

BOARD ACTION
May 7, 2024

PROCLAMATION /APPROVED	Tab 1. Recommend approval and presentation of proclamations to the Montverde Academy's Girls (Proclamation 2024-59) and Boys (Proclamation 2024-58) Basketball Champions, per Commissioner Parks, District 2.	PARKS
APPROVED	Tab 2. Request for approval of the minutes of the BCC Meetings of February 27, 2024 (Regular Meeting) and March 12, 2024 (Regular Meeting).	COONEY
	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Mr. John Labriola, representing the Christian Family Coalition, said that the Lake County Republican Executive Committee (REC) recently passed a resolution which urged the Board of County Commissioners (BCC) to condemn Amendment 4, opining that it was a deceptive and extreme amendment which would open the State and this county up to unlimited abortion on demand to the ninth month. He opined that the amendment was intentionally deceptive and was designed to make voters believe that it allowed regulation of abortion after viability, but that it included a broad loophole which would allow abortion to the moment of birth if the healthcare provider claimed that it was necessary to protect the patient's health. He opined that this had been interpreted by courts to include any reason, and he expressed concerns for this amendment making the State of Florida a destination for abortion. He asked the Board to place this item on their next agenda to condemn Amendment 4.</p> <p>Mr. David Quiros, a resident of Lake County, agreed about saying no to Amendment 4. He then indicated that he was on a community well that included 14 homes. He relayed that he had been to numerous agencies and that the Lake County Health Department had become unresponsive. He added that the Florida Governmental Utility Authority (FGUA) had not reached out to install a service line from his property, and he opined that the person who owned the community well was not a registered business with the State of Florida, that they had been collecting money for this, that they were not regulated, and that they decided to raise rates unfairly and unjustly. He related that through his conversations with the Lake County Health Department, he found out that testing had not increased, that none of the rates had increased, and that the consumption rate had not increased. He added that the individual refused to give any of the residents contracts that were supposed to be abided under State law. He commented that the Florida Department of Environmental Protection (FDEP) had said that since there were under 15 wells, it fell under the jurisdiction of the Health Department; however, the Health Department would not get involved with the legal aspects of this. He asked the BCC to step in and do something, noting that</p>	

the Town of Astatula was trying to run a line but could not. He also expressed concerns for the behavior of the individual who owned the community well that served the houses.

Mr. Jeremiah Letourneau, a resident of Lake County, agreed with the first two speakers about Amendment 4, opining that it was facetiously put on the ballot under the auspices of being a women’s healthcare bill. He mentioned that it said “the viability of the child,” opining that this would be used legally to move further and further on this. He hoped that the Board would include this item in the next BCC meeting.

Ms. Gail Carlins, a resident of Lake County, asked for the Board to adopt the same or a similar resolution that the REC had adopted regarding Amendment 4. She said that they went from a 15 week ban on abortion to a six week ban, opining that this amendment could eliminate this. She urged the Board to include this on their agenda in the following month.

Mr. Mike Trainor, a resident of the City of Tavares, spoke in opposition to the Board’s consideration of the Lake County REC Resolution 2024-04. He hoped that the Board members would vote no on question four; however, he expressed concerns for the language in the resolution. He relayed that the resolution said “encourages all Florida voters to vote no on question four,” and opined that it asked the Board to tell people how to cast their vote and that this was not consistent with the Constitution, freedom or liberty. He expressed concerns for a governing body instructing people on how to cast their vote, and he encouraged the Board to vote it down.

Mr. Ray Powers, with the Lake County Historical Society, thanked the Board for helping his organization with the Liberty Tree program. He added that it was a yearlong process working with the Lake County School Board members and lining everything up, and that the events at Umatilla High School and East Ridge High School were great. He remarked that other people wanted to have Liberty Tree ceremonies since those events had occurred, and that Mayor Michael Holland, with the City of Eustis, wanted to have one at the museum in the City of Eustis; additionally, private schools were also wanting to do this. He opined that this program was a great legacy for the county and patriotism, and he thanked staff.

Ms. Marcia Marron, Executive Director for Life’s Choices Women’s Clinic, said that her organization was the only pro-abundant life medical clinic in Lake County with offices in the Cities of Eustis and Clermont. She disagreed with the Supreme Court that a voter in the State of Florida could figure this item out, and she opined that citizens in the State of Florida had already voted for a six-week abortion ban; however, she opined that this item came from the outside into the State of Florida. She said that she would like for the

Board to adopt the resolution and to take a stand on Amendment 4 so that people were educated and understood what “viability” and “healthcare provider” were, opining that it was unclear in this amendment. She expressed concerns for not being able to go back once the Constitution was changed.

Mr. Ed Prosienski, a resident of Lake County, expressed support for the resolution to speak against Amendment 4, opining that it was a wide ranging amendment. He opined that the term “healthcare” could mean nearly anything, that the term “healthcare provider” was also broad, and that it left open the possibility of danger to women getting abortions. He expressed concerns for the life of the children, and for women who had the abortions experiencing a life changing event. He encouraged the Board and Lake County voters to stand against this amendment, opining that once it was in the Constitution, it would be there for a long time and dictate the future of the state.

Ms. Cindy Newton, a resident of Commission District 4, opined that development was changing surface water drainage in Lake County and was appearing to alter the subsurface drainage system. She recalled that Commissioner Campione had mentioned an idea to possibly receive some grants to help study this, and she hoped that this could move forward. She opined that looking at each property individually was not working, and that requiring this holistic study of their hydrologic system, especially in the Wekiva Study Area, was vital to continue their recharge and stop what was occurring to the system. She also opined that there needed to be a plan to protect the aquifer if an accident occurred in the vicinity of the Wolf Branch Sink. She also relayed that the City of Mount Dora had proposed a resolution to help protect the Wolf Branch Sink, noting that one of their requests was for Lake County to adopt a similar resolution; additionally, the City was going to be moving ahead with Land Development Regulations (LDR) and Comprehensive Plan (Comp Plan) changes, noting that the City was also requesting this from the County.

Mr. Richard Carlins, a resident of Lake County, read the REC resolution into the record, noting that they were also urging the BCC to adopt a similarly worded resolution in condemning this. He opined that if anyone did not have the right to terminate a life, then it was murder from that point in time and it needed to stop.

Ms. Connie Hurlburt, a resident of Lake County, asked the Board to support the REC resolution regarding Amendment 4. She opined that they were already on a downward population trajectory for a number of reasons, and that they did not need to be performing abortions at term for vaguely worded amendments that she opined that were designed to deceive people into voting for them. She asked the Board to oppose this.

	<p>Mr. Vance Jochim, a resident of Lake County, expressed support for the Board possibly having dialogue and coming to a consensus regarding whether they would follow up on residents’ recommendations. He opined that the Board should always hold meetings at 10:00 a.m., and that minutes should be produced before the next meeting. He commented that he had not heard anything about Lake County using artificial intelligence (AI), and that there was a national portal which captured the videos of County, State and City meetings and created a full transcript in one day. He opined that there could be a presentation by staff and the Clerk of the Circuit Court and Comptroller about how they were adopting AI, and that it was so effective that the County needed to consider it.</p> <p>Mr. Jon Suarez, a resident of Lake County, indicated his understanding that the County approved funds to address private roads in Astor, and he expressed concerns for living on a non-maintained county road, noting that when they called for help, it was relayed that it did not meet county standards and that residents could not be helped. He commented that his road had large gullies that they could not receive help with, and that residents had contributed thousands of dollars for fixing the roads; however, they tried to call the County when they had a significant issue to see if the County could help, opining that the County did not do this because it did not meet their minimum standards. He opined that Lisa Street in Astor was part of Powell Subdivision plat from 1981, and said that the dedication stated that “all roads and easements are to remain private and sole-exclusive property of present and future lot owners, and said lots shown on this plat. Streets should be maintained by property owners and not the responsibility, nor will they become the responsibility of Lake County.” He said that he expected help the next time he contacted the County.</p>	
<p>APPROVED</p>	<p>Tab 3. 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 Comprehensive Plan Amendment Ordinance 2023-29 from the City of Minneola. 3. Notice is hereby provided of having received from North Lake County Water & Sewer Company, LLC a Notice of Application for Original Certificate of Authorization and Initial Rates and Charges for Water and Wastewater Service pursuant to Section 367.045, Florida Statutes, and Section 25-30.030, Florida Administrative 	<p>COONEY</p>

	<p>Code, regarding Sections 15 and 22 in Township 20 South, Range 25 East, in Lake County, which borders Lake Harris.</p> <p>4. Notice is hereby provided of having received the City of Leesburg’s Annual Comprehensive Financial Report for the year ending September 30, 2023.</p>	
APPROVED	<p>Tab 5. Request from Management and Budget to recommend approval of reimbursement to the Lake County Sheriff’s Office from the State Law Enforcement Trust Fund for Fiscal Year 2023 through Period 12 for allowable trust fund expenditures authorized under the Florida Contraband Forfeiture Act. The fiscal impact is \$483,653.49 (expenditure) and is within the Fiscal Year 2024 Budget.</p>	BARKER
APPROVED	<p>Tab 6. Request from Housing and Community Services to recommend approval of Sub-Recipient Agreement with the Mid Florida Homeless Coalition, Inc., for Disbursement of American Rescue Plan Act (ARPA) Funds in the amount of \$770,000 for housing stability services, rent, and utilities for qualified applicants.</p> <p>The fiscal impact is \$770,000 (expenditure - 100 percent ARPA funded).</p>	CHRISTIAN
APPROVED	<p>Tab 7. Request from Solid Waste to recommend approval of Resolution 2024-60 that publicly announces the closure of Landfill Cell - Central Phase III. This resolution is required in the cell closure process. There is no fiscal impact.</p>	CHRISTIAN
APPROVED	<p>Tab 8. Request from Public Works to recommend approval:</p> <ol style="list-style-type: none"> To increase annual fiscal impacts associated with Contracts 22-537 (A-C), for countywide road resurfacing and related services to C.W. Roberts Contracting, Inc. (Wildwood, FL); Middlesex Paving, LLC (Orlando, FL); and Ranger Construction Industries, Inc. (Winter Garden, FL); and To authorize the Office of Procurement Services to execute all supporting documentation. <p>The estimated fiscal impact is \$2,650,557 (expenditure) and is within, and will not exceed, the Fiscal Year 2024 Budget. The estimated fiscal impact for subsequent fiscal years of this contract is unknown at this time. However, these expenditures shall remain within the Public Works Departments approved budget and not exceed \$7,000,000 annually.</p>	SCHNEIDER
APPROVED	<p>Tab 9. Request from Parks and Trails to recommend approval:</p> <ol style="list-style-type: none"> Of a State Funded Grant Agreement with the Florida Department of Transportation for the approved Fiscal Year 2023 Legislative Appropriation Project #453217-1-54-01 of \$500,000 for the replacement of the South Lake 	BONILLA

	<p>Trail boardwalk and multi-use trail improvements; and 2. Of supporting Resolution 2024-61 authorizing the Chairman to execute the State Funded Grant Agreement; and 3. Of Unanticipated Revenue Resolution 2024-62 to accept and appropriate the \$500,000 legislative appropriation and to amend the Fiscal Year 2023-2024 Budget to reflect the unanticipated revenue.</p> <p>The fiscal impact is \$1,305,739 - \$500,000 (revenue/expenditure - 100 percent grant funded) and \$805,739 (expenditure). Commission District 2.</p>	
APPROVED	<p>Tab 10. Request from Parks and Trails to recommend approval: 1. Of a funding agreement with the Florida Department of Transportation for the approved Fiscal Year 2023 Legislative Appropriation Project #453213-1-54-01 of \$400,000 for Neighborhood Lakes Scenic Trail and Trailhead improvements; and 2. Of supporting Resolution 2024-63 authorizing the Chairman to execute the State Funded Grant Agreement; and 3. Of Unanticipated Revenue Resolution 2024-64 to accept and appropriate the \$400,000 legislative appropriation and to amend the Fiscal Year 2023-2024 Budget to reflect the unanticipated revenue; and 4. Of a budget transfer in the amount of \$100,000 reallocating funding from Neighborhood Lakes Reserve to Neighborhood Lakes Scenic Trail & Trailhead.</p> <p>The fiscal impact is \$500,000 - \$400,000-(revenue/expenditure - 100 percent grant funded) and \$100,000 (expenditure). Commission District 4.</p>	BONILLA
APPROVED	<p>Tab 12. Request from Lake County Water Authority to recommend approval of a license agreement with St. Johns River Water Management District (SJRWMD) for the installation of one telemetry box and associated equipment at John's Lake Boat Ramp for real-time hydrogeologic data collection and to monitor the water quality and water levels. There is no fiscal impact. Commission District 2.</p>	BONILLA
ITEM 2 APPROVED	<p>Tab 4. Request from County Manager to recommend approval of the following items related to the Lake County Welcome Center (Parcel ID 20-21-25-1200-000-00200/Alternate Key 3612132):</p> <ol style="list-style-type: none"> 1. To accept the highest bidder for ITB 24-940 at \$700,100 (Williams Realty and Investment, Inc.); and 2. Authorization to provide notice of termination of the Real Estate Purchase and Sales Agreement with Debra Hodge for \$700,000; and 3. Of a resolution to Release Petroleum and Mineral Rights upon transfer of the property; and 4. Of an Estoppel Letter regarding the Declaration of Restrictive Covenants 	BARKER

	<p>for the Lake County Central Park; and</p> <p>5. For the Chairman to execute any necessary closing documents, including the Purchase Agreement with Williams Realty and Investment, Inc.</p> <p>The estimated fiscal impact is \$700,100 (revenue) less any broker fees and closing costs to transfer the property. Commission District 1.</p> <p>The Board approved to reject all bids and start the process again, and to bring back a request for proposal (RFP) that was consistent with the Board’s discussion; additionally, the Board also approved terminating the existing purchase agreement (Item 2).</p>	
APPROVED	<p>Tab 11. Request from Parks and Trails to recommend approval for the Chairman to execute a Letter of Interest to the Florida Department of Transportation requesting a Public Purpose Transfer to Lake County of Wekiva Section 6 Excess parcels 7426, 7428, and 7429 off Bronson Road and approval to proceed with needed due diligence. The estimated fiscal impact is \$25,000 for the County's due diligence. Commission District 4.</p>	BONILLA
APPROVED	<p>ADDENDUM CONSENT Tab 16. Request from County Attorney to recommend approval to ratify the First Amendment to the Real Estate Purchase and Sales Agreement for Lake County Industrial Park Property. There is no fiscal impact at this time. Commission District 1.</p>	MARSH
APPROVED	<p>Tab 13. PUBLIC HEARING: Recommend approval and adoption of Ordinance 2024-11 repealing Article X, Section 3-68 through Section 3-77, Lake County Code, entitled Electronic Game Room Facilities. The estimated fiscal impact is (\$55,000) which reflects the reduction in licensing fee revenue.</p> <p>The Board approved Ordinance 2024-11 and a prorated refund for any fees which had been paid in the past cycle.</p>	MARSH
	<p>Tab 14. REZONING AGENDA</p>	
	<p>CONSENT AGENDA REZONING CASES:</p>	
APPROVED	<p>Tab 1. Ordinance No. 2024-12 Rezoning Case # PZ2023-284 Old Animal Shelter – (FLU) Amend the Future Land Use Map (FLUM) to change the Future Land Use Category (FLUC) on approximately 3.70 +/- acres from Public Service Facilities and Infrastructure FLUC to Urban Medium Density FLUC to allow a Lake County initiated affordable housing project to be constructed on the</p>	STERN

	subject property.	
APPROVED	<p>Tab 2. Ordinance No. 2024-13 Rezoning Case # PZ2023-284 Old Animal Shelter – (RZ) Rezone approximately 3.70 +/- acres from Planned Industrial District (MP) and Community Facility District (CFD) to Urban Residential District (R-6) and amend Ordinance 2007-72 (Attachment “D”) to remove 3.70 +/- acres from the Lake County South Tavares Complex.</p>	STERN
	<u>REGULAR AGENDA REZONING CASES:</u>	
APPROVED	<p>Tab 3. Rezoning Case # PZ2023-130 Sorrento Pines Expansion PUD (FLU) (Transmittal) Amend the Future Land Use Map (FLUM) to change the Future Land Use Category (FLUC) on approximately 198.68+/- acres from Public Service Facilities & Infrastructure FLUC to Planned Unit Development (PUD) FLUC and amend associated Comprehensive Plan Policies to revise the development program for the Sorrento Pines Planned Unit Development to allow for an additional 328 dwelling units.</p>	STERN
APPROVED	<p>Tab 15. Discussion and direction on support for U.S. Senate Bill 3891 to Reauthorize the U.S. Department of Commerce Economic Development Administration; and recommend approval and authorization for the Chairman to execute a letter of support. There is no fiscal impact.</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Shields thanked Orange County and staff for attending a constituent meeting in Four Corners, noting that everyone wanted to open the Sawgrass Bay Boulevard connection to Flemings Road in Orange County. He hoped that this would be done sooner than later.</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Shields relayed that there was a Lake-Sumter Metropolitan Planning Organization (MPO) meeting and that they had the draft list of priority projects (LOPP).</p>	SHIELDS
FOR YOUR INFORMATION	<p>Commr. Parks thanked everyone for supporting the Liberty Tree, and opined that Commissioner Smith did a great job at Umatilla High School.</p>	PARKS
FOR YOUR INFORMATION	<p>Commr. Parks related that there was a Law Enforcement Walk on the previous Saturday in the City of Tavares and that it was well done.</p>	PARKS
FOR YOUR INFORMATION	<p>Commr. Parks thanked Commissioner Smith for representing the Board at the Law Enforcement Memorial on the current day, and opined that the Lake</p>	PARKS

	County Sheriff did a great job as well.	
FOR YOUR INFORMATION	<p>Commr. Parks displayed a map of the Ferndale Rural Protection Area (RPA) which was in the Comp Plan, and commented that there were some issues where cities were getting close and land was sold off, noting that they could possibly annex into the City. He mentioned that the Mayor of Minneola had been talking to some developers who were interested in large tracts of land within the RPA who possibly believed that it may be time to start developing. He relayed that there was an interlocal service boundary agreement (ISBA), opining that this ISBA was simple and worked in the sense that it said not to annex into the area, and that if and when it ever happened, it indicated who would provide the water utilities. He elaborated that it had been agreed to by the Cities of Minneola and Clermont, as well as Bella Collina, the Town of Montverde and Lake County. He mentioned that Ms. Jennifer Barker, County Manager, and Ms. Melanie Marsh, County Attorney, were reviewing this potential issue and that there was debate regarding whether to extend the ISBA timeframe to continue to protect that RPA. He explained that there were no existing planned unit development (PUD) entitlements and that there was not a property rights issue. He opined that the land use category had been clearly defined, and that people were passionate about wanting to keep it that way; additionally, the average lot size was almost seven acres in that area. He added that a family who owned the property toward the south end would be reaching out to the County to indicate that there was no intention of developing subdivisions on their property and to continue support of this RPA. He asked the Board to direct questions to Ms. Barker and Ms. Marsh.</p>	PARKS
FOR YOUR INFORMATION	<p>Commr. Campione reported that there was a community meeting in the previous week at Sorrento Elementary School and that staff was in attendance to discuss the East Lake Sports and Community Complex expansion. She added that they discussed the Mt. Plymouth-Sorrento area and that there were many activities occurring at the park. She wondered if the County could potentially send postcards or letters to reach out to the RedTail community because they would be most impacted once the County began tree removal on the park expansion. She expressed support for letting people know in advance what was going to occur, and for anything the County could do to provide more information.</p>	CAMPIONE
FOR YOUR INFORMATION	<p>Commr. Campione commented that after the Board received the request from the Lake County REC, she started doing more research on Amendment 4. She did not know if people understood what “viability” meant, opining that as a general rule it was the 24 or 25 week time period as one was going from their second trimester into their third trimester. She expressed concerns for this, and opined that it was confusing to people and that they may think that it was going to be consistent with what the State had in the past; however, it was not. She said that she was personally against Amendment 4 and that she</p>	CAMPIONE

	<p>planned to speak about this as much as she could. She commented that she was an advocate and had always believed that this was an issue that should be left up to the states, and added that she had never been a supporter of Constitutional amendments. She opined that most of the issues put forward as Constitutional amendments were actually legislative matters which should be addressed by their legislators, and she said that the REC and any other groups could provide information to help people understand what this item was about. She added that there was language that said that a health provider could make a decision that one could have an abortion up until the day of birth or before birth, and she expressed concerns for late-term abortion being an amendment that was going to the voters. She did not think that people understood that the terminology “healthcare provider,” opining that this could be about anyone, and she opined that in a dangerous situation one would typically have a Cesarean section (C-section) rather than an abortion. She also indicated concerns for the polling numbers which suggested that it could be a close decision, opining that this was because people did not understand it. She relayed that it was indicated to her that people looked to their County Commissioners to help provide guidance because they felt that the BCC was more immersed in this type of item, and she opined that hearing from the BCC could matter. She said that she was open to a resolution if a majority of the BCC was willing to go this route, and that she might suggest rewording it somewhat. She reiterated that she would be individually outspoken against Amendment 4, opining that it was bad for the State of Florida. She concluded that she would be open if the Board wanted to adopt a resolution at least stating that they wanted people to be aware of what Amendment 4 really said, to do their research, and for the Board to express their opposition.</p>	
<p>FOR YOUR INFORMATION</p>	<p>Commr. Smith related that the Law Enforcement Memorial was well done, and he thanked all the Lake County Sheriff’s Office (LCSO) Deputies and the City Chiefs of Police and officers who attended, as well as the BCC.</p>	<p>SMITH</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Smith recalled that Mr. Powers had mentioned an event at A.W. Peterson Gun Shop for Memorial Day regarding the raising and lowering of the American Flag; furthermore, he explained how to handle the American Flag on Memorial Day.</p>	<p>SMITH</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Smith said that the Board did not know what was wanted to be done for the developments in the Ferndale RPA, and that he appreciated Commissioner Parks bringing it forward.</p>	<p>SMITH</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Smith relayed that it was National Roast Leg of Lamb Day.</p>	<p>SMITH</p>