

BOARD ACTION  
December 21, 2021

APPROVED	<b>Tab 1.</b> Request for approval of the minutes of the BCC Meeting of August 24, 2021 (Regular Meeting).	COONEY
	<p><b><u>CITIZEN QUESTION AND COMMENT PERIOD</u></b></p> <p>Ms. Pam Roustio, a resident of the Yalaha-Lake Apopka Rural Protection Area (RPA) speaking via Zoom Webinar, hoped for action from the Board of County Commissioners (BCC) to address urbanization of protected lands. She relayed that information from the City of Leesburg showed growth within the City of Leesburg interlocal service boundary agreement (ISBA) area of more than 25,000 housing units slated for current or future growth; furthermore, 3,391 homes would be in the RPA. She hoped that the Board could consider that the RPA was not a significant amount of land in the ISBA, and that over 3,000 houses in an area that was currently at five acres per unit should be considered for less density and keeping the rural character.</p> <p>Ms. Dina Ouellette, a resident of the Town of Howey-in-the-Hills speaking via Zoom Webinar, said that she moved to this area due to its rural nature. She believed that the proposed annexations from the City of Leesburg were encroaching on their rural area, and she opined that the developments were too large to support Number 2 Road. She expressed concerns for traffic and well water, and she relayed that her community opposed this amount of growth and development. She also expressed support for keeping rural areas rural.</p> <p>Ms. Christine Dedona, a resident of Yalaha speaking via Zoom Webinar, commented that she moved to this area because she liked living somewhere rural. She expressed concerns about small lot sizes, extra people, traffic, road safety and litter. She also indicated concerns for the ecosystem, water runoff, well water pollution and education for the children in these homes.</p> <p>Ms. Kim Dobyms, a resident on Turkey Lake Road in the Town of Howey-in-the-Hills, stated that she had moved there from the City of St. Cloud due to increased traffic and rapid expansion, noting that she wanted to live in a rural area. She indicated concerns for rapid and poorly planned growth, runoff from impervious surfaces, added traffic, and taking away the rural nature of where she lived.</p> <p>Ms. Kim Cronin, a resident on Dewey Robbins Road, recalled that she had addressed the Board in August 2021 with regards to the RPA and the City of Leesburg ISBA, opining that traffic was significant in that area. She mentioned the proposed Hodges Reserve and Whispering Hills developments, noting that residents had asked for the Board's support and</p>	

for them to meet with the City of Leesburg to review their ISBA. She opined that they were running out of time and that something needed to be done immediately, commenting that this item was on the Leesburg City Council agenda for January 3, 2022.

Mr. Reggie Thomas, a resident on Dewey Robbins Road, expressed concerns for unprecedented growth and for Cities doing this for tax revenue. He relayed his understanding that the RPA was created to address growth in these rural areas, noting that the RPA was already in place for the Yalaha-Lake Apopka area. He asked the Board to work with the City of Leesburg and to oppose this type of growth. He also expressed interest in ensuring that schools were not overcrowded.

Ms. Deborah Shelley, with Citizens for the Preservation of Rural, thanked the BCC for their work on a conservation design ordinance. She relayed concerns that the ordinance stated that it would apply to the RPAs, and that it was unclear how it would interact where there were ISBAs which overlapped the RPAs. She said that the Florida Department of Economic Opportunity (FDEO) reviewed the Whispering Hills development and called for full consideration regarding the impact of the development to the character of the area, along with cooperation between the County and the City of Leesburg. She added that FDEO also cited a Florida Department of Transportation (FDOT) letter discussing the trip generation potential of 31,000 daily trips. She mentioned that the areas proposed for annexation were not urban in character, as required by the ISBA rule, and she said it appeared that the law was not being followed. She relayed her understanding that in other areas with annexations, the County requested an opinion from the County Attorney, and she requested if this could be done for this area. She displayed a map of ISBAs overlaid with the RPAs, noting that a significant portion of the county was covered by ISBAs and subject to urban densities. She expressed a concern that the ISBAs were creating urban sprawl, and she relayed that her community would like to see the five year review as required by the ISBA; additionally, she hoped that the Board could work to modify the boundaries of the ISBAs or terminate them. She indicated that the County also had a Comprehensive Plan (Comp Plan) policy stating that the County reserved the right to object to any changes which were inconsistent with the protection of rural character and density.

Ms. Cindy Newton, a resident of Lake County, noted that there was no ISBA for the Wekiva-Ocala RPA, and she pointed out a joint planning area (JPA) on a map near the City of Eustis. She noted a transitional area which she opined should be about one unit per acre; however, it was being designated up to five units per acre. She commented that this area was also the Wekiva Study Area, which included high retention soils, high recharge, and was favorable for specialty crops. She expressed concerns for losing a local food

	<p>source, and indicated interest in the County reviewing some items that the Cities could do for revenue sources rather than utilities and taxes.</p> <p>Dr. Ron Robinson, a resident of the Town of Howey-in-the-Hills, said that residents wanted to keep their community rural. He did not think that the City of Leesburg considered the impact of what they were doing to Lake County, and he relayed his understanding that it was two years past when then ISBA would be reviewed. He opined that before letting any ISBAs move forward, the Board needed to conduct a thorough review.</p> <p>Ms. Jackie Mizak, a resident on Turkey Acres Lane in unincorporated Town of Howey-in-the-Hills and speaking via Zoom Webinar, opined that they were directly affected by the proposed Hodges Reserve development, noting that it would border their 10 acre property on both sides. She also opined that their lifestyle would be affected, and she relayed concerns for pollution, displacement of wildlife, traffic, safety, construction and the protection of the RPA and rural areas.</p> <p><b>The Board voted to add an emergency item to the current meeting for the purposes of authorizing the County Attorney to attend the January 3, 2022 City of Leesburg meeting to object to the annexation of Whispering Hills and Hodges Reserve. A separate agenda item will be placed on the January 4, 2022 BCC meeting to obtain direction as to whether to file litigation against the City of Leesburg if the City approves the annexation of those two properties.</b></p>	
<p>UPDATE</p>	<p><b><u>ARPA UPDATE</u></b></p> <p>Ms. Jennifer Barker, Interim County Manager, indicated that there would not be a traditional American Rescue Plan Act (ARPA) update at the current meeting; rather, they would have an update from Mr. Maurice Kurland, the County’s federal lobbyist, who would review some available federal funding and clarifications on the uses of ARPA funding.</p> <p>Mr. Kurland mentioned the Infrastructure Investment and Jobs Act, which was a \$1.2 trillion bill and was a reauthorization of transportation funding for the next five years. He mentioned that with this authorization, the County was looking at an increase of about 20 percent in federal funding coming to the State of Florida and the County for their various roadway projects. He added that it also included safety issues, mobility, transit, water infrastructure, broadband, and electric vehicle charging. He said that the bill included funding for bridge replacement and repair, and that the United States (U.S.) Department of Transportation would be providing guidelines and grant criteria that were anticipated in the first six months of the following year.</p>	<p>BARKER</p>

APPROVED	<p><b>Tab 2.</b> Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Items 1-3)</p> <ol style="list-style-type: none"> <li>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.</li> <li>2. Notice is hereby provided of having received Comprehensive Plan Amendment Ordinance 2021-10 from the City of Minneola, with the changes the DEO required.</li> <li>3. Notice is hereby provided of having received Annexation Ordinance 2021-10-621 from the City of Mascotte.</li> </ol>	COONEY
APPROVED	<p><b>Tab 3.</b> Request from County Attorney to recommend approval to:</p> <ol style="list-style-type: none"> <li>1. Surplus County-owned property located north of Sorrento Avenue and northwest of Fourth Street in Sorrento (a/k/a Alternate Key 3855949); and</li> <li>2. Authorize the County Manager to determine the best method of disposal of the property, which may include but not limited to retaining a realtor to market the property.</li> </ol> <p>The fiscal impact cannot be determined at this time. Commission District 4.</p>	MARSH
APPROVED	<p><b>Tab 4.</b> Request from County Attorney to recommend acknowledgment of the Lake County Opioid Task Force as the group that will make recommendations to the County for the abatement of the opioid epidemic and accept the Opioid Abatement Plan. There is no fiscal impact.</p>	MARSH
APPROVED	<p><b>Tab 5.</b> Request from Management and Budget to recommend approval of an Interlocal Agreement with the Town of Montverde for disbursement of American Rescue Plan Act funds for the purposes of assisting the Town with implementing a sewer infrastructure project.</p> <p>The fiscal impact is \$4 million (revenue/expenditure - 100 percent grant funded).</p>	BARKER
APPROVED	<p><b>Tab 7.</b> Request from Housing and Community Services to recommend approval of Second Amendment for Disbursement of Emergency Rental Assistance (ERA) Funds with United Way of Lake &amp; Sumter Counties. The fiscal impact is \$1,000,000 (revenue/expenditure - 100 percent grant funded).</p>	BRANCO

APPROVED	<p><b>Tab 8.</b> Request from Public Works to recommend adoption of <b>Resolution 2021-169</b> accepting Crestavista Avenue “Part” (County Road No. 0654), Catania Loop (County Road No. 0655), Syracuse Drive “Part” (County Road No. 0656), and Taormina Way (County Road No. 0657) into the County's maintenance system.</p> <p>There is no fiscal impact. Commission District 2.</p>	SCHNEIDER
APPROVED	<p><b>Tab 9.</b> Request from Public Works to recommend adoption of <b>Resolution 2021-170</b> to advertise a public hearing to vacate a portion of a public non-exclusive easement located south of Florida Avenue and west of Adams Street. The closest municipality is the Town of Astatula. The fiscal impact is \$2,295 (revenue-vacation application fee) and is within the Fiscal Year 2022 Budget. Commission District 3.</p>	SCHNEIDER
APPROVED	<p><b>Tab 10.</b> Request from Public Works to recommend adoption of <b>Resolution 2021-171</b> to advertise a public hearing to vacate a portion of Adams Street. The closest municipality is Clermont. The fiscal impact is \$2,295 (revenue-vacation application fee) and is within the Fiscal Year 2022 Budget. Commission District 2.</p>	SCHNEIDER
APPROVED	<p><b>Tab 11.</b> Request from Public Works to recommend adoption of <b>Resolution 2021-172</b> supporting the Lake County list of projects to be included on the Lake-Sumter Metropolitan Planning Organization's (MPO) List of Priority Projects (LOPP). There is no fiscal impact.</p>	SCHNEIDER
APPROVED	<p><b>Tab 12.</b> Request from Public Works to recommend:</p> <ol style="list-style-type: none"> <li>1. Approval and execution of an interlocal agreement with the City of Groveland;</li> <li>2. Approval to declare the specified county-owned right of way as surplus;</li> <li>3. Adoption of associated <b>Resolution 2021-173</b>; and</li> <li>4. Approval and execution of a County deed for the conveyance of public right of way to the City of Groveland for the construction and maintenance of a portion of South Lake Trail Phase 3.</li> </ol> <p>The fiscal impact is \$54 in recording fees (expenditure). Commission District 1.</p>	SCHNEIDER
APPROVED	<p><b>Tab 14.</b> Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> <li>1. Of Contract 22-907 for solid waste engineering services on an as-needed basis to S2L, Incorporated. (Maitland, FL); and</li> <li>2. To authorize the Office of Procurement Services to execute all supporting documentation.</li> </ol> <p>The annual fiscal impact is estimated at \$100,000 (expenditure) and is within,</p>	SCHNEIDER

	and will not exceed, the Fiscal Year Budget.	
APPROVED	<p><b>Tab 15.</b> Request from Transit Services to recommend approval to:</p> <ol style="list-style-type: none"> <li>1. Apply to the Florida Department of Transportation under the Section 5310 Capital and Operating Grant Program for Coronavirus Response and Relief Supplemental Appropriation Act and American Rescue Plan for Fiscal Year 2022.</li> <li>2. Adopt supporting <b>Resolution 2021-175</b> authorizing the signing and submission of the grant application, supporting documents and assurances to the Florida Department of Transportation.</li> <li>3. Accept and implement the grant if awarded.</li> <li>4. Procure vehicles under the State’s bid list through the Transit Research Inspection Procurement Services (TRIPS) Program.</li> </ol> <p>The fiscal impact is estimated at \$430,582 (revenue/expenditure - 100 percent grant funded).</p>	SCHNEIDER
APPROVED	<p><b>Tab 6.</b> Request from Building Services to recommend approval:</p> <ol style="list-style-type: none"> <li>1. Of Contracts 21-0937A, 21-0937B, and 21-0937C for building plan review and inspection services on an as-needed basis to American Building Safety Associates, Inc. (Clermont, FL), C.A.P Government, Inc. (Coral Gables, FL), and Joe Payne, Inc. d/b/a JPI (Tampa, FL); and</li> <li>2. To authorize the Office of Procurement Services to execute all supporting documentation.</li> </ol> <p>The annual fiscal impact is estimated at \$75,055 (expenditure) and is within, and will not exceed, the Fiscal Year Budget.</p>	BRANCO
APPROVED	<p><b>Tab 13.</b> Request from Public Works to recommend adoption of Unanticipated Revenue <b>Resolution 2021-174</b> adding \$1,000 to the Stormwater MSTU for the Keep Lake Beautiful Program.</p> <p>The fiscal impact is \$1,000 (revenue/expenditure).</p>	SCHNEIDER
DISCUSSION	<p><b>Tab 18.</b> Discussion and direction regarding Option Agreement for potential Supervisor of Elections and Sheriff’s Facility location.</p> <p><b>The Board voted to authorize the County Attorney to ask the seller for an extension past April 2022 for the County to do their due diligence for sand skinks, and to authorize the County Attorney to terminate the agreement if the seller was not willing to go past that date.</b></p>	MARSH
APPROVED	<p><b>Tab 16. PUBLIC HEARING:</b>          Recommend adoption of <b>Resolution 2021-176</b> to vacate and annul a Platted</p>	SCHNEIDER

	Tract located in the Clermont area. There is no fiscal impact (vacation application fee included in Approval to Advertise Agenda). Commission District 1.	
APPROVED	<b>Tab 17. PUBLIC HEARING:</b> Recommend adoption of <b>Ordinance 2021-53</b> , an amendment to Ordinance 2016-16 to expand the Avalon Grove Community Development District to include an additional 39.97 acres. There is no anticipated fiscal impact.	BRANCO
PRESENTATION	<b>Tab 19.</b> Presentation on Animal Control functions provided to municipalities, and discussion on Mount Dora's request for the County to provide animal control enforcement to the City.  <b>The Board voted to include this item in the budget for the following year, noting that it could possibly be started early if the Board found some funding in the interim, or if the City of Mount Dora wanted to contribute funding.</b>	BRANCO
APPROVED	<b>Tab 20.</b> Recommend approval to adopt <b>Resolution 2021-177</b> changing commission district boundaries.	MARSH
APPOINTMENT/ APPROVED	<b>Tab 21.</b> Request approval to appoint Thomas Grayford to the Board of Building Examiners to fill an unexpired term ending January 14, 2023 as a member who is a Licensed Contractor in the following areas: Sheet Metal, Roofing, Class A Air Conditioning, Class B Air Conditioning, Class C Air Conditioning, Mechanical, Commercial Pool/Spa, Residential Pool/Spa, Swimming Pools/Spa, Plumbing, Underground Utility and Excavation, or Solar in accordance with section 489.105(3)(d)-(o), Florida Statutes.	PARKS
APPOINTMENTS/ APPROVED	<b>Tab 22.</b> Request approval to reappoint Monica Hite to the Children's Service Council as a member representing the Lake County School Board and approval of applicable waiver, as well as approval to appoint a candidate as a District 5 Member to the Children's Services Council to complete an unexpired term ending May 14, 2022 and to serve an additional two-year term ending May 14, 2024. The District 5 candidates include:  Chris Boogar - Resides in District 3 Cassandra Brown - Resides in District 3 Juana Delacruz - Resides in District 2 Morris Rushing - Resides in District 1  Members can sit outside their district. Commissioner Blake is the liaison to the Children's Services Council.  <b>The Board voted to reappoint Ms. Monica Hite, and to postpone the</b>	BLAKE

	<b>appointment of the District 5 candidate.</b>	
FOR YOUR INFORMATION	Ms. Barker wished everyone Happy Holidays, Merry Christmas and Happy New Year.	BARKER
FOR YOUR INFORMATION	Commr. Shields relayed that he had chaired the annual school concurrency meeting.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields said that he had attended a League of Cities luncheon, noting that Commissioner Campione had been a speaker.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields wished everyone a great Christmas.	SHIELDS
DISCUSSION	<b>Tab 23.</b> Discussion and direction regarding the creation of a Municipal Service Taxing Unit (MSTU) for services provided by the Sheriff.	SMITH
FOR YOUR INFORMATION	Commr. Smith wished everyone Merry Christmas and a happy and safe New Year.	SMITH
FOR YOUR INFORMATION	Commr. Campione stated that she had attended a League of Cities luncheon to discuss homelessness mitigation and the municipal service taxing unit (MSTU) idea for new subdivisions to address ongoing upkeep on the maintenance of roads. She mentioned that Mr. John Drury, Tavares City Administrator, had sent her an email asking whether Cities could use an MSTU or a municipal service benefit unit (MSBU) because they were mechanisms intended for Counties. She questioned if the County could coordinate with a City so that the County would impose it, noting that the City could receive the benefit of those funds if a property was being annexed into the city.	CAMPIONE
DISCUSSION	<b>Tab 24.</b> Discussion and direction regarding the creation of a Special Purpose District for Utilities pursuant to Chapter 189, Florida Statutes.	CAMPIONE
APPROVED	<b>Tab 25.</b> Recommend approval to pay the Fire Assessment Fee for Institutional land uses within the municipal limits of Fruitland Park and Mascotte to provide the organizations with an additional year to budget for the expense.  The fiscal impact is \$46,038 (expenditure).	BLAKE
FOR YOUR INFORMATION	Commr. Blake wished everyone Merry Christmas.	BLAKE
NOT APPROVED	<b>Tab 26.</b> Recommend adoption a resolution expressing opposition to Senate Bill 620 and House Bill 569 which seek to provide compensation for business	PARKS



	<p>damages caused by the enactment of county ordinances.</p> <p><b>The Board voted to allow the Chairman to send a letter with suggested changes, and to emphasize that they were a pro-business BCC and that they appreciated the concept; however, they were looking for changes to improve the legislation and ensure that it was not abused.</b></p>	
FOR YOUR INFORMATION	Commr. Parks wished everyone Merry Christmas, and he thanked staff for their hard work in the current year.	PARKS
DISCUSSION	<b><u>ADDENDUM Tab 27.</u></b> Discussion and update on the Eustis JPA.	CAMPIONE