century Plaza at 17521 U.S. Highway 441, Suite 6, Mt. Dora. The fiscal impact is \$1,167.44 for FY 2021 (rent payment for September 2021) and \$14,009.28 for FY 2022. Commission District 4.	MARSH
APPROVED	Tab 5. Request from County Attorney for authorization for the County Manager to execute a Partial Release of Final Judgment of Foreclosure.	MARSH
APPROVED	Tab 6. Request from County Attorney for approval: 1. To file a Declaratory and/or Injunctive Relief Action Relating to Hoboh Lane naming all property owners along the road as defendants; and 2. To authorize the County Attorney to execute a letter of engagement with Rissman, Barrett, Hurt, Donahue, McClain & Mangan, P.A., to represent the County in the litigation. The estimated fiscal impact is not to exceed \$25,000 (expenditure).	MARSH
APPROVED	Tab 7. Request from Extension Services for approval of employment of Brandon White as Extension Agent I, Commercial Crop Production and Food System Agent (Multi County). The fiscal impact is \$13,226.44 annually, which is within, and will not exceed, the Fiscal Year 2021 Budget.	HAMILTON
APPROVED	Tab 8. Request from Management and Budget for approval of reimbursement to the Lake County Sheriff's Office from the State Law Enforcement Trust Fund for expenditures authorized under the Florida Contraband Forfeiture Act. The fiscal impact is \$26,401.60 (expenditure).	BARKER
APPROVED	Tab 9. Request from Management and Budget for approval of reimbursement to the Lake County Sheriff's Office from the State Law Enforcement Trust Fund for expenditures authorized under the Florida Contraband Forfeiture Act. The fiscal impact is \$138,210.69 (expenditure).	BARKER

APPROVED	Tab 10. Request from Housing and Human Services to recommend approval for the County Manager to execute documents required by the U. S. Department of Housing and Urban Development (HUD) for the submission of the Fiscal Year 2021-2022 Community Development Block Grant (CDBG) Annual Action Plan, and approval of Resolution 2021-112 . There is no fiscal impact.	HAMILTON
APPROVED	Tab 12. Request from Public Works to recommend adoption of Resolution 2021-113 accepting a portion of Cagan View Road (County Road No. 0162M) into the County Road Maintenance System. The fiscal impact equates to approximately \$7,357 annually in expenditures. Commission District 1.	SCHNEIDER
APPROVED	<p>Tab 11. Request from Housing and Human Services for Discussion and Possible Approval of:</p> <ol style="list-style-type: none"> 1. A local government contribution in the amount of \$460,000 to Provident Housing Solutions for the proposed development of 81 affordable housing units for seniors, located at 13550 Hunt Trace Boulevard, Clermont, payment of which is contingent upon the developer receiving funding through the Low-Income Housing Tax Credit (LIHTC) Program offered through the Florida Housing Finance Corporation. 2. Reserve funding through the HUD HOME Program, provided project meets eligibility standards or the American Rescue Plan Act of 2021 (ARPA) allocation for this purpose if deemed eligible. 3. Authorizing the Chairman to execute the Local Government Verification of Contribution Loan Form to be submitted with the LIHTC Program application. <p>The fiscal impact is \$460,000 (expenditure). Commission District 1.</p> <p>Approved with the understanding that the funds would not be released until Provident Housing Solutions had a State agreement, and that it be repayable; additionally, there would be a priority for Lake County residents, there would be a set-aside for very low income residents, and the County could utilize this through the Office of Housing and Community Services to place clients.</p>	HAMILTON
APPROVED	Tab 19. PUBLIC HEARING: Recommend approval of The Village Center Community Development District renewal of the Certificate of Public Convenience and Necessity through September 30, 2023. The fiscal impact is \$1,500 (revenue). Commission Districts 1 & 5.	BARKER
PULLED	Tab 17. Office of Animal Services update.	HAMILTON

PRESENTATION	<p>Tab 15. Discussion and direction relating to an Amendment of Lake County Code, Chapter 13, Article III, entitled Tourist Development Tax. There is no fiscal impact.</p> <p>The Board voted to table this item until after the joint meeting with the BCC and the Tourist Development Council (TDC) scheduled for September 29, 2021.</p>	MATULKA
PRESENTATION/ DEVELOPER'S AGREEMENT APPROVED	<p>Tab 13. Recommend approval of a Developer's Agreement and an Annexation Agreement with the City of Eustis required for utility connections to new Fire Station 39 located at 24815 Wallick Road in Sorrento. The fiscal impact is \$33,459 (expenditure) and is within, and will not exceed, the Fiscal Year 2021 Budget. Commission District 4.</p> <p>The Board voted to only approve the developer's agreement for utility connection, and to strike the language in the agreement that pertained to annexation; additionally, the Board approved for the County Attorney to draft a letter making the request that this piece of property would not have to be annexed.</p>	BARKER
PRESENTATION/ APPROVED	<p>Tab 14. Electronic Game Room Facilities permitting update presentation; and recommend approval to advertise an ordinance to amend Section 3-72, Lake County Code, entitled Permitting and Fees, to address and correct language pertaining to the Electronic Game Room Facilities.</p> <p>Approved with Board modifications.</p>	MATULKA
PRESENTATION	<p>Tab 16. Presentation, discussion and direction on the Proposed Fiscal Year 2022 Infrastructure Sales Tax Projects in anticipation of the public hearing scheduled for August 24, 2021.</p>	BARKER
ITEM 1 APPROVED	<p>Tab 22. Request approval of:</p> <ol style="list-style-type: none"> 1. A letter to the City of Leesburg requesting that the annexation of the property known as Whispering Hills be postponed; and 2. The adoption of a resolution initiating the periodic review provisions of the Interlocal Service Boundary Agreements with the City of Leesburg, the City of Tavares, and the City of Clermont. <p>The Board voted to approve Item 1 only, and to include in the letter to the Leesburg City Commission a request for them to table the Hodges Reserve development, so that they could have their meeting prior to proceeding with the second reading, to table the Whispering Hills development, and that they use this as an opportunity to review their interlocal service boundary agreement (ISBA) as required by statute.</p>	CAMPIONE

APPROVED	<p><u>Tab 18. PUBLIC HEARING:</u> Recommend approval:</p> <p>1. Of Interlocal Agreements with municipalities at the following funding levels:</p> <ul style="list-style-type: none"> • Minneola Library at \$250,000. Commission District 2. • Astor County Library at \$150,000. Commission District 5. • East Lake County Library at \$150,000. Commission District 4. • W.T. Bland Public Library Children’s Room Expansion at \$34,200. Commission District 4. • W.T. Bland Public Library Parking Lot Expansion at \$60,343. Commission District 4. • Helen Lehmann Memorial Library at \$472,000. Commission District 2. <p>2. Of a two-year extension to the Interlocal Agreement with the City of Minneola dated August 11, 2020; and</p> <p>3. Of Unanticipated Revenue Resolution 2021-114 adding \$324,771 to the Library Impact Fee Fund.</p> <p>The fiscal impact is \$1,116,543 (expenditure). Commission Districts 2, 4, and 5.</p>	HAMILTON
DISCUSSION	<p><u>Tab 20.</u> Discussion and direction regarding amending Section 22-39, Lake County Code, entitled Dedication of Land and Impact Fee Credits, to modify or remove the requirement that a public road construction project must be competitively bid in order to be eligible for a cash reimbursement from the transportation impact fee account.</p>	MATULKA
FOR YOUR INFORMATION	<p>Mr. Rosen said that the current BCC meeting schedule for November 2021 included a rezoning meeting on November 2, and regular meetings on November 9 and 23. He stated that since November 23 was close to Thanksgiving, he wanted to see if the BCC wanted to reschedule it. He thought that there were some items that had to be addressed; therefore, the County would have to either move those items to the November 9, 2021 BCC meeting, or to the meeting date that November 23, 2021 would be changed to.</p>	ROSEN
FOR YOUR INFORMATION	<p>Mr. Rosen provided an update on the American Rescue Plan Act (ARPA), noting that the BCC had provided direction to staff to find more funding for roads, to ask the Constitutional Officers if there was anything they could provide, and to see if there was anything that the Constitutional Officers were doing that could fall under the ARPA categories. He elaborated that the Lake County Sheriff had indicated that they were ordering laptops that would help people work remotely, and they could use \$300,000 of ARPA funds toward</p>	ROSEN

	<p>this. He noted that this could free up more money and that instead of transferring \$300,000 to the Sheriff from the General Fund, it could put an additional \$300,000 in the General Fund for roads.</p>	
FOR YOUR INFORMATION	<p>Mr. Rosen commented that for ARPA, one item that was approved by the BCC and fit for the parks category was some updates to Astor Park. He mentioned that it had been reduced to \$50,000, and that there was an additional \$170,000 that they had programmed in ARPA that they could use for an ARPA project. He added that another item on the list was the vaccine incentive program, which was preliminarily discussed. He said that it was currently written such that it would only be for people who had not previously been vaccinated, and that it would be a \$75 gift card to Publix; additionally, it would cost around \$100,000 or less. He asked if the BCC wanted to move forward or reprogram the funding for other items.</p>	ROSEN
FOR YOUR INFORMATION	<p>Commr. Shields said that he had attended a Kroger ribbon cutting.</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Shields commented that he and the Clerk of the Circuit Court and Comptroller recently provided breakfast to City of Leesburg teachers.</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Shields mentioned that the East Central Florida Regional Planning Council Chairman Lee Constantine, with the Seminole County Board of County Commissioners, had indicated that Seminole County had imposed a rule to protect some of their sensitive areas. He elaborated that they were concerned about some of this getting undone at a later date; therefore, they passed a requirement for a supermajority to change their Comprehensive Plan (Comp Plan) in those areas if they wanted to undo what the current board had done. He expressed that this was of interest to him, and asked for consensus to get staff working on language.</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Smith stated that the Lake County Tax Collector and his staff did a great job with customer service and efficiencies, and he proposed possibly allowing him to discuss with the Tax Collector or his staff the possibility of doing some of the County's miscellaneous permitting, such as a re-roof, a fence or a door, at some of the Tax Collector's facilities using their software and expertise. He added that this could allow the County to get further out to their customers.</p>	SMITH
FOR YOUR INFORMATION	<p>Commr. Smith apologized for postponing the Commission District 3 meeting, noting that two Commissioners were not able to attend, and he did not think it would be fair to the residents to not have a full Board there for the workshop. He mentioned that they were working to reschedule this meeting.</p>	SMITH

FOR YOUR INFORMATION	Commr. Smith commented that he had attended the Astatula Town Council meeting on the previous night, and that it was a great group of people.	SMITH
FOR YOUR INFORMATION	Commr. Smith relayed that he had attended the Whispering Hills development public meeting, and he had reached out to the developer’s attorney to further understand what they were doing.	SMITH
DISCUSSION/ ITEM 1 APPROVED	<p>Tab 21. 1. Discussion and direction on a new policy to provide a grant up to \$5,000 to assist with travel costs for County high schools participating in a state or national competition.</p> <p>2. Discussion and direction to provide a grant in the amount of \$5,000 to Eustis High School to cover the cost of State Championship rings for the Lady Panthers.</p> <p>The fiscal impact is not to exceed \$25,000 annually.</p> <p>The Board voted to only approve Item 1, removing the word “travel,” and to allow including Eustis High School since they had recently won the state championship.</p>	CAMPIONE
FOR YOUR INFORMATION	<p>Commr. Campione mentioned a situation that had come about as a result of the ARPA funding. She explained that it was clear in the information the County had received so far that stormwater projects and water and sewer utilities were items that qualified for funding. She relayed that she had spoken to the City of Mount Dora about the possibility of using the CSX railroad corridor as a utilities corridor from Round Lake Road to Sorrento, thinking that they could offer to purchase the CSX railroad right of way; however, CSX would only sell them, at a minimum, from Tremaine Street in the City of Mount Dora to Sorrento. She remarked that she and the City identified several locations along the corridor where there were issues of flooding or water quality, and where it could be used for utilities, and they were going to see if the Mount Dora City Commission would support a resolution saying that they could use that corridor for those purposes if the County would use ARPA funds to acquire it, with the understanding that the corridor could then also be used for joint use rails to trails. She stated that they then started considering the rest of the corridor to the City of Tavares for stormwater projects and issues with flooding, and there was an opportunity to make an offer to CSX to purchase the railroad right of way. She opined that if it was not purchased this way, they would probably never would be able to obtain this right of way for rails to trails; furthermore, it would take them from the City of Tavares to the City of Mount Dora, and then to Sorrento and the Neighborhood Lakes Trailhead. She commented that the County would have to pay for an appraisal, and CSX would have to go through an abandonment process which could take a number of years;</p>	CAMPIONE

	<p>therefore, they would have to spend the money under the ARPA rules and figure out a way to structure it so the money could be conveyed. She thought that because the County had been able to obtain letters of support from Senator Marco Rubio and Senator Rick Scott’s offices, along with their legislators for rails to trails for this area, they could also convey their support to the railroad review board that did abandonment. She mentioned that there was a Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant put together by the Cities and the County, though there was no guarantee that it would be received, and there was not enough funding to purchase the railroad right of way and construct the trail. She thought that it was estimated at \$10 million from Sorrento to the City of Mount Dora, and another \$5 million to get it to the City of Tavares, noting that they would also have to buy out the Florida Central Railroad lease at an estimated \$2 million. She mentioned the idea of getting a trail that ran from the City of Tavares to the City of Mount Dora and out to the Wekiva Trail, which would connect to South Lake via the West Orange Trail, and then to Seminole County, could be a great opportunity. She wanted to see if the BCC supported this, noting that she had spoken to Mr. John Drury, Tavares City Administrator, who was excited; furthermore, she had asked if he could go back to his board and work with Ms. Melanie Marsh, County Attorney, to draft a resolution indicating that they would want to partner with the County on this. She added that there was also an ARPA tourism grant application for grants from \$500,000 to \$10 million, with a 20 percent match, and it had to be submitted before the end of January 2022. She elaborated that it included new outdoor recreation and trail infrastructure, along with public access enhancements; additionally, the City of Fruitland Park could apply for this to fund bathrooms at the NorthWest Lake Complex. She thought that the County could ask the Cities to apply for this to ask for funding to help with the construction of the railroad corridor, noting that the County could put ARPA funds toward the railroad right of way.</p>	
<p>FOR YOUR INFORMATION</p>	<p>Commr. Blake thanked Mr. Fred Schneider, Assistant County Manager, and Ms. Marsh for helping him on the previous day. He explained that he had seen a picture on social media of a tag reader device in the City of Leesburg. He stated they were located at other rural intersections, and that the Lake County Sheriff’s Office (LCSO) had not agreed to this; additionally, the LCSO was in discussions with a private company, and 98 tag readers had been installed in the county in the last couple of weeks, noting that they were surveilling Lake County taxpayers without any right of way approval or permits. He thought that the County Attorney’s Office needed to contact this company and give them 24 hours to remove these devices, and he also thought that they should be disqualified from any further business dealings with the County.</p>	<p>BLAKE</p>

FOR YOUR INFORMATION	Commr. Parks questioned what would be done in the Four Corners area with the potential space upstairs in the Cagan Crossings Community Library versus the possible community center. He thought that staff could discuss the second floor of the library.	PARKS
FOR YOUR INFORMATION	Commr. Parks showed a map of the Wellness Way area and thanked staff for doing this in a week. He noted that intense growth was being driven in South Lake and Wellness Way, and the Board would be hearing the Wellness Way final approval of the Comp Plan and the plan itself in September 2021. He added that they were receiving applications from people expressing interest in developing in Wellness Way, and he noted that the plan was unique and had incentives for density; furthermore, there were strict requirements for open space. He commented that currently, if a developer wanted to have some incentive for density that was built into the cap number, there was nothing that staff had to indicate what the plan was to a developer. He elaborated that this way, it would be more objective rather than subjective. He encouraged the Board to consider it, and he pointed out a clay trail, a potential opportunity on Conserv II with Orange County and the City of Orlando for a trail around Flat Lake, a pedestrian bridge connecting to Lake Louisa State Park across United States (U.S.) 27, and the Lake-Orange County Connector which was currently in engineering.	PARKS
	<u>ADJOURN AS BOARD OF COUNTY COMMISSIONERS AND RECONVENE AS MT. PLYMOUTH-SORRENTO COMMUNITY REDEVELOPMENT AGENCY (CRA) BOARD (See Separate Agenda)</u>	
	<u>Tab 23.</u> Request approval of the Mt. Plymouth-Sorrento Community Redevelopment Agency's (CRA) Fiscal Year 2022 Budget and adoption of the corresponding resolution in a Public Hearing.	