

The Board of Sumter County Commissioners (Board) convened in regular session on this Tuesday, November 27, 2012, at The Villages, Florida, with the following members present to wit: Al Butler, District No. 1, Vice Chairman; Douglas Gilpin, Chairman, District No. 2; Donald Burgess, District No. 3; Garry Breeden, District No. 4; and Don Hahnfeldt, District No. 5, 2nd Vice Chairman. The following individuals were also present and acting in their respective official capacities: Bradley Arnold, County Administrator; Bill Kleinsorge, Finance Director; Connie Webb, Deputy Clerk; and George Angeliadis of The Hogan Law Firm, Attorneys for the Board. Commissioner Gilpin called the meeting to order at 5:00 p.m. with the invocation given by Commissioner Burgess followed by the flag salute led by Commissioner Breeden.

1. TIMED ITEMS AND PUBLIC HEARINGS

- a. 5:00 - Public Hearing - Ordinance Correcting Minor Technical Errors in Ordinance 2012-14, which amended the boundaries of the North Sumter County Utility Dependent District and Amended the Governing Board of the District (Staff recommends continuing hearing to December 11, 2012).

Commissioner Gilpin called for a public hearing to consider an "Ordinance of the Sumter County Board of County Commissioners relating to the North Sumter County Utility Dependent District; amending and restating Ordinance 2012-14; and providing for an effective date." Proof of Publication, as advertised, filed herewith. Staff recommends this Public Hearing be continued until 5:00 p.m., December 11, 2012 at 910 North Main Street, Room 142, Bushnell.

11-27-12-1-a

Commissioner Breeden moved, with a second by Commissioner Hahnfeldt, to approve the continuance of the Public Hearing to consider an Ordinance Correcting Minor Technical Errors in Ordinance 2012-14, which amended the boundaries of the North Sumter County Utility Dependent District and Amended the Governing Board of the District until 5:00 p.m., December 11, 2012 at the Government Annex, 910 North Main Street, Room 142, Bushnell. The motion carried unanimously 5 – 0.

2. REPORTS AND INPUT

a. County Administrator

Bradley Arnold, County Administrator, advised the Board that a signed original of the Settlement Agreement regarding Case CE2012-0104 (Parcel #C20061) between Sumter County and Brad D. Martin has been provided to the Clerk to be entered into the record. This closes the code case in this matter.

Martin Settlement Agt

1. Significant Schedule of Items (For Information Only)

11-27-12-2-a-1

2. BOCC Road Project Summary (For Information Only).

11-27-12-2-a-2

3. Facilities Development Bi-Monthly Report November 27, 2012 (For Information Only)

11-27-12-2-a-3

4. Department Surveys October 2012 (For Information Only)

11-27-12-2-a-4

5. Ride Right Performance Review FY 2012 (For Information Only)

11-27-12-2-a-5

6. Report of activities and expenditures of the Sumter County Health Department Contract Funding (For Information Only)

11-27-12-2-a-6

7. Response to Mr. Simson (For Information Only)

This is information gathered in response to an inquiry by Don Simson during public forum at the October 23, 2012 meeting regarding the painting of a wall at the Sheriff's Village Annex Office that was scheduled to be torn down.

11-27-12-2-a-7

8. Memorandum of Understanding (MOU) between Enterprise Florida, Inc. (EFI) and Sumter County Economic Development (For Information Only)

This is the fully-executed original document that was approved by the Board on October 23, 2012 under Agenda Item 3-e-15.

11-27-12-2-a-8

- b. County Attorney - No report.
- c. Clerk of Circuit Court - No report.
- d. Board Members
 1. Commissioner Breeden - No report.
 2. Commissioner Butler - No report.
 3. Commissioner Burgess

Commissioner Burgess advised that he had attended a meeting of the Sumter County Transportation Disadvantaged Coordinating Board earlier today.

4. Commissioner Hahnfeldt

Commissioner Hahnfeldt advised that he and Commissioner Butler will commence their orientation for new commissioners November 28, 2012 by attending the Florida Association of County's Program for Certification.

5. Commissioner Gilpin - No report.
- e. Public Forum

Don Simson, 1225 Carvello Drive, The Villages, thanked the Board for their response to his concern regarding Agenda Item 7 on Mr. Arnold's agenda. He also discussed issues he recently had when trying to report a brush fire. He advised that he had spoken with Villages Fire Chief Mike Tucker about this matter also.

Cliff Hughes, 434 CR 226, Wildwood, on behalf of the Community of Royal, Inc. addressed the Board regarding a request to put up Christmas lights at Royal Park from November 30, 2012 through December 31, 2012. There was lengthy discussion on this matter with the consensus of the Board being not to allow this and to discuss this type of request at a future workshop. After the discussion, Mr. Hughes chose to withdraw the request.

Royal Request

3. NEW BUSINESS - ACTION REQUIRED

a. MINUTES

1. Minutes of Regular Meeting held on October 23, 2012 (Staff recommends approval).

11-27-12-3-a-1

Commissioner Butler moved, with a second by Commissioner Hahnfeldt, to approve minutes of the regular meeting held on October 23, 2012. The motion carried unanimously 5 – 0.

b. FUTURE PUBLIC HEARINGS OR MEETINGS

1. Set Public Hearing to Consider The Villages of Lake-Sumter's Request for an Amendment to the Development Orders for Tri-County Villages and Villages of Sumter, on December 11, 2012 at 5:00 p.m. at Sumter County Government Offices, 910 North Main Street, Room 142, Bushnell, FL (Staff recommends approval).

11-27-12-3-b-1

Commissioner Burgess moved, with a second by Commissioner Breeden, to approve the setting of a Public Hearing to Consider The Villages of Lake-Sumter's request for an Amendment to the Development Orders for Tri-County Villages and Villages of Sumter, on December 11, 2012 at 5:00 p.m. at Sumter County Government Offices, 910 North Main Street, Room 142, Bushnell, FL. The motion carried unanimously 5 – 0.

c. APPOINTMENTS

1. Affordable Housing Advisory Committee (Board's Option).

No action taken.

11-27-12-3-c-1

2. Construction Industry Licensing Board vacancies (Board's Option).

11-27-12-3-c-2

Commissioner Breeden moved, with a second by Commissioner Butler, to approve the reappointment of Harold Ken House and Bill Costner to the Construction Industry Licensing Board. The motion carried unanimously 5 – 0.

3. Enterprise Zone Development Agency Committee vacancies (Board's Option).

No action taken.

4. Fire and Emergency Medical Services (EMS) Advisory Board vacancies (Board's Option).

It is noted that Frank Topping resigned as the Exception Area Resident effective October 15, 2012.

11-27-12-3-c-4

Commissioner Gilpin moved, with a second by Commissioner Burgess, to approve the appointment of George Cady to the Fire and Emergency Medical Services (EMS) Advisory Board. The motion carried unanimously 5 – 0.

5. Fire Prevention Code - Board of Appeals vacancies (Board's Option).

11-27-12-3-c-5

Commissioner Breeden moved, with a second by Commissioner Butler, to approve the reappointment of Harold Ken House to the Fire Prevention Code - Board of Appeals. The motion carried unanimously 5 – 0.

6. Industrial Development Authority vacancy (Board's Option).

No action taken.

11-27-12-3-c-6

7. Lake Sumter Metropolitan Planning Organization Citizens Advisory Committee (CAC) and Bicycle & Pedestrian Advisory Committee (BPAC) vacancies (Board's Option).

No action taken.

11-27-12-3-c-7

8. Library Advisory Board vacancies (Board's Option).

11-27-12-3-c-8

Commissioner Gilpin moved, with a second by Commissioner Butler, to approve the reappointment of Gail Burgess and Carol Dixon to the Library Advisory Board. The motion carried unanimously 5 – 0.

9. Public Safety Coordinating Council (Board's Option).

No action taken.

11-27-12-3-c-9

10. Sumter County Tourist Development Council vacancies (Board's Option).

11-27-12-3-c-10

Commissioner Gilpin moved, with a second by Commissioner Butler, to approve the appointment of Geoff Goetz and Tammy Gorby to the Sumter County Tourist Development Council. The motion carried unanimously 5 – 0.

11. Zoning and Adjustment Board (Board's Option).

No action taken.

11-27-12-3-c-11

CLERK'S NOTE: There was discussion regarding the Board Citizen Appointment for the Value Adjustment Board. Ms. Webb advised that this will be presented for action in January or February.

d. FINANCIAL

1. Inventory Transactions (Staff recommends approval).

11-27-12-3-d-1

2. ES Purchase Orders 11-27-2012 (Staff recommends approval).

The following open purchase requisitions are being considered for approval: #000823 (Acousti Engineering Co of FL - \$36,913), #000897 (The Hogan Law Firm LLC - \$100,000), and #000781 (Sunshine Bldg Code Comp Insp - \$703,000).

11-27-12-3-d-2

3. Change Order Request to Purchase Order No. 9000296 (Staff recommends approval).

This change order request for PO #9000296 (CSX Transportation) for an increase of \$5,538.00 is to cover costs associated with CSX invoices for FY 2011-2012.

11-27-12-3-d-3

4. Budget Amendment A-15 (FY 12-13) General Fund and Stormwater Fund (Staff recommends approval).

The purpose of this budget amendment is to move \$66,650 from FY 2011-2012 to FY 2012-2013. The remaining balance of \$31,015 is to cover expenses per the final change order on this agenda (Item 3-e-5). This will complete the CDBG Panacoochee Retreats Project.

11-27-12-3-d-4

5. Satisfaction of Civil Restitution for Ansel Duval Lovett (Staff recommends approval).

This is for payment in full of Civil Restitution Lien Case No. 2010CF825 in the amount of \$19,500.00

11-27-12-3-d-5

Commissioner Burgess moved, with a second by Commissioner Butler, to approve Agenda Items 1 through 5 under Financial. The motion carried unanimously 5 – 0.

e. CONTRACTS AND AGREEMENTS

1. Maintenance Agreement for Fireblast Fire Training Simulator (Staff recommends approval).

This is for maintenance of the "Fireflash Trainer" for the period November 13, 2012 through November 13, 2013.

11-27-12-3-e-1

2. Termination of Service Agreement with The Villages Technology Solutions Group (Staff recommends approval).

This is related to the termination of the Firehouse Software as a Service Agreement entered into on September 28, 2010.

11-27-12-3-e-2

3. Approve Architecture Studio, Inc. proposal to design the demolition of the Sumter County Cow Palace and miscellaneous ADA upgrades (Staff recommends approval).

The original Architecture Studio, Inc. task order has been revised from renovation design to demolition design with limited ADA upgrades to Fairground facilities at a negotiated cost of \$27,600.00.

11-27-12-3-e-3

4. Individual Project Order (IPO) for Engineering Services for Design and Permitting of the Relocated WRA "D" (Sandalwood Pond) Development of Final Plans and Specifications for Bidding and Construction C468 2 to 4-Lane Project (Staff recommends approval).

This task order is contingent upon final acceptance by the Board of the Sandalwood Pond offer.

11-27-12-3-e-4

5. Change Order 2 to Contract with Daly and Zilch (ITB 029-0-2011/AT) for Panacoochee Retreats Drainage Improvements (Staff recommends approval).

This change order to the contract with Daly and Zilch includes Work Change Directive (WCD) #7 for all added paving and WCD #8 for a driveway turnout and as built quantify over/under changes of \$42,600.25. The total change order

amount to Daly and Zilch's contract is \$123,100.25, but the net change to the budgeted amount is \$3,960.84.

11-27-12-3-e-5

6. Second Amendment to Agreement between the Board of County Commissioners and AECOM Technical Services, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debarring the contractor from performing services for the County."

11-27-12-3-e-6

7. Second Amendment to Agreement between the Board of County Commissioners and AMEC Environmental & Infrastructure, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debarring the contractor from performing services for the County."

11-27-12-3-e-7

8. Second Amendment to Agreement between the Board of County Commissioners and Bowyer-Singleton & Associates, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debaring the contractor from performing services for the County."

11-27-12-3-e-8

9. Second Amendment to Agreement between the Board of County Commissioners and Dyer, Riddle, Mills, & Precourt, Inc. (DRMP) to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debaring the contractor from performing services for the County."

11-27-12-3-e-9

10. Second Amendment to Agreement between the Board of County Commissioners and Kimley-Horn and Associates, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees.

The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debaring the contractor from performing services for the County."

11-27-12-3-e-10

11. Second Amendment to Agreement between the Board of County Commissioners and Springstead Engineering, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debaring the contractor from performing services for the County."

11-27-12-3-e-11

12. Second Amendment to Agreement between the Board of County Commissioners and Volkert and Associates, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may

include, but are not limited to, cancellation of the contract and/or suspending or debarring the contractor from performing services for the County."

11-27-12-3-e-12

13. Second Amendment to Agreement between the Board of County Commissioners and Wade Trim, Inc. to add E-Verify language (Staff recommends approval).

This amendment adds the following E-verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debarring the contractor from performing services for the County."

11-27-12-3-e-13

14. Individual Project Order (IPO) for "As Requested" General Engineering Support: Fiscal Year 2012/2013 by Kimley-Horn and Associates, Inc. (Staff recommends approval).

This is Kimley-Horn's IPO #44 to provide "As Requested" General Engineering Support for FY 2012/2013.

11-27-12-3-e-14

15. ZHA proposal for construction management services of the Public Works North Annex (Staff recommends approval).

This proposal for \$23,502 from ZHA will provide construction management services for the Public Works North Annex Facility Project. The general scope of work will be to provide the County with construction management services during the design phase, the RFP phase, and construction phase of the project.

11-27-12-3-e-15

16. 2nd Amendment for annual renewal with Skyline Elevator (Staff recommends approval).

The term of this renewal is December 14, 2012 through December 13, 2013. It also includes the following E-Verify language:

"E-Verify: system established by the U.S. Department of Homeland Security to determine the immigration and work-eligibility status of prospective employees. The contractor agrees to certify to Sumter County (County) that they are in compliance with the federal E-Verify program; this includes obtaining written certification from all subcontractors who will participate in the performance of the contract. All subcontractor certifications must be kept on file by the general contractor and made available to the state and/or the County upon request. The Sumter County Board of County Commissioners reserves the right to take action against any contractor deemed to be non-compliant; potential actions may include, but are not limited to, cancellation of the contract and/or suspending or debaring the contractor from performing services for the County."

11-27-12-3-e-16

17. Emergency Management Performance Grant Modification (Staff recommends approval).

This modification includes changes to "Attachment C, Program Conditions, Training and Exercise" to the original Grant.

11-27-12-3-e-17

18. Permission for Parks to Piggy Back with CXT. L.B. Foster Co. off Leon County's Contract for Lake Okahumpka restroom (Staff recommends approval).

This will be used to purchase the final prefabricated restroom for Lake Okahumpka Park

11-27-12-3-e-18

19. Bencar Properties, LLC Perpetual Non-Exclusive Drainage Easement (Staff recommends approval).

This Perpetual Non-Exclusive Drainage Easement from Bencar Properties, LLC to Sumter County is part of C462 Widening Project. This will allow the County to construct a retention area and install inlets, pipes and other necessary appurtenances for the purpose of draining storm water runoff from the roadway into the Easement Premises which are being used by the County as part of a

comprehensive construction project along C462. The parties agree that the exact amount of property required for the Easement Premises may be altered based upon the final calculations identified by SWFWMD, ERP Permit to be applied for. The parties also agree that the Property Owner reserves the right to modify or enlarge the Easement Premises at the time that they develop the remainder of their property, with the consent of the County. The County will maintain the Easement Premises until such time as the Property Owner starts to utilize the ponds for drainage. If the Property Owner begins to use the ponds for drainage, all maintenance responsibilities will then be transferred from the County to the Property Owner. This easement is necessary to meet the regulatory permit requirements for treating and retaining stormwater runoff from the planned widening of C462.

11-27-12-3-e-19

20. Renewal of Transportation Agreement with Mid Florida Community Services Inc. for payment of BOCC provided services (Staff recommends approval).

This contract will be effective January 1, 2013 for a period of six (6) months to be in line with the redesignation of the Board as the Community Transportation Coordinator.

11-27-12-3-e-20

Commissioner Breeden moved, with a second by Commissioner Butler, to approve Agenda Items 1 through 20 under Contracts and Agreements. The motion carried unanimously 5 – 0.

f. GENERAL ITEMS FOR CONSIDERATION

1. State Housing Initiatives (SHIP) Program request to execute Satisfaction of Mortgage (Staff recommends approval).

This will satisfy the mortgage executed by Marie L. Lewis and recorded at Official Record Book 676, Pages 440-446, Public Records of Sumter County, Florida.

11-27-12-3-f-1

2. Escrow agreement with Permits Plus, LLC (Staff recommends approval).

11-27-12-3-f-2

3. Approve Villages of Sumter (VOS) - Unit 221 Final Plat (Staff recommends approval).

This is the proposed development of a 153 lot, 2 tract subdivision and related infrastructure on 38.34 acres MOL in The Villages.

11-27-12-3-f-3

4. Board acceptance of the following roadways within The Villages - Units 152, 153 and 162 (Staff recommends approval).

The acceptance of these roadways will increase the County's current roadway infrastructure by 2.83 miles.

11-27-12-3-f-4

5. Approve the revision to the job description for Information Technology Systems Administrator (Staff recommends approval).

A review of the Information Technology Systems Administrator job description has indicated a revision to the education and experience section is necessary to clarify the requirement of a Bachelor's Degree and the consideration of IT professional certifications and experience.

11-27-12-3-f-5

6. Amend the 2012/2013 Classification and Compensation Schedule to reflect the reorganization of the Animal Services Department and approve the corresponding job description (Staff recommends approval).

11-27-12-3-f-6

Commissioner Burgess moved, with a second by Commissioner Breeden, to approve Agenda Items 1 through 6 under General Items for Consideration. The motion carried unanimously 5 – 0.

4. ADJOURN

The meeting was adjourned at 5:35 p.m.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SUMTER COUNTY, FLORIDA

By _____

GLORIA R. HAYWARD
CLERK & AUDITOR

By _____

DOUG GILPIN
CHAIRMAN