

The Board of County Commissioners convened in regular session on this Tuesday, October 10, 2006, at Bushnell, Sumter County, Florida, with the following Members presents to wit: Dick Hoffman, District No. 1, Joey Chandler, Chairman, District No. 2, Michael Francis, District No. 3, Jim Roberts, Vice Chairman, District No. 4, and Randy Mask, District No. 5. The following individuals were also present and acting in their respective official capacities: Sandra Howell, County Administrator, Connie Webb, Deputy Clerk, and Randall N. Thornton, Attorney for the Board.

The meeting was called to order at 5:05 p.m. by Chairman Chandler, with the devotional given by Chairman Chandler, followed by the flag salute.

TIMED ITEMS AND PUBLIC HEARINGS

PUBLIC HEARING - REVISION TO SEXUAL PREDATORS ORDINANCE

Chairman Chandler called for a public hearing to consider an Ordinance of Sumter County, Florida, Amending Section 16-132(a) of the Sumter County Code, to Provide That the Restriction on Residences of Sexual Predators Does Not Apply to School Bus Stops, Providing for Repeal of Ordinances in Conflict Herewith, Providing an Effective Date; and Providing a Severability Clause. Proof of Publication, as advertised, filed herewith. Attorney Thornton read the title of the proposed ordinance into the record. There was no public input.

Commissioner Hoffman moved, with a second by Commissioner Francis, to adopt an Ordinance of Sumter County, Florida, Amending Section 16-132(a) of the Sumter County Code, to Provide That the Restriction on Residences of Sexual Predators Doe Not Apply to School Bus Stops, Providing for Repeal of Ordinances in Conflict Herewith, Providing an Effective Date; and Providing a Severability Clause, said Ordinance being effective October 15, 2006. **The motion carried unanimously.** (101006-1)

PUBLIC HEARING - FIREWORKS ORDINANCE

Chairman Chandler called for a public hearing to consider an Ordinance of the Board of County Commissioners of Sumter County, Florida, pursuant to Fla. Stat. Chap. 791 Regulating the Sale, Storage, Use and Display of Flares, Rockets, Firecrackers, Sparklers, and Fireworks in General; Providing Penalties; Providing for Severability; Providing for Repeal; Providing for Codification; and Providing an Effective Date. Proof of Publication, as advertised, filed herewith. Attorney Thornton read the title of the proposed ordinance into the record. Bill Gulbrandsen, Fire Services Administrator, elaborated on the necessity of this ordinance. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Mask, to adopt an Ordinance of the Board of County Commissioners of Sumter County, Florida, pursuant to Fla. Stat. Chap. 791 Regulating the Sale, Storage, Use and Display of Flares, Rockets, Firecrackers, Sparklers, and Fireworks in General; Providing Penalties; Providing for Severability; Providing for Repeal; Providing for Codification; and Providing an Effective Date, said Ordinance being effective October 15, 2006. **The motion carried unanimously.** (101006-2)

PUBLIC HEARING – ATV ORDINANCE

Chairman Chandler called for a public hearing to consider an Ordinance by the Board of County Commissioners of Sumter County Pursuant to Fla. Stat. Sec. 316.2123(2) Providing That ATV's, as Defined in Fla. Stat. Sec. 317.003 Shall Not be Operated on Roadways in Sumter County; That Sumter County is Exempt From the Provisions of Fla. Stat. Sec. 316.2123(1), Providing for Repealer, Severability, Inclusion in the Sumter County Code, Modifications That May Arise From Consideration at Public Hearing; and Providing for an Effective Date. Proof of Publication, as advertised, filed herewith. Attorney Thornton read the title of the proposed ordinance into the record. The Legislature amended Chapter 316.2123 to allow the operation of ATVs on certain roads and at certain times, however, it included a provision for a county to exempt itself out of this. If this proposed ordinance is adopted it would exempt Sumter County from Chapter 316.2123 and continue to prohibit ATVs from County Roads. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Francis, to adopt an Ordinance by the Board of County Commissioners of Sumter County Pursuant to Fla. Stat. Sec. 316.2123(2) Providing That ATV's, as Defined in Fla. Stat. Sec. 317.003 Shall Not be Operated on Roadways in Sumter County; That Sumter County is Exempt From the Provisions of Fla. Stat. Sec. 316.2123(1), Providing for Repealer, Severability, Inclusion in the Sumter County Code, Modifications That May Arise From Consideration at Public Hearing; and Providing for an Effective Date, said Ordinance being effective October 15, 2006. **The motion carried unanimously.** (101006-3)

REPORTS AND INPUT – NO ACTION REQUIRED**COUNTY ADMINISTRATOR**

Sandra Howell, County Administrator, presented the following items to the Board for discussion and/or consideration.

1. Southwest Florida Water Management District has scheduled a public workshop on the proposed minimum flows and levels on October 18, 2006 from 6:00 PM to 7:30 PM to be held at the Wildwood Community Center, 6500 CR 139, Wildwood. The workshop will focus on the MFL's for Big Gant Lake, Lake Deaton, Lake Miona, Lake Okahumpka and Lake Panasoffkee.

2. Community Based Issue Request (CBIR) for state legislative funding will be developed for submittal by the end of December. Ms. Howell requested the Commissioners to contact her regarding priorities and she will compile recommendations for full Board review in November/December.

3. LifeNet, who provides air medical emergency transport, will need to be relocated due to the CR 139 alignment. Staff will be identifying County properties that could be used for relocation for Board's consideration. Ms. Howell advised that they are looking at property in the Lake Okahumpka area.

4. Jail Overcrowding – Currently there are more than 18 inmates being housed in Levy County at the rate of \$50 per day, per inmate. Levy County has

capped the beds for Sumter County at 18. The Sheriff has negotiated an additional 20 beds at Hernando County Jail, which is a private facility, at \$52.80 per day, per inmate. The Board has budgeted \$350,000 this fiscal year for inmate housing which will pay for off-site housing for 19 inmates. An additional allocation from Reserve for Contingencies will be needed to fund additional off-site housing. Sheriff Farmer and Chief Jordan were present and addressed the Board regarding these issues and requested permission to move 20 inmates to Hernando County. **Commissioner Roberts moved, with a second by Commissioner Francis**, for the Sheriff to proceed with relocating 20 inmates to Hernando County to relieve the overcrowding issues here. **The motion carried unanimously.**

Chairman Chandler inquired of Chief Jordan the status of the shooting range at the landfill. Chief Jordan advised that there will be notice in the newspaper of Hunters Day and the Hunters Safety Course.

5. Ms. Howell advised that the County has received verbal notification from the Florida Department of Transportation that the County's application for Small County Outreach Program to resurface C-470 from I-75 to the Lake County Line has been approved. This is approximately a \$2.5 million project. She advised they would be evaluating the cost to add shoulders to the road to see if this could possibly be included in the project. This project would be in 07-08.

6. Ms. Howell advised of two changes in the agenda. Item 3.e.5., the Lobbyist Contract, a termination clause has been added to the Lamonica & Bell contract. Item 3.f.16, Preliminary Plans, the reference to Peterson-Smith Vet Clinic is to be deleted at this time.

7. Ms. Howell advised that interviews were conducted on October 6, 2006 for the Interim Assistant County Administrator. The Mercer Group was hired to recruit candidates for this position. There were approximately 70 applications. Dr. Friejo presented a list of 13 to Ms. Howell of which six (6) were interviewed. Ms. Howell introduced Mr. Joseph Miranti who is scheduled to begin on October 11, 2006. **Commissioner Roberts moved, with a second by Commissioner Hoffman**, to approve the Employment Contract of Joseph Miranti effective October 11, 2006. **The motion carried unanimously.** (101006-4)

**TIMED ITEMS AND PUBLIC HEARINGS
CONTINUED**

PUBLIC HEARING – VILLAGES OF SUMTER NOPC AND COMPREHENSIVE PLAN AMENDMENT

Chairman Chandler called for a public hearing to consider changes to The Villages of Sumter DRI Master Plan and Development Order and Comprehensive Plan Amendments. Robbie Rogers, Planning & Development Director, gave a brief overview of the requested actions. In April, 2006 the developer filed two applications: (1) Notice of Proposed Change (NOPC) to The Villages of Sumter DRI and (2) a Comprehensive Plan Amendment. Both applications have completed the review processes and are before the Board for final action. The plan amendment application includes three

parcels for a total of 84.5 acres. The request is a change of land use to Mixed Use and inclusion in the Urban Development Boundary where applicable. The application was transmitted to state agencies with no objections or comments received. The NOPC adds a total of 89.7 acres to the Master Plan. The NOPC also makes changes in the allocation of commercial uses, the location of the hospital tract and Town Center and other reallocations as reflected in the proposed development order. The development order incorporates changes to the developer's commitments for government services as agreed to by the Board in May, 2006. The action tonight, if approved, will amend the prior Development Order to be consistent with that agreement. There was no public input. Ms. Rogers advised that if the Board approves the request, it will be forwarded to the Department of Community Affairs for their final review. If found in compliance, the Department of Community Affairs will issue a Notice of Intent which will be published in the newspaper. However, if there is anyone present that wishes to receive specific notification by mail, they will need to place their name and address on a Comprehensive Plan Citizen Courtesy List which Ms. Rogers has available.

Commissioner Roberts moved, with a second by Commissioner Mask, to (1) find that the proposed changes to the DRI do not constitute significant changes requiring regional review; (2) adopt a Resolution of the Board of County Commissioners of Sumter County, Florida, Adopting a Third Amendment to the Second Amended and Restated Development Order For The Villages of Sumter Development of Regional Impact; Providing an Effective Date (101006-5); and (3) adopt an ordinance amending the Comprehensive Plan. (101006-6) **The motion carried unanimously.**

PUBLIC HEARING - ZONING AND ADJUSTMENT BOARD RECOMMENDATIONS

The Chairman called for a public hearing to consider the following recommendations of the Zoning and Adjustment Board. Proof of Publication, as advertised, filed herewith. Brad Cornelius, Planning Manager, presented the following cases for consideration:

Case No. R2006-0071, Owner: The Villages, et al. Requested Action: Rezone 89.5 acres MOL from a non-compliant A5, CL, RR, R6C, to RPUD and include in the Urban Development Area and include in The Villages Master Plan. This case was continued from September 26, 2006. The purpose of this rezoning is to assign the property the proper zoning for The Villages Development of Regional Impact (DRI). These properties are in the process of being added to The Villages DRI. The Zoning and Adjustment Board recommended approval. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve the request of The Villages, et al. to rezone 89.5 acres MOL from a non-compliant A5, CL, RR, R6C, to RPUD and include in the Urban Development Area and include in The Villages Master Plan. **The motion carried unanimously.** (101006-7)

Case No. R2006-0072, Owner: Susan B. Djiovanis, Trustee. Requested Action: Rezone 5 acres MOL from A5 to RR1C to complete a lineal transfer. This rezoning is to complete a lineal transfer which occurred prior to the October 1, 2006 effective date of

the new lineal transfer requirements. The lineal transfer is going from mother to son. The Zoning and Adjustment Board recommended approval. The applicant has acknowledged the flood zone on the property. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve the request of Susan B. Djiovanis, Trustee, to rezone 5 acres MOL from A5 to RR1C to complete a lineal transfer. **The motion carried unanimously.** (101006-8)

Case No. R2006-0073, Owner: Max R. and Betty Simpson. Requested Action: Rezone 4.84 acres MOL from A5 to RR1C and RR1. This rezoning is to complete a lineal transfer which occurred prior to the October 1, 2006 effective date of the new lineal transfer requirements. The lineal transfer is going from stepfather and mother to stepson/son. The Zoning and Adjustment Board recommended approval. The applicant has acknowledged the flood zone on the property and that it is on a non-maintained road. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve the request of Max R. and Betty Simpson to rezone 4.84 acres MOL from A5 to RR1C to complete a lineal transfer. **The motion carried unanimously.** (101006-9)

Case No. R2006-0074, Owner: Sumter County Commercial Center, LLC. Requested Action: Major Amendment to CP (Planned Commercial) Zoning (R2005-0030) on 40 acres MOL. This parcel was rezoned in 2005 to CP for a commercial center to include a 100-room hotel and 184,700 square feet of retail uses. The owner/developer of the subject property revised the plan to include a 550-room hotel and 30,000 square feet of retail uses on three (3) out parcels. The Zoning and Adjustment Board recommended approval of the rezoning to include the following conditions:

- * Development must be in conformance with site plan approved as part of the rezoning;
- * A traffic impact study, signed and sealed by a Florida Professional Engineer, must be submitted at time of Engineering Plan Review;
- * A Memorandum of Agreement (MOA), to address shared infrastructure and access, must be submitted for the out parcels at time of Engineering Plan Review;
- * Mitigation of off-site impacts is the responsibility of the developer;
- * Relocate dumpster located at south boundary of property; and
- * Increase buffer on south edge of property to a Type "A" buffer.

Greg Beliveau was present on behalf of the applicant. He advised that the hotel will consist of a 7-story main tower with 5-story wings with a 5-story parking garage. The Fire Department has signed off on these plans as long fire codes are complied with. Fire lanes and extra fire hydrants have been added. Commissioner Francis disclosed that he has had conversation with Randy Berg regarding this project. Commission Hoffman disclosed that he has also had conversation with Mr. Berg. Mr. Beliveau advised that sewer and water will be provided by the Town of Lady Lake. During the public portion,

Mr. Jack Bratton, expressed a desire to see that any traffic signals required be installed and working prior to the issuance of a certificate of occupancy.

Commissioner Hoffman moved, with a second by Commissioner Mask, to approve the request of Sumter County Commercial Center, LLC, for major amendment to CP (Planned Commercial) Zoning on 40 acres MOL with the following conditions:

- * Development must be in conformance with site plan approved as part of the rezoning;

- * A traffic impact study, signed and sealed by a Florida Professional Engineer, must be submitted at time of Engineering Plan Review;

- * A Memorandum of Agreement (MOA), to address shared infrastructure and access, must be submitted for the out parcels at time of Engineering Plan Review;

- * Mitigation of off-site impacts is the responsibility of the developer;

- * Relocate dumpster located at south boundary of property; and

- * Increase buffer on south edge of property to a Type "A" buffer.

The motion carried unanimously. (101006-10)

Case No. R2006-0075, Owner: Jerome L. and Ann T. Fields. Requested Action: Rezone 2.5 acres MOL from R1 to RR1C. The purpose of this rezoning is to bring the property into compliance with the Future Land Use Map. The Zoning and Adjustment Board recommended approval. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve the request of Jerome and Ann T. Fields to rezone 2.5 acres MOL from R1 to RR1C. **The motion carried unanimously.** (101006-11)

Case No. R2006-0076, Owner: Dawn Goepfert. Requested Action: Rezone 1.87 acres MOL from A5 and RR1 to RR1. This request is to increase the size of the parcel created by zoning in 1984. There will be no increase in density. The Zoning and Adjustment Board recommended approval. There was no public input.

Commissioner Roberts moved, with a second by Commissioner Mask, to approve the request of Dawn Goepfert to rezone 1.87 acres MOL from A5 and RR1 to RR1. **The motion carried unanimously.** (101006-12)

**REPORTS AND INPUT – NO ACTION REQUIRED
CONTINUED**

COUNTY ATTORNEY

1. Attorney Thornton advised that the closing on the Sizemore transaction is scheduled for Friday, October 13, 2006. He advised that there are two aspects to the closing. In the first the County will purchase title outright to two parcels for a price of \$600,000. The County will then enter into a Lease/Purchase Agreement to purchase the remainder of the property. Payments will be made over three years at an interest rate of 7.5%. In order to finalize the first phase, he will need a check issued in the amount of \$607,504.00. **Commissioner Roberts moved, with a second by Commissioner Mask,** to approve the request by Attorney Thornton to have a check in the amount of \$607,504.00 issued for closing on the Sizemore property. **Discussion:** Commissioner

Hoffman inquired if a separate appraisal had been done on the frontage property along CR 471. Attorney Thornton advised that it had not been but could be done if the County should require at some future time. Commissioner Hoffman also inquired if Chief Gulbrandsen had viewed the property to see if a portion would be suitable for a fire station in the future. Chief Gulbrandsen advised that he and Ms. Howell have looked at the property and there is a portion that would be suitable. **The motion carried 4-1 with Commissioner Francis voting nay.**

2. Attorney Thornton presented the original deed and title insurance policy on the Nash transaction for filing in the permanent records. (101006-13)

CLERK OF COURT – No report.

BOARD MEMBERS – No report.

PUBLIC FORUM

Jack Bratton discussed a meeting he attended in Hernando County regarding the problem they are having with building contractors. He would like to see someone be appointed from Sumter County to attend these future meetings.

Dick Lastowka appeared as a representative of the Citizens Advisory Committee of the MPO. He discussed the lack of knowledge of individuals regarding the bus routes in The Villages. He would like to see heavy advertising implemented for citizen awareness, especially with the influx of seasonal visitors. Ms. Howell advised she is working with Lilla Holt on this.

NOTES FOR THE FILE

a. Agreement for Professional Services between Sumter County Emergency Management Office and the Withlacoochee Regional Planning Council, noted. (101006-14)

b. Budget Transfers T-209 through T-223, noted. (101006-15)

c. Summons received by Sumter County from the Circuit Court of the Fifth Judicial Circuit of the State of Florida in the case of *Beneficial Florida, Inc. vs. Leroy G. Kirkland III a/k/a Leroy George Kirkland, III, et al.*, Case No. 2006 CA 001437.

d. Notice of Completion for realignment of CR 109, noted. (101006-16)

e. Certificate of Liability Insurance for Guy's Diversified, Inc. and Russell Roofing Inc., noted.

f. Civil Restitution Lien Orders for Scott Morrow, Michael Brewer, Derrell Johnson, Christopher Stokes, Juan Mejia, Justin Lowery, Majed Hack, Harley Rose, Jacob Warthen, Kevin Waters, Martin Perez, Jeremy Cameron, James Lewis, Ernesto Lopez, Jose Hernandez, Ricardo Garcia, Jose Marroquin, Kenneth Salyers, Robert McDougald, Rhonda Grover, Miguel Lopez, Scott Boilard, Jacie Edsall, Jose Cruz, Paul Stefansky, Jose DeSilva, Shawn Stokes, Roger Smith, Steven Johnson, Mathew Oxendine, Laurie Kirkpatrick, John Babett, Robert Gorham, Wilberto Silot, Brian Keen, and Ernest Weddle, noted.

REPORTS

- a. Sumter County Planning & Development Summary, September, 2006.
- b. Sumter County Economic Development Council, monthly report, September, 2006.
- c. Personnel Report, September, 2006.

FILED ITEMS

- a. Letter from Lisa Henningsen, Southwest Florida Water Management District, to all Commissioners regarding Public Workshop on Guidance and Minimum Lake Levels for Lake Panasoffkee, Lake Miona, Lake Deaton, Lake Okahumpka, and Big Gant Lake in Sumter County.
- b. Letter from Clay Black, Southwest Florida Water Management District, to all Commissioners, dated September 26, 2006, regarding request for statement of completion as built drawings for Lake Okahumpka Park Improvements.
- c. Letter from Diane Pickett Culpepper, Bright House Networks, to all Commissioners, dated September 26, 2006, regarding added channels.
- d. Villages Community Development District No. 2 minutes of meeting held August 25, 2006.
- e. Letter from Rogers Evans, Department of Environmental Protection, to Ted Graham, Sumter Sanitation, LLC, regarding Wildwood Transfer Station, Pending Permit No. 268173-001-SO/30.
- f. Letter from Norman Colburn to Commissioner Hoffman, dated September 18, 2006, regarding County Road Maintenance.
- g. Letter from Peter Wahl, Village Center Community Development District to Commissioner Chandler, dated September 22, 2006, regarding Government Day.
- h. Memo from Timothy Lance to Commissioner Chandler, dated September 26, 2006, regarding the mine in Sumter County.
- i. Letter from Bruce Wirth, Southwest Florida Water Management District, to all Commissioners, dated September 21, 2006 regarding Lake Panasoffkee Restoration Council.
- j. Letter from Gregg Jones, Southwest Florida Water Management District, to Bradley Arnold, dated September 21, 2006 regarding New Reclaimed Water Funding Requirements.
- k. Memo from Martin Kelly, Southwest Florida Water Management District, to all Commissioners regarding Public Input Meetings for Update to Schedule for Establishment of Minimum Flows and Levels.
- l. Memo from Ms. Howell to all Commissioners dated September 21, 2006 through October 3, 2006.
- m. Letter from Mike McDaniel, Department of Community Affairs, to Commissioner Chandler, dated September 25, 2006, regarding School Interlocal Incentive Program.

n. Letter from Frank Halas, Board of Collier County Commissioners, dated September 26, 2006, regarding Florida Water Management District Governing Board Members.

o. Letter from Sandra Howell, County Administrator, to Craig Fugate, dated October 3, 2006, regarding FEMA deadlines.

p. Letter from Sandra Howell, County Administrator, to John Sullivan regarding street sweeper in Sumter County.

q. Memo from Cathy Collins, Budget Supervisor, Department of Revenue, to Sumter County Property Appraiser, dated September 21, 2006, regarding budget summary.

r. Memo from T.J. Fish, Lake-Sumter Metropolitan Planning Organization, to all Commissioners, dated September 22, 2006, regarding contribution to MPO Advisory Council.

s. Fire Management Program & Cooperative Forestry Assistance Program for fiscal year July 1, 2005 – June 30, 2006.

NEW BUSINESS

MINUTES

1. Minutes of the Regular Meetings of September 19, 2006 and September 26, 2006 and Special Meetings of September 19, 2006 and September 25, 2006, and authorize the Chairman and Clerk to execute same.

2. Development and Review Committee Minutes for September 25, 2006 and October 2, 2006.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve Agenda Items 1 and 2 under "Minutes". The motion carried unanimously.

FUTURE PUBLIC HEARINGS OR MEETINGS

1. Schedule a Public Hearing regarding repealing Ordinance creating a text change to the Comprehensive Plan on October 31, 2006 at 5:00 PM at the Historic Courthouse in Bushnell.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve Agenda Item 1 under "Future Public Hearings or Meetings". The motion carried unanimously.

APPOINTMENTS

1. Re-appointment of Katherine Lovett to the Mid-Florida Community Services Board of Directors.

2. Re-appointment of Terry Pasko to the Code Enforcement Board.

Commissioner Roberts moved, with a second by Commissioner Francis, to approve Agenda Items 1 and 2 under "Appointments". The motion carried unanimously.

FINANCIAL

1. Purchase Orders.
2. Change Order #1 in the amount of \$23,286.44 from Art Walker Construction Company, Inc. regarding CR 631C project. The reason for the change order is due to clay encountered which had to be removed and replaced with good soil. (101006-17)
3. Inventory Matters. (101006-18)

Commissioner Roberts moved, with a second by Commissioner Francis, to approve Agenda Items 1 through 3 under "Financial". The motion carried unanimously.

CONTRACTS AND AGREEMENTS

1. Grant and Contract for Sumter County Drug Task Force II. This is to accept the Edward Byrne Memorial Justice Assistance Grant, Contract No. 2007-JACG-SUMT-1-P3-168 in the amount of \$40,470.00. These funds will be used for the purpose of reducing crime and improving public safety. There is no County match required for this grant. (101006-19)
2. Addendum to the ABC Clean-All Janitorial Contract. This will increase service at The Villages Annex Office and Building Department from three nights per week to five nights per week at an additional cost of \$6,120.00 for the year. (101006-20)
3. Renewal of agreements with various organizations in Sumter County for the period October 1, 2006 through September 30, 2007.
 - a. Agreement with the Sumter County Chamber of Commerce for administrative services for Tourist Development Council. (101006-21)
 - b. Agreement with the Haven of Lake & Sumter Counties, Inc. (101006-22)
 - c. Agreement with Lake Sumter Community College. (101006-23)
 - d. Agreement with the Industrial Development Authority. (101006-24)
 - e. Agreement with Lifestream Behavioral Center, Inc. (101006-25)
 - f. Agreement with Lake Sumter Children's Advocacy Center, Inc. (101006-26)
 - g. Agreement with Mid Florida Community Services, Inc. (101006-27)
 - h. Agreement with the Sumter County Chamber of Commerce. (101006-28)
 - i. Agreement with the Sumter County Youth Center, Inc. (101006-29)
 - j. Agreement with Youth and Family Alternatives, Inc. (101006-30)
4. Contract between the Sumter County Board of County Commissioners and State of Florida Department of Health for operation of the Sumter County Health Department for the period October 1, 2006 through September 30, 2007. (101006-31)
5. Contracts with Lamonica & Bell for the term October 15, 2006 through September 30, 2007 and Martha W. Cleaver for the term October 1, 2006 through

September 30, 2007, in the amount of \$50,000 each for consulting services to provide legislative lobbying services. (101006-32)

Commissioner Hoffman made a motion, with a second by Commissioner Francis, not to approve these contracts. The motion failed 2-3 with Chairman Chandler, Commissioner Mask and Commissioner Roberts voting nay.

Commissioner Roberts moved, with a second by Commissioner Mask, to approve the contracts with the addition of the termination clause in the contract with Lamonica & Bell. The motion carried 3-2 with Commissioner Francis and Commissioner Hoffman voting nay.

6. Interlocal Agreement for Wildwood Springs Development of Regional Impact Transportation Review between Sumter County, Florida, City of Wildwood, Florida, and Lake-Sumter Metropolitan Planning Organization. On September 25, 2006 a pre-application meeting was held for the Wildwood Springs Development of Regional Impact (DRI). The DRI is located at the extreme southern end of the City of Wildwood along CR 468. The DRI is proposed to encompass 3,000 dwelling units and 150,000 square feet of retail/office/commercial on approximately 1,025 acres. Preliminary traffic generation estimates provided by the application are in excess of 30,000 trips per day. The MPO provided a Scope of Services and fee estimate in the amount of \$4,800 to provide the joint transportation services for the DRI. The Scope of Services is appropriate for the comprehensive review and analysis of the transportation impacts of the DRI. This Interlocal Agreement authorizes the MPO to provide the transportation review services for the DRI consistent with the Scope of Services with the cost of the DRI transportation review to be equally shared between Sumter County and the City of Wildwood (\$2,400 each). Randall Thornton has reviewed this agreement and had no comments or revisions. (101006-33)

7. Transportation Agreement between Board of Sumter County Commissioners, d/b/a Sumter County Transit, and Mid Florida Community Services, Inc. to transport elderly Sumter County residents, who qualify for the program, to congregate meal sites for lunch, activities, socialization, etc. (101006-34)

8. HUD (Housing and Urban Development) Section 8 Voucher Program contracts. (101006-35)

9. Fire Services Agreement between Sumter County, Florida and the Croom-A-Coochee Volunteer Fire Department, Inc. (101006-36)

10. Accept grant award of State Home Land Security Grants for Emergency Management. There are no County match funds.

a. Contract Number: 06-DW-3W-05-70-01, CFDA Number: 97.067 in the amount of \$34,945. This grant will provide funds for the purpose of planning, training and exercises for Emergency Management. (101006-37)

b. Contract Number 07-DS-5N-05-70-01, CFDA Number 97.067 in the amount of \$12,875. This grant will provide funds for the purpose of purchasing laptops

and equipment for the Emergency Operations Center (EOC) for Emergency Support Functions (ESF). (101006-38)

c. Contract Number 07DS-5N-05-70-01, CFDA Number 97.067, Issue 06 in the amount of \$18,716. This grant will provide funds for the purpose of planning, training and exercises for Emergency Management. (101006-39)

11. Agreement for Hazard Mitigation Grant Program (HMGP) Grant Management between Sumter County, Florida and Andy Easton & Associates. The Board has been awarded an HMGP grant for wind resistance improvements to fire stations. This agreement provides for grant and project management activities, monitoring, and reporting, including close-out. (101006-40)

Commissioner Roberts moved, with a second by Commissioner Francis, to approve Agenda Items 1 through 11, under "Contracts and Agreements", pulling Item 5 for a separate vote. The motion carried unanimously.

GENERAL ITEMS FOR CONSIDERATION

1. Approval of Final Plat for VOS, Unit 137. This is a 152-lot/3-tract subdivision on 31.46 acres in The Villages. (101006-41)

2. Approval of Final Plat for VOS, Unit 138. This is a 231-lot/1-tract subdivision on 54.67 acres in The Villages. (101006-42)

3. Approval of Final Plat for VOS, Mariel Villas. This is a 57-lot/2-tract subdivision on 6.67 acres in The Villages. (101006-43)

4. Approval of Final Plat for VOS, Adriana Villas. This is a 71-lot/3-tract subdivision on 10.36 acres in The Villages. (101006-44)

5. Approval of Final Plat for VOS, Seneca Villas. This is a 58-lot/7-tract subdivision on 8.24 acres in The Villages. (101006-45)

6. Reject proposals for Solid Waste Transfer Station Operation and authorize staff to proceed with discussions with The Villages Developer regarding contracting for flow of waste. The Board issued a Request for Proposals for Solid Waste Transfer Station Operation and received one proposal from Sumter Sanitation. The review committee recommends the Board reject this proposal based on the following reasons:

a. The tip fee for the proposed site would be \$53.53 per ton. This would be an increase of \$4.03 per ton to dispose of solid waste as the County's current tip fee is \$49.50 per ton.

b. The County would not be "out of the solid waste business." The County would need to provide a drop-off area for citizens who deliver their garbage, as well as a citizen drop-off site for recyclables, tires, used oil, etc.

c. The Solid Waste Facility is located in the central part of the County. Moving the facility north will cause a hardship on South Sumter County haulers and cities in additional costs that will be shifted to citizens.

d. The County should not contract away their ability to assess. The County may need the ability to assess in the future and need all options available.

7. Award Tree Bid 06-052 TR to Bass Tree Service for tree removal services on CR 542H, 426A, 177, 159 and 237. Sumter County Public Works requested bids for removal of five (5) trees and one (1) hanging limb on CR 542H, 426A, 159 and 237. The following sealed bids were received timely and opened at the Sumter County Courthouse at 2:05 pm on October 2, 2006:

Bass Tree Service	\$1,800.00
Arbor Care Tree Service	\$2,400.00
Cory's Tree Service	\$2,425.00
R & W Tree Service	No Bid

8. Public Works Department to assist the City of Bushnell with the Fall Festival Parade route detours and closures The Festival will be held on Saturday, October 21, 2006 beginning with the parade at 10:00 a.m. and ending with the fireworks display at 9:30 p.m. (101006-46)

9. Satisfaction of Judgment for Legal Services for William Holbrook and Betty Jo Whitman.

10. Adopt Tangible Personal Property Policy and Procedures effective October 11, 2006. (101006-47)

11. Holiday meeting schedule for November and December 2006. Cancel meetings of November 21 and December 26, 2006. (101006-48)

12. Modification of Resolution regarding the Sumter County Government Office Building. On May 2, 1995, the Board adopted "A Resolution of the Board of County Commissioners of Sumter County, Florida, Establishing a Special Account to Which All Rent Payable by Florida DHRS on the Former Slocumb Building is to be Deposited and Establishing a Priority of Expenditures for Said Rental Property." As the Board has recently taken action to sell the Government Office Building, it is recommended that this Resolution be modified as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF SUMTER COUNTY, FLORIDA, MODIFYING SUMTER COUNTY RESOLUTION DATED MAY 2, 1995, LIMITING THE USE OF REVENUES FROM THE FORMER SLOCUMB BUILDING, NOW KNOWN AS THE SUMTER COUNTY GOVERNMENT OFFICE BUILDING TO ALLOW SURPLUS REVENUES IN THE SPECIAL ACCOUNT ESTABLISHED PURSUANT TO SAID RESOLUTION TO BE USED FOR OTHER COUNTY OFFICE BUILDINGS. (101006-49)

13. Updated Transit Operations Manual. (101006-50)

14. Invitation to Bid for the Bookmobile at the Sumter County Library System. The Sumter County Library System has been awarded a grant of \$170,000 to purchase a bookmobile or Library on Wheels. The vehicle must be purchased and the funds expended by September 30, 2007.

15. Overnight Vehicle Justification for Heather Sweeten and Christopher Merritt in the Animal Control Department.

16. Preliminary Plans heard at the June 5, 2006, August 14, 2006 and September 25, 2006 Development Review Committee meetings as follows:

a. Corky Smallwood Painting – Major Development – To construct commercial retail office on 1.58 acres MOL.

b. Bealls Department Store Building Expansion – Major Development – To construct a 23,259 gsf Bealls building expansion with associated paving, drainage, utility, and landscape improvements.

c. TV – Peterson-Smith Vet Clinic @ Buffalo Ridge – Major Development – To construct a 6,048 square foot veterinary clinic on 1.00 acres MOL.

This item is to be deleted at this time.

d. TV – Murphy Oil USA, Inc. @ The Wal-Mart Supercenter – Major Development – Construct a gas station with 598 square foot kiosk with 6 regular pump islands and 2 diesel pump islands on 1.1494 acres MOL.

17. Spreading of lime rock on SE 50th Avenue. On August 15, 2006 the Board approved to evaluate the County's Emergency Access Road Policy on SW 50th Drive.

Option I – Rock has been spread – do nothing.

Option II – Blade and roll.

Staff recommends Option I as the request does not meet the criteria set forth in Section 20-85 (Maintenance of Roads) of the Code. (101006-51)

18. Accept grant award for Fiscal Year 2007/2008 Public Transit Development Program funding. (101006-52)

19. Approve the list of errors, insolvencies, double assessments, and discounts for the 2005 Sumter County Tax Roll. (101006-53)

20. Home Tenant Based Rental Assistance payments. (101006-54)

21. Home Tenant Based Rental Assistance payment request form. (101006-55)

22. SHIP (State Housing Initiative Partnership) Grant payments, approval of bids and execution of Satisfaction of Mortgage. (101006-56)

Commissioner Roberts moved, with a second by Commissioner Mask, to approve Agenda Items 1 through 22 with the deletion of Peterson-Smith Vet Clinic in Item 16 and approving Option I in Item 17, under "General Items for Consideration".

Discussion: Commissioner Francis inquired about budget impact on Item 8 and what is the County's commitment. Ms. Howell advised that the County does assist the Cities with these types of requests and she will provide the information on any budget impact.

The motion carried unanimously.

ADJOURN

The meeting was adjourned at 6:15 p.m. with prayer by Commissioner Mask.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SUMTER COUNTY, FLORIDA

By _____
GLORIA R. HAYWARD
CLERK & AUDITOR

By _____
JOEY A. CHANDLER
CHAIRMAN