

**BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA**

REGULAR MEETING

November 15, 2022

COUNTY COMMISSIONERS

Sean Parks, Chairman

Douglas B. Shields, District #1

Kirby Smith, District #3

Leslie Campione, District #4

Josh Blake, District #5

Jennifer Barker, County Manager

Gary J. Cooney, Clerk to the Board

Melanie Marsh, County Attorney

DISCLAIMER

Meetings are held in person with limited occupancy for social distancing. Members of the public are invited to attend in person or join the meeting virtually via Zoom with a computer or smart device. Attendees may also call into the meeting using the information provided on our website.

To view upcoming meeting dates and locations, or for more information on upcoming meetings, visit <https://lakecountyfl.gov/boardmeeting>.

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting; however, Commissioners may add items to the agenda up to 4 days prior to the meeting. They also may remove items from consideration at any time. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

In addition to regular Board meetings, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which any member of the public may comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

ITEMIZED AGENDA

November 15, 2022

9:00 AM. Invocation

Pledge of Allegiance

I. VIRTUAL MEETING INSTRUCTIONS

II. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

III. EMPLOYEE SERVICE AWARDS, QUARTERLY AWARDS & SPECIAL RECOGNITION

IV. MINUTES APPROVAL

Tab 1 Request approval of the following minutes:

- September 13, 2022 (Regular Meeting)

CITIZEN QUESTION AND COMMENT PERIOD

At this point in the meeting the Board of County Commissioners will hear questions, comments and concerns from the citizens. If the issue raised is not on today's agenda, action will not be taken by the Board. Questions may be answered by staff, or referred for appropriate staff action. If further action is necessary, the item may be placed on a future Board agenda.

Zoning and code enforcement matters cannot be discussed during the public comment period.

Procurement matters not scheduled to be heard by the Board today also cannot be discussed during the public comment period.

Public comment shall be limited to 3 minutes per person.

V. PRESENTATION OF PROCLAMATIONS

Tab 2 Presentation of a proclamation declaring November 12-20, 2022 National Hunger & Homelessness Awareness Week, per Commissioner Smith.

VI. CLERK OF COURT'S CONSENT AGENDA

- Tab 3 Request approval of the Clerk of Courts' Consent Agenda (Items 1-6):
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 the City of Clermont Community Redevelopment Agency Resolution 27 adopting the budget for the 2022-2023 Fiscal Year.
 3. Notice is hereby provided of having received Annexation Ordinance 2022-009 from the City of Clermont.
 4. Notice is hereby provided of having received the proposed 2023 Five-Year Water Resource Development Work Program from the Southwest Florida Water Management District, pursuant to Section 373.536(6)(a)(4), Florida Statutes.
 5. Notice is hereby provided of having received Annexation Ordinance 2022-17 from the City of Mount Dora.
 6. Notice is hereby provided of having received the Southwest Florida Water Management District's Fiscal Year 2023 Schedule of Meetings and a map depicting the District's boundaries as required by Section 189.417, Florida Statutes.

VII. CONSENT AGENDA (Tabs 4-17):

A. COUNTY ATTORNEY

- Tab 4 Recommend approval to advertise an Ordinance creating Section 2-4, Lake County Code, to be entitled *Trespass Notices For Public Property*.

B. COUNTY MANAGER

- Tab 5 Notice is hereby provided of the Lake County Sheriff's Office's intent to pursue controlled property items from the Law Enforcement Support Office or other federal sources. There is no fiscal impact.
- Tab 6 Recommend approval:
1. To provide residents who are in good standing with their property taxes in Service Area 1 with a partial refund of the annual solid waste assessment; and
 2. Of a payment to the Tax Collector's Office in an amount not to exceed \$405,000 for the distribution of the refunds.

The fiscal impact will not exceed \$405,000 (expenditure).

C. ADMINISTRATIVE SERVICES

Procurement Services

Tab 7 Recommend approval to declare items as surplus and authorization for removal from the County's fixed asset inventory record. The fiscal impact (revenue) cannot be determined at this time.

D. ECONOMIC GROWTH

Tab 8 Recommended approval to authorize staff to submit the Lake County Historic Courthouse to the Orlando Film Commission and the Florida Office of Film and Entertainment for inclusion in their filming location databases. There is no fiscal impact for inclusion in the database.

E. PUBLIC SAFETY AND DEVELOPMENT SERVICES

Emergency Medical Services

Tab 9 Recommend approval of an assignment of claim from Lake Emergency Medical Services, Inc. to Argo Partners (New York, NY); and authorize the Office of Procurement Services to execute all supporting documentation. The fiscal impact is \$27,490.97 (revenue).

Planning and Zoning

Tab 10 Recommend approval to advertise an Ordinance repealing Section 11.01.07, Lake County Code, Appendix E, Land Development Regulations, entitled *Temporary Signs*, and associated references and amending Section 11.01.06, entitled *Exempt Signs*. There is no fiscal impact.

Tab 11 Recommend approval to advertise an Ordinance creating Chapter XVII, Lake County Code, Appendix E, Land Development Regulations, to be entitled *Rural Conservation Subdivision Design Standards*. There is no fiscal impact.

F. PUBLIC SERVICES AND INFRASTRUCTURE

Office of Housing and Community Services

Tab 12 Recommend approval of a Sub-Recipient Agreement with the City of Tavares for Community Development Block Grant - Coronavirus funds Fiscal Year 2020-2021 to purchase equipment for a transportation workforce program.

The fiscal impact is estimated at \$775,497 (expenditure - 100 percent CDBG grant funded) and is within, and will not exceed, the Fiscal Year 2023 Budget.

Tab 13 Recommend approval of a Sub-Recipient Agreement with the City of Leesburg and the Carver Heights/Montclair Community Redevelopment Agency for Fiscal Year 2020-2021 Community Development Block Grant Coronavirus funds to repurpose an existing building into a food pantry that will serve the surrounding areas.

The fiscal impact shall not exceed \$245,100 (expenditure - 100 percent CDBG grant funded) and is within, and will not exceed, the Fiscal Year 2023 Budget.

Library Services

Tab 14 Recommend approval to adopt the Lake County Library System Combined Operating Budget and Annual Plan of Service for State Aid funding for Fiscal Year 2023. The fiscal impact (revenue) cannot be determined at this time.

Tab 15 Recommend approval of a one-time change to the Library Trust Fund Impact Fees Application due date from March 1, 2023 to June 1, 2023.

Parks and Trails

Tab 16 Recommend approval:
1. Of Contract 22-946 for the Minneola Athletic Complex - Site Lighting (Multi-purpose Field #3) to M. Gay Constructors, Inc. (Jacksonville, FL); and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The fiscal impact is \$232,000 (expenditure) and is within, and will not exceed, the Fiscal Year 2023 Budget. Commission District 2.

Public Works

Tab 17

Recommend approval:

1. To accept a Lake County Water Authority Stormwater Treatment Grant for Sun Eden Water Quality Improvements; and
2. Of an Unanticipated Revenue Resolution adding \$50,000 to the Stormwater MSTU Fund for the Lake County Water Authority Stormwater Treatment Grant for Sun Eden Water Quality Improvements.

The fiscal impact is \$325,000 (\$50,000 grant funded (revenue/expenditure) and \$275,000 Stormwater MSTU (expenditure)) and is within, and will not exceed, the Fiscal Year 2023 Budget. Commission District 3.

VIII. CLOSED SESSION - 10:00 AM TIME CERTAIN

Tab 18

Closed Session of the Board of County Commissioners to discuss *Thomas vs. Lake County*, in the Circuit Court of the Fifth Judicial Circuit in and for Lake County, Florida, Case No. 2020-CA-001152

IX. PRESENTATIONS

Tab 19

Presentation by Laura Kelley, Executive Director, Central Florida Expressway Authority.

X. PUBLIC HEARINGS

Tab 20

Recommend approval and adoption of an Ordinance amending Section 2-90.44, Lake County Code, entitled *Duties*, to modify the semi-annual reporting requirements of the Sales Surtax Oversight Advisory Committee. There is no fiscal impact.

Tab 21

Recommend approval of budget adjustments for the year-end closeout of Fiscal Year 2022 in accordance with County Policy LCC-36, and Section 129.06 (2) (a), Florida Statutes.

Tab 22

Recommend approval and adoption of an Ordinance amending Section 24-10, Lake County Code, entitled *Powers of Authority*, to require approval by the Board of County Commissioners prior to the conveyance of any real property owned by the Lake County Water Authority. There is no fiscal impact.

XI. REGULAR AGENDA

A. ADMINISTRATIVE SERVICES

Management and Budget

Tab 23 Discussion and direction adjusting the rate schedules for Library, Parks, Fire Rescue and Transportation Impact Fees.

B. COMMISSIONERS

Commissioner Campione - District #4

Tab 24 Recommend approval and execution of a Resolution requesting the Florida Legislature to enact legislation regulating noise and odors from the cultivation and processing of medical marijuana or to allow local governments the ability to enact such regulations. There is no fiscal impact.

XII. OTHER BUSINESS

Tab 25 Request appointment of a Commissioner Liaison to the Affordable Housing Advisory Committee.

Commissioner Campione is currently the liaison.

Tab 26 Request approval to appoint members to the WellFlorida Council, and approval of applicable waivers.

- Lake County Provider: Jon Cherry (reappointment) and waiver
- Lake County Non-governmental Consumer: Monica Wofford (appointment) and waiver

Tab 27

Request approval to appoint individuals to the Sales Surtax Oversight Committee to serve four-year terms ending November 19, 2026.

Lake County Board of County Commission Appointments (2 vacancies):

- Bea Meeks – District 3 (originally appointed 8/15/2006; seeking reappointment)
- Herbert Scott Smith – District 3 (originally appointed 01/09/2007; seeking reappointment)
- Brian Lueth – District 2
- Nathan Focht – District 2
- Barbara Wallace – District 4

Lake County School Board (2 vacancies):

- Christie Folker (reappointment)
- Lisa Laboo

Lake County League of Cities (2 vacancies):

- Jim Ley (reappointment)
- Michael Rankin (reappointment)

XIII. REPORTS

A. **County Attorney**

B. **County Manager**

XIV. COMMISSIONER REPORTS

A. **Commissioner Shields - District #1**

B. **Commissioner Smith - District #3**

C. **Commissioner Campione - District #4**

D. **Commissioner Blake - District #5**

E. **Commissioner Parks - Chairman and District #2**

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceedings should contact (352) 343-9760 at least 48 hours before the scheduled meeting; if you are hearing or voice impaired, call 711 or (352) 253-1840.