

BOARD ACTION  
May 19, 2020

<p><b><u>COVID-19 UPDATE</u></b></p> <p>Mr. Tommy Carpenter, Director for the Office of Emergency Management, provided an update on coronavirus disease 2019 (COVID-19), including information regarding the number of cases and testing sites within the county, provision of personal protective equipment (PPE), and Lake Support and Emergency Recovery's (LASER) efforts to assist with items such as the provision of face masks and assisting food pantries and businesses.</p> <p>Mr. Aaron Kissler, Administrator/Director/Health Officer for the Florida Department of Health (DOH) in Lake County, conveyed information pertaining to COVID-19 testing in Lake County. He also discussed contact tracing and serology tests, and he thanked the County for releasing approximately \$20,000 from the DOH in Lake County's budget that was unused, which kept their County funding level the same as in the previous year.</p> <p>Mr. Brandon Matulka, Executive Director for the Agency for Economic Prosperity, commented that his offices continued to work with the Offices of Emergency Management and Communications, along with other partner organizations, throughout the COVID-19 response, with the goals of being a quality source of information for individuals and businesses and working to address the needs of those groups. He discussed the reopening of hair and nail salons and barber shops, along with Florida Governor Ron DeSantis' full Phase I reopening plan which went into effect on May 18, 2020. He encouraged everyone to continue to fill out the Lake County survey for businesses, and he said that his agency had collaborated with education partners in the county to send out information regarding available resources related to the workforce. He mentioned that in the previous week, staff had worked with Lake-Sumter State College, Lake Technical College, CareerSource Central Florida, and Goodwill to provide options that could assist in developing and building the skills of the workforce during this period of uncertainty due to COVID-19. He commented that his agency was continuing to monitor any actions from the federal government with regards to additional funding and stimulus actions that may be available for local businesses. He then discussed a plan for the reopening of Lake County vacation rentals.</p> <p>Mr. Jeff Cole, County Manager, discussed Lake County operations during the COVID-19 situation. He recalled that County libraries were closed to the public on March 16, 2020, and they closed all other County buildings, with a few exceptions, to public access on March 20, 2020. He explained that the County generally had about 23 percent of its non-fire, non-emergency medical services (EMS) workforce working remotely, and on March 24,</p>	<p>COLE</p>
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	<p>2020, they began having Board meetings remotely. He assured the Board and the public that over the past nine weeks, the Lake County government continued to be fully functional and operational. He said that earlier this month, they began preparing for the reopening of County buildings to public access by identifying a number of modifications needed for employee work areas and public interaction areas, along with needed supplies. He stated that as they evaluated the timeframe for reopening to public access, they had been following the Centers for Disease Control and Prevention (CDC) guidelines identified by Governor DeSantis, along with COVID-19 testing availability and trends statewide and in Lake County. He commented that he had been coordinating with municipalities in the county, and he expressed an intent to reopen County facilities to public access on June 1, 2020, followed by a return to in-person Board meetings on June 2, 2020. He explained that they were working to make the June 2, 2020 Board of County Commissioners (BCC) meeting a hybrid meeting that would allow members of the public to connect remotely via Zoom Webinar if they did not wish to attend in person, though the Board and staff would be in person in the County Commission Chambers. He reiterated that this was all contingent on the data and the information received over the next 13 days, though he opined that it looked favorable.</p>	
APPROVED	<p><b>Tab 1.</b> Request for approval of the minutes of the BCC Meeting of March 24, 2020 (Regular Meeting).</p>	COONEY
	<p><b><u>CITIZEN QUESTION AND COMMENT PERIOD</u></b>        No one wished to address the Board.</p>	
APPROVED	<p><b>Tab 2</b> Approval of Clerk of the Circuit Court and Comptroller’s Consent Agenda (Items 1-2):</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> <li>2. Request to acknowledge receipt of Future Land Use Amendment Ordinance 20-10 from the City of Eustis.</li> </ol>	COONEY
APPROVED	<p><b>Tab 3.</b> Request from County Attorney for approval of the First Amendment to the Lease Agreement with Hunt Family III, LLC (d/b/a Hunt Industrial Park) for the South Lake Business Opportunity Center at 15390 County Road 565A, Suite F, Groveland. The fiscal impact is \$4,930.00 for fiscal year 2020 (expenditure - rent payments July through September 2020) and \$19,720.00 for fiscal year 2021 (expenditure). Commission District 1.</p>	MARSH

APPROVED	<p><b>Tab 4.</b> Request from County Attorney for:</p> <ol style="list-style-type: none"> <li>1. Approval to accept Offers to Purchase on Alternate Keys 1181526, 1254787, 1270634, 1341191, 1342597, 1376491, 1415268 and 1603510.</li> <li>2. Authorization for the Chairman to execute any necessary donation resolutions and closing documents.</li> </ol> <p>The fiscal impact is \$16,000.00 (revenue). Commission Districts 3 and 5.</p>	MARSH
APPROVED	<p><b>Tab 5.</b> Request from Human Resources and Risk Management for approval to amend Contract 16-0209 with Healthstat Wellness, Inc. (Charlotte, NC) to allow for the physician's work hours to increase from part-time to full-time and to allow for a rate increase. The estimated fiscal impact for Fiscal Year 2020 is \$50,000.00 (expenditure), and the estimated fiscal impact for Fiscal Year 2021 is \$170,000.00 (expenditure).</p>	KOVACS
APPROVED	<p><b>Tab 6.</b> Request from Agency for Economic Prosperity for approval to support Phase III of the Four Corners Area Council's One Vision Initiative, and authorization for the Chairman to execute any necessary documents. The fiscal impact is \$15,000.00 (expenditure). Commission District 1.</p>	MATULKA
APPROVED	<p><b>Tab 7.</b> Request from Agency for Economic Prosperity for approval of a second amendment to the Real Estate Option to Purchase Agreement with Project Rapid. There is no fiscal impact. Commission District 1.</p>	MATULKA
APPROVED	<p><b>Tab 8.</b> Request from Emergency Management for approval to:</p> <ol style="list-style-type: none"> <li>1. Amend the agreement with Lake Support and Emergency Recovery (LASER) approved on December 17, 2019, to change the agency's name from Lake and Sumter Emergency Recovery to Lake Support and Emergency Recovery (retaining LASER acronym).</li> <li>2. Provide additional funding in the amount of \$49,000.00 to LASER upon request during each County Declared Local State of Emergency, including the current County Declared Local State of Emergency.</li> </ol> <p>The fiscal impact per event is \$49,000.00 (expenditure - potentially eligible for partial FEMA reimbursement).</p>	MOLEND A
APPROVED	<p><b>Tab 9.</b> Request from Public Safety for:</p> <ol style="list-style-type: none"> <li>1. Ratification of the Amended COVID-19 Testing Reimbursement Agreement with Adult Medicine of Lake County executed by the Chairman of the Board of County Commissioners on May 11, 2020, under the authority of Resolution 2020-29, as extended, and</li> <li>2. Authorization for the Chairman to amend the Agreement as warranted for later Board ratification.</li> </ol> <p>The total estimated fiscal impact from the original agreement and the</p>	MOLEND A

	amended agreement is \$360,000.00 (expenditure - 75 percent eligible for FEMA reimbursement).	
APPROVED	<b>Tab 10.</b> Request from Fire Rescue for approval of repairs and renovations at Fire Station 21, Eustis (Black Bear), and approval of a budget transfer necessary to move funds for the project. The fiscal impact is \$71,332.00 (expenditure). Commission District 4.	MOLEND A
APPROVED	<b>Tab 11.</b> Request from Fire Rescue for approval to apply for the 2019 Federal Emergency Management Agency's Fire Prevention and Safety grant for funding designed to reach high-risk target groups and mitigate the incidence of death, injuries and property damage caused by fire and fire-related hazards. The estimated fiscal impact is \$50,000.00 (revenue/expenditure - \$47,619.05 in grant funding and \$2,380.95 in County funding).	MOLEND A
APPROVED	<b>Tab 12.</b> Request from Fire Rescue for: 1. Ratification of an application for a U.S. Department of Homeland Security 2020 Assistance to Firefighters COVID-19 Supplemental Grant for personal protective equipment (PPE). 2. Approval to accept the grant if awarded. 3. Authorization for the Chairman to execute all related documents.  The estimated fiscal impact is \$371,500.00 (revenue/expenditure - \$337,727.00 in grant funding and \$33,773.00 in County funds).	MOLEND A
APPROVED	<b>Tab 13.</b> Request from Planning and Zoning for approval to advertise an ordinance to amend the Lake County Code to increase the number of infill development waivers available to a single entity and to make the affordable housing impact fee waiver available for moderate income levels. The fiscal impact cannot be determined at this time.	MOLEND A
APPROVED	<b>Tab 14.</b> Request from Public Safety for approval to apply for the 2020 E911 State Grant Program to implement and maintain next-generation 911 (NG911) network services and recurring network/circuit costs for the first-year implementation period. The fiscal impact is \$383,091.08 (revenue/expenditure - 100 percent grant funded).	MOLEND A
APPROVED	<b>Tab 15.</b> Request from Housing and Human Services for approval: 1. Of the Substantial Amendment of the Community Development Block Grant (CDBG) Fiscal Year (FY) 2019 Annual Action Plan and approval of related <b>Resolution 2020-80</b> . 2. To authorize the Chairman to execute any documents required by the U.S. Department of Housing and Urban Development. 3. Of Unanticipated Revenue <b>Resolution 2020-81</b> to amend the CDBG Fund budget in order to receive unanticipated revenue for FY 2020 and to provide	RUSO

	<p>appropriations for the disbursement of these funds.</p> <p>The fiscal impact is \$787,166.00 (revenue/expenditure).</p>	
APPROVED	<p><b>Tab 16.</b> Request from Housing and Human Services for approval of:</p> <ol style="list-style-type: none"> <li>1. The sub-recipient agreement with LifeStream Behavioral Center for Community Development Block Grant (CDBG) funds for Fiscal Year 2020 to expand its homeless services offered through the Open Door program by staffing an eight-bed emergency shelter.</li> <li>2. An amendment to the sub-recipient agreement with Lifestream Behavioral Center for CDBG funds for Fiscal Year 2019 to extend the term of the agreement.</li> </ol> <p>The fiscal impact shall not exceed \$119,397.00 (expenditure). Commission District 4.</p>	RUSSO
APPROVED	<p><b>Tab 17.</b> Request from Housing and Human Services for approval of the amended Citizen Participation Plan relating to the administration of the Community Development Block Grant Program of the U.S Department of Housing and Urban Development to include new provisions related to the COVID-19 pandemic allowing for a shorter time frame for comment and virtual meetings as needed, and approval of related <b>Resolution 2020-82</b>. There is no fiscal impact.</p>	RUSSO
APPROVED	<p><b>Tab 18.</b> Request from Housing and Human Services for approval and execution of a United States Bankruptcy Court Middle District of Florida Reaffirmation Agreement for Jacquelyn Warzecha regarding a Lake County Community Development Block Grant Mortgage and Note for \$80,000.00, recorded in O.R. Book 4324, Page 571, Public Records of Lake County. There is no fiscal impact.</p>	RUSSO
APPROVED	<p><b>Tab 19.</b> Request from Public Works for approval:</p> <ol style="list-style-type: none"> <li>1. To execute a County Incentive Grant Program and Local Transportation Project agreement with the Florida Department of Transportation (FDOT) for construction and inspection services for the construction of a County Road 466A Stormwater Retention Pond (Pond 4), in the Fruitland Park area.</li> <li>2. Of supporting <b>Resolution 2020-83</b> authorizing the Chairman to execute and deliver the agreement to FDOT.</li> <li>3. Of Unanticipated Revenue <b>Resolution 2020-84</b> to increase the Lake County Federal/State Grants Fund for Fiscal Year 2020.</li> </ol> <p>The estimated fiscal impact is \$1,292,292.00 (revenue/expenditure – \$871,146.00 in FDOT grant funding and \$421,146.00 in Transportation Impact Fees). Commission District 5.</p>	RUSSO

APPROVED	<p><b>Tab 20.</b> Request from Public Works for approval to:</p> <ol style="list-style-type: none"> <li>1. Release a performance bond of \$7,968,046.52 for the completion of the Hartle Road / County Road (CR) 455 extension project in Clermont.</li> <li>2. Accept a maintenance bond of \$330,978.58 to ensure the improvements to the Hartle Road / CR 455 extension for a two-year period.</li> <li>3. Execute <b>Resolution 2020-85</b> accepting CR 455 "Part" into the Lake County road maintenance system.</li> </ol> <p>There is no fiscal impact. Commission District 2.</p>	RUSSO
APPROVED	<p><b>Tab 21.</b> Request from Public Works for approval of Contract 20-0517 with West to West Construction, LLC (Dunnellon, FL) for the County Road 455 and Ridgewood Avenue Roundabout project located in the Town of Montverde. The fiscal impact is \$959,082.42 (expenditure). Commission District 2.</p>	RUSSO
APPROVED	<p><b>Tab 22.</b> Request from Public Works for approval of <b>Resolution 2020-86</b> to advertise a public hearing to vacate right of way and cease maintenance on a portion of Cook Road, located east of U.S. Highway 27 and south of Schofield Road, in the Clermont area. The fiscal impact is \$2,295.00 (revenue - vacation application fee). Commission District 2.</p>	RUSSO
APPROVED	<p><b>Tab 23.</b> Request from Public Works for approval to purchase a 4x4 agricultural enclosed cab tractor from Fields Equipment Company, Inc. (Minneola, FL) for the Road Operations Division's mowing needs. The fiscal impact is \$50,750.00 (expenditure).</p>	RUSSO
APPROVED	<p><b>Tab 24.</b> Request from Transit Services for approval:</p> <ol style="list-style-type: none"> <li>1. To submit a Federal Transit Administration CARES Act Section 5311 Grant application to be utilized for operating assistance and for the purchase of one 35-foot bus.</li> <li>2. Of supporting <b>Resolution 2020-87</b>.</li> </ol> <p>The fiscal impact is \$1,566,869.00 (revenue/expenditure).</p>	RUSSO
APPROVED	<p><b>Tab 25.</b> Request from Transit Services for approval to apply for the Florida Commission for the Transportation Disadvantaged Trip and Equipment Grant, and approval of supporting <b>Resolution 2020-88</b> for Fiscal Year 2021. The fiscal impact is \$872,832.00 (revenue/expenditure - \$785,549.00 in grant funding, and \$87,283.00 in County funding).</p>	RUSSO
APPROVED	<p><b>Tab 26.</b> Request from Transit Services for approval of:</p> <ol style="list-style-type: none"> <li>1. Unanticipated Revenue <b>Resolution 2020-89</b> recognizing \$1,938,820.00 in unanticipated revenue from the Federal Transit Administration resulting from the Coronavirus Aid, Relief and Economic Security Act of 2020.</li> </ol>	RUSSO

	<p>2. An addendum to the agreement with RATP Dev USA for additional transportation services due to changes in operations and maintenance requirements in response to the COVID-19 pandemic.</p> <p>The estimated fiscal amount is \$1,938,820.00 (revenue/expenditure - 100 percent grant funded).</p>	
	<b><u>Tab 27. REZONING AGENDA</u></b>	
	<b><u>CONSENT AGENDA REZONING CASES:</u></b>	
APPROVED	<p>Tab 2. <b>Ordinance No. 2020-21</b>          Rezoning Case # RZ-20-06-3          Bitter-Warren Property Rezoning          Amend Ordinance #5-93 to rezone property from Community Facility District (CFD) to Urban Residential (R-6).</p>	MOLEND A
APPROVED	<p>Tab 3. <b>Ordinance No. 2020-22</b>          Rezoning Case # RZ-20-03-4          Tzimon Barto Property Rezoning          Rezone property from Agriculture (A) to Planned Unit Development (PUD) to facilitate development of a cultural arts center.</p>	MOLEND A
APPROVED	<p>Tab 4. <b>Ordinance No. 2020-23</b>          Rezoning Case # RZ-20-07-5          LCBCC Umatilla CFD Rezoning          Rezoning property from Community Commercial District (C-2) and Urban Residential District (R-6) to Community Facility District (CFD) to accommodate fire station related improvements.</p>	MOLEND A
APPROVED	<p>Tab 5. <b>Ordinance No. 2020-24</b>          Rezoning Case # 20-05-1          Hansen House Rezoning          Rezone approximately 0.66 +/- acres from Agriculture (A) to Estate Residential (R-2), to facilitate the construction of a single-family residence.</p>	MOLEND A
APPROVED	<p>Tab 6.          Rezoning Case # CP-20-02-4          Great Corners Comprehensive Text Amendment - Transmittal          Amend Comprehensive Plan Policies I-2.1.4 and I-2.1.13 to allow the Board of County Commissioners to approve alternative design standards within the Mount Plymouth-Sorrento Main Street Future Land Use Category.</p>	MOLEND A

APPROVED	<p><b>Tab 1. Ordinance No. 2020-20</b>          Rezoning Case # CUP-20-01-4          Martin Sport Horses          Conditional Use Permit to allow a horse stable for boarding, riding, horse sales, and breeding of horses on Agriculture (A) zoned property.</p> <p><b>Approved with Board modifications.</b></p>	MOLEND A
APPROVED	<p><b>Tab 28. PUBLIC HEARING:</b>          Request approval to adopt and execute <b>Ordinance 2020-19</b> repealing Article IV, Chapter 13, Lake County Code, entitled Business Taxes. The fiscal impact is an additional reduction in County revenue for fiscal year 2020 of an estimated at \$220,000.00.</p>	MARSH
APPROVED	<p><b>Tab 31.</b> Request approval for the Clonts Grove Boundary Analysis to allow Clonts Grove, Inc. to proceed as a Master Planned Unit Development (PUD) within the Wellness Way Area Plan, located in the Clermont area. There is no fiscal impact. Commission District 2.</p>	MOLEND A
APPROVED	<p><b>Tab 35.</b> Request approval of a refund of the bond issuance fee associated with the Industrial Revenue Bonds for the construction of a new middle school building with an attached gymnasium at Montverde Academy. The fiscal impact is \$24,950.00 (expenditure - refund amount). Commission District 2.</p>	BREEDEN
APPROVED	<p><b>Tab 29.</b> Request approval for the County Attorney or designee to execute a Joint Motion and Settlement Agreement in Lake County vs. Lake County Fish Farm (Circuit Court Case No. 2019-CA-2404). The fiscal impact is \$150,000.00 (revenue). Commission District 4.</p>	MARSH
PRESENTATION/ APPROVED	<p><b>Tab 30.</b> Presentation and acceptance of the Fiscal Year 2020 Fire Assessment Study presented by Tindale Oliver.</p>	BARKER
APPOINTMENT	<p><b>Tab 32.</b> Request approval to appoint Mr. Rick Ault to the District 2 vacancy on the Board of Adjustment to fill an unexpired term ending January 31, 2023. There is no fiscal impact.</p>	CAMPIONE
WORKSHOP	<p><b>Tab 33.</b> Workshop on the Fiscal Year 2021 Budget Development.</p>	BARKER
FOR YOUR INFORMATION	<p>Ms. Marsh mentioned the County's litigation with DTR Leasing Corporation and recalled that this pertained to a concrete plant in the Sorrento area. She said that the County had been sued under the Bert J. Harris, Jr., Private Property Rights Protection Act, and that a few months prior, the Board had approved a settlement agreement which entailed the</p>	MARSH



	<p>County purchasing the property. She said that the County was in the middle of due diligence and that they had a survey done. She commented that the County discovered there was no insurable legal access to this property and that access was currently shown in the title commitment as an exception. She remarked that at this point, the settlement agreement was worded such that if DTR Leasing Corporation could not convey marketable title, they would go back to mediation and try to renegotiate; furthermore, if they came to an impasse, then the County would end up taking this case to trial. She did not recommend that the County go back to mediation at this point, and she commented that the County had other avenues where they could obtain access. She mentioned that this property abutted a CSX Transportation railroad, and that the County had positive results negotiating with them in the past to obtain right of way; therefore, they could potentially obtain an easement across the railroad property. She added that the County could negotiate with other property owners and that they could also use eminent domain. She said that unless the Board wished for her to bring this item back on June 2, 2020, they would move forward to closing, which was currently scheduled for June 2, 2020, although she noted it could be postponed for a few days if the Board wanted it brought back for discussion.</p>	
<p>FOR YOUR INFORMATION</p>	<p>Commr. Sullivan said that he liked the ideas offered during the Board's discussion today. He expressed appreciation for the Board members as they moved through this pandemic, along with staff for maintaining their operations.</p>	<p>SULLIVAN</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Parks pointed out that <a href="http://www.onevisionfourcorners.com">www.onevisionfourcorners.com</a> was now up and running. He said that this was the continued effort that he and Commissioner Sullivan participated in to ensure that there was one vision for the Four Corners area between four counties and for the cities there. He commented that this effort continued to move forward and had this website to promote common visions, standards, joint economic efforts, and how to share services. He thought that it was great to see the coordination reaching this level, and he thanked those who were associated with this item.</p>	<p>PARKS</p>
<p>FOR YOUR INFORMATION</p>	<p>Commr. Parks relayed that he had passed along to the Board the updated Central Florida Expressway Authority (CFX) budget and proposed work plan. He highlighted that the Lake/Orange County Connector engineering and design was now funded and remained on the work plan. He said that the numbers continued to support its construction, and he felt that it would be a great project. He hoped that it would be under construction or possibly finished in a few years, and he thought that it would change things in South Lake in a positive way while also helping Orange County. He also felt that it changed the value for the Wellness Way area and that it was good for the county.</p>	<p>PARKS</p>

FOR YOUR INFORMATION	<p>Commr. Parks remarked that he had also distributed a letter to the Board from Mr. David Colby, with the South Lake Chamber of Commerce, which expressed support for housing. He relayed that the Lake 100 affordable housing subcommittee believed that the Lake 100 could enact the attainable housing strategy plan for Lake County, so the County would not have to put it out to bid and wait additional months, in addition to saving tax dollars. He commented that the Lake 100, in conjunction with individuals from South Lake such as the South Lake Chamber of Commerce, could put this plan together for the County. He added that the Lake 100 could also go on the County's behalf and along with the County to the Cities for their buy in. He proposed placing this on the agenda for the next Board meeting on June 2, 2020, and he said that he could ensure that the Lake 100 was in attendance.</p>	PARKS
FOR YOUR INFORMATION	<p>Commr. Parks said that the Board likely received a letter from the Friends of Lake County Trails, and noted that there was a significant request for project development and environment (PD&amp;E) studies for trails. He proposed considering that it was important to have PD&amp;E studies and that they were required to obtain grant funding. He thought that it could be considered in the next month for what portion could be funded through tourist development taxes (TDT). He felt that TDT could experience a reduction, but if the County was going to begin collecting it from all Vrbo and Airbnb-type platforms, then that revenue number could change. He opined that this should be considered as a way to try and fund the PD&amp;E studies in a phased fashion.</p>	PARKS
APPROVED	<p><b>Tab 34.</b> Request approval of <b>Resolution 2020-90</b> supporting the efforts to designate the Green Mountain Scenic Byway as a National Scenic Byway.</p>	PARKS
FOR YOUR INFORMATION	<p>Commr. Breeden thanked staff for working on the vacation rental plan to submit to Governor DeSantis.</p>	BREEDEN
FOR YOUR INFORMATION	<p>Commr. Breeden expressed appreciation for Commissioner Parks working with the Florida Association of Counties (FAC) on the additional Coronavirus Aid, Relief, and Economic Security (CARES) Act funding. She hoped that there could be a discussion with the County's lobbyist to see if they could provide assistance.</p>	BREEDEN
FOR YOUR INFORMATION	<p>Commr. Breeden mentioned local preference in procurement and opined that this could be a good time to see if the County needed any changes for the next few years to help local businesses be more competitive and have a better chance at obtaining County contracts. She noted that construction contractors may not want local preference because it may work against them, whereas those that provide goods and services may benefit from local preference. She expressed interest in the Board considering this.</p>	BREEDEN

FOR YOUR INFORMATION	Commr. Campione said that the County would keep a positive attitude and continue to work with businesses and residents. She urged everyone to be safe and to help the County get its businesses and economy back in a careful way. She felt that the DOH in Lake County was a great partner, and she stated that the County would make sure everyone would be apprised of any changes resulting from COVID-19 testing. She thought that the county had done very well thus far, and she was thankful for the professionalism and the work ethic of the County. She noted that staff had been working hard, and she hoped that there would be more positive items to discuss at the next meeting.	CAMPIONE
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