

BOARD ACTION
December 6, 2022

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| | <p><u>9:00 A.M. - STATE OF THE COUNTY</u></p> <ul style="list-style-type: none">• Welcome and Introductions• Invocation• Pledge of Allegiance• 2022 Women’s Hall of Fame – Induction of Ms. Catherine “Micki” Blackburn Nagel• State of the County Presentation | |
| | <p><u>ELECTION OF CHAIRMAN AND VICE CHAIRMAN</u> The Board voted for Commissioner Smith to serve as Chairman and for Commissioner Shields to serve as Vice Chairman.</p> | |
| | <p><u>EMPLOYEE AWARDS</u></p> <p><u>TEN YEARS</u> Todd Myers, Environmental Waste Technician Public Works Department</p> <p><u>TWENTY YEARS</u> Esther Cantino, Library Assistant I Office of Library Services</p> <p>Lynda Hogans, Office Associate II Office of Library Services</p> <p><u>RETIREMENT – 25 YEARS</u> Daniel Miller, Battalion Fire Chief Office of Fire Rescue</p> | KOVACS |
| | <p><u>ARPA UPDATE</u></p> <p>Mr. Sean Beudet, Grants Coordinator for the Office of Management and Budget, provided an American Rescue Plan Act (ARPA) update. He recalled that the Board had approved Premium Pay for the Offices of Fire Rescue, Emergency Medical Services (EMS), and Public Safety Support; furthermore, \$1 million was allocated for the Office of Fire Rescue, and \$1.5 million was for the Offices of EMS and Public Safety Support. He added that on November 15, 2022, the Board had approved a solid waste assessment refund for each household within Service Area 1, and that the entire amount was not to exceed \$405,000. He added that the Lake County Tax Collector’s Office anticipated that approximately 23,000 or more households would each receive a refund of \$16.83, for a total of \$393,000. He mentioned that for premium pay, the Office of Fire Rescue utilized the entire \$1 million allocation, had since incurred additional overtime costs,</p> | BARKER |

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| | <p>and was requesting additional funds; additionally, the Offices of EMS and Public Safety Support did not utilize the entire allocation. He then stated that ARPA funds would be utilized to cover solid waste collection expenses due to the reduction in revenue. He displayed the updated project list with staff’s proposed changes, reiterating that the Office of Fire Rescue had utilized their entire allocation and had additional unanticipated overtime costs in the previous fiscal year. He remarked that bonuses were still being awarded for the Offices of EMS and Public Safety Support; however, there were excess funds, and staff was recommending to transfer \$500,000 between the two premium pay project funds. He indicated that the total funding needed for the solid waste fund was approximately \$393,000, and that to cover any possible overages, staff was recommending to offset the solid waste funds collection for \$395,000. He added that to do this, they could use the remaining portion from the portable message boards, which was complete, the North Lake Trail, which had been encumbered, and about \$313,000 remaining from the utilities portion. He stated that this would leave roughly \$277,000 in this specific project fund.</p> <p>The Board approved to reallocate funds within the project list, as presented.</p> | |
| <p>APPROVED</p> | <p>Tab 1. Request for approval of the minutes of the BCC Meetings of September 26 2022 (Special Meeting) and September 27, 2022 (Regular Meeting).</p> | <p>COONEY</p> |
| | <p><u>COMMISSIONER’S BOARDS AND COMMITTEES UPDATE</u></p> <p>Commr. Shields reported on the Florida Association of Counties (FAC), the East Central Florida Regional Planning Council (ECFRPC), and the Arts and Cultural Alliance.</p> <p>Commr. Parks recalled that the Central Florida Expressway Authority (CFX) had given a presentation on State Road (SR) 516 and the overall 2045 plan.</p> <p>Commr. Campione reported on the Affordable Housing Advisory Committee, the Wekiva River Basin Commission, the Parks, Recreation and Trails Advisory Board, and the Transportation Disadvantaged Coordinating Board.</p> <p>Commr. Smith reported on the FAC Broadband Summit, noting that he would also have meetings in the current week for the Early Learning Coalition of Lake County, Medical Examiner Advisory Committee, and the Children’s Services Council.</p> | <p>SMITH</p> |

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| | <p align="center"><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Mr. Ray Powers, with the Lake County Historical Society, mentioned that six of his ten board members were in attendance, and that he wanted to introduce them to the Board of County Commissioners (BCC). He related that they were appreciative of the support, noting that Commissioner Parks had been their liaison. He commented that they were excited about the future for the Lake County Historical Museum and the Historical Society. He stated that they had a great Board, and he thought that they were lucky to have a group like this to help them preserve and protect their history.</p> <p>Mr. Theo Bob, with the Lake County Historical Society, opined that Commissioner Parks had been a great advocate for the Lake County Historical Society, and he thanked the BCC. He asked the BCC to continue this level of support, noting that the Lake County Historical Society worked well together. He said that they wanted to make the Lake County Historical Museum one of the best museums in the State of Florida.</p> | |
| <p>APPROVED</p> | <p><u>Tab 2.</u> Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Items 1-4)</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. Notice is hereby provided of having received the City of Groveland’s Community Redevelopment Agency budget for Fiscal Year 2022-2023, per Florida Statute 163.387(6), and Ordinance 2022-43 adopting the budget. 3. Notice is hereby provided of having received Annexation Ordinance 2022-044 from the City of Clermont. 4. Notice is hereby provided of having received Annexation Ordinance 2021-07 from the City of Mount Dora. | <p>COONEY</p> |
| <p>APPROVED</p> | <p><u>Tab 3.</u> Request from County Attorney to recommend approval of a Lease Agreement with The Villages for renewal of the Clerk of the Court's office space located at 902 Avenida Central, The Villages. The fiscal impact is \$25,947.99 (expenditure) for payments from January through September 2023 and is within, and will not exceed, the Fiscal Year 2023 Budget. Commission District 5.</p> | <p>MARSH</p> |

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| APPROVED | Tab 4. Request from County Attorney to recommend approval and execution of an Agreement between Lake County, Florida, and Luks and Santaniello, LLC for On Call Legal Services. The fiscal impact is unable to be determined at this time. | MARSH |
| APPROVED | Tab 5. Request from County Attorney to recommend approval and adoption of Resolution 2022-146 authorizing participation in Joint Public Meetings with Municipalities in furtherance of the Joint Planning Initiative as required by Section 125.001, Florida Statutes. | MARSH |
| APPROVED | Tab 6. Request from Management and Budget to recommend approval to terminate the Agreement for Disbursement of American Rescue Plan Act (ARPA) Funds between Lake County and Find, Feed & Restore, Inc. There is no fiscal impact. Commission District 5. | BARKER |
| APPROVED | Tab 7. Request from Human Resources and Risk Management to recommend approval of a modification to the Employment Services Manual in Section 4, Workplace Policies, Section D, paragraph 4. Specifically, change the status of the following paycodes from non-productive to productive: <ul style="list-style-type: none"> • Anniversary Leave • Military Leave • Jury Duty | KOVACS |
| APPROVED | Tab 8. Request from Economic Growth to recommend approval to advertise an Ordinance to repeal Article IV, Division 4, Sections 2-90 and 2-90.1 through 2-90.6, Lake County Code, entitled Lake County Enterprise Zone Development Agency to be consistent with the repeal of enterprise zones by the Florida Legislature under Section 290.16, Florida Statutes. There is no fiscal impact. | STERN |
| APPROVED | Tab 9. Request from Fire Rescue to recommend approval: 1. Of an application and adoption of a corresponding resolution for a Florida Department of Health Emergency Medical Services Grant; and 2. To accept grant funding awarded; and 3. Of a Budget Adjustment in the amount of \$34,261; and 4. To authorize the Chairman to execute the grant application and supporting Resolution 2022-147 . The fiscal impact is \$34,261.00 revenue/expenditure (100 percent grant funded) and is within, and will not exceed, the Fiscal Year 2023 Budget. | CARPENTER |
| APPROVED | Tab 10. Request from Facilities Management to recommend approval of a budget transfer in the amount of \$157,000 from Facilities Maintenance | SCHNEIDER |

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| | Repair/Maintenance to Facilities Energy Management Repair/Maintenance for the cost of the maintenance and repair of a chiller, boiler, cooling tower, pump, water analysis and treatment. | |
| APPROVED | <p>Tab 11. Request from Facilities Management to recommend approval:</p> <ol style="list-style-type: none"> 1. Of the purchase of replacement chillers for the Cagan Crossings Community Library utilizing the Hill York Term and Supply Contract (18-0404); and 2. Of a budget transfer in the amount of \$205,336 from Facilities Maintenance Repair/Maintenance to Machinery/Equipment for the purchase of the chillers. Commissioner District 1. <p>The fiscal impact is \$205,336 (expenditure).</p> | SCHNEIDER |
| APPROVED | <p>Tab 12. Request from Housing and Community Services to recommend approval of Sub-Recipient Agreement with LovExtension, Inc. for Community Development Block Grant Coronavirus funds Fiscal Year 2019-2020 to support county-wide food delivery services to elderly and disabled Lake County citizens.</p> <p>The fiscal impact is estimated at \$280,900 (expenditure - 100 percent CDBG-CV 3 grant funded) and is within, and will not exceed, the Fiscal Year 2023 Budget.</p> | CHRISTIAN |
| APPROVED | <p>Tab 13. Request from Housing and Community Services to recommend approval of an agreement with LifeStream Behavioral Center, Inc. for Fiscal Year 2023 funding.</p> <p>The fiscal impact is \$1,362,053 (expenditure - 100 percent ARPA funds) and is within the Fiscal Year 2023 Budget.</p> | CHRISTIAN |
| APPROVED | <p>Tab 14. Request from Housing and Community Services to recommend approval of the annual contract with the Lake County Department of Health. The contract is effective from October 1, 2022 through September 30, 2023. The fiscal impact is \$446,760 (expenditure of \$321,312 in American Rescue Plan Act (ARPA) funding and \$125,448 for in-kind services) and is within, and will not exceed, the Fiscal Year 2023 Budget.</p> | CHRISTIAN |
| APPROVED | <p>Tab 15. Request from Housing and Community Services to recommend approval of the Fourth Amendment to the Inmate Healthcare Services Agreement between Wellpath, LLC, the Lake County Sheriff's Office, and the Board of County Commissioners. The fiscal impact is \$619,868.73 (expenditure) and is within, and will not exceed, the Fiscal Year 2023 Budget.</p> | CHRISTIAN |

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| APPROVED | <p>Tab 16. Request from Housing and Community Services to recommend approval:</p> <ol style="list-style-type: none"> 1. Of a Substantial Amendment of the Community Development Block Grant (CDBG) Fiscal Year 2021-2022 Annual Action Plan and approval of related Resolution 2022-148; and 2. To authorize the County Manager to execute any documents required by the U.S. Department of Housing and Urban Development; and 3. Of a budget transfer in the amount of \$545,477 reallocating CDBG Capital funds from Astor Library to Aids to Government Agencies (\$173,413) and from Aids to Government Agencies to Infrastructure (\$372,064). <p>There is no fiscal impact.</p> | CHRISTIAN |
| APPROVED | <p>Tab 17. Request from Housing and Community Services to recommend approval and adoption of Resolution 2022-149 granting host approval pursuant to Section 147(f), of the Internal Revenue Code of 1986, as amended, relating to the expenditure of proceeds of the Orange County Housing Finance Authority of not to exceed \$37,390,000 of its Multifamily Housing Revenue Bonds Series (Milliennia Lake County Portfolio). There is no fiscal impact.</p> | CHRISTIAN |
| APPROVED | <p>Tab 18. Request from Housing and Community Services to recommend approval:</p> <ol style="list-style-type: none"> 1. To authorize the Chairman to execute all documents required by the U.S. Department of Treasury to receive funding from the Emergency Rental Assistance (ERA2) Program; and 2. Of Unanticipated Revenue Resolution 2022-150 in the amount of \$1,710,412 to accept funds from the U.S. Department of Treasury for the Emergency Rental Assistance (ERA2) Program. <p>The fiscal impact is \$1,710,412 (revenue/expenditure - 100 percent grant funded).</p> | CHRISTIAN |
| APPROVED | <p>Tab 19. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> 1. Of Contract 22-937 for operations and maintenance of the Astatula Fuel Remediation System to Aptim Environmental and Infrastructure, LLC (Baton Rouge, LA); and 2. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated annual fiscal impact is \$190,000 (expenditure) and is within, and will not exceed, the Fiscal Year Budget. Commission District 3.</p> | SCHNEIDER |
| APPROVED | <p>Tab 20. Request from Public Works to recommend approval of a Developer's Agreement between Lake County and Scannell Properties #480,</p> | SCHNEIDER |

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| | <p>LLC to realign approximately 1,000 feet of South Obrien Road.</p> <p>There is no fiscal impact. Commission District 1.</p> | |
| APPROVED | <p>Tab 21. Request from Public Works to recommend approval and execution of the Mediated Settlement Agreement with GFL Solid Waste Southeast, LLC. The fiscal impact is \$191,000 (expenditure) and is within, and will not exceed, the Fiscal Year 2023 Budget.</p> | SCHNEIDER |
| APPROVED | <p>Tab 22. Request from Public Works to recommend adoption of Resolution 2022-151 to advertise a public hearing to vacate a platted driveway, walkway and cul-de-sac easements lying north of Wolf Branch Road and west of Sunrise Blvd. The closest municipality is Mount Dora.</p> <p>The fiscal impact is \$2,295 (revenue-vacation application fee) and is within, and will not exceed, the Fiscal Year Budget. Commission District 4.</p> | SCHNEIDER |
| PRESENTATION/ APPROVED | <p>Tab 23. Presentation regarding the City of Eustis request for joint participation with Lake County for improvements in Rosenwald Gardens. There is no fiscal impact. Commission District 4.</p> <p>The BCC approved to enter into a partnership with the City of Eustis for road improvements in the Rosenwald Gardens neighborhood, and to prepare an interlocal agreement with the City to provide funding for design of the road improvements out of General Fund road reserve.</p> | SCHNEIDER |
| PULLED | <p>Tab 24. Presentation by Lake County Tax Collector, David Jordan.</p> <p>Pulled to the December 20, 2022 BCC meeting.</p> | BARKER |
| PRESENTATION/ APPROVED | <p>Tab 25. Presentation of Strategic Plan and Action Plan by Ben Pauluhn, President of Lake Area Economic Development (LEAD) and Kevin Sheilley, President & CEO of the Ocala Metro Chamber and Economic Partnership. LEAD is requesting approval of the Strategic Plan and Action Plan.</p> <p>The fiscal impact is \$500,000 (expenditure) and is within, and will not exceed, the Fiscal Year 2023 Budget.</p> | STERN |
| APPROVED | <p>Tab 26. PUBLIC HEARING: Recommend adoption of Resolution 2022-152 to vacate platted rights of way in the Clermont area.</p> <p>The fiscal impact is \$2,295 (revenue-vacation application fee) and is within, and will not exceed, the Fiscal Year 2022 Budget. Commission District 1.</p> | SCHNEIDER |

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| APPROVED | <u>Tab 27. PUBLIC HEARING:</u> Recommend approval and adoption of Ordinance 2022-53 establishing a Municipal Services Taxing Unit to provide funding for the Wellness Way Transportation Network. The fiscal impact is unable to be determined at this time. | MARSH |
| | <u>Tab 28. REZONING AGENDA</u> | |
| | <u>CONSENT AGENDA REZONING CASES:</u> | |
| APPROVED | Tab 1. Ordinance No. 2022-54 Sorrento Pines Community Development District (CDD) Adopt an ordinance establishing a Community Development District (the "District") on 113.443 +/- acres of land located entirely within the boundaries of unincorporated Lake County, Florida. | STERN |
| APPROVED | Tab 2. Ordinance No. 2022-55 Windsor Cay Community Development District (CDD) Adopt an ordinance establishing a Community Development District (the "District") on 193.348 +/- acres of land located entirely within the boundaries of unincorporated Lake County, Florida. | STERN |
| APPROVED | Tab 3. Rezoning Case # FLU-22-12-1 Wellness Way Amendment (Transmittal) Amend Policy I-8.2.1.1 Future Land Use Categories Capacity Allocation. | STERN |
| | <u>REGULAR AGENDA REZONING CASES:</u> | |
| APPROVED | Tab 4. Ordinance No. 2022-56 Rezoning Case # FLU-22-04-4 Mount Dora Groves South (Adoption) Amend the Future Land Use Map (FLUM) to change the Future Land Use Category (FLUC) on approximately 80.32 +/- acres from Regional Office to Planned Unit Development FLUC and amend associated Comprehensive Plan Policies to incorporate the proposed development program for the Mount Dora Groves South Development which will include 783 single-family and multi-family dwelling units, 150,000 square-feet of commercial uses, and associated recreational facilities. | STERN |
| APPROVED | Tab 5. Ordinance No. 2022-57 Rezoning Case # RZ-22-13-4 Mount Dora Groves South Rezone approximately 80.32 +/- acres from Agriculture (A) and Urban | STERN |

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| | Residential District (R-6), and establish a Planned Unit Development (PUD) to accommodate a mixed-use development including 783 single-family and multi-family attached and detached dwelling units, 150,000 square-feet of commercial uses, and associated recreational facilities. | |
| APPROVED | Tab 29. Recommend approval of a letter of support for Howey-in-the-Hills Appropriation Project Request for a new Water Well and Treatment Plant. | PARKS |
| APPROVED | Tab 30. Recommend approval to remove the carryover Board of County Commissioner's meeting dates from the 2023 scheduled meetings: January 4, February 8, March 8, April 5, May 3, June 7, August 2, September 6, and October 4. | SMITH |
| APPROVED | Tab 31. Discussion and appointment of a County Commissioner to the Board of Directors for Lake Economic Area Development (LEAD). The Board approved to appoint a County Commissioner on a yearly basis to the Board of Directors for LEAD, and to appoint Commissioner Shields to the Board of Directors for LEAD. | STERN |
| APPOINTMENT/ APPROVED | Tab 32. Recommend approval of Dustin Levine as the alternate member representative for the City of Leesburg on the Arts and Cultural Alliance. Commissioner Shields is the liaison to the Arts and Cultural Alliance. | SHIELDS |
| FOR YOUR INFORMATION | Commr. Shields relayed that he had attended the Association of Volleyball Professionals (AVP) Pro Tour tournament, noting that Hickory Point was a great asset. | SHIELDS |
| FOR YOUR INFORMATION | Commr. Parks thanked the Board trusting him to be the Chairman for the past two years. | PARKS |
| FOR YOUR INFORMATION | Commr. Parks commended the Cities for their Christmas and holiday festivities, noting that he had participated in the City of Clermont's parade on the previous Saturday. He thought that there would be more parades in the City of Minneola, along with other cities on the following weekend. | PARKS |
| FOR YOUR INFORMATION | Commr. Parks opined that the meeting between the BCC and the Lake County Water Authority (LCWA) Board on the previous day was good and constructive. He indicated that he looked forward to their quarterly meetings. | PARKS |
| FOR YOUR INFORMATION | Commr. Campione recalled that she had mentioned that the City of Eustis was working on a Comprehensive Plan (Comp Plan) amendment which involved eliminating Map 19, which was the map that had historically been | CAMPIONE |

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| | <p>referred to in the joint planning agreement (JPA) or in their Comp Plan as representative of the appropriate transition between urban core uses and the County’s rural land uses. She elaborated that the JPA did not really have any substance without a map or attachment that described the appropriate transition, and she expressed concerns for this, stating that she had attended a meeting and had asked about the possibility of the City and County staffs working on the City’s new land use, which they were calling “Rural Residential Transition.” She added that it was calling for three dwelling units per acre, and that she had suggested the possibility of creating additional language that would define when one could have certain densities, along with having wider buffers, incorporating wildlife corridors, and possibly using rural conservation design. She opined that it would ideally be good if the City worked with the County’s Rural Transition land use, noting that the County was working on the rural conservation subdivision design. She commented that the City had agreed to postpone their decision, and that their staff and County staff had been working together. She stated that it looked like they were making some progress, though the City was still considering two to three units per acre, while the County’s land use was one unit per acre with 50 percent open space. She also indicated that the City had postponed several annexations at their previous meeting which would have moved the City’s boundary to near Thrill Hill Road. She said that if the City and County worked through these items, and if the County was amicable with the City’s land uses, then it was possibly not important that the JPA did not have substance. She elaborated that at that point, it could possibly be appropriate to consider eliminating the JPA. She clarified that if they could reach an agreement on how the new land use should be worded, then they would have accomplished what they would hopefully be accomplishing with the JPA. She noted that the Eustis City Commission was supposed to meet again on December 13, 2022, and she said that she would like to attend on behalf of the BCC from the standpoint of not knowing what the City Commission’s decision was going to be. She added that if the City Commission did not implement the items that the County had requested, she could register the County’s objection to this; additionally, if it met the spirit of what they had been trying to do, then she could attend to hopefully help guide this to an approval. She commented that if the County did not object, then they would not have let the City know that it did not meet the County’s Rural Transition requirements.</p> | |
| <p>FOR YOUR INFORMATION</p> | <p>Commr. Smith said that he had attended the AVP tournament at Hickory Point, noting that there was also an international Paralympic volleyball tournament there. He relayed that it was a large success, and he praised Discover Lake and Mr. Ryan Ritchie, Director for the Office of Visit Lake, noting that his team had put this item together in less than two months. He hoped that AVP saw the value in this, and he mentioned that it was a large economic driver for Lake County.</p> | <p>SMITH</p> |

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| FOR YOUR INFORMATION | Commr. Smith commented that he participated in the City of Tavares Christmas parade on the previous Friday. | SMITH |
| FOR YOUR INFORMATION | Commr. Smith relayed that the BCC had met with the LCWA Board on the previous day, and he thought that it was very productive; additionally, he expressed excitement for the Boards to start collaborating more and to make it better for every citizen in Lake County. | SMITH |
| FOR YOUR INFORMATION | Commr. Smith remarked that it was National Microwave Oven Day. | SMITH |
| TABLED | <p><u>ADDENDUM Tab 33.</u> Request to approve an easement modification in favor of the Lake County Water Authority as required by Section 24-10, Lake County Code.</p> <p>The Board tabled this item to the January 10, 2023 BCC meeting.</p> | PARKS |