

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

REGULAR MEETING

December 19, 2023

COUNTY COMMISSIONERS

**Kirby Smith, Chairman
Douglas B. Shields, District #1
Sean Parks, District #2
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

December 19, 2023

9:00 AM. Invocation

Pledge of Allegiance

I. VIRTUAL MEETING INSTRUCTIONS

II. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

III. MINUTES APPROVAL

Tab 1 Recommend approval of the following minutes:

- October 24, 2023 (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.

IV. PRESENTATION OF PROCLAMATIONS

- Tab 2 Recommend approval and presentation of a proclamation and plaque honoring Fire Chief, James P. Dickerson, for his 19 years of service to Lake County, FL.
- Tab 3 Recommend approval and presentation of the Tavares Middle School Patriots Boys Cross-Country Proclamation, per Commissioner Smith.
- Tab 4 Recommend approval and presentation of the Tavares Patriots Girls Cross Country Champions Proclamation, per Commissioner Smith.

V. CLERK OF COURT'S CONSENT AGENDA

Tab 5 Recommend approval of the Clerk of Court's Consent Agenda (Items 1-3):

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 Ordinance 2023-39 adopting the FY2024 Carry Forward Budget Amendment for the City of Groveland's Community Redevelopment Agency per Florida Statute 163.387(6).
3. Notice is hereby provided of having received the St. Johns River Water Management District Governing Board's 2024 meeting schedule.

VI. CONSENT AGENDA (Tabs 6-29):

A. COUNTY ATTORNEY

Tab 6 Recommend authorization for the Chairman to execute the Settlement Agreement for Voluntary Dismissal with Prejudice in Court Case No. 2020-CA-799, *Lake County Voices of Reason, Inc. v. Lake County*. The fiscal impact is \$40,000 (expenditure).

B. PROCLAMATIONS

Tab 7 Recommend approval of the Martin Luther King, Jr. Proclamation, per Commissioner Smith.

C. ADMINISTRATIVE SERVICES

Information Technology

Tab 8 Recommend approval:

1. Of Lake County Policy LCC-103 entitled Information Security Policy. This policy change is required pursuant to Section 282.3185, Florida Statutes, titled Local Government Cybersecurity and must be implemented no later than January 1, 2024; and
2. The cancellation of Policy LCC-77, entitled Computer and Telecommunications Equipment Policy, to be replaced with Policy LCC-103.

There is no fiscal impact.

D. HUMAN RESOURCES AND RISK MANAGEMENT

Tab 9

Recommend approval:

1. Of Contract 23-524 with Tristar Claims Management Services, Inc. (Long Beach, CA) for third party administrator services; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated fiscal impact is \$95,000 (expenditure) and is within, and will not exceed, the Fiscal Year 2024 Budget. Annual expenditures will not exceed available funding in future fiscal years.

Tab 10

Recommend approval:

1. Of Modification Six to Contract 18-0445A with Adventist Health System/Sunbelt, Inc. dba Hospital Centra Care (Maitland, FL), for physical examinations and drug/alcohol screening, adding occupational health services for county wide use, and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$100,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

E. ECONOMIC GROWTH

Visit Lake

Tab 11

Recommend approval:

1. Of continued use of Contract 21-433 with Zartico, Inc. (Salt Lake City, Utah) to provide destination management technology tools; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The annual fiscal impact is \$30,000 (expenditure) over the next three years, for a total fiscal impact of \$90,000 (expenditure). Annual expenditures will not exceed available funding in future fiscal year budgets.

F. PUBLIC SAFETY AND DEVELOPMENT SERVICES

Public Safety Support

Tab 12

Recommend approval and execution of the Amended and Restated Agreement between Lake County, Florida, and Leesburg Regional Medical Center, Inc. d/b/a UF Health Leesburg Hospital, for County-wide Public Safety Communications System use. The fiscal impact annually is \$336.00 (revenue). Commission Districts 3 and 5.

G. PUBLIC SERVICES AND INFRASTRUCTURE

Facilities Management

Tab 13

Recommend Approval:

1. Of Termination and Transfer Agreement (Electric Vehicle Site Host Agreement, Duke Energy Florida Park & Plug Program) with an effective date of the earliest of (a) the date Duke Energy decommissions the Equipment off the Duke Energy network or (b) December 31, 2023.
2. To authorize the Office of Procurement Services to execute all supporting documentation.

There is no fiscal impact.

Office of Housing and Community Services

Tab 14

Recommend approval:

1. Of a Sub-Recipient Agreement with the City of Leesburg for Community Development Block Grant (CDBG) Fiscal Year 2023-24 funds to replace the fence at the Mispah Simmons Apartments; and
2. Of a budget transfer in the amount of \$59,682, reallocating funds from the CDBG Urban Co. Partners-Tavares to CDBG Urban Co. Partners-Leesburg.

The fiscal impact shall not exceed \$59,682 (expenditure - 100 percent CDBG funded).

Tab 15

Recommend approval:

1. Of a Sub-Recipient Agreement with YMCA of Central Florida for Community Development Block Grant (CDBG) Fiscal Year 2023-2024 to operate a middle school afterschool program; and
2. Of a budget transfer in the amount of \$63,325, reallocating funds from Aids Private Org to Aids Private Org - YMCA.

The fiscal impact shall not exceed \$63,325 (expenditure - 100 percent CDBG funded).

Tab 16

Recommend approval:

1. Of a Sub-Recipient Agreement with the City of Leesburg for Community Development Block Grant (CDBG) Fiscal Year 2023-24 funds to resurface the existing parking lots at the Mispah Simmons Apartments; and
2. Of a budget transfer in the amount of \$104,750, reallocating funds from the CDBG Urban Co. Partners-Tavares to CDBG Urban Co. Partners-Leesburg.

The fiscal impact shall not exceed \$104,750 (expenditure - 100 percent CDBG funded).

Public Works

Tab 17

Recommend approval:

1. To increase the expenditure limits of Contracts 20-0918 for On-Call Civil Engineering Services with Halff Associates, Inc. (Tavares, FL) and OM Engineering Services, Inc. (Orlando, FL) to an estimated \$450,000; and
2. To delegate authority to the County Manager to execute individual Task Orders up to \$100,000 each for Contract 20-0918A and B (effective retroactively) with Halff Associates, Inc. and OM Engineering Services, Inc.; and
3. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$450,000 (expenditure) and will not exceed available funding in each fiscal year's budget.

Tab 18

Recommend approval to accept the final plat for Tranquility Townhomes and all areas dedicated to the public as shown on Tranquility Townhomes final plat.

The fiscal impact is \$1,551 (revenue - final plat application fee) and there is no annual maintenance cost as the roads within the subdivision are private. Commission District 1.

Tab 19

Recommend approval:

1. Contract 23-534 with Superior Asphalt, Inc. (Bradenton, FL) to provide various road resurfacing using Community Development Block Grant (CDBG) funds; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated fiscal impact is \$514,987.25 (expenditure - 100 percent grant funded) and is within, and will not exceed, the Fiscal Year 2024 Budget.

Solid Waste

Tab 20

Recommend approval:

1. To increase the expenditure limits of Contract 22-907 for Solid Waste Engineering Services with S2L, Incorporated from an annual estimated expenditure of \$100,000 to \$600,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$600,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Tab 21

Recommend approval:

1. To increase the expenditure limits of Contract 13-0313 for Disposal of Class 1 Waste with A.C.M.S, Inc., d/b/a Heart of Florida Environmental from an annual estimated expenditure of \$1,311,000 to \$3,300,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$3,300,000 (expenditure) and will not exceed available funding in each fiscal year's budget.

Tab 22

Recommend approval:

1. To utilize Contract 24-903 with Compost USA of Sumter County, LLC (Okahumpka, FL) to provide mulch disposal services; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated fiscal impact is \$100,000 (expenditure) and is within, and will not exceed, the Fiscal Year 2024 Budget.

Tab 23

Recommend approval:

1. To increase the expenditure limits of Contract 22-911 for Waste Tire Disposal with Empire Tire of Edgewater, LLC from an annual estimated expenditure of \$58,000 to \$70,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$70,000 (expenditure), and expenditures will not exceed available funding in each fiscal year's budget.

Tab 24

Recommend approval:

1. To increase the expenditure limits of Contract 22-932 for Leachate Disposal Services for vendor pool Aqua Clean Environmental LLC, Delta Pioneer Inc., Water Recovery LLC, and Liquid Environmental Solutions of Florida from an annual estimated expenditure of \$500,000 to \$600,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$600,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Tab 25

Recommend approval:

1. To increase the expenditure limits of Contract 21-0904 for On-Call Landfill Maintenance Services with Integrated Environmental Technology, LLC from an annual estimated expenditure of \$95,390 to \$200,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$200,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Tab 26

Recommend approval:

1. To increase the expenditure limits of Contract 13-0303D for Collection of Residential Waste with FCC Environmental Services Florida, LLC from an annual estimated expenditure of \$7,805,833 to \$11,000,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$11,000,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Tab 27

Recommend approval:

1. To increase the expenditure limits of Contract 13-0303C for Collection of Residential Waste with Waste Connections of Florida from an annual estimated expenditure of \$4,840,320 to \$11,900,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$11,900,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Tab 28

Recommend approval:

1. To increase the expenditure limits of Contract 13-0303A for Collection of Residential Waste with Waste Pro of Florida, Inc., from an annual estimated expenditure of \$4,840,320 to \$12,900,000; and
2. To authorize the Office of Procurement Services to execute all supporting documentation.

The estimated annual fiscal impact is \$12,900,000 (expenditure) and expenditures will not exceed available funding in each fiscal year's budget.

Transit Services

Tab 29

Recommend approval:

1. To adopt an Unanticipated Revenue Resolution adding \$1,213,442 for the Florida Department of Transportation Section 5311 Capital Grant for Fiscal Year 2023-2024; and
2. Of the procurement of two 35-foot Gillig buses through the fourth Amendment of the Contract (RFP# P-18-005) between Jacksonville Transportation Authority and Gillig, LLC.

The fiscal impact is \$1,213,442 (revenue/expenditure - 100 percent grant funded).

VII. PRESENTATIONS

Tab 30

Presentation by Pam Nabors, President and CEO of CareerSource Central Florida, to provide an overview of CareerSource, Lake County partnerships, and CareerSource services and data specific to Lake County. There is no fiscal impact.

VIII. PUBLIC HEARINGS

Tab 31

Recommend adoption of a resolution to vacate platted right of way located north of Old Highway 50 and south of the Florida Turnpike. The closest municipality is Clermont.

The fiscal impact is \$2,295 (revenue-vacation application fee) and is within the Fiscal Year 2024 Budget. Commission District 2.

Tab 32

Recommend adoption of a Resolution to vacate and to declare specific right of way as surplus and to cease maintenance on a portion of the old Schofield Road. The closest municipality is Clermont. There is no fiscal impact (fees waived per Right of Way Dedication Agreement). Commission District 1.

Tab 33

Recommend approval and adoption of an Ordinance repealing and replacing Section 2-42, Lake County Code, entitled *Criminal History Checks*. These changes are required by Florida Department of Law Enforcement. There is no fiscal impact.

Tab 34

Recommend approval and adoption of an Ordinance creating Section 2-5, Lake County Code, entitled *Control of Access to County-owned, Controlled, and Leased Property*. There is no fiscal impact.

Tab 35

Recommend approval and adoption of an Ordinance Repealing Section 14-4, entitled *Laser Beam Devices*. There is no fiscal impact.

Tab 36

Recommend approval and adoption of an Ordinance amending Lake County Code, Chapter 6, Article III, Section 6-22, entitled *Adoption and Enforcement*. These changes are required to comply with the Eighth Edition of the Florida Building Code. There is no fiscal impact.

IX. REGULAR AGENDA

A. COUNTY MANAGER

Tab 37 Discussion and direction on the Public Lands Bond Referendum.

B. PUBLIC SERVICES AND INFRASTRUCTURE

Office of Housing and Community Services

Tab 38 Recommend approval to advertise an Ordinance creating Section 11-40, Lake County Code, to be entitled *Affordable Housing Covenants and Guarantees*. There is no fiscal impact.

Tab 39 Recommend approval:
1. To advertise an Ordinance amending Sections 3.01.02 and 3.01.03, Lake County Code, Appendix E, Land Development Regulations to allow multifamily and mixed-use residential in commercial and industrial zoning districts. This ordinance is required under Chapter 2023-17, *Laws of Florida*, known as the "Live Local Act"; and
2. To authorization to conduct the Second Public Hearing of the proposed Ordinance at 9:00 a.m. rather than at 5:05 p.m. as required by Section 125.66(4), Florida Statutes. A 4/5 vote is required to approve the waiver of the 5:05 p.m. statutory requirement.

There is no fiscal impact.

X. OTHER BUSINESS

Tab 40 Request approval to appoint members to the Planning and Zoning Board / Local Planning Agency:

- Alternate member recommended by the Lake County School Board: Bill Mathias (reappointment)
- Ex-officio, nonvoting representative of a military installation within Lake County: Mark W. McManus (replacement designee)

XI. REPORTS

A. County Attorney

B. County Manager

XII. COMMISSIONER REPORTS

- A. Commissioner Shields - District #1**
- B. Commissioner Parks - District #2**
- C. Commissioner Campione - District #4**
- D. Commissioner Blake - District #5**
- E. Commissioner Smith- Chairman and District #3**

XIII. CLOSED SESSION (Immediately following the Board meeting)

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| <u>Tab 41</u> | Closed Session relating to collective bargaining pursuant to Section 447.605, Florida Statutes. There is no fiscal impact. |
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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.