

BOARD ACTION
November 21, 2017

	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Ms. Janet Connelly, President of the Leesburg Alumnae Chapter of Delta Sigma Theta Sorority, Inc., thanked the Board for the opportunity to speak and to introduce themselves and talk about their role in the community. She explained that they are a non-profit, private organization that is committed to service, leadership and empowerment and whose purpose is to provide assistance and support through established programs in communities throughout the world. She stated that their attendance at the meeting was to observe and understand the role of the County Commission and its contribution to Lake County Government and the community. She commented that the Chapter appreciated the work of the Board and asked that the Board contact them with any questions.</p> <p>Mr. Garrett Paquette, a resident of Minneola and the owner of a local towing company, expressed his concern about a proposed ordinance in the consent agenda entitled “Maximum Rates for Towing Services and Storage” under Tab 2. He explained that he had been in business for 30 years and he was concerned about the non-consent towing rates. He stated that the ordinance should contain a rate that is definitive for non-consent tows. He asked that the Board gather more information from local towing companies before finalizing the ordinance.</p> <p>Mr. Vance Jochim, a writer of a blog on local governmental issues, commended the Board and staff for their diligent work. He submitted a book on management techniques to the County Manager.</p>	
APPROVED	<p><u>Tab 1.</u> Approval of the Clerk of Courts Consent Agenda (Items 1-4)</p> <ol style="list-style-type: none"> 1. Request to acknowledge receipt of the list of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office. 2. Request to acknowledge receipt of the Lake County Water Authority Board of Trustees 2018 meeting schedule. 3. Request to acknowledge receipt of an official notice from the City of Leesburg, City Commission, that a public meeting will take place on Monday, November 27, 2017, at 5:30 p.m. in the Commission Chambers at City Hall to consider the removal of a parcel from the U.S. Highway 441/27 Community Redevelopment Agency District. This notice is pursuant to Chapter 163 Section 346, Florida Statutes, entitled Notice to Taxing Authority. 	KELLY

	4. Request to acknowledge receipt of property placed on the Lands Available for Taxes List. Lake County has until February 3, 2018 to purchase property from Lands Available List before it is available to the public.	
PULLED	Tab 2. Request from County Attorney for approval to advertise an ordinance amending Section 15-6, Lake County Code, entitled "Parking prohibited in specific places;" moving the restriction on parking in spaces reserved for physically disabled individuals from Section 15-7 to Section 15-6; amending and re-titling Section 15-7 to be entitled "Maximum Rates for Towing Services and Storage" establishing maximum rates; and amending Section 15-8 entitled "Removing and Impounding Illegally Parked Vehicles" to address maximum rates for innocent owners. There is no fiscal impact.	MARSH
APPROVED	Tab 3. Request from Management and Budget for approval of: 1. Year-end budget transfers for Fiscal Year 2017 in accordance with County Policy LCC-36, and Administrative Procedure pursuant to Chapter 129.06 (2)(A), Florida Statutes. There is no fiscal impact. 2. Two Unanticipated Revenue Resolutions, Resolution 2017-146 amending the County Transportation Trust Fund and Resolution 2017-145 the Federal/State Grants Fund to receive unanticipated revenue in Fiscal Year 2017. The fiscal impact is \$67,916.00 (revenue & expenditure).	BARKER
APPROVED	Tab 4. Request from Planning and Zoning for approval to reimburse impact fees for Lane Park Ridge, in accordance with Lake County Code Section 22-13, Refund of Impact Fees Paid (c), that were paid to the City of Tavares for lots which had available prepayment credits for transportation and schools, and approval for the County Manager to execute all implementing documentation. The fiscal impact is \$68,948.00 (expenditure). Commission District 3	MOLEND A
APPROVED	Tab 5. Request from Public Safety for approval to apply for and accept funds of \$41,822.00 for the Fiscal Year 2018 Florida Department of Health and Emergency Medical Services Grant, and approval for the Chairman to execute the grant application and supporting Resolution 2017-147 . This grant award has no required matching funds.	MOLEND A
APPROVED	Tab 6. Request from Public Safety for approval to assign contract 14-0601 awarded to Pierce Manufacturing Inc. on October 22, 2013, to Ten-8 Fire Equipment, Inc., the exclusive dealer in Florida for Pierce, approval of the attached Assignment Agreement, and authorization for the Office of Procurement Services to execute the balance of the implementing documentation. There is no fiscal impact.	MOLEND A

APPROVED	Tab 7. Request from Public Safety for approval to purchase one 2018 Pierce/Freightliner Commercial Pumper from Ten-8 Fire Equipment, Inc., and authorization for the Office of Procurement Services to execute all implementing documentation and related budget transfer(s). The fiscal impact is \$333,147.00 (expenditure).	MOLEND
PULLED	Tab 8. Request from Public Safety for approval to apply for the 2017 E911 State Grant Program to request the Text-to-911 System Upgrade, with any funding requests relating to awarded grant funds brought back to the Board for consideration. Grant requires no match funding. There is no fiscal impact.	MOLEND
APPROVED	Tab 9. Request from Public Works for approval to accept the list of public right of way and easement deeds that have been secured in conjunction with development and roadway or stormwater projects. The fiscal impact is \$1,303.80 (expenditure) for recording fees. Commission Districts 1, 2, 3, 5	SWENSON
APPROVED	Tab 10. Request from Public Works for approval of Resolution 2017-148 to advertise a Public Hearing to vacate a portion of a drainage easement in the plat of Montclair – Phase 1, adjacent to a lot along a canal to Lake Minnehaha, near Clermont. The fiscal impact is \$2,295.00 (revenue - vacation application fee). Commission District 1	SWENSON
APPROVED	Tab 11. Request from Public Works for approval of Resolution 2017-149 to advertise a Public Hearing to vacate platted rights of way in the Groveland Farms plat, near Groveland. There is no fiscal impact. Commission District 1	SWENSON
APPROVED	Tab 12. Request from Public Works for approval to award contract 17-0007 to The Appraisal Group of Central Florida (Altamonte Springs) to provide on-call appraisal consultant services. The estimated fiscal impact is unknown at this time. Previous annual impact was \$63,737.50.	SWENSON
APPROVED	Tab 13. Request from Public Works for approval of: 1. An amended agreement with the Florida Department of Transportation (FDOT) for an extension of time to construct Phase 3 of the CR 466A 4-lane project, from Poinsettia Avenue to Century Avenue, in the City of Fruitland Park. 2. A Resolution 2017-150 authorizing the Chairman to execute and deliver to FDOT an amendment to the agreement for funding of the CR 466A, Phase 3 project. There is no fiscal impact from this action. Commission District 5	SWENSON

APPROVED	<p>Tab 14. Request from Public Works for approval:</p> <ol style="list-style-type: none"> 1. To execute Change Order #2 for \$134,131.16 to Goodwin Bros. Construction, Inc. for the Johns Lake Road Widening and Resurfacing Project No. 2017-04. 2. Of an Unanticipated Revenue Resolution 2017-151 amending the County Transportation Trust Fund to receive unanticipated revenue for Fiscal Year 2018 from the City of Clermont for \$23,559.00. <p>The total fiscal impact is \$134,131.16, with \$23,558.44 from the City of Clermont, and \$110,572.72 from the County's Transportation Impact Fees - South District. Commission District 2</p>	SWENSON
APPROVED	<p>Tab 15. Request from Public Works for approval to:</p> <ol style="list-style-type: none"> 1. Accept the final plat for Sawgrass Bay Phase 3A, and all areas dedicated to the public as shown on the Sawgrass Bay Phase 3A final plat; and 2. Execute a Developer's Agreement for Construction of Improvements between Lake County and Royal Oak Homes, LLC; and 3. Accept a performance bond of \$518,383.37. The fiscal impact is \$1,551.00 (revenue - final plat application fee). Commission District 1 	SWENSON
APPROVED	<p>Tab 16. Request from Community Services for approval of the Authorizing Resolution 2017-152 for issuance by the Orange County Housing Finance Authority of Homeowner Mortgage Revenue Bonds, Homeowner Subordinate Mortgage Revenue Bonds, and/or Homeowner Revenue Bonds. There is no fiscal impact.</p>	VEACH
APPROVED	<p>Tab 17. Request from Community Services for approval of the funding request for the Lake County School Board's Choice, Charter and Community Education's Driver Education Program - Behind the Wheel Training for Fiscal Year 2018. The fiscal impact is \$139,556.00 (expenditure) and is fully funded by the Traffic Education Trust Fund.</p>	VEACH
APPROVED	<p>Tab 18. Request from Community Services for approval of the Fiscal Year 2018 Housing and Urban Development Shelter Plus Care grant (Continuum of Care) to assist homeless families. The fiscal impact is \$97,857.00 (revenue/expenditure).</p>	VEACH
APPROVED	<p>Tab 19. Request from Community Services for approval of the agreement with LifeStream Behavioral Center, Inc. for provision of Fiscal Year 2018</p>	VEACH

	annual grant funding. The fiscal impact is \$1,073,987.00 (expenditure). Commission District 3.	
APPROVED	Tab 20. Request from Library Services for approval of First Amendment to Interlocal Agreement Between Lake County and the City of Leesburg Relating to Provision of Library Services to allow Baker & Taylor, Inc. access to the Online Computer Library Center records database, through the County's account. There is no fiscal impact. Commission District 3.	VEACH
APPROVED	Tab 28. Discussion and direction regarding, and possible approval of, the Settlement Agreement and Impact Fee Agreement with Cemex Construction Materials, LLC and Lake Louisa, LLC.	MARSH
	<u>Tab 21. REZONING AGENDA</u>	
	<u>CONSENT AGENDA REZONING CASES:</u>	
APPROVED	Tab 1. Resolution No. 2017-153 Rezoning Case # NOPC-17-01-1 Cagan Crossings NOPC, 7 th Amendment Conversion of 88 market units to 270 age-restricted dwelling units.	MOLEND A
POSTPONED	Tab 2. Rezoning Case # RZ-17-17-1 Clermont 99-FL, LLC Amending PUD Ordinance 2007-53 to allow schools as a permitted use on the subject property.	MOLEND A
APPROVED	Tab 3. Ordinance No. 2017-57 Rezoning Case # FLU-17-02-2 Green Swamp Interlachen FLUC Adopting Policy 1-4.2.6 Green Swamp Interlachen Future Land Use Category which contains the development criteria for the proposed Green Swamp Interlachen FLUC; amend Comprehensive Plan Table FLUE – 2 to include the Green Swamp Interlachen FLUC; amend Policy 1-4.2.1 to allow the Green Swamp Interlachen FLUC within the Green Swamp Area of Critical State Concern; and amend the FLU Map to change the Future Land Use Category on 32.91 acres (Alt Key 1663059) from Green Swamp Rural to Green Swamp Interlachen FLUC.	MOLEND A
APPROVED	Tab 4. Ordinance 2017-58 Rezoning Case # FLU-17-01-1 Howey-Groveland Rural Support Intersection (SR 19 & CR 455) Amend the FLUM to establish a Rural Support Intersection at the intersection of SR 19 and CR 455; amend table FLUE-1 to reflect the addition of the Howey-Groveland Rural Support Intersection; and amend Policy I-4.4.7.1 to	MOLEND A

	specifically state that Alt Key #1302625 will be included in its entirety within the Howey-Groveland Rural Support Intersection due to its irregular shape.	
APPROVED	Tab 5. Ordinance 2017-59 Rezoning Case # RZ-17-02-2 Interlachen PUD Rezone approximately 32.91 acres from Rural Residential (R-1) to Planned Unit Development (PUD) to facilitate the development of 35 lot subdivision within the proposed Green Swamp Interlachen FLUC.	MOLEND A
APPROVED	Tab 6. Ordinance No. 2017-60 Rezoning Case # RZ-17-03-1 Vista Vision Property Establish a Planned Commercial (CP) zoning district on 2.5 +/- acres (Alt Key # 1302625) to allow Rural Support Uses.	MOLEND A
	<u>REGULAR AGENDA REZONING CASES:</u>	
APPROVED	Tab 7. Ordinance No. 2017-61 Rezoning Case # MCUP-17-03-2 Cemex Four Corners Sand Mine Approval of Mining Conditional Use Permit for sand mine operation.	MOLEND A
APPROVED	Tab 8. Rezoning Case # MCUP-17-03-2 Cemex Development Agreement	MOLEND A
APPROVED	<u>Tab 22. PUBLIC HEARING:</u> Request approval to vacate three portions of a permanent easement in the Avalon Groves Development adjacent to Sawgrass Bay Boulevard in the Clermont area, approval to execute a Resolution 2017-154 vacating three portions of a permanent easement, and approval of an effective date. There is no fiscal impact. Commission District 1.	MARSH
APPROVED	<u>Tab 23. PUBLIC HEARING:</u> Request adoption of Ordinance 2017-55 amending Lake County Code, Appendix E, Land Development Regulations, Section 6.13.00, entitled "Fertilizer Use." There is no fiscal impact. Approved with the removal of section 6.13.03, which was the increase of the slow release minimum in fertilizers from 50 percent to 65 percent in 2020; amending D.3 to state that fertilizers containing phosphorous shall not be applied to turf unless a soil or tissue deficiency has been verified by an approved test; no Code Enforcement will take place for one year from the ordinance effective date.	MARSH

APPROVED	Tab 24. Request from Economic Prosperity for approval of amendment to the Akers Media Tourism Advertising Services agreement to authorize the Astor Advertising Grant Program, which will assist tourism related businesses in Astor with marketing and advertising efforts during recovery from the flooding caused by Hurricane Irma. The grant program will be 100% Tourist Development Tax funded. The fiscal impact is unknown at this time. Commission District 5	CHANDLER
APPOINTMENT	Tab 25. Appointment of Mr. Sean O. Johnson, representing District 1, to the Parks, Recreation & Trails Advisory Board to complete a two-year term ending May 20, 2019.	BREEDEN
FOR YOUR INFORMATION	Mr. Cole reported that debris cleanup had been taking place for 10 weeks and that the first pass was estimated to be finished by November 30, 2017. He remarked that the second pass would then immediately begin and would take approximately 30 to 60 days to complete. At that time it would be determined whether a third pass would be necessary. He stated that to date the storm related costs totaled \$6 million and it was expected that there would be a 75 percent reimbursement on those costs from FEMA.	COLE
FOR YOUR INFORMATION	Mr. Cole reminded the Board that the Lake County offices would be closed for the Thanksgiving holiday on Thursday, November 23, 2017 and Friday, November 24, 2017.	COLE
FOR YOUR INFORMATION	Commr. Parks reported that he had been on a ride along with the Lake County Sheriff's Office and he noted that they had received a lot of calls for police response. He expressed his support to the Sheriff's office and anyone in law enforcement.	PARKS
FOR YOUR INFORMATION	Commr. Parks stated that he attended a candlelight vigil that took place in south Lake County for a student who took his life during the week. He expressed his condolences to the family. He asked that the Board support the efforts of local organizations who were working closely with the issue of mental health. He commented that speaking positively and politely could make a difference in someone's day.	PARKS
FOR YOUR INFORMATION	Tab 29. Discussion of honoring the Vietnamese-American community in Lake County by adopting a resolution that supports the Heritage and Freedom Flag. This item was initiated by Commissioner Parks and is for discussion only - no action may be taken.	PARKS
FOR YOUR INFORMATION	Commr. Breeden wished the Board and staff a safe and Happy Thanksgiving.	BREEDEN
FOR YOUR INFORMATION	Commr. Breeden reported that she attended a Veteran's Lunch at Beyers Funeral Home located in Leesburg. She noted that Congressman Daniel	

	Webster was also in attendance.	
DENIED	<p>Tab 26. Request from Commissioner Breeden for approval of a resolution supporting legislation making texting while driving a primary offense. There is no fiscal impact.</p> <p>The consensus of the Board was to consult Lake County delegation to get input prior to making a determination.</p>	BREEDEN
FOR YOUR INFORMATION	<p>Tab 27. Request from Commissioner Campione for discussion and consideration of options regarding the County Road 435 and Wekiva Parkway connection. There is no fiscal impact.</p> <p>The consensus of the Board was for staff to prepare traffic calming options for the County Road 435 and Wekiva Parkway connection area.</p>	CAMPIONE
FOR YOUR INFORMATION	Commr. Campione remarked that she had been approached by residents about adding a secondary name to the different sections of State Road 44 to make it less confusing. She suggested having community input on the names.	CAMPIONE
FOR YOUR INFORMATION	Commr. Blake thanked Mr. Tommy Carpenter, Emergency Operations Manager, and Chief John Molenda, Assistant County Manager, for joining him at a meeting in an older section of The Villages. He explained that it is a unique section of the County because there are multiple layers of local government in the area and they experienced some storm related issues due to Hurricane Irma. He stated that Mr. Carpenter and Chief Molenda were able to explain the Emergency Operations Center and the Public Safety processes and that it was helpful for many residents who live there and do not have easy access to news information.	BLAKE
FOR YOUR INFORMATION	Commr. Sullivan thanked staff for their hard work and support of the Renaissance Faire that took place earlier in the month.	SULLIVAN
FOR YOUR INFORMATION	Commr. Sullivan wished everyone a Happy Thanksgiving.	SULLIVAN