

BOARD ACTION
September 26, 2023

APPROVED	Tab 1. Request for approval of the minutes of the BCC Meeting of August 1, 2023 (Regular Meeting).	COONEY
	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Mr. Banks Helfrich, a former Lake County Soil and Water Conservation District Chairperson and current candidate for State House of Representatives District 25, spoke about character and integrity. He also mentioned that he had farm tours once per month and that they had expanded to other events from October 2023 to April 2024. He added that this included foraging the farm, drum circles, harvesting yucca and stargazing, noting that these events occurred four times per month on the weekends. He added that the next farm tour was the second Saturday of the month, which was October 14, 2023, adding that it was complementary and that he invited the community to be part of it.</p> <p>Mr. Bret Jones, Chairman of the Lake 100, requested that the Board of County Commissioners (BCC) place the fifth cent for the Tourist Development Tax (TDT) on a referendum, opining that it was in the best interest of the county. He also indicated support for a study for the Lake County Sheriff's municipal taxing service unit (MSTU) for sheriff services and associated expenses.</p> <p>Ms. Dara Treadwell, representing the Elder Affairs Coordinating Council, invited everyone to the second annual senior expo that the council was sponsoring at Lake Square Mall on October 26, 2023 from 10:00 a.m. to 1:00 p.m. She relayed that the first expo was in the previous year, and that it was highly successful; furthermore, she said that she had been doing grassroots marketing and was promoting the expo. She asked the BCC to find a place in their community to share a flyer for the event so that seniors would know about it. She added that vendor applications kept being received and that they had a great roster of speakers.</p> <p>Mr. Roy Miller, a resident of Lake County, expressed concerns for traffic on Thrill Hill Road and for the road heading north on the right side of his home being closed down. He also indicated concerns for County Road (CR) 439, and he opined that there needed to be a speed bump at the bottom of Thrill Hill Road, or a mechanical device, to slow traffic down. He expressed concerns for traffic on Thrill Hill Road because it was the only road that had access from State Road (SR) 44 to CR 44B. He also indicated concerns for a new traffic light on SR 44 backing up traffic from the Lakes of Mount Dora traffic light, opining that residents were using it as a connector to get on the beltway. He opined that there were traffic issues in this section.</p>	

	<p>Mr. Bob Albers, a resident of Astor, recalled that he had previously expressed concerns about a road in Astor, and opined that five blocks without potholes were paved with blacktop but that it stopped at Riverview Drive, which had been underwater for three months and had many potholes. He mentioned that the potholes had been addressed because someone had been hurt after falling over one of them, and he expressed concerns for the blacktop stopping at his road. He opined that his road had been discriminated against, and that this was the only road which had been underwater for four months. He then requested for Commissioner Campione to review this issue, and he also expressed concerns for it being a dead end street with no turnaround for garbage trucks.</p> <p>Pastor Christopher Harris, with Impact Paisley Christian Church, expressed concerns about individuals living in the woods beside the Lake Kathryn community. He indicated concerns for drug use and criminal activity, and he mentioned a recent breaking and entering incident which had been classified as a trespassing misdemeanor. He opined that this individual had been identified and had been next door to his house and walking the street of the neighborhood, and that it was dangerous for their families and children to go outside. He added that there was a house on Pennsylvania Street and Veve Avenue at the children’s bus stop which he opined had been occupied by squatters; additionally, he expressed concerns for the house not having electricity and for the yard containing unsanitary trash and debris. He opined that it was the hub for drug use and activity in their community, and that there should be something that they could do about it. He questioned why there were not patrols in their community on a regular basis, and he said that his goal was to have a healthy and safe community to raise their children and for the Lake Kathryn community to be treated the same as any other taxpaying community in the county. He asked if there could be a dialogue with Commissioner Campione to see what they could do.</p>	
<p>PROCLAMATION /APPROVED</p>	<p>Tab 2. Recommend approval and presentation of Proclamation 2023-89 declaring October 1-7, 2023, as National 4-H Week in Lake County, Florida.</p>	<p>CHRISTIAN</p>
<p>PROCLAMATION /APPROVED</p>	<p>Tab 3. Recommend approval and presentation of Proclamation 2023-100 to Lakeview Terrace Rehabilitation and Health Care Center honoring their receipt of the Governor's Gold Seal Award, per Commissioner Campione.</p>	<p>CAMPIONE</p>
<p>APPROVED</p>	<p>Tab 4. 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. 	<p>COONEY</p>

	<p>2. Notice is hereby provided of having received Resolution 2023-12 identifying the FY 2023/2024 Annual Meeting Schedule for the Olympus Community Development District.</p> <p>3. Notice is hereby provided of having received Annexation Ordinance 2023-06-643 from the City of Mascotte.</p> <p>4. Proof of publication of unclaimed moneys and payment to the Board for those non-court related moneys advertised less claims and publication costs.</p>	
APPROVED	Tab 5. Recommend approval of Proclamation 2023-101 designating October 8 - 14, 2023, as Fire Prevention Week in Lake County.	CARPENTER
APPROVED	Tab 6. Request from County Manager to recommend approval to cancel the October 3, 2023 meeting. No public hearings were scheduled for that day. There is no fiscal impact.	BARKER
APPROVED	Tab 7. Request from County Manager to recommend approval of the 2024 meeting dates for the Board of County Commissioners: January 9 and 23; February 6, 13 and 27; March 5, 12 and 26; April 2, 9 and 23; May 7 and 21; June 4, 11 and 25; July 2, 9 and 23; August 6, 13 and 27; September 10 and 24; October 1, 8 and 22; November 5 and 19; and December 3 and 17.	BARKER
APPROVED	Tab 8. Request from County Manager to recommend approval of the Management Services Agreement between Lake County and the Lake County Water Authority. The fiscal impact is \$1,754,685 (revenue/expenditure) and is included in the Fiscal Year 2024 Budget.	BARKER
APPROVED	<p>Tab 9. Request from Management and Budget to recommend approval of a Funding Agreement between Lake County and the Office of the State Attorney, Fifth Judicial Circuit, to fund certain specified positions permanently assigned to the Lake County branch.</p> <p>The fiscal impact shall not exceed \$477,000 (expenditure) and is included in the Fiscal Year 2024 Budget.</p>	BARKER
APPROVED	Tab 11. Request from Procurement Services to recommend approval to declare items as surplus and authorize removing them from the County's fixed asset inventory record. The fiscal impact (revenue) cannot be determined at this time.	BARKER
APPROVED	Tab 12. Request from Elevate Lake to recommend approval to authorize the Chairman to execute the Fourth Amendment to the Lake County Small	STERN

	<p>Business Development Center (SBDC) Agreement between Lake County and the University of Central Florida (UCF) for the purpose of providing small business development services to current and potential business owners through group training and individual counseling in Lake County.</p> <p>The fiscal impact is \$150,000 (expenditure) and is included in the Fiscal Year 2024 Budget.</p>	
APPROVED	<p>Tab 13. Request from Visit Lake to recommend approval to terminate the Agreements for Construction, Maintenance and Promotion of Disc Golf Courses in Lake County between the Lake County Disc Golf Foundation, City of Clermont, City of Eustis, City of Leesburg, City of Mount Dora and Lake Sumter State College. The estimated annual maintenance cost savings to the County is \$6,000 per year.</p>	CHRISTIAN
APPROVED	<p>Tab 14. Request from Facilities Management to recommend approval:</p> <ol style="list-style-type: none"> 1. Of Request for Quotation Q2023-00064 to Hydradry, Inc., (Apopka, Florida) for Umatilla Community Center Mold Remediation, 17107 Ball Park Road, Umatilla, Florida 32784; and 2. For Community Development Block Grant Fiscal Year 2023-24 funds to repair the existing Umatilla Community Center; and 3. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$274,275 (expenditure - \$175,000 CDBG funding and \$99,275 Infrastructure Sales Tax funding) and will be included in the Fiscal Year 2024 Budget. Commission District 4.</p>	SCHNEIDER
APPROVED	<p>Tab 15. Request from Fleet Management to recommend approval:</p> <ol style="list-style-type: none"> 1. To increase the expenditure limits of Contract 20-0701 for Gasoline, Diesel, Fuel, Kerosene, LP Gas, and Bio Diesel with Port Consolidated (Fort Lauderdale, FL) from a not to exceed \$428,731 to an estimated \$700,000; and 2. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$700,000 (expenditure) and will not exceed available funding in each fiscal year's budget.</p>	SCHNEIDER
APPROVED	<p>Tab 16. Request from Housing and Community Services to recommend approval of First Amendment to CDBG Sub-Recipient Contract with the City of Tavares for the Wooten Wonderland Park Improvements. There is no fiscal impact. Commission District 3.</p>	CHRISTIAN

APPROVED	<p>Tab 17. Request from Library Services to recommend approval of the Long Range Plan and recommend approval to submit the Fiscal Year 2024 State Aid to Libraries Grant Application, Certification of Funds, Certification of Hours-Free Library Services-Access to Materials, Long Range Plan, and Grant Agreement, and authorize the Chairman to sign any necessary grant certifications or documents.</p> <p>The estimated fiscal impact is \$145,746 (revenue).</p>	CHRISTIAN
APPROVED	<p>Tab 18. Request from Parks and Water Resources to recommend approval of the 2023-2033 Resource Management Plan for the Palatlahaha Environmental and Agricultural Reserve (P.E.A.R.) Park Wildlife Conservation Area, and for the Office of Parks and Trails to submit the 2023-2033 Resource Management Plan to the Division of State Lands - Office of Environmental Services for review by the Acquisition and Restoration Council (ARC). There is no fiscal impact. Commission District 3.</p>	BONILLA
APPROVED	<p>Tab 19. Request from Parks and Water Resources to recommend approval of the Fiscal Year 2024 Annual Certified Budget for Arthropod Control for the Lake County Mosquito Control Program, pursuant to Section 388.201, Florida Statutes, and Rule 5E-13.027, Florida Administrative Code. The fiscal impact is \$68,756.25 (revenue/expenditure - 100 percent grant funded).</p>	BONILLA
APPROVED	<p>Tab 20. Request from Public Works to recommend approval of Resolution 2023-129 to advertise a public hearing to vacate a portion of platted right of way. The closest municipality is Clermont. The fiscal impact is \$2,295 (revenue-vacation application fee) and is within the Fiscal Year 2023 Budget. Commission District 2.</p>	SCHNEIDER
APPROVED	<p>Tab 21. Request from Public Works to recommend approval of Resolution 2023-130 to advertise a public hearing to vacate deeded right of way. The closest municipality is Umatilla. The fiscal impact is \$2,295 (revenue-vacation application fee). Commission District 4.</p>	SCHNEIDER
APPROVED	<p>Tab 22. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> 1. Of a Federally Funded agreement for the Lake County, Florida Safe Streets and Roads for All Action Plan project; and 2. To adopt a supporting Resolution 2023-131 with the United States Department of Transportation (USDOT) regarding funding the Countywide safety action plan. 3. Authorize the County Manager to sign future documents related to this grant. <p>The estimated fiscal impact is \$1,000,000, consisting of \$800,000 (revenue/expenditure) in grant funding and \$200,000 (expenditure) in</p>	SCHNEIDER

	County Infrastructure Sales Tax funding, and is included in the Fiscal year 2024 Budget.	
APPROVED	<p>Tab 23. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> 1. To utilize City of Tallahassee Contract 5179 with Alan Jay Fleet Sales (Sebring, FL) for the purchase of Flat Bed Dump Trucks for the Public Works Department, Road Operations Division; and 2. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$347,232 (expenditure) and is included in the Fiscal Year 2024 Budget.</p>	SCHNEIDER
APPROVED	<p>Tab 24. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> 1. To increase the expenditure limits of Contracts 20-0440 for Right of Way Tree Trimming and Related Services; and 2. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$700,000 (expenditure), and will not exceed available funding in each fiscal year's budget.</p>	SCHNEIDER
APPROVED	<p>Tab 25. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> 1. Of Contract 23-536 with Alfred Benesch and Company d/b/a Benesch (Tampa, FL) for MSTU Assessment Services for Wellness Way; and 2. To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$95,525 (expenditure) and is included in the Fiscal Year 2024 Budget. Annual expenditures will not exceed available funding in the Fiscal Year budget.</p>	SCHNEIDER
APPROVED	<p>Tab 26. Request from Public Works to recommend approval to advertise an Ordinance amending Section 9.07.00, and Section 14.15.03, Lake County Code, Appendix E, Land Development Regulations, regarding Floodplain Management. This Ordinance is required in order to comply with federal requirements for floodplain regulation. There is no fiscal impact.</p>	SCHNEIDER
APPROVED	<p>ADDENDUM CONSENT Tab 38. Recommendation for:</p> <ol style="list-style-type: none"> 1. Adoption of Resolution 2023-133 declaring an immediate danger to public health, safety, or welfare to the residents of Lake County that requires immediate action and that the County's significant legal rights will be compromised if it is required to exhaust the intergovernmental conflict resolution procedures established in Chapter 164, Florida Statutes, before initiating court proceedings. 	MARSH

	<p>2. Approval to join with Leon County in filing a Motion for Relief from Final Judgment to challenge the collateral findings in the Final Judgment in Leon County Circuit Court Case No. 2022-CA-1562 (Florida Pace Funding Agency vs. State of Florida, et.al.).</p> <p>3. Authorize the County Attorney to join with the Lake County Tax Collector to file action against PACE Providers if the Lake County Tax Collector pursues litigation.</p> <p>4. Authorize the Chairman to issue future directives to the County Manager and/or the County Attorney to take actions determined to be necessary to protect the health, safety and welfare of the residents of Lake County, Florida, related to the operation of PACE Providers within the geographic boundaries of Lake County, including, but not limited to, seeking legislative changes, policy changes, and pursuing other legal options, including litigation.</p>	
APPROVED	<p>Tab 10. Request from Management and Budget to recommend approval of Resolution 2023-128 adopting the fee schedules for Fiscal Year 2024. The fiscal impact (revenue) cannot be determined at this time.</p>	BARKER
PRESENTATION	<p>Tab 27. Presentation of Economic Development Strategic Plan by Lake Economic Area Development (LEAD) - Annual Update by Ben Pauluhn, LEAD Board Chairman, and Kevin Sheilley, President and CEO of the Ocala Metro Chamber and Economic Partnership. Discussion and direction confirming the continuation of the Economic Development Partnership Agreement between Lake County and LEAD through September 30, 2024.</p>	STERN
PRESENTATION	<p>Tab 28. Kickoff Presentation of the Office of Transit Services’ Five-Year Major Update of the “Transit Development Plan.” There is no fiscal impact.</p>	SCHNEIDER
PRESENTATION	<p>Tab 29. Presentation by Megan Brew, Director of UF/IFAS Extension in Lake County and Dr. Karla Shelnutt, Associate Dean for Extension Engagement, on ways the University of Florida can assist local government with access to research-based resources.</p>	CHRISTIAN
APPROVED	<p>Tab 30. PUBLIC HEARING: Recommend approval and adoption of Resolution 2023-132 regarding Disposition of Property for Affordable Housing and inventory of all Lake County and Lake County Water Authority (LCWA) owned real property. This public hearing is required pursuant to Section 125.379, Florida Statutes, as amended by Senate Bill 102 (2023-17 Laws of Florida), known as the Live Local Act, signed by Governor DeSantis on March 29, 2023. There is no fiscal impact.</p>	MARSH

APPROVED	<p><u>Tab 31. PUBLIC HEARING:</u> Recommend approval and adoption of Ordinance 2023-60 amending Sections 3.01.02.A, and 9.10.02, Lake County Code, Appendix E, Land Development Regulations, to repeal the roof pitch requirements for both single family homes and commercial development. There is no fiscal impact.</p>	MARSH
TABLED	<p><u>Tab 32. PUBLIC HEARING:</u> Recommend approval and adoption of an ordinance amending Article II, Chapter 16, Lake County Code, entitled Parks, Recreation and Trails Advisory Board, regarding membership. There is no fiscal impact.</p> <p>The Board tabled this item until Commissioner Smith would be present.</p>	MARSH
NOT APPROVED OR DENIED	<p><u>Tab 33.</u> Recommend approval of the City of Eustis’s request to install a speed detection system for Automatic Traffic Enforcement Safety Device (ATESD) cameras at a designated school zone on East Orange Ave in the City of Eustis. There is no fiscal impact. Commission District 3.</p> <p>The Board made a motion to deny this item which failed by a vote of 2-2; therefore, this item was not approved or denied, and there would be no reconsideration of it unless a Commissioner wanted to bring it back.</p>	BARKER
APPROVED	<p><u>Tab 34.</u> 1. Recommend approval and execution of a Second Amendment to the Interlocal Agreement between Citrus County, Hernando County, Lake County, Marion County, Seminole County, and Sumter County for Cost Share of Medical Examiner Services and Related Matters, to extend the agreement for one year; and 2. Discussion and Direction on the future of the Medical Examiner's Office</p> <p>The fiscal impact is \$1,085,388 (expenditure) and is included in the Fiscal Year 2024 Budget.</p>	BLAKE
APPOINTMENTS/ APPROVED	<p><u>Tab 35.</u> Request approval to appoint the following members to the Library Advisory Board to fulfill an unexpired term ending February 28, 2025: 1. District 3: Jennifer Caldwell; and 2. District 5: Dencov Bryant, with associated conflict waiver.</p>	BLAKE
FOR YOUR INFORMATION	<p>Ms. Barker commented that Commissioner Smith had intended to bring up a request by the Lake County Supervisor of Elections, and that he had asked her to do this since he was not in attendance. She relayed that Commissioner Smith had met with Senator Alan Hays, Lake County Supervisor of Elections, in the previous week about a new option for a facility at the Lane Park Road property that the County currently owned. She said that Senator Hays found that steel buildings were less expensive</p>	BARKER

than brick and mortar construction, and that they would still have the expense of the site work, utilities and impact fees; however, Senator Hays had received a quote of about \$300,000 for each building. She elaborated that Senator Hays was proposing two buildings of 20,000 square feet each for a total of 40,000 square feet on the property. She added that Senator Hays had taken this quote to the construction manager that the County currently had under contract, noting that the County was currently negotiating with them to terminate the contract because they were originally contracted to do the renovations at the Sears facility which the Board was not moving forward with. She relayed that Senator Hays had worked with them to do a cost estimate for these two buildings on the Lane Park Road Property, and that Charles Perry Partners, Inc. (CPPI) came back with an estimate of around \$11.7 million, which was considerably cheaper than the \$24 million for the construction of the 50,000 square foot building that the County was originally contemplating. She said that Commissioner Smith had thought that because the price was much lower than the \$24 million, it was worth coming back to the Board and having the discussion again if they wanted to move in this direction. She stated that she had provided information to the Board, and that she was unsure if all of the costs were included in their estimate for items such as impact fees, utilities, and a turn lane on State Road (SR) 19, Lane Park Road, or both. She relayed that if these items were not included in the quote, then staff estimated that it would be several million dollars more than the \$11.7 million for everything needed for access to the facility. She recalled that the Board had directed staff to purchase the building that the Supervisor of Elections was currently in on United States (U.S.) Highway 441, and that if the Board chose to move forward with the new facility utilizing the steel buildings, she would need direction to halt the purchase of the current building. She commented that she had signed a purchase agreement and that the owner was reviewing it, noting that it was contingent upon final Board approval. She added that staff was getting ready to start the due diligence, and that they were holding off on this since this new option came up. She then related that staff was working on terminating the lease for the Sears building, which was based on Board direction. She said that staff had received information on September 22, 2023 from the Sears building landlord, and that the County had offered about one year's worth of lease payments for about \$500,000, plus around \$750,000 to get the space back in a leasable condition because the County had done some demolition and all of the asbestos remediation there. She remarked that drop ceilings would have to be added, along with walls and some flooring. She mentioned that the landlord for the Sears facility had declined this, and that the landlord was asking to be able to terminate the lease early before the five year term; additionally, they had asked the County to pay \$1.3 million for renovating the space back into a leasable condition, plus the \$500,000, bringing the County's total to \$1.8 million to terminate the lease early. She commented that the total cost of

	the lease over five years was \$2.6 million, opining that it was not much of a savings to terminate early. She related that if the Board chose not to terminate the lease, then she would find a use for the property. She asked if the Board wanted to move forward with the steel buildings as proposed by Senator Hays, if they wanted to move forward with the purchase of the building that Senator Hays was currently in, and if they wanted to move forward with the termination of the Sears building lease.	
FOR YOUR INFORMATION	Commr. Parks relayed that on the following day he would be speaking at the Wildlife Corridor Summit in the City of Orlando. He added that Ms. Mary Ellen Stern, Director for Economic Growth, Dr. Richard Levey, with Levey Consulting, and Mr. Timothee Sallin, with Cherry Lake Tree Farm, would also be speaking.	PARKS
FOR YOUR INFORMATION	Commr. Blake recalled that the Board had previously expressed interest in an MSTU for the Lake County Sheriff, and that they had given it to the Lake County Sheriff's Office (LCSO) to see if the Sheriff wanted to do this. He thought that the request from the Lake 100 was to have a study done, noting that it worked for many counties in the state. He opined that it would be a great idea to authorize Lake County's own study to see if it was feasible there.	BLAKE
FOR YOUR INFORMATION	Commr. Shields mentioned that he attended a regional affordable housing event.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields said that he and Commissioner Parks had attended a regional planning conference event.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields stated that Lake-Sumter State College (LSSC) had kicked off their Four Corners office and had a ribbon cutting which was well attended.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields remarked that he had Florida Association of Counties (FAC) policy business.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields commented that he had visited the City of Orlando for the Orlando Economic Partnership (OEP) board meeting, which went well.	SHIELDS
FOR YOUR INFORMATION	Commr. Shields relayed that the Lake Economic Area Development (LEAD) annual dinner was well attended.	SHIELDS
APPROVED	Tab 36. Recommend approval: 1. Of the final millage rates for the Lake County General Countywide Levy of 5.0364 mills (Resolution 2023-119), the Lake County Voter Approved Debt Levy of 0.0918 mills (Resolution 2023-123), the Lake County	BARKER

	<p>Municipal Services Taxing Unit (MSTU) for Ambulance and Emergency Services Levy of 0.4629 mills (Resolution 2023-120), the Lake County MSTU for Stormwater, Parks and Roads Levy of 0.4957 mills (Resolution 2023-121), the Lake County Fire Rescue MSTU Levy of 0.5138 mills (Resolution 2023-122) and the Lake County Wellness Way MSTU Levy of 0.0000 mills (Resolution 2023-127); and</p> <ol style="list-style-type: none">2. The Fiscal Year 2024 Final Budget totaling \$837,089,480; and3. Final budget Resolution 2023-124.	
APPROVED	<p>Tab 37. Recommend approval:</p> <ol style="list-style-type: none">1. Of the final millage rate of 0.2940 mills for the Lake County Water Authority (Resolution 2023-125) and2. The Fiscal Year 2024 Lake County Water Authority Final Budget totaling \$36,248,573; and3. Final budget Resolution 2023-126.	BARKER