

The Board of County Commissioners convened in regular session on this Tuesday, November 24, 2009, at The Villages, Sumter County, Florida, with the following members present to wit: Richard Hoffman, District No. 1; Doug Gilpin, Chairman, District No. 2; Don Burgess, Vice Chairman, District No. 3; and Garry Breeden, District No. 4. The following individuals were also present and acting in their respective official capacities: Bradley Arnold, County Administrator; John Lege, Finance Director; Melissa Elliott, Deputy Clerk; Connie Webb, Deputy Clerk; and Derrill L. McAteer of The Hogan Law Firm, Attorneys for the Board. Randy Mask, 2nd Vice Chairman, District No. 5 was absent. The meeting was called to order at 5:00 p.m. by Chairman Gilpin, with the invocation given by Vice Chairman Burgess, followed by the flag salute which was led by Chairman Gilpin.

**1. TIMED ITEMS AND PUBLIC HEARINGS**

*a. 5:00 p.m. - Public Hearing - Vacation of Public Right-of-Way on CR 139*

The Chairman called for a public hearing to consider the vacation of public right-of-way in the area of CR 139 and CR-44A. Proof of Publication, as advertised, filed herewith. Bradley Arnold, County Administrator, gave a summary of the proposed vacation of right-of-way and advised that this right-of-way is no longer needed by the County.

PUBLIC - There was no public input.

**Commissioner Hoffman moved, with a second by Commissioner Breeden, to approve the vacation of public right-of-way on CR 139 as presented and the related resolution (2009-90). The motion carried unanimously 4 - 0.**

112409-1-a

*b. 5:00 p.m. - Public Hearing - Sumter County Intent to Apply for a Florida Department of Transportation Section 5310 Grant*

Chairman Gilpin called for a public hearing regarding Sumter County's intent to apply for a Florida Department of Transportation Section 5310 Grant. Proof of Publication, as advertised, filed herewith.

Mr. Arnold advised that this public hearing is a requirement for the County to apply for the Florida Department of Transportation Section 5310 Grant. There is no action required by the Board other than conducting this public hearing for any interested parties that would like to comment.

PUBLIC - There was no public input.

112409-1-b

- c. 5:30 p.m. - Public Hearing - Adoption of Large Scale Comprehensive Plan Amendments: DCA No. 09-2 - Sumter LLC (CP-A2009-0001); Sumter County (CP-A2009-0002)

Chairman Gilpin called for a public hearing to consider the adoption of the following Large Scale Comprehensive Plan Amendments: DCA No. 09-2 - Sumter LLC (CP-A2009-0001); and Sumter County (CP-A2009-0002). Proof of Publication, as advertised, filed herewith.

Brad Cornelius, Planning Manager, presented the cases for consideration. On August 11, 2009 the Board approved the transmittal of these large scale amendments to the Sumter County Comprehensive Plan to the Florida Department of Community Affairs (DCA) for review and comment. On October 23, 2009, DCA issued its Objections, Recommendations, and Comments (ORC) report for the proposed amendments. There were no objections raised.

CP-A2009-0001 (Sumter LLC) - Change Future Land Use from Agriculture and Commercial to Industrial (175 acres) and Public/Institutional/Educational (5 acres) on 180 acres on SR 44 east of I-75, include the property into Urban Development Boundary and add policy to Future Land Use Element to limit development entitlements.

CP-A2009-0002 (Sumter County) - Add new policy to Intergovernmental Coordination Element reflecting the adoption of the Interlocal Service Boundary Agreement with the City of Wildwood. This policy is required by Florida Statutes. The DCA cautioned the County to be aware as it goes through further implementation of the Interlocal Service Boundary Agreement with the City of Wildwood, particularly looking at the land use implementation and that the County take a close look in terms of the needs analysis and making sure it is appropriately balanced.

PUBLIC - There was no public input on this matter. There was a question from the audience wanting to know if this case was related to the 674 matter and the response was no.

**Commissioner Breeden moved, with a second by Commissioner Hoffman, to approve the Adoption of Large Scale Comprehensive Plan Amendments: DCA No. 09-2 - Sumter LLC (CP-A2009-0001) and Sumter County (CP-A2009-0002) and the related ordinance (2009-25). The motion carried unanimously 4 - 0.**

112409-1-c

- d. 5:30 p.m. - Public Hearing - Remedial Comprehensive Plan Amendment Regarding CPA-2008-0001 Future Land Use Map Amendment for 674 Properties,

LLC

Chairman Gilpin called for a public hearing to consider a Remedial Comprehensive Plan Amendment Regarding CP-A2008-0001 - Future Land Use Map Amendment for 674 Properties, LLC. Proof of Publication, as advertised, filed herewith.

Brad Cornelius, Planning Manager, presented the case for consideration. In February, 2009 the Board adopted a Future Land Use Amendment from Agriculture to Mixed Use for a recreational vehicle park located on CR 673 (Veteran's Highway) between US 301 and CR 674. In April, 2009 the Florida Department of Community Affairs (DCA) issued a Notice of Intent to find the subject future land use amendment not in compliance with Chapter 163, Florida Statutes and Rule 9J-5, Florida Administrative Code. DCA's primary objection to the amendment and finding it not in compliance was a concern that the amendment would create an urban sprawl in the south end of the County. After receiving the Notice of Intent, the Board directed staff to work with DCA to try to settle the objections through the settlement process under Florida Statutes. Staff, along with the applicant who filed as an intervening party under Florida Statutes, has been working with DCA over the past few months to develop a remedial amendment. The remedial amendment takes the original amendment that the Board adopted back in February and changes it. In this case the change took the Memorandum of Agreement (MOA) that the Board initially adopted in February of 2009 and changed it into a policy that can be adopted as part of the County's Future Land Use Comprehensive Plan. DCA's primary objection is the potential encouragement of premature conversion of rural land to urban land due to the extension of potable water and sewer services from the City of Bushnell to the site (i.e. urban sprawl). To resolve this, the applicant eliminated the extension of the potable water line and will utilize an on-site potable water treatment facility, limited the sewer line to 6" in diameter, and included a prohibition of future connections to the sewer line from CR 673 to approximately 2.33 miles to the north along US 301.

The action requested this evening is for the Board to adopt the proposed policy shown below as the Remedial Plan Amendment in order to resolve the Florida Department of Community Affairs' Not-In-Compliance finding for Amendment 09-1 (CPA-2008-0001) involving changes to the Comprehensive Plan Future Land Use Map adopted by Ordinance No. 2009-02 on February 10, 2009 as part of the Sumter County 09-1 package:

Policy 7.1.17.3: The project identified on the Future Land Use Map as 04-5 and known as the Southern Villas RV Resort shall adhere to the following standards:

a. The Southern Villas project is a Recreational Vehicle Park ("Project") that will be developed as an RV Planned Unit Development (RVPUD) by 674 Property, LLC ("Owner"). The project shall utilize CR 673 as an access point with additional emergency access provided from CR 674 and CR 654A. The project shall provide the necessary screening and buffering to ensure compatibility between adjacent land uses. The screening and buffering shall be determined through the RVPUD zoning process.

b. The maximum number of RV spaces shall be 400 and shall be limited to Class "A"

motor homes and motorcoaches as defined by Section 320.01, Florida Statutes, and the Sumter County Land Development Code. Occupancy of RV units shall be restricted to persons fifty (50) years of age or older. Any accessory uses on individual lots shall be set forth in the RVPUD zoning, including any nonresidential structures.

c. No publicly dedicated roadways will be constructed within the property and the County shall have no obligation for the improvement or maintenance of private roads and road rights-of-way within the Property. The County has no obligation or responsibility for the improvement or maintenance of such roadways and shall look solely to the Owner or the Homeowner's Association formed for that purpose for improving and maintaining the roads and rights-of-way.

d. The Property shall be served by central sanitary sewer service from the City of Bushnell. This will be accomplished through the installation of a sanitary sewer force main which is limited in size diameter to not greater than 6 inches, to provide the minimum flow required to transfer waste water to the City of Bushnell's sanitary sewer system. The County agrees that no new development will be authorized to connect to this line for a distance of 12,300 feet or 2.33 miles, running north along US Highway 301 from the intersection of CR 673 and US 301. Also, pursuant to the agreement entered into between the City of Bushnell and the developer on September 10, 2009 and amended on September 25, 2009, the City of Bushnell agrees that no new development will be authorized to connect to this line for a distance of 12,300 feet or 2.33 miles, running north along US Highway 301 from the intersection of CR 673 and US 301.

e. The extension of sewer lines shall be constructed by the Owner, at the Owner's expense, to ensure that the City of Bushnell can provide sufficient sanitary sewer capacity for the total approved number of RV units (400 units) and nonresidential square footage. Prior to any development approvals for the Project, the existence of sufficient sewer service capacity shall be confirmed by an executed Developer Agreement between the Owner and the City of Bushnell for the provision of the required sanitary sewer services. The County shall coordinate with the City of Bushnell to adopt the required sanitary sewer improvements into the first 3 years of the 5-year capital improvement plan of the City of Bushnell's Comprehensive Plan at the City's next regularly scheduled update of its capital improvement plans.

f. The Owner shall install, at the Owner's expense, an on-site potable water system, including a well, pump, and treatment system, which are sized to provide the maximum capacity required to serve the Project, including the capacity to meet minimum fire flow requirements.

g. Surface water and storm water management shall be engineered and designed to serve the entire Project pursuant to permits issued by the Southwest Florida Water Management District and as required by the Sumter County Land Development Code. The County shall have no obligation for the improvements or maintenance of such surface water and storm water management system. Each owner of any portion of the Project shall look solely to the Owner or a Homeowner's Association formed for that purpose for

such improvements and maintenance.

h. No development shall occur in the 100-year floodplain or wetlands. The owner shall place the undeveloped portion of the Property that is identified as open space, the 100-year flood plain, and delineated wetlands in a conservation easement, in a manner and form allowed by state law. Such easement shall be recorded in the Public Records of Sumter County, Florida, with the understanding that it is binding on the Owner's successors and assigns.

i. The Owner shall create a Homeowner's Association (the "Association"). Each owner within the Property shall be a member of the Association. The Association shall have the authority and responsibility to maintain, repair, and replace roads and rights-of-way; and, the surface water and storm water management system referenced in Policies 7.1.17.3c and f, above, as well as, all tracts, water retention areas and common areas.

j. All site improvements, structures and signs shall be permitted by Sumter County pursuant to the County's Land Development Code and normal permitting requirements.

#### PUBLIC

Mark Kisenwether, 10958 CR 738H, Webster, expressed concern with the amount of water that would be needed for 400 lots and the effect it would have on surrounding properties.

Susan Lancto, 9050 CR 674, Webster, owns property adjoining the proposed RV park. She is not in favor of the proposed project and requested that any future public hearings on this matter be held at a location closer to the proposed site. She inquired if buffers had been addressed regarding this project as well as lighting issues which would affect the wildlife. She also inquired as to who would pay for the maintenance and upkeep of the sewer lines.

Attorney Randall Thornton, Lake Panasoffkee, appeared on behalf of the applicant. Mr. Thornton responded to some of the concerns expressed. He agreed that water is certainly an issue and that the project would have to go through State regulatory agencies to gain water permits. Buffers and lighting will be addressed later in the process which will provide opportunity for public input. There will be a wildlife study to make certain that the wildlife will be protected. The public will be invited to participate in the water permitting process at public hearings such as this, which will be properly noticed. Mr. Thornton commented that DCA's objection was not to the RV park itself, but to the attractiveness of the proposed water and sewer lines to others.

**Vice Chairman Burgess moved, with a second by Commissioner Breen, to approve the Remedial Comprehensive Plan Amendment Regarding CPA-2008-0001 Future Land Use Map Amendment for 674 Properties, LLC as presented along with the related ordinance (2009-26).**

**The motion carried unanimously 4 - 0.**

112409-1-d

\* Quasi Judicial Hearing

## **2. REPORTS AND INPUT**

### *a. County Administrator*

1. Purchase Orders (For Information Only)

112409-2-a-1

2. Significant Schedule Items (For Information Only)

112409-2-a-2

3. Road Projects Status Report (For Information Only)

112409-2-a-3

4. Facilities Development Projects Financial Status Report (For Information Only)

112409-2-a-4

5. October 2009 Survey Reports for Various Departments (For Information Only).

112409-2-a-5

6. LAP Supplemental Agreement for C-476 West (For Information Only)

This is a supplemental agreement to the original Local Agency Program (LAP) Agreement (FPN 424353-1-5801) executed on September 15, 2009. This is for the CR 476 West Project from the Hernando County Line to SW 22nd Way.

112409-2-a-6

Mr. Arnold acknowledged the original Local Agency Program Agreement (Contract No. APO48) for this project which was accepted by the Florida Department of Transportation on September 15, 2009.

112409-2-a-6-a

7. LAP Supplemental Agreement for C-48 East (For Information Only)

This is a supplemental agreement to the original Local Agency Program (LAP) Agreement (FPN 424352-1-5801, Contract No. APN62)) executed on September 8, 2009. This is for the CR 48 East Project from SR 471 to east of Osceola Avenue.

112409-2-a-7

8. LAP Agreement - Lake Panasoffkee/Pedestrian Trail CR 470 (For Information Only)

On June 23, 2009 the Board approved a resolution authorizing Gary Kuhl, Public Works Director, to execute this agreement (FPN Number is 426505-3-58-01, Contract No. APQ87). The execution date of this agreement was October 30, 2009.

112409-2-a-8

9. Truth in Millage (TRIM) Certification from the Florida Department of Revenue (For Information Only)

112409-2-a-9

10. SHIP Loan Foreclosure Clarification (For Information Only)

Mr. Arnold advised that he has instructed the County Attorney not to pursue action to recover any funds from individuals on second position SHIP loans upon notice of foreclosure of first position mortgages due to the cost involved as well as the probability of recovery being very low.

112409-2-a-10

11. Audit Contract ending 9/30/10 (For Direction)

Mr. Arnold advised that this contract is scheduled to end on September 30, 2010. He also advised that he feels there is no need to change auditors. The consensus of the Board was not to pursue any change in auditors.

112409-2-a-11

12. Change Order No. 2, C.W. Roberts Contracting, Inc., Morse Boulevard Phase 1, 1A and 2 ITB#135-0-2008/AT Project

Mr. Arnold presented a time extension change order for 21 additional days to complete the project due to manufacturing time on the controller cabinet for the signalization portion of the project. Staff recommends approval of this extension.

**Vice Chairman Burgess moved, with a second by Commissioner Hoffman, to approve Change Order No. 2, C.W. Roberts Contracting, Inc.,**

**Morse Boulevard Phase 1, 1A and 2 ITB#135-0-2008/AT Project requesting a 21 day extension. The motion carried unanimously 4 - 0.**

112409-2-a-12

13. Additional Purchase Orders

Mr. Arnold advised that Purchase Order 53326 (C.W. Roberts) is tied to Budget Amendment A-22; Purchase Order 53330 (C.W. Roberts) is tied to Budget Amendment A-23; Purchase Order 53354 (Wade Trim) is tied to Budget Amendment A-28; Purchase Order 53337 (Volkert & Associates) is tied to Agenda Item 3.d.5; Purchase Order 53353 (Kimley-Horn) is tied to Budget Amendment A-27; and Purchase Order 53336 (Volkert & Associates) is tied to Agenda Item 3.d.6. These purchase orders, if approved, will need to be contingent upon the approval of the related items.

112409-2-a-13

14. Mr. Arnold discussed a change in the date for the public hearing requested in Agenda Item 3.b.1. Due to holiday deadlines, change in meeting dates and notice requirements, the date for this hearing will need to be changed to December 29, 2009 at 5:00 p.m. in Bushnell.

*b. County Attorney*

Derrill McAteer, County Attorney, presented the Grant of Easement from the School Board for property on CR 528 which is recorded in Official Records Book 2135, Page 508, Public Records of Sumter County, Florida.

112409-2-b-1

Mr. McAteer also presented three Quit Claim Deeds for Chairman's signature transferring surplus property from Sumter County to the City of Wildwood. The preparation of these deeds was approved at the November 10, 2009 meeting. The parcels being transferred are G06D082, G07024, and G06D071.

112409-2-b-2

Mr. McAteer advised that the Kisenwether Quit Claim Deed has been drafted and is on the agenda for consideration this evening. The signed deed will be recorded and then forwarded to the Kisenwethers along with the Joint Stipulation for Dismissal.

*c. Clerk of Court - No report.*

*d. Board Members*

*1. Commissioner Garry Breeden*

Commissioner Breeden discussed the following comment made at the ribbon cutting

for the new animal control facility: "With the funding of the new facility Animal Control Services will be able to house an increased amount of animals for an extended period of time." The current ordinance establishes a specific number of days allowed for the housing of animals. He was not aware of any discussion that has been had regarding this. Mr. Arnold clarified the intent of the statement and that this would primarily apply to exceptions to the rule, i.e., related to criminal cases.

2. Commissioner Dick Hoffman - No report.

3. Vice Chairman Don Burgess

Vice Chairman Burgess commented on the ribbon cuttings held today on CR 470 and at the Animal Control Facility.

4. Chairman Doug Gilpin

Chairman Gilpin commented on a golf outing he participated in with the Hope for the Warriors Group of Young Servicemen.

e. Public Forum

Russ Sloan, Director of Business Resources Center, Lake-Sumter Community College, addressed the Board regarding the Coffee Table Book Project. He explained how valuable this book is as an economic development tool. The book is designed to have a ten-year marketing shelf life.

### **3. NEW BUSINESS-ACTION REQUIRED**

a. MINUTES

1. None - No Action Required

b. FUTURE PUBLIC HEARINGS OR MEETINGS

1. Request to schedule a public hearing to amend Sumter County Code Chapter 4 Animal Control, on December 8, 2009 at 5:00 p.m. at the Sumter County Government Offices, Room 142, 910 North Main Street, Bushnell, FL 33513 (Staff recommends approval). **Clerk's Note:** Due to the holidays, changes in meeting dates and notice requirements, the earliest this can be set for is December 29, 2009 as discussed by Mr. Arnold earlier in the meeting.

**Vice Chairman Burgess moved, with a second by Commissioner Breeden, to approve the request to schedule a public hearing to amend Sumter County Code Chapter 4 Animal Control, on December 29, 2009 at 5:00 p.m. at the Sumter County Government Offices, Room 142, 910 North Main Street, Bushnell, FL 33513. The motion carried unanimously 4 - 0.**

112409-3-b-1

c. APPOINTMENTS

1. Well Florida Council vacancy (Board's option).

No action taken.

112409-3-c-1

2. Review of appointees and sector terms on the Tourist Development Council (Board's Option).

Chairman Gilpin advised that he had requested Mr. Arnold review the sector terms and process for new appointees to the Tourist Development Council. Appointed members can be replaced by the Board at any time to serve out the remainder of a sector appointee's term. After discussion, Chairman Gilpin nominated Steve Lind, Tracy's Point Fish Camp, to replace Jim Veal, Jr, Pana-Vista Fish Camp.

**Chairman Gilpin moved, with a second by Vice Chairman Burgess, to approve the appointment of Steve Lind, Tracy's Point Fish Camp, to replace Jim Veal, Jr., Pana-Vista Fish Camp, as one of the RV/Motel Owner members of the Tourist Development Council. The motion carried unanimously 4 - 0.**

112409-3-c-2

d. CONTRACTS AND AGREEMENTS

1. Escrow agreement with The Solar Guys (Staff recommends approval).

112409-3-d-1

2. Award and enter into contract with C.W. Roberts Contracting, Inc. for ITB 140-0-2009/AT C-476W Resurfacing (Staff recommends approval).

Four bids were received with pricing as follows: C.W. Roberts Contracting, Inc., \$994,947.45; D.A.B. Constructors, Inc., \$1,138,888.88; The Lane Construction Corp., \$1,275,871.51; and The Middlesex Companies, \$1,346,246.30. The project is scheduled to begin construction on January 11, 2010 with 150 working construction days and is scheduled to be completed by June 10, 2010.

Commissioner Hoffman noted his objection to the use of any funding from the federal government stimulus money. He has no objection to the contractor being recommended for the project.

112409-3-d-2

3. Award and enter into contract with C.W. Roberts Contracting, Inc. for ITB 141-0-2009/AT C-48E Resurfacing (Staff recommends approval).

Six bids were received with pricing as follows: C.W. Roberts Contracting, Inc., \$661,988.15; D.A.B. Constructors, Inc., \$688,888.88; Goodwin Brothers, \$963,806.05; Ranger Construction, \$936,297.40; The Lane Construction Corp., \$728,234.45; and The Middlesex Companies, \$773,299.60. The project is scheduled to begin construction on January 11, 2010 with 120 working construction days and is scheduled to be completed by May 11, 2010.

Commissioner Hoffman noted his objection to the use of any funding from the federal government stimulus money. He has no objection to the contractor being recommended for the project.

112409-3-d-3

4. Housing and Urban Development (HUD) Section 8 Voucher Program contracts (Staff recommends approval).

112409-3-d-4

5. C-476 W ARRA Project Construction Oversight and Inspecting Services (Staff recommends approval).

This is Work Order No. 14 with Volkert & Associates, Inc. for the C-476W - from CR 616 to the Withlacoochee River (ARRA) Project. The amount of the work order is not to exceed \$114,156.

Commissioner Hoffman noted his objection to the use of any funding from the federal government stimulus money.

112409-3-d-5

6. C-48 E ARRA Project Construction Oversight and Inspecting Services (Staff recommends approval).

This is Work Order No. 13 with Volkert & Associates, Inc. for the C-48 East - SR 471 to Center Hill (ARRA) Project. The amount of the work order is to not exceed \$80,324.

Commissioner Hoffman noted his objection to the use of any funding from the federal government stimulus money.

112409-3-d-6

7. Enter into contract with Green Consulting Group Inc. for Professional Planning

Consulting Services and waive competitive bidding process (Staff recommends approval).

The purpose of this is to provide assistance to the Planning Department in response to the recent consolidation of planning services with the Cities of Center Hill and Webster and the significant work effort required in FY 2009/10 for the update of the County's Comprehensive Plan. In addition, the consultant will assist on an as-needed basis for zoning case reviews. Section 902 of the County's Purchasing Policies and Procedures provides for the County Administrator to waive services from the competitive bidding process. Because of the critical immediate need for these services, staff is requesting the requirement for competitive bidding be waived. **Clerk's Note:** Commissioner Breeden requested that it be noted in the record that there are a number of extenuating circumstances which justify the waiving of the competitive bid process in this matter.

112409-3-d-7

8. Work Order No. 12 with Kimley-Horn and Associates, Inc. for C-466 Resurfacing from east of C-475 to US 301 (Staff recommends approval).

This work order is for the design phase only and should not exceed \$45,800.

112409-3-d-8

9. Work Order No. 15 with Wade Trim, Inc., for 2010 Annual Traffic Count Program (Staff recommends approval).

This is for the 2010 (annual) countywide traffic counts on all collector roadways. The work order is for \$45,537 and it should be noted that The Villages, as part of Resolution 2009-14, will be contributing \$15,000 to this effort.

112409-3-d-9

**Commissioner Breeden moved, with a second by Vice Chairman Burgess, to approve Items 1, 4, 7, 8 and 9 under Contracts and Agreements. The motion carried unanimously 4 - 0.**

**Vice Chairman Burgess moved, with a second by Commissioner Breeden, to approve Items 2, 3, 5 and 6 under Contracts and Agreements. The motion carried 3 - 1 with Commissioner Hoffman voting nay.**

e. FINANCIAL

1. Purchase Order Approval (Staff recommends approval).

Clerk's Note: It is requested that Purchase Orders 53326 (C.W. Roberts), 53330

(C.W. Roberts), 53354 (Wade Trim), 53337 (Volkert & Associates), 53353 (Kimley-Horn), and 53336 (Volkert & Associates) be approved subject to the approval of the related items which appear later on the agenda.

112409-3-e-1

2. Budget Amendment A-167 and A-168 (FY 08/09) for Group Insurance Fund 501 (Staff recommends approval).

The purpose of this amendment is to adjust the FY 2008/09 budget to reflect unanticipated Pharmacy Rebate revenue of approximately \$108,000 and to provide funding for health care related claims that were higher than projected.

112409-3-e-2

3. Budget Amendment A-22 (FY 09/10) for County Transportation Trust Fund (Staff recommends approval).

The purpose of this amendment is to move funds from FY 2008/09 to FY 2009/10 for the Morse Boulevard Phase I Project that was anticipated to be completed in FY 2008/09. Weather and other factors delayed completion of the project as scheduled.

112409-3-e-3

4. Budget Amendment A-23 (FY 09/10) for Sumter County Road Construction District Impact Fees (Staff recommends approval).

The purpose of this amendment is to move funds from FY 2008/09 to FY 2009/10 for the Morse Boulevard Turn Lane Project that was anticipated to be completed in FY 2008/09. Weather and other factors delayed completion of the project as scheduled. This project is a component of the Proportionate Share Agreement with The Villages.

112409-3-e-4

5. Budget Amendment A-24 (FY 09/10) for Sumter Fire District Hazardous Mitigation Grant Project (Staff recommends approval).

The purpose of this amendment is to move funds from FY 2008/09 to FY 2009/10 for the payment of current year services from Hurricane Glass Shield, Inc. for the Hazardous Mitigation Grant Project. Services were expected to be completed in FY 2008/09, but carried over into October 2009. No budget was established in FY 2009/10 for this project.

112409-3-e-5

6. Budget Amendment A-25 (FY 09/10) for SHIP Program 08/09 (Staff

recommends approval).

The purpose of this amendment is to increase FY 2009/10 budgeted line items for the SHIP 08/09 Program.

112409-3-e-6

7. Budget Amendment A-26 (FY 09/10) for Facilities Development - Animal Control (Staff recommends approval).

The purpose of this amendment is to move \$40,043.29 from FY 2008/09 to FY 2009/10 and to provide additional funds for Animal Control expenditures associated with the new animal shelter.

112409-3-e-7

8. Budget Amendment A-27 (FY 09/10) C-466 resurfacing from east of C-475 to US 301 (Staff recommends approval).

The purpose of this amendment is to fund \$45,800 for Work Order #12 (Kimley-Horn and Associates, Inc.) pertaining to the preparation of engineering plans and contract specifications for the C-466 resurfacing from east of C-475 to US 301 project.

112409-3-e-8

9. Budget Amendment A-28 (FY 09/10) 2010 Annual Traffic Count Program (Staff recommends approval).

The purpose of this amendment is to fund the County's share of The Villages 2010 Annual Traffic Count Program prepared by Wade Trim, Inc.

112409-3-e-9

10. Budget Amendment A-29 (FY 09/10) for C-475 from SR 44 to C-466 Project (Staff recommends approval).

The purpose of this amendment is to provide funds for completion of C-475 from SR 44 to C-466 which began construction in FY 2008/09 and will be completed in FY 2009/10.

112409-3-e-10

11. Florida Homebuyer Opportunity Program (FHOP) payment request (Staff recommends approval).

112409-3-e-11

12. State Housing Initiatives Partnership (SHIP) Program payment request (Staff recommends approval).

112409-3-e-12

**Vice Chairman Burgess moved, with a second by Commissioner Hoffman, to approve Items 1 through 12 under Financial. The motion carried unanimously 4 - 0.**

**Clerk's Note:** There was a temporary recess at 6:04 p.m. The meeting reconvened at 6:05 p.m.

13. FY 2009/2010 Request for Funding for the UF/IFAS Sumter County Extension Office using Tourist Development Funds (Staff recommends approval).

This request is for \$3,500 for the Local Chef's Cook Off which is a new event.

Discussion: It was noted that it was the opinion of the Chamber Review Committee that this request was not prohibited by the statutes, but that it was not a good use of tourism dollars. Commissioner Breeden suggested that other sources of funding be pursued for this project.

**Commissioner Hoffman moved, with a second by Vice Chairman Burgess, to deny the request to use Tourist Development Funds to fund the UF/IFAS Sumter County Extension Office Local Chef's Cook Off. The motion carried unanimously 4 - 0.**

112409-3-e-13

*f. GENERAL ITEMS FOR CONSIDERATION*

1. Consideration of a request by Charles Cook, Vice Chairman, Village Community Development District #3, to Test Install New Roundabout Directional Signs at the Savannah Center traffic circle (Board's Option).

Discussion: Mr. Arnold gave a history of the roundabout issues. All current signage and striping complies with all of the State regulations for roundabouts. Staff does not recommend the testing of new signage. Donald Simpson, 1225 Carbella Drive, The Villages, was allowed to speak on this matter. He asked that the Board listen to staff and take no action in this matter.

**Commissioner Breeden moved, with a second by Commissioner Hoffman, to deny the consideration of a request by Charles Cook, Vice Chairman, Village Community Development District #3, to Test Install New Roundabout Directional Signs at the Savannah Center traffic circle.**

**The motion carried unanimously 4 - 0.**

112409-3-f-1

2. Resolution (2009-91) of Support for Lake-Sumter Metropolitan Planning Organization Reapportionment Plan (Staff recommends approval).

112409-3-f-2

3. Close Swimming Area at Lake Miona Park (Staff Recommends Approval).

112409-3-f-3

4. American Recovery and Reinvestment Act of 2009 Roadway Projects (Staff recommends approval).

The request is to approve resolutions authorizing the Public Works Director to execute all Local Agency Program (LAP) documents associated with the following projects: (1) the resurfacing of CR 476 East from US 301 to SR 471 and (2) the resurfacing of CR 470 from the Lake Panasoffkee Outfall Canal to SR 44.

Commissioner Hoffman noted his objection to the use of any funding from the federal government stimulus money.

**Commissioner Breeden moved, with a second by Vice Chairman Burgess, to approve American Recovery and Reinvestment Act of 2009 Roadway Projects and the related resolutions (2009-92 and 2009-93). The motion carried 3 - 1 with Commissioner Hoffman voting nay.**

112409-3-f-4

5. Temporary Road Closing Request from the City of Webster (Staff recommends approval).

This is for the annual City of Webster Christmas Parade which will be held on December 12, 2009 from 5:45 p.m. to 6:30 p.m.

112409-3-f-5

6. Temporary Road Closure and Golf Cart Use at the Intersection of Buena Vista Boulevard and Southern Trace (Staff recommends approval).

This is for The Villages Christmas Celebration and Parade at the Polo Fields on December 12, 2009 from 8:00 a.m. to 12:00 p.m. The VCDD is requesting assistance from the Sheriff's Office with golf cart and vehicle traffic between 7:00 a.m. and 1:00

p.m.

112409-3-f-6

7. FY2011 Cooperative Funding Initiative Application to the Southwest Florida Water Management District (SWFWMD), Rank as Number 1, and provide letter of support (Staff recommends approval).

The Board has received Florida Yards and Neighborhood (FYN) funding via the Cooperative Funding Initiative from SWFWMD for several years which has provided partial funding for IFAS (Institute of Food and Science) Facility Members to work with residents, developers, home builders, employees of The Villages, Sumter County employees, landscape maintenance companies and pest control companies. The total program cost for FY 2011 is \$84,250 with \$42,125 as the local contribution and \$42,125 from the water district.

112409-3-f-7

8. Inventory Transactions (Staff recommends approval).

112409-3-f-8

9. Quit Claim Deed to resolve right-of-way dispute between the County and Mark and Mary Kisenwether (Staff recommends approval).

112409-3-f-9

**Vice Chairman Burgess moved, with a second by Commissioner Hoffman, to approve Items 2, 3, and 5 through 9 under General Items for Discussion. The motion carried unanimously 4 - 0.**

#### **4. ADJOURN**

**Commissioner Breeden moved, with a second by Vice Chairman Burgess, to adjourn at 6:20 p.m. The motion carried unanimously 4 - 0.**