

BOARD ACTION
August 27, 2019

APPROVED	Tab 1. Request for approval of the minutes of the BCC Meeting of June 25, 2019 (Regular Meeting).	COONEY
	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Ms. Caroline VanDyken, a Lake County resident, expressed concerns about an upcoming bid for emergency medical services (EMS) supplies and equipment scheduled for the following day. She said that she and two other individuals present at the meeting were business owners of Technicuff Corporation, which manufactured and sold blood pressure cuffs to hospitals, veterinarian distributors, EMS, and private manufacturers of patient monitoring equipment and magnetic resonance imaging (MRI) machines. She said that it was brought to their attention several weeks prior that the Lake County Office of EMS was looking for supplies and that her company was not invited to bid on certain blood pressure cuff items. She relayed her understanding that a number of companies were not invited to bid on simple items such as gloves, safety glasses and sharps containers. She felt that in order to save money, the County should shop for items to find those that delivered the best quality for the best pricing. She opined that no substitution bidding could be keeping quality products and potential taxpayer savings from Lake County. She also discussed conflicts corresponding with the County regarding utilization of a National Association of State Procurement Officers (NASPO) contract through MyFloridaMarketplace (MFMP) in relation to the bid.</p> <p>Ms. Nancy Hurlbert, a resident of Lake County, stated that she received her 2019 notice of proposed property taxes in the previous week and recalled seeing a line item in the past budgets for around \$18,000 for the Lake County Historical Museum in order to support an office manager; furthermore, she asked that this not be included in the 2019 budget. She claimed that as part of an information request, she saw that Mr. Bob Grenier, Curator for the Lake County Historical Museum, had requested \$25,000 to create an African-American display in the museum. She opined that this request was inappropriate at this time, and indicated an understanding that the Lake County Historical Society had grown to 415 members. She also felt that the group should support itself. She also said that she had viewed a structural report for the museum and the possible impact of bringing in a roughly 10,000 pound statue on the flooring there. She questioned if there was liability insurance for the museum, and she felt that since the museum was not charged for rent or utilities, that they should begin providing financial support of their organization. She relayed her understanding that the structural report indicated that the engineering firm could not guarantee that the structural tiles would not be damaged; additionally, the tiles were</p>	

irreplaceable. She then said that she had a 2013 audit report from the Lake County Inspector General which indicated that the Historical Museum was not in compliance and they recommended that 43 issues be resolved. She thought that there was a 2015 follow up audit and many issues were resolved, though she opined that there were still many outstanding issues. She requested another follow up audit for the Historical Museum.

Mr. Michael Watkins, a resident of Lake County, felt that the process for the relocation of a Confederate General Edmund Kirby Smith statue to the Lake County Historical Museum was not correct and had been moving forward despite this. He relayed his understanding that the statue was originally going to a Confederate park in the City of Jacksonville, but Senator Tom Lee amended this bill for the statue to be located in a public place. He mentioned the Sons and Daughters of the Confederacy groups and thought that Mr. Grenier had sent emails indicating that he was glad to be able to help them. He opined that the agenda of these individuals was that it was not sufficient for the statue to be in a Confederate park. He felt that these statues had been created to send a message of racial inequality, and he noted that the statues were being removed from other public places in the country. He expressed concerns that the process had already been agreed upon before individuals were informed about it and that the Board was giving the Lake County Historical Society \$18,000 per year.

Ms. Mae Hazelton, a Lake County resident, indicated concerns over a July 27, 2018 email from Mr. Grenier to Ms. Sandy Shaughnessy, with the Florida Division of Cultural Affairs, about the relocation of the General Edmund Kirby Smith statue to Lake County. She also mentioned concerns for another email between these individuals from September 12, 2019 which indicated that a few of the Commissioners wanted to meet with a relative of General Edmund Kirby Smith. She thought that Mr. Grenier may have possibly documented a violation the Sunshine Law, which was applicable to any gathering, whether formal or casual, of two or more members of the same board or commission to discuss some matter of which foreseeable action will be taken by the public board or commission. She opined that the July 30, 2019 vote taken by the Board of County Commissioners (BCC) was this foreseeable action.

Mr. Vance Jochim, a concerned citizen, expressed concerns for political parties creating division in the community. He relayed his understanding that the City of Tavares had a recent issue with camping in a park and that the Tavares City Council had denied this item. He felt that the City did not visit the community to discuss this issue and that while it was on their agenda, it was unclear whether they would vote on the item. He opined that developers also did not always have meetings with the community, and he thought that there should be a rule mandating these discussions. He then relayed that there

	<p>was an issue with potholes on a street which citizens believed to be in the City of Tavares but was in the county. He thought that there needed to be a one stop shop for individuals with road issues and they should be able to file a complaint with the state, county or city. He also questioned why the County was maintaining roads in the City of Tavares. He then indicated a desire for entities to fund improvements when purchasing passive lands.</p> <p>Mr. Allan Hartle, a Montverde Town Councilmember, said that he and Commissioner Parks had attended a United States Environmental Protection Agency (EPA) superfund site meeting in July 2019 concerning Tower Chemical. He relayed that Tower Chemical operated from 1957 through 1981 and that the EPA performed a cleanup of the site in the early 1980s to remove toxic waste. He elaborated that they constructed barriers and had been monitoring the site for the past 40 years, which had detected further issues. He stated that the EPA had these three options for the site: do nothing; perform a partial cleanup of the site, which they were pursuing funding for; or perform a total cleanup of the site. He relayed a concern that there were unanswered questions and that the plume from this site could feed into Lake Apopka. He relayed his understanding that the EPA was unable to tell if the monitoring downstream indicated continuing effects from this. He thought that the EPA wanted to remove 62,000 cubic yards of toxic waste and that there were two sinkholes on the site. He opined that there were 142,000 cubic yards of waste that should be removed, and indicated an understanding that a monitoring well on the site had detected a 75 foot spike of material going down to the aquifer. He stated that their option was to remove half of it, apply concrete, and monitor it for the next 10 years. He thought that this would cost about \$10 million versus \$26 million for a total cleanup of the site. He suggested that the BCC should urge the EPA to perform a total cleanup on the site, and relayed that a question from residents was that in 20 years, what would happen if the barriers did not contain the material.</p>	
DISCUSSION	Tab 27. Discussion and direction regarding White Water Farm.	CAMPIONE
APPROVED	<p>Tab 2. Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Items 1-2)</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 Annexation Ordinance 2019-09 from the City of Mount Dora. 	COONEY

APPROVED	Tab 3. Request from County Attorney for approval to advertise an ordinance creating Article IX, Chapter 3, Lake County Code, to be entitled "Human Trafficking." There is no fiscal impact.	MARSH
APPROVED	Tab 4. Request from County Attorney for approval to: 1. Accept an Offer to Purchase on Alternate Key 3786257. 2. Donate Alternate Keys 1127513, 1722454 and 2537647 to Habitat for Humanity, and Alternate Key 1643163 to Homes in Partnership. 3. Authorize the Chairman to execute the donation Resolutions 2019-100 (Habitat for Humanity) and 2019-101 (Homes in Partnership) along with County Deeds and any other required closing documents. The fiscal impact is \$550.00 (revenue). Commission Districts 1 and 5.	MARSH
APPROVED	Tab 5. Request from Animal Services for approval to apply to become a member of the PetSmart Adoption Rewards Program, apply to be a PetSmart Charities' Adoption Partner and to apply for PetSmart Adoption Event Grants. The fiscal impact (revenue) cannot be determined at this time.	MOLEND A
APPROVED	Tab 6. Request from Public Safety Support for approval to use the Florida Sheriffs Association contract with Duval Ford (Jacksonville, FL) for the purchase of a service truck for the Office of Public Safety Support, and authorization for the Office of Procurement Services to execute all supporting documents. The estimated fiscal impact is \$61,483.00 (expenditure).	MOLEND A
APPROVED	Tab 7. Request from Facilities Management for approval of an agreement with Duke Energy for the installation of two electric vehicle charging stations located in the Cagan Crossings Community Library parking lot and in the Parking Garage in downtown Tavares, and approval to assess users a fee for the related energy costs. The fiscal impact cannot be determined at this time. Commission Districts 1 and 3.	RUSSO
APPROVED	Tab 8. Request from Fleet Management for approval of Contract 19-0712 with Prestige Ford, Inc. (Mount Dora, FL) and All County Collision and Repair, Inc. (Eustis, FL) for County vehicle body repair and painting services, and authorization for the Office of Procurement Services to execute all supporting documentation. The estimated annual fiscal impact is \$25,000.00 (expenditure).	RUSSO
APPROVED	Tab 9. Request from Parks and Trails for approval of Contract 19-0451 with Prime Electric, LLC (Leesburg, FL) for security lighting at Mount Plymouth Park and Scott Park in Mount Plymouth, and authorization for the Office of Procurement Services to execute all supporting documentation. The fiscal impact is \$54,190.30 (expenditure). Commission District 4.	RUSSO

APPROVED	Tab 10. Request from Public Works for approval of Resolution 2019-102 providing certification of the assessment roll for a Special Assessment for the provision of paving, grading, curbing, and drainage for Firethorn Road, located near Eustis. There is no fiscal impact associated with this action. Commission District 4.	RUSSO
APPROVED	Tab 11. Request from Public Works for approval of Resolution 2019-103 providing certification of the assessment roll for a Special Assessment for the provision of paving, grading, curbing, and drainage for Granville Avenue, located near Clermont. There is no fiscal impact associated with this action. Commission District 2.	RUSSO
APPROVED	Tab 12. Request from Public Works for approval of Resolution 2019-104 providing certification of the assessment roll for a Special Assessment for the provision of paving, grading, curbing, and drainage for Colley Drive, located near Tavares. There is no fiscal impact associated with this action. Commission District 3.	RUSSO
APPROVED	Tab 13. Request from Public Works for approval to release a performance bond of \$48,635.30 associated with Right-of-Way Utilization Permits #8303 and #8304 issued to construct a force main and water main on County Road 470 for The Villages Phase III project in Leesburg. There is no fiscal impact. Commission District 1.	RUSSO
APPROVED	Tab 14. Request from Public Works for approval of a Haul Permit application submitted by Jen Florida 30, LLC (Oviedo, FL) for hauling activity associated with the Hills of Minneola Planned Unit Development located on North Hancock Road within the City of Minneola. The fiscal impact is \$5,310.00 (revenue – permit application fees). Commission District 2.	RUSSO
APPROVED	Tab 15. Request from Public Works for approval of an agreement with the City of Mount Dora for the relocation and maintenance of City utilities on Morningside Drive, Gertrude Place and Sylvan Pointe Drive in the Mount Dora area. The estimated fiscal impact is \$560,000.00 (expenditure - \$451,450.00 funded by Sales Tax revenue and \$108,550.00 funded by the City of Mount Dora). Commission District 4.	RUSSO
APPROVED	Tab 16. Request from Public Works for approval of Contract 19-0719 with Good Time Outdoors, Inc., d/b/a GTO Performance Airboats (Ocala, FL), for the purchase of an airboat and trailer for the mosquito and aquatic plant management program, and authorization for the Office of Procurement	RUSSO

	Services to execute all supporting documentation. The estimated fiscal impact is \$52,788.00 (expenditure).	
APPROVED	Tab 17. Request from Transit Services for approval of the 2019 Transit Development Plan Progress Report. There is no fiscal impact from this action.	RUSSO
APPROVED	Tab 18. Request from Transit Services for approval to purchase two 29-foot heavy duty, low floor Gillig buses on the State of Florida Heavy Duty Buses Contract through the Jacksonville Transportation Authority, and approval of a budget transfer to move the funding from the capital infrastructure account and into the capital equipment account. The total fiscal impact is \$886,940.00 (expenditure - 100% grant funded).	RUSSO
PRESENTATION	Tab 19. Presentation by Dr. Diane W. Culpepper, Executive Director of Lake Technical College, on educational partnerships with Lake County.	MOLEND A
	Tab 20. <u>REZONING AGENDA</u>	
	<u>CONSENT AGENDA REZONING CASES:</u>	
APPROVED	Tab 1. Ordinance No. 2019-49 Rezoning Case # RZ-19-19-2 Water Conserv II Amend Community Facility District (CFD) Ordinance #2001-149 by adding/rezoning land area zoned Agriculture (A) for expansion of the Water Conserve II Facility (Rapid Infiltration Basins “RIBs” and Reclaimed Water Reservoir).	MOLEND A
APPROVED	Tab 2. Ordinance No. 2019-50 Rezoning Case # RZ-19-15-3 Beauclair Ranch Club PUD Amendment Amend Planned Unit Development (PUD) Ordinance #2003-41 to incorporate non-intensive agriculture uses limited to horses, ponies, and non-dairy cows as allowed land uses within the Beauclair Ranch Club subdivision.	MOLEND A
APPROVED	Tab 21. PUBLIC HEARING: Request approval of an Issuance of Certificate of Public Convenience and Necessity (non-transport) to The Villages Center Community Development District, for The Villages Public Safety Department. The fiscal impact is \$1,500.00 (revenue).	MOLEND A
APPROVED	Tab 22. PUBLIC HEARING: Request approval to adopt and execute Ordinance 2019-47 repealing Lake County Code, Chapter 2, Article IV,	MARSH

	Division 16, entitled "Capital Facilities Advisory Committee." There is no fiscal impact.	
APPROVED	Tab 23. PUBLIC HEARING: Request approval to adopt and execute Ordinance 2019-48 amending Section 18-2, Lake County Code, entitled "Haul Permit." The fiscal impact cannot be determined at this time.	MARSH
APPROVED	Tab 24. PUBLIC HEARING: Request approval to execute Resolution 2019-105 to vacate a portion of an unimproved right of way in the plats of Lake Highlands, which are located north of State Road 50 and east of County Road 455, in the Clermont area. There is no fiscal impact. Commission District 2.	RUSSO
PRESENTATION	Tab 26. Presentation and discussion regarding canal dredging funding options. There is no fiscal impact.	RUSSO
APPROVED	Tab 25. PUBLIC HEARING: Public hearing to request approval of the Fiscal Year 2020 Proposed Infrastructure Sale Tax Project Plan.	BARKER
FOR YOUR INFORMATION	Mr. Cole relayed that the County offices would be closed on Monday, September 2, 2019 in observance of Labor Day.	COLE
FOR YOUR INFORMATION	Commr. Sullivan expressed concerns about private roads which the County did not have jurisdiction over. He shared that he had received many requests from citizens for the County to take over the maintenance of these roads, though this could not be done until a road became public. He also thought that the BCC could present a special assessment as an alternative. He said that a large amount of rain creates high water levels and impassable roads, though roads under this condition could be fixed by the County as a public safety issue.	SULLIVAN
FOR YOUR INFORMATION	Commr. Sullivan reported that he had attended a Four Corners workshop and that this was an association which touched Osceola, Polk, Orange and Lake Counties. He said that they were wanting to coordinate zoning and signage, and Lake County staff was already working on this. He mentioned that the northwest corner of Polk County, which touched Lake County, had roughly half of Polk County's population for a total of approximately 350,000 people, which was about equal to Lake County's population. He thought that there could be opportunities to work with other counties and that the most significant issue was the school system.	SULLIVAN
FOR YOUR INFORMATION	Commr. Sullivan thanked Lake County staff for assisting with a charter school near Four Corners.	SULLIVAN

FOR YOUR INFORMATION	Commr. Sullivan commended the Lake County Public Works Department for their response to requests he received pertaining to flooding.	SULLIVAN
FOR YOUR INFORMATION	Commr. Parks recalled Mr. Jochim's comment about there being a centralized way to know where potholes exist. He mentioned that the County had an application for reporting litter and suggested the possibility of also having an application to report potholes. He elaborated that cities could be involved so that pothole reports went to the correct agency and could be addressed quickly.	PARKS
FOR YOUR INFORMATION	Commr. Breeden said that on the previous day, there was a great groundbreaking in the City of Leesburg as a partnership with Habitat for Humanity. She explained that the City had donated a piece of property and that Leesburg Construction Academy students would be building the house. She added that many businesses had donated materials, and she expressed a desire to see this happen in every community.	BREEDEN
FOR YOUR INFORMATION	Commr. Breeden remarked that Ms. Elisha Pappacoda, Director for the Lake County Office of Communications, had received these four awards at a recent Florida Festivals and Events Association conference on behalf of her office: one for the Lake County fairgrounds website; one for the Hickory Point ribbon cutting event; one for the Office of Visit Lake Instagram account; and one for the Lake Big Bass branded promotional hats. She also mentioned that at a Florida Public Relations Association event, they won the Golden Image Award for a calendar featuring firefighters holding pets.	BREEDEN
FOR YOUR INFORMATION	Commr. Campione said it was forecasted that on Sunday, September 1, 2019 at around 8:00 a.m., Tropical Storm Dorian could possibly be at the coast of the State of Florida south of the City of Melbourne. She noted that Lake County could be in the storm's path and suggested being prepared if the County needed to become involved.	CAMPIONE
FOR YOUR INFORMATION	Commr. Campione relayed that in the previous week, she and staff met at the Office of Elevate Lake with Congressman Ross Spano. She elaborated that he was visiting South Lake County and that it was a great opportunity for the County to show him some of the economic developments there. She stated that the County mentioned the nearby Kroger-Ocado site and she noted that this site had been busy. She added that the Office of Elevate Lake's presentation also highlighted the Wellness Way project and the Lake-Orange County Connector.	CAMPIONE
FOR YOUR INFORMATION	Commr. Campione mentioned that on the previous day, some of the Commissioners participated with the foreign delegation which was looking at the Leesburg Airport as a place for possible partnerships and investments.	CAMPIONE

	<u>Tab 28.</u> Meeting of the Mt. Plymouth-Sorrento CRA Board and approval of the Fiscal Year 2020 Budget and Resolution.	
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