

BOARD ACTION  
March 12, 2019

	<p><b><u>EMPLOYEE AWARDS</u></b> <b><u>FIVE YEARS</u></b> Grace Burgos, Financial Analyst Office of Parks and Trails</p> <p><b><u>TEN YEARS</u></b> Robert Weaver, Mechanic I (not present) Office of Fleet Management</p> <p><b><u>FIFTEEN YEARS</u></b> Donald Glessner, Facilities Contract Specialist (not present) Office of Facilities Management</p> <p><b><u>TWENTY YEARS</u></b> Brian Gamble, Fire Lieutenant/ EMT Office of Fire Rescue</p> <p>Jeffrey Hurst, Battalion Fire Chief Office of Fire Rescue</p> <p>Brad Russ, Assistant Program Manager Public Works Department, Aquatic Plant Management</p> <p><b><u>TWENTY-FIVE YEARS</u></b> Sheila Short, Senior Planner Office of Planning and Zoning</p>	KOVACS
APPROVED	<b><u>Tab 1.</u></b> Request for approval of the minutes of the BCC Meeting of January 29, 2019 (Regular Meeting).	COONEY
	<p><b><u>CITIZEN QUESTION AND COMMENT PERIOD</u></b> Ms. Vickie Miller, a Lake County resident who lived on County Road (C.R.) 44A, voiced her concerns regarding the extremely loud noises coming from the MedMen’s medical marijuana facility near her home. She displayed pictures showing how close the facility was to her home, the large, noisy humidifiers on the property, the 10 additional air conditioning units that were being added, as well as noise level readings coming from the property indicating average decibels of 73.4, with peaks of 95.5 occurring at 8:28 p.m. She mentioned that this area was zoned agriculture but she opined the company was operating as a cannabis factory and was an industry that should not be in an agricultural area. She asked for the Board of County Commissioners (BCC) to intervene and help lessen the noise levels.</p>	

	<p>Mr. Ted Miller, also a resident near the MedMen’s medical marijuana facility, referenced the Florida Right to Farm Act, Section 823-14, regarding farm operations and he opined that this facility was utilizing industrial equipment in an agriculture zoned area and was operating as a factory. He felt that the noise levels were unbearable and opined that his property value was decreasing because of this. He implied that other neighbors even farther away than his house were experiencing high noise levels, that they were also concerned, and that the smell of the marijuana was an issue as well. He relayed that he had contacted many State Departments without any assistance and he asked the BCC to help with the noise levels.</p> <p>Ms. Jeanine Shawley, a Lake County resident who lived on C.R. 44A in the City of Eustis, shared that she and her husband lived approximately five-tenths of a mile from the MedMen’s facility and stated that she could hear the noise as well. She showed a map of the area and pointed out the locations of the facility, her home and the Miller’s house. She opined that the noise levels were as loud as a jet engine and were constantly heard twenty-four hours a day. She asked for help from the BCC and encouraged them to consider ways to prevent these types of facilities from being established near residential areas in the county.</p> <p>Mr. Dave Scofield, a resident of Baytree on Dead River Road, mentioned that he was a cyclist who used this road and that he noticed there was glass on the road near the water facility. He asked if this glass could be cleaned up and he also inquired about a possible bike lane being placed on this road for safety reasons.</p>	
APPROVED	<p><b>Tab 2.</b> Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Item 1):</p> <ol style="list-style-type: none"> <li>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.</li> </ol>	COONEY
APPROVED	<p><b>Tab 3.</b> Request from County Attorney for approval for the County Attorney, or designee, to execute the Stipulated Order of Taking and Final Judgment in Court Case No. 2018-CA-2075, Lake County vs. Robert Small, et al., (Parcel Number: CG-27) for the needed right of way on the Citrus Grove Road Project. The fiscal impact is \$9,500.00 (expenditure). Commission District 2.</p>	MARSH
APPROVED	<p><b>Tab 4.</b> Request from County Attorney for approval for the County Attorney, or designee, to execute the Stipulated Order of Taking and Final Judgment in Court Case No. 2018-CA-2269, Lake County vs. Connie K. Clem, et al.,</p>	MARSH

	(Parcel Number: CG-12) for the needed right of way on the Citrus Grove Road Project. The fiscal impact is \$313,248.70 (expenditure). Commission District 2.	
APPROVED	<b>Tab 5.</b> Request from County Attorney for approval for the County Attorney, or designee, to execute the Stipulated Final Judgment in Court Case No. 2017-CA-1535, Lake County vs. Larry G. Schultz, et al. (Parcel Number: FP-73) for needed right of way on the CR 466A Road Project, Phase 3A. The fiscal impact is \$24,400.00 (expenditure - the total settlement was \$39,500.00 less \$15,100.00, which was previously deposited with the Court per the Stipulated Order of Taking). Commission District 5.	MARSH
APPROVED	<b>Tab 6.</b> Request from County Attorney for approval of an amendment to the Employment Agreement with County Manager Jeff Cole, and an amendment to the Amended and Restated Employment Agreement with County Attorney Melanie Marsh. There is no fiscal impact.	MARSH
APPROVED	<b>Tab 7.</b> Request from Human Resources and Risk Management for approval of an interlocal agreement that facilitates the Lake County Supervisor of Elections functioning as an independent constitutional authority with respect to such functions as employees, payroll, benefits, budgeting, and accounts payable. There is no additional fiscal impact anticipated from this action.	KOVACS
APPROVED	<b>Tab 8.</b> Request from Human Resources and Risk Management for approval of a General Release and Settlement Agreement of a workers' compensation claim, and approval to accept reimbursement from the third-party insurance provider. The \$50,000 fiscal impact (expenditure/revenue) to be paid from the Property and Casualty Reserve Fund will be reimbursed by the insurance carrier to the fund.	KOVACS
APPROVED	<b>Tab 9.</b> Request from Human Resources and Risk Management for approval of: <ol style="list-style-type: none"> <li>1. An agreement with Florida Blue - Better You to provide Personal Health Risk Assessments (PHRA) and bio-metric screenings for all employees enrolled in Lake County's health plan, and authorization for the Office of Procurement Services to execute the agreement for the PHRA event.</li> <li>2. The full premium equivalents and employee share amounts for health insurance during fiscal year 2020 and of the continuation of the 7% premium reduction for employees who complete a PHRA between April 4 and April 30, 2019.</li> <li>3. Two cost-saving changes to the medical plan design.</li> </ol> <p>The total fiscal impact is \$46,900.00 (expenditure).</p>	KOVACS

PULLED	<b>Tab 10.</b> Request from Human Resources and Risk Management for approval to name Iron Financial as the fiduciary and investment advisor for the Nationwide 457 Deferred Compensation Plan, and authorization for the Director of the Office of Human Resources and Risk Management to execute any supporting documents needed to finalize this action. There is no fiscal impact.	KOVACS
APPROVED	<b>Tab 11.</b> Request from Public Safety for approval to apply for the 2018 Federal Emergency Management Agency's Staffing for Adequate Fire and Emergency Response (SAFER) grant. The total fiscal impact over three years is estimated at \$2.8 million (revenue/expenditure - \$1.7 million in grant funding, and \$1.1 million in County funding).	MOLEND
APPROVED	<b>Tab 12.</b> Request from Public Safety for approval of an agreement with EMS Technology Solutions, LLC, (Austell, GA) for the Office of Emergency Medical Services' support software, Operative IQ. The estimated fiscal impact is \$29,710.08 (expenditure).	MOLEND
APPROVED	<b>Tab 13.</b> Request from Public Safety for approval of Unanticipated Revenue <b>Resolution 2019-27</b> to amend the Fiscal Year 2019 Emergency Medical Services Fund budget to realize unanticipated revenue received from the County Property and Casualty Fund as approved by the Board of County Commissioners on July 24, 2018. The fiscal impact is \$100,000.00 (revenue/expenditure).	MOLEND
APPROVED	<b>Tab 14.</b> Request from Public Safety for:  1. Approval of a Memorandum of Agreement (MOA) for Lake County's continued participation in the Orlando Urban Areas Securities Initiative (UASI). 2. Authorization for the Chairman to execute the MOA. 2. Approval to designate the Director of the Office of Emergency Management as the primary representative for Lake County to the UASI Working Group. 3. Authorization for the County Manager to execute any future no-cost amendments or modifications to the MOA.  The estimated fiscal impact is \$68,000.00 (revenue).	MOLEND
APPROVED	<b>Tab 15.</b> Request from Public Works for approval to:  1. Accept the final plat for Serenoa Village 1 Phase 1B-1, and all areas dedicated to the public as shown on the Serenoa Village 1 Phase 1B-1 final plat, located near Clermont. 2. Execute a Developer's Agreement for Construction of Improvements with	RUSSO

	<p>VK Avalon Groves, LLC (Tampa, FL).          3. Accept a performance bond of \$2,715,031.22.</p> <p>The fiscal impact is \$1,551.00 (revenue - final plat application fee). Commission District 1.</p>	
APPROVED	<p><b>Tab 16.</b> Request from Public Works for approval to:</p> <p>1. Accept the final plat for Serenoa Village 2 Phase 1B-1, and all areas dedicated to the public as shown on the Serenoa Village 2 Phase 1B-1 final plat, located near Clermont.          2. Execute a Developer's Agreement for Construction of Improvements with VK Avalon Groves, LLC (Tampa, FL).          3. Accept a performance bond of \$1,767,016.35.</p> <p>The fiscal impact is \$1,551.00 (revenue - final plat application fee). Commission District 1.</p>	RUSSO
APPROVED	<p><b>Tab 17.</b> Request from Community Services for approval of the Amended Community Planning and Technical Assistance Grant Agreement with the Florida Department of Economic Opportunity to specifically amend the language of Deliverable Four, which will provide students and staff from the University of Central Florida School for Urban and Regional Planning currently working on a project within the Mt. Plymouth-Sorrento Community Redevelopment Area (CRA) the opportunity to present their findings to the CRA Agency Board. There is no fiscal impact.</p>	VEACH
APPROVED	<p><b>Tab 18.</b> Request from Community Services for approval of the Partnership Agreement with the City of Tavares for the Suwanee Place and Gary Street Resurfacing Projects (Phase 4) utilizing Community Development Block Grant funding from fiscal year 2019, and approval of a budget transfer from uncommitted project funds. The fiscal impact is \$200,000.00 (expenditure). Commission District 3.</p>	VEACH
APPROVED	<p><b>Tab 19.</b> Request from Community Services for approval of the Partnership Agreement with the City of Tavares for the Cromartie Alleyway Resurfacing Project utilizing Community Development Block Grant funding from fiscal year 2018, and approval of a budget transfer from uncommitted project funds. The fiscal impact is \$202,100.00 (expenditure). Commission District 3.</p>	VEACH
APPROVED	<p><b>Tab 20.</b> Request from Community Services for approval of an Interlocal Agreement with the City of Mount Dora for the W.T. Bland Public Library to sell LakeXpress Bus Passes during library operating hours. The fiscal impact is \$50.00 (expenditure). Commission District 4.</p>	VEACH

APPROVED	<p><b>Tab 21.</b> Request from Parks and Trails for approval to award Contract 19-0403 to Rob's Septic, Inc., (Groveland, FL) to provide holding tank pumping for waterless restrooms in conjunction with the County's needs effective May 1, 2019, and authorization for the Office of Procurement Services to execute all supporting documentation. The estimated annual fiscal impact is \$25,500.00 (expenditure).</p>	VEACH
APPROVED	<p><b>Tab 25.</b> Request from Planning and Zoning for approval to:</p> <ol style="list-style-type: none"> <li>1. Advertise an ordinance establishing a temporary moratorium of development in the unincorporated areas of the Green Swamp Area of Critical State Concern.</li> <li>2. Authorize, if accepted by a four-fifths majority, public hearings on April 9 and April 23, 2019, with both hearings to be held at 9:00 a.m., or as soon thereafter.</li> </ol> <p>The fiscal impact cannot be determined at this time. Commission Districts 1 and 2.</p> <p><b>Item 2 was not voted on since it was the Board's desire to have the public hearings held at 9:00 a.m. and 5:05 p.m.</b></p>	MOLEND
APPROVED	<p><b>Tab 22. PUBLIC HEARING: REZONING</b>        Rezoning Case # RZ-18-13-5        Rite of Passage</p> <p>Request approval of:</p> <ol style="list-style-type: none"> <li>1. A mediated Settlement Agreement with Cloud Peak, LLC, to allow a juvenile residential facility to serve clients of the Florida Department of Juvenile Justice.</li> <li>2. Adoption of rezoning <b>Ordinance 2019-19</b> amending Community Facility District Ordinance 2009-54 for the same purpose.</li> </ol> <p>There is no fiscal impact.</p> <p><b>Approved with the additional provision that if a student was absent without leave (AWOL), then the County would receive notification within twenty-four hours.</b></p>	MARSH
APPROVED	<p><b>Tab 23. PUBLIC HEARING.</b>        Request approval to adopt <b>Ordinance 2019-17</b> amending Section 22-11, Lake County Code, entitled Prepayment of Impact Fees, extending the prepayment of impact fees program for commercial and industrial uses. The fiscal impact cannot be determined at this time.</p>	MARSH

	<b>Approved with the change for the prepayment program for commercial and industrial uses to stay open-ended, and not cease in August 2020.</b>	
APPROVED	<b><u>Tab 24. PUBLIC HEARING.</u></b> Request approval of <b>Ordinance 2019-18</b> amending Section 22-8, Lake County Code, regarding a waiver of transportation impact fees for infill development, approval to allocate funding, and approval of the related budget transfer. The annual fiscal impact is up to \$100,000.00 (expenditure).	MARSH
APPROVED	<b><u>Tab 26.</u></b> Request from Communications for approval to advertise an ordinance amending Lake County Code, Chapter 2, Section 2-1 entitled “County logo and seal” to modify the County’s logo and conceptual designs of the Gateway Signs. There is no fiscal impact from this action.	PAPPACODA
APPOINTMENT	<b><u>Tab 27.</u></b> Request approval to reappoint Timothy Bailey, Thomas Van de Kieft, and Frances Nipe as members who are residents or property owners within a three mile radius of the planning area to the Mt. Plymouth-Sorrento Community Redevelopment Agency Advisory Committee.	CAMPIONE
APPOINTMENT	<b><u>Tab 28.</u></b> Request approval to appoint Ebo Entsuah as the representative from District 2, Leslie Timmen as the municipal representative for the Town of Montverde, Mary Hopkins as the alternate municipal representative for the Town of Montverde, Amanda Boggus as the alternate municipal representative for the City of Tavares, Tahsia O’Keefe as the alternate municipal representative for the Town of Howey-in-the-Hills, and Vice Mayor Laura K. Wright as the municipal representative for the City of Umatilla to the Lake County Library Advisory Board.	BLAKE
FOR YOUR INFORMATION	Commr. Sullivan recapped the Board’s discussion at their Annual Strategies Workshop in February 2019 regarding developing an impact fee incentive program for large commercial developments wanting to come to Lake County if they met eligible criteria and he asked for that process to be expedited as quickly as possible.	SULLIVAN
FOR YOUR INFORMATION	Commr. Parks thanked staff for putting on a great picnic last week for all the County employees.	PARKS
FOR YOUR INFORMATION	Commr. Breeden recognized Yalaha for their wonderful community bake sale the previous Saturday.	BREEDEN
FOR YOUR INFORMATION	Commr. Campione reminded everyone of the Great American Cleanup on March 23, 2019 and encouraged the Commissioners to pick a location within their district to participate and to involve the local municipalities.	CAMPIONE

FOR YOUR INFORMATION	Commr. Blake also thanked staff for the great job they did on the County picnic.	BLAKE
FOR YOUR INFORMATION	Commr. Blake mentioned that on the previous night he had dinner with the Astor Community Association, which he noted went well and had a great turnout.	BLAKE
FOR YOUR INFORMATION	Commr. Blake announced the Keep Lake Beautiful cleanup event in the City of Umatilla on March 16, 2019.	BLAKE