



Town Council Meeting

April 24, 2023 at 6:00 PM

Howey-in the-Hills Town Hall 101
N. Palm Ave., Howey-in-the-Hills,
FL 34737

Join Zoom Meeting:

<https://us06web.zoom.us/j/85465204198?pwd=WWRDOVlJMIRVc1A2Rk1INmZvZWd4Zz09>

Meeting ID: 854 6520 4198 | Passcode: 938334

AGENDA

Call the Town Council Meeting to order
Pledge of Allegiance to the Flag
Invocation by Councilor Reneé Lannamañ
Reading of a Poem by Mr. Jim Steele

ROLL CALL

Acknowledgement of Quorum

AGENDA APPROVAL/REVIEW

CONSENT AGENDA

Routine items are placed on the Consent Agenda to expedite the meeting. If Town Council/Staff wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on the remaining item(s); and (3) Discuss each pulled item and vote.

- 1.** The approval of the minutes and ratification and confirmation of all Town Council actions at the April 10, 2023 Town Council Meeting.
- 2.** Consideration and Approval: **Lake County Water Authority 2023 Stormwater Grant Program Agreement**
- 3.** Consideration and Approval: **Engagement of De La Parte, et al., for CUP**

PUBLIC HEARING

OLD BUSINESS

NEW BUSINESS

- 4.** Presentation: **Joint Planning Agreement (JPA) - Environmental Maps**
- 5.** Discussion: **Town Participation in Florida Retirement System (FRS)**
- 6.** Discussion: **Date Selection for FY 2024 Budget Workshop Meetings**

DEPARTMENT REPORTS

7. Town Manager

COUNCIL MEMBER REPORTS

8. Mayor Pro Tem Gallelli
9. Councilor Lehning
10. Councilor Miles
11. Councilor Lannamañ
12. Mayor MacFarlane

PUBLIC COMMENTS

Any person wishing to address the Mayor and Town Council and who is not on the agenda is asked to speak their name and address. Three (3) minutes is allocated per speaker.

ADJOURNMENT

To Comply with Title II of the Americans with Disabilities Act (ADA):

Qualified individuals may get assistance through the Florida Relay Service by dialing 7-1-1. Florida Relay is a service provided to residents in the State of Florida who are Deaf, Hard of Hearing, Deaf/Blind, or Speech Disabled that connects them to standard (voice) telephone users. They utilize a wide array of technologies, such as Text Telephone (TTYs) and ASCII, Voice Carry-Over (VCO), Speech to Speech (STS), Relay Conference Captioning (RCC), CapTel, Voice, Hearing Carry-Over (HCO), Video Assisted Speech to Speech (VA-STTS) and Enhanced Speech to Speech.

Howey Town Hall is inviting you to a scheduled Zoom meeting.

Topic: **Town Council Meeting**

Time: **Apr 24, 2023 06:00 PM Eastern Time (US and Canada)**

Join Zoom Meeting

<https://us06web.zoom.us/j/85465204198?pwd=WWRDOVIJMIRVc1A2Rk1INmZvZWd4Zz09>

Meeting ID: 854 6520 4198

Passcode: 938334

Dial by your location

+1 646 558 8656 US (New York)

+1 346 248 7799 US (Houston)

Meeting ID: 854 6520 4198

Passcode: 938334

Find your local number: <https://us06web.zoom.us/u/ksJCOhGDu>

Please Note: In accordance with F.S. 286.0105: Any person who desires to appeal any decision or recommendation at this meeting will need a record of the proceedings, and that for such purposes may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is based. The Town of Howey-in-the-Hills does not prepare or provide this verbatim record. Note: In accordance with the F.S. 286.26: Persons with disabilities needing assistance to participate in any of these proceedings should contact Town Hall, 101 N. Palm Avenue, Howey-in-the-Hills, FL 34737, (352) 324-2290 at least 48 business hours in advance of the meeting.



Town Council Meeting
April 10, 2023 at 6:00 PM
Howey-in the-Hills Town Hall
101 N. Palm Ave.,
Howey-in-the-Hills, FL 34737

MINUTES

Mayor MacFarlane called the Town Council Meeting to order at 6:00 p.m. Mayor MacFarlane led the attendees in the Pledge of Allegiance to the Flag. Councilor Reneé Lannamañ delivered an invocation.

ROLL CALL

Acknowledgement of Quorum

MEMBERS PRESENT:

Councilor Reneé Lannamañ | Councilor David Miles | Councilor George Lehning | Mayor Pro Tem Marie V. Gallelli | Mayor Martha MacFarlane

STAFF PRESENT:

Sean O’Keefe, Town Administrator | John Brock, Town Clerk | Tom Wilkes, Town Attorney | Tom Harowski, Town Planner | Rick Thomas, Police Chief

AGENDA APPROVAL/REVIEW

Motion made by Councilor Miles to approve the meeting’s agenda; seconded by Councilor Lannamañ. Motion approved unanimously by voice vote.

Voting

Yea: Councilor Lannamañ, Councilor Miles, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor MacFarlane

Nay: None

CONSENT AGENDA

Routine items are placed on the Consent Agenda to expedite the meeting. If Town Council/Staff wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on the remaining item(s); and (3) Discuss each pulled item and vote.

1. The approval of the minutes and ratification and confirmation of all Town Council actions at the March 27, 2023 Town Council Meeting.

Motion made by Councilor Miles to approve the Consent Agenda; seconded by Councilor Lannamañ. Motion approved unanimously by voice vote.

Voting

Yea: Councilor Lannamañ, Councilor Miles, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor MacFarlane

Nay: None

PUBLIC HEARING

2. Consideration and Recommendation: (First Reading / Transmittal Hearing) **Ordinance 2023-006 - Comp. Plan FLU Amend. Cedar Creek**

Martha MacFarlane, Mayor, read Ordinance 2023-006 out loud by title only:

AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA, PERTAINING TO LAND USE; PROVIDING FINDINGS OF THE TOWN COUNCIL; AMENDING THE FUTURE LAND USE MAP DESIGNATION OF THE TOWN'S COMPREHENSIVE PLAN FOR FOUR PARCELS OF LAND TOTALING APPROXIMATELY 160 ACRES AND LOCATED GENERALLY NORTH OF NUMBER TWO ROAD AND EAST OF BLOOMFIELD AVENUE, ALL AS LEGALLY DESCRIBED IN ATTACHMENT A TO THE ORDINANCE, FROM LAKE COUNTY DESIGNATIONS OF "RURAL" AND "RURAL TRANSITION" TO TOWN DESIGNATIONS OF "MEDIUM DENSITY RESIDENTIAL," "PUBLIC/UTILITY," AND "CONSERVATION;" PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Mayor MacFarlane asked Town Planner, Tom Harowski, to introduce and explain this item. Mr. Harowski presented his staff report on the proposed Comprehensive Plan Amendment and Rezoning Ordinances. Mr. Harowski explained that the applicant was asking for three land use designations on their parcels, Medium Density Residential, Public/Utility, and Conservation. Mr. Harowski explained that during their last meeting, the Planning and Zoning Board voted to recommend Low Density Residential for the property, not the Medium Density Residential that the applicant has requested. The Planning and Zoning Board also recommended Single Family Residential (SFR) zoning instead of the Medium Density Residential-2 (MDR-2) that the applicant had asked for.

Mayor MacFarlane asked the applicant to give their presentation. Alex Stringfellow, Principle with Stringfellow Planning & Design, and Tim Loucks, owner representative, spoke for the applicant and gave a prepared presentation.

Mayor MacFarlane opened Public Comment for this item only.

Matthew Beasley, 24987 Turkey Lake Rd., Howey-in-the-Hills (unincorporated Lake County) – Mr. Beasley was concerned about building a package plant and recommended the Town partner with other municipalities.

William Sullivan, 26336 State Road 19, Howey-in-the-Hills (unincorporated Lake County) – Mr. Sullivan was upset about the prospect of a wastewater package plant in this project.

Brittany Lerch, 25926 Bloomfield Ave., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Lerch was concerned about the narrow width of Number Two Rd. stating that it was too small and she was not in favor of this proposed development.

Terri Blessing, 24913 Blue Sink Rd, Howey-in-the-Hills (unincorporated Lake County) – Ms. Blessing was not in favor of this proposed development.

John Blodgett, 9350 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) - Mr. Blodgett was not in favor of this proposed development.

CJ Forward, 25248 Blue Sink Rd., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Forward was not in favor of this proposed development.

Mike Bethea, 399 S Dixie Dr. – Mr. Bethea was not in favor of this proposed development.

Dr. Lucile Heald-Oldham, 25320 Punkin Center Rd., Howey-in-the-Hills (unincorporated Lake County) – Dr. Oldham was not in favor of this proposed development.

Vance Jochim, 12619 Milwaukee Ave, Tavares – Mr. Jochim explained that he ran a fiscal rangers blog site. Mr. Jochim believes the issue with the proposed development was the level of traffic that it would generate.

Josh Lerch, 25926 Bloomfield Ave. Howey-in-the-Hills (unincorporated Lake County)– Mr. Lerch was concerned about the wastewater treatment plant and how the houses in the proposed development would get their water.

Tim Everline, 1012 N Lakeshore Blvd. – Mr. Everline stated that residents in Howey-in-the-Hills were also fighting development excess that was proposed for the Town.

Beth Flack, 607 S Florida Ave. – Mrs. Flack was not in favor of the proposed development.

Christine Graf, 10904 Elwood Terrace, Howey-in-the-Hills (unincorporated Lake County) – Mrs. Graf was not in favor of the proposed development.

Archie Sagers, 109 E Magnolia Ave. – Mr. Sagers was not in favor of the proposed development.

Yvonne Newsome, 25233 Blue Sink Rd., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Newsome was not in favor of the proposed development.

Donna Joy Hunter, 9511 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Hunter asked the Town Council to take no action on this proposal due to it not being contiguous to the Town.

Janna Bartoli, 8711 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Bartoli stated that the proposed development was not contiguous to Town property, and she thought that it was illegal to annex.

Mike Walther, 26405 Bloomfield Ave., Howey-in-the-Hills (unincorporated Lake County) – Mr. Walther was not in favor of the proposed development.

Mayor MacFarlane closed Public Comment for this item.

Councilor Lehning made a motion to approve Ordinance 2023-006 and it was seconded by Councilor Lannamañ.

Councilor Miles stated that he wasn't sure why the Ordinance was presented the way it was, since the Planning and Zoning Board had recommended that the future land use be Low Density Residential, and not the Medium Residential Density that the applicant had requested. Councilor Miles stated that he thought the future land use should be Low Density Residential. Councilor Miles stated that he believes the Town's land use and zoning do not match up very well. Councilor Miles stated that he thinks the Town needs a new zoning designation available for Low Density land use.

Councilor Miles made a motion to amend the current land use designation in Ordinance 2023-006 to Low Density Residential from Medium Density Residential. This motion to amend the original motion was seconded by Mayor Pro Tem Gallelli.

Mayor MacFarlane called a quick 5-minute recess to the meeting.

Councilor Lannamañ discussed other developments around Howey-in-the-Hills, such as Drake’s Point. Councilor Lehning suggested that, if Councilor Miles’ amendment to his motion is passed, the developer may walk away from the Town and try to submit through the County.

Mayor Pro Tem Gallelli took back her second to Councilor Miles’ motion. No other Town Councilor would second Councilor Miles’ motion.

Motion made by Councilor Lehning to approve Ordinance 2023-006; seconded by Councilor Lannamañ. Motion approved by roll-call vote.

Voting

Yea: Councilor Lannamañ, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor MacFarlane

Nay: Councilor Miles

OLD BUSINESS

None

NEW BUSINESS

- 3. Consideration and Recommendation: (First Reading) **Ordinance 2023-007 - Rezoning for Cedar Creek proposed development**

Martha MacFarlane, Mayor, read Ordinance 2023-007 out loud by title only:

AN ORDINANCE OF THE TOWN OF HOWEY IN THE HILLS, FLORIDA, PERTAINING TO LAND USE; PROVIDING FINDINGS OF THE TOWN COUNCIL; AMENDING THE TOWN’S OFFICIAL ZONING MAP TO REZONE FOUR PARCELS OF LAND TOTALING APPROXIMATELY 160 ACRES AND LOCATED GENERALLY NORTH OF NUMBER TWO ROAD AND EAST OF BLOOMFIELD AVENUE, AS MORE PARTICULARLY DESCRIBED IN ATTACHMENT A TO THE ORDINANCE, FROM LAKE COUNTY “AGRICULTURE” ZONING TO TOWN “MEDIUM DENSITY RESIDENTIAL 2” ZONING; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE.

Mayor MacFarlane opened Public Comment for this item only.

William Sullivan, 26336 State Road 19, Howey-in-the-Hills (unincorporated Lake County) – Mr. Sullivan recommended a minimum lot width size of at least 80 feet.

Brittany Lerch, 25926 Bloomfield Ave., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Lerch questioned why the Town rejected the OnSite distributed septic system.

Wendy Zermeno, 25896 Bloomfield Ave., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Zermeno was not in favor of this proposed development project.

Terri Blessing, 24913 Blue Sink Rd, Howey-in-the-Hills (unincorporated Lake County) – Ms. Blessing was not in favor of this proposed development project.

CJ Forward, 25248 Blue Sink Rd., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Forward was not in favor of this proposed development project.

John Blodgett, 9350 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) - Mr. Blodgett questioned how the Town or developer would get easements off of Number Two Road and was not in favor of this proposed project.

Mike Bethea, 399 S Dixie Dr. – Mr. Bethea was not in favor of this proposed development project.

Frances O’Keefe Wagler, 409 W. Central Ave. – Mrs. Wagler reminded the Town Council that the Planning and Zoning Board had recommended low density for this proposed development project.

Bill Dixon, 121 E. Magnolia Ave. – Mr. Dixon was not in favor of this proposed project and stated that he was upset that it appeared that residents were being ignored.

Vance Jochim, 12619 Milwaukee Ave, Tavares – Mr. Jochim stated that he sees people with hidden motives within the Town Council. Mr. Jochim stated that he believed that it needed to be investigated.

Tony Hill, 8650 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) – Mr. Hill stated that he did not think Howey-in-the-Hills was ready to grow.

Matthew Beasley, 24987 Turkey Lake Rd., Howey-in-the-Hills (unincorporated Lake County) – Mr. Beasley proposed that the developer should have to widen Number Two Road, from the proposed development to State Road 19, to a width of twenty feet.

Archie Sagers, 109 E Magnolia Ave. – Mr. Sagers was not in favor of this proposed development project.

Mayor MacFarlane closed Public Comment for this item.

Councilor Lannamañ asked if the proposed zoning for the development would allow just single-family resident homes.

Alex Stringfellow, Principle with Stringfellow Planning & Design, stated that the proposed zoning would only allow single-family residences, not multi-family. Mr. Stringfellow stated that the developer would accept a condition that limits the development to 174 homes or fewer. Mr. Stringfellow stated that the developer was willing to take responsibility for their proportionate share of the cost for improving Number Two Road.

Councilor Gallelli stated that she would prefer to see the lot sizes larger than what MDR-2 requires (which is 75 feet by 120 feet). Councilor Gallelli stated that she would rather see the lots at 80 feet by 120 feet or 90 feet by 120 feet.

Councilor Miles stated that he would like the lots to be 80 feet by 135 feet and the buffer area around wetlands to be reduced from 50 feet to 35 feet.

Councilor Miles made a motion to approve Ordinance 2023-007 but to amend the approved lot minimum size to 80 feet by 135 feet and reduce the buffer area around wetlands from 50 feet to 35 feet. Councilor Lehning seconded the motion.

Councilor Lannamañ suggested making the minimum lot size 80 feet by 130 feet so that the buffer around wetlands would not need to be reduced by as much. Councilor Miles then amended his own motion.

Motion made by Councilor Miles restated to approve Ordinance 2023-007, while amending the minimum lot size to 80 feet by 130 feet and reducing the wetland buffer area to 40 feet; seconded by Councilor Lehning. Motion approved unanimously by roll-call vote.

Voting

Yea: Councilor Lannamañ, Councilor Miles, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor MacFarlane

Nay: None

4. Consideration and Approval: (First Reading) **Ordinance 2023-008 Cedar Creek Annexation Ordinance**

Martha MacFarlane, Mayor, read Ordinance 2023-008 out loud by title only:

AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA, PERTAINING TO TOWN BOUNDARIES; ANNEXING INTO THE TOWN PURSUANT TO (i) CHAPTER 171, FLORIDA STATUTES, AND (ii) THE 2013 INTERLOCAL SERVICE BOUNDARY AGREEMENT AMONG THE TOWN, LAKE COUNTY, AND CERTAIN OTHER MUNICIPALITIES, AS AMENDED, FOUR PARCELS OF LAND TOTALING APPROXIMATELY 160 ACRES LOCATED GENERALLY NORTH OF NUMBER TWO ROAD AND EAST OF BLOOMFIELD AVENUE; PROVIDING FOR RECORDING AND FOR NOTICE TO THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY; PROVIDING EFFECTIVE DATES AND A POTENTIAL SUNSET DATE.

Mayor MacFarlane asked Town Attorney, Tom Wilkes, to introduce and explain this item. Mr. Wilkes explained that, due to the property not being contiguous to the Town boundaries, the Lake County Board of County Commissioners would need to approve of the annexation. Also, Ordinance 2023-006, which amends the Town Comprehensive Plan, would need to be sent to the State of Florida's Department of Economic Opportunity for review.

Mayor MacFarlane opened Public Comment for this item only.

Vance Jochim, 12619 Milwaukee Ave, Tavares – Mr. Jochim thanked the Mayor for ensuring everyone got to make their comments. Mr. Jochim also recommended two or three community meetings prior to proposed developments going before the Planning and Zoning Board or Town Council.

William Sullivan, 26336 State Road 19, Howey-in-the-Hills (unincorporated Lake County) – Mr. Sullivan wasn't sure if Number Two Road was really a road and believes that this item should be postponed.

John Blodgett, 9350 Number Two Rd., Howey-in-the-Hills (unincorporated Lake County) - Mr. Blodgett stated that he (or the other property owners in attendance) owned both sides of Number Two Road and that they would not allow the road to be widened.

Terri Blessing, 24913 Blue Sink Rd, Howey-in-the-Hills (unincorporated Lake County) – Ms. Blessing recommended tabling this item for a future Town Council meeting.

Brittany Lerch, 25926 Bloomfield Ave., Howey-in-the-Hills (unincorporated Lake County) – Mrs. Lerch was not in favor of this annexation or the proposed development.

Mayor MacFarlane closed Public Comment for this item.

Motion made by Mayor Pro Tem Gallelli to approve Ordinance 2023-008, Seconded by Councilor Lannamañ. Motion approved unanimously by roll-call vote.

Voting

Yea: Councilor Lannamañ, Councilor Miles, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor

MacFarlane
Nay: None

Mayor MacFarlane made a motion to defer every other agenda item in the meeting to a future meeting with the exception of Item #5 and Public Comment; seconded by Councilor Lannamañ. Motion approved unanimously by voice vote.

Voting

Yea: Councilor Lannamañ, Councilor Miles, Councilor Lehning, Mayor Pro Tem Gallelli, Mayor MacFarlane
Nay: None

5. Discussion: **Mid-Year Budget Review Workshop Date Selection**

It was decided that the Mid-Year Budget Review Workshop would take place on Tuesday, May 2, 2023, from 11:30 am. to 2:00 pm.

PUBLIC COMMENTS

Any person wishing to address the Mayor and Town Council and who is not on the agenda is asked to speak their name and address. Three (3) minutes is allocated per speaker.

Tim Everline, 1012 N. Lakeshore Blvd. – Mr. Everline stated that he did not believe that the Town Council listened to the Planning and Zoning Board. Mr. Everline also stated that he doesn’t believe that the Town Council listened to the people that made public comments during the meeting.

Councilor Miles asked for an update from Sean O’Keefe, Town Manager, on the status of the Citrus Ave. project. Mr. O’Keefe stated that he and Public Works Director Cates are working with Lake County to get the County to dedicate the ROW on Citrus Ave. to the Town.

ADJOURNMENT

There being no further business to discuss, a motion was made by Mayor Pro Tem Gallelli to adjourn the meeting; Mayor MacFarlane seconded the motion. Motion was approved unanimously by voice vote.

The Meeting adjourned at 9:21 p.m. | **Attendees: 76**

Mayor Martha MacFarlane

ATTEST:

John Brock, Town Clerk

**LAKE COUNTY WATER AUTHORITY
2023 STORMWATER GRANT PROGRAM
AGREEMENT TO FUND HOWEY-IN-THE-HILLS
LAKESIDE CAPTURE – PHASE 1 PROJECT**

THIS AGREEMENT is made and entered into by and between the LAKE COUNTY WATER AUTHORITY, whose address is 27351 SR 19, Tavares, FL 32778-3119 (hereinafter referred to as the “Authority”) and THE TOWN OF HOWEY-IN-THE-HILLS, whose address is PO Box 128, Howey-in-the-Hills, Florida 34737 (hereinafter referred to as “Grantee” or “Recipient”), a body of local government within Lake County, Florida, to provide financial assistance to complete installation of best management technologies in a stormwater treatment system.

WITNESSETH:

WHEREAS, the Authority, is authorized and governed by Chapter 2005-314, Laws of Florida, for the purposes, among others, of controlling and conserving the freshwater resources of Lake County, preserving, protecting, and improving the fish and aquatic wildlife of the county, and protecting the freshwater resources by assisting local governments in the treatment of stormwater runoff, and

WHEREAS, the reduction and ultimate elimination of untreated stormwater into our public waterways will ultimately benefit the ecology of our waterways and the residents and tourists that use them, and

WHEREAS, it is desirable for the Authority to assist the local governments of Lake County in a coordinated effort through the provision of grant funds to reduce the influx of untreated stormwater into the publicly owned waterways of Lake County, and

WHEREAS, the Grantee’s project consists of design, permitting, and construction of lakeside swales and a Water Quality Unit (WQU), hereinafter referred to as the “PROJECT”; and

WHEREAS, the Authority considers Grantee’s PROJECT worthwhile and desires to assist Grantee in the funding of the PROJECT.

NOW, THEREFORE, the Authority and Grantee, in consideration of the mutual terms, covenants and conditions set forth herein, agree as follows:

In consideration of the mutual benefits to be derived here from, the Authority and the Grantee do hereby agree as follows:

1. The Grantee does hereby agree to perform and/or construct its PROJECT, in accordance with the terms and conditions set forth in this Agreement, **Attachment ‘A’ Grant Work Plan** and all attachments and exhibits named herein, which are attached hereto and incorporated by reference. For purposes of this Agreement, the

terms “Contract” and “Agreement” and the terms “Grantee”, “Recipient” and “Contractor”, are used interchangeably.

2. This Agreement shall begin upon the date it has been executed by both parties and terminate no later than **twenty-four (24) months** thereafter. The Grantee shall not be eligible for reimbursement for any work performed or land purchased prior to the date this Agreement has been executed by both parties. This Agreement may be amended to provide for additional services if additional funding is made available by the Authority.
3. A. For the improvement of water quality in the receiving Lake County waterbody by the Grantee under the terms of this Agreement, the Authority shall provide grant monies to the Grantee, on a cost reimbursement basis, in an amount not to exceed **\$82,280 (Eighty-two thousand Two hundred and Eighty Dollars) or 74.8% (Seventy-four and Eight-tenths Percent)** of the design, permitting, and construction PROJECT costs, whichever is less, for a portion of the Grantee’s water quality enhancement PROJECT, outlined in **Attachment A**, Grant Work Plan. The parties agree that the Grantee is responsible for providing at least a minimum match of **\$27,720 (Twenty-seven thousand seven hundred and Twenty Dollars) or 25.2% (Twenty-five and Two-tenths Percent)** of the design, permitting, and construction PROJECT costs described in **Attachment A**. Regardless of the amount of this grant, expenditures by Grantee which are determined, in the sole discretion of the Authority, to be unrelated to the enhancement of water quality in the receiving waterbody, will not be funded or reimbursed by the Authority. If the Grantee finds, after receipt of competitive bids, that the work described in **Attachment A** cannot be accomplished for the current estimated project cost, the parties hereto agree to modify the Grant Work Plan described in **Attachment A** to provide for the work that can be accomplished for the funding identified above.

(1) Payments shall further be conditioned upon the following:

- i. That funding from the Authority shall only be applied toward the portion of the project that treats the existing impervious areas and not future development, nor shall the Authority fund the redistribution of flows from existing retention areas or the repair of stormwater pipes;
- ii. That Grantee shall pay its pro-rata share of the PROJECT as outlined in this Agreement;
- iii. That Grantee shall provide the Authority the necessary invoices and other documentation sufficient to evidence that Grantee has incurred the actual expense;
- iv. That Grantee shall provide the Authority written verification, provided by a person duly authorized by Grantee to so verify, that Grantee has incurred the actual expense;

- v. That Grantee shall provide sufficient evidence to demonstrate that the reimbursable expenses are directly related to the water quality enhancement portion of the PROJECT.
- (2) If Grantee does not expend its pro-rata share of the cost for the work performed as set forth in this Agreement, the Authority will make payment only in a lesser amount which is proportionate to that which Grantee has expended and for which it has provided the appropriate support documentation to the Authority in accordance with this Agreement.
- a. The Authority shall make reimbursements to Grantee within thirty (30) days of timely submitted invoices by Grantee, complete with the appropriate support documentation and any additional information requested by the Authority, which shall be submitted to the Authority at the following address:

LAKE COUNTY WATER AUTHORITY
27351 SR 19
Tavares, Florida 32778

- b. Grantee shall not use any Authority funds for purposes not specifically identified in the Grant Work Plan.
 - c. The Authority shall have no obligation to reimburse Grantee for any costs under this Agreement until construction of the PROJECT has been completed.
 - d. The Authority's performance and payment pursuant to this Agreement is contingent upon the Authority's Board of Trustees appropriating funds for the PROJECT.
- B. Upon completion of the PROJECT, the Grantee shall submit a written payment request, including a final project report containing before and after photographs and as-built plans, to the Authority's Grant Manager. The Grant Manager shall have thirty (30) calendar days within which to review the request. The Grantee shall be reimbursed on a cost reimbursement basis for all eligible water quality enhancement project costs, not to exceed the maximum grant amount. In addition to the payment request, the Grantee must provide from its accounting system a listing of expenditures made under this Agreement. The listing shall include, at a minimum, a description of the goods and/or services purchased, date of the transaction, voucher number, amount paid, and vendor name.
- C. In addition to the invoicing requirements contained in paragraph 3.B. above, the Authority may request proof of transactions, such as invoices and

payroll registers. If requested by the Authority, Grantee shall provide this additional information within 30 calendar days of such request.

4. The Authority's performance and obligation to pay under this Agreement is contingent upon an annual budget allocation by the Board of Trustees. The parties hereto understand that this Agreement is not a commitment of future budget allocations.
5. The Grantee shall submit written quarterly progress reports describing the PROJECT work performed, problems encountered, problem resolution, schedule updates and proposed work for the next reporting period. Quarterly reports shall be submitted to the Authority's Grant Manager no later than twenty (20) days following the completion of the quarterly reporting period. It is understood and agreed by the parties that the term "quarterly" shall reflect the calendar quarters ending March 31, June 30, September 30, and December 31. The Authority's Grant Manager shall have ten (10) calendar days to review deliverables submitted by the Grantee.
6. The Grantee shall recognize the Authority by erecting a sign at the site indicating the Authority's funding assistance for the project. The Authority's Grant Manager shall review and approve the sign prior to placement.
7. The Grantee agrees that it shall be solely responsible for the construction, operation, maintenance and/or failure of operation and/or maintenance of its PROJECT and/or stormwater system, and for its acts of omission and/or commission and for the negligent and/or wrongful acts of itself, its employees and agents. The Grantee agrees it shall be responsible for harvesting and replanting indigenous, mature wetland plants at minimum, annually, to remove sequestered nutrients from re-entering the water or when the plants die and before they decompose. However, nothing contained herein shall constitute a waiver by Grantee of its sovereign immunity or the provisions of Section 768.28, Florida Statutes.
8. The Authority may terminate this Agreement at any time in the event of the failure of the Grantee to fulfill any of its obligations under this Agreement. Prior to termination, the Authority shall provide thirty (30) calendar days written notice of its intent to terminate this Agreement and shall provide the Grantee an opportunity to consult with the Authority regarding the reason(s) for termination, and to remedy the deficiencies, if possible.
9. This Agreement may be unilaterally canceled by the Authority for refusal by the Grantee to allow public access to all documents, papers, letters, or other material made or received by the Grantee in conjunction with this Agreement, unless the records are exempt from Article I, Section 24(a), Florida Constitution and Chapter 119, Florida Statutes.
10. The Grantee shall maintain books, records and documents directly pertinent to performance under this Agreement in accordance with generally accepted accounting principles consistently applied. The Authority, the State, or their

authorized representatives shall have access to such records for audit purposes during the term of this Agreement and for five years following Agreement completion. In the event any work is subcontracted, the Grantee shall similarly require each subcontractor to maintain and allow access to such records for audit purposes.

- 11. A. The Grantee may subcontract work under this Agreement without the prior written consent of the Authority’s Grant Manager. The Grantee agrees to be responsible for the fulfillment of all work elements included in any subcontract and agrees to be responsible for the payment of all monies due under any subcontract. It is understood and agreed by the Grantee that the Authority shall not be liable to any subcontractor for any expenses or liabilities incurred under the subcontract and that the Grantee shall be solely liable to the subcontractor for all expenses and liabilities incurred under the subcontract.
- B. The Authority supports diversity in its procurement program and requests that all subcontracting opportunities afforded by this Agreement embrace diversity enthusiastically. It is encouraged that the award of subcontracts reflects the full diversity of the citizens of the State of Florida.
- 12. Nothing in this Agreement shall create or be implied to create any relationship between the Authority and any subcontractor of Grantee, nor any ownership, liability or responsibility of the Authority with respect to the stormwater system of Grantee.
- 13. Nothing in this Agreement shall be construed to benefit any person or entity not a party to this Agreement.
- 14. The Grantee shall comply with all applicable federal, state, and local rules and regulations in its construction, performance and/or operation of the PROJECT. The Grantee acknowledges that this requirement includes compliance with all applicable federal, state, and local health and safety rules and regulations. The Grantee further agrees to include this provision in all subcontracts issued as a result of this Agreement.
- 15. The Authority’s Grant Manager for this Agreement is identified below.

Steve Crawford	
Water Resources Director	
Lake County Water Authority	
27351 SR 19	
Tavares, FL 32778-3119	
Telephone No.:	(352) 324-6141 ext. 125
Fax No.:	(352) 324-6364
Email Address:	scrawford@lcwa.org

- 16. The Grantee’s Grant Manager for this Agreement is identified below.

Morgan Cates
Public Works Director
Town of Howey-in-the-Hills
PO Box 128, Howey-in-the-Hills
Telephone No.: (352) 805-0205
E-Mail Address: mcates@howey.org

- 17. To the extent required by law, the Grantee will be self-insured against, or will secure and maintain during the life of this Agreement, Workers' Compensation insurance for all of its employees connected with the work of this project and, in case any work is subcontracted, the Grantee shall require the subcontractor(s) to provide Workers' Compensation Insurance for all of the subcontractors' employees, unless such employees are covered by the protection afforded by the Grantee. All such self-insurance programs or insurance coverage shall comply fully with the Florida Workers' Compensation law. In case any class of employees are engaged in hazardous work under this Agreement, and are not protected under Workers' Compensation statutes, the Grantee shall provide, and shall cause each subcontractor to provide, adequate insurance, consistent with Grantee's primary insurance coverage, for the protection of all such employees not otherwise protected.
- 18. The parties specifically agree that Grantee is an independent contractor, and is not an agent, representative, or employee of the Authority. Grantee agrees to carry adequate liability insurance coverage and other appropriate forms of insurance coverage, consistent with Grantee's primary insurance coverage. The Authority shall have no liability except as to the payment of grant monies as provided above.
- 19. The Grantee covenants that it presently has no interest, and shall not acquire any interest, which would conflict in any manner or degree with the performance of services required.
- 20. The purchase of non-expendable personal property or equipment costing \$1,000 or more is not an authorized reimbursable expense under the terms of this Agreement.
- 21. A. No person, on the grounds of race, creed, color, national origin, age, sex, or disability, shall be excluded from participation in, be denied the proceeds or benefits of, or be otherwise subjected to discrimination in performance of this Agreement.
- B. An entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not award or perform work as a contractor, supplier, subcontractor, or consultant under contract with any public entity, and may not transact business with any public entity. The Florida Department of Management Services is responsible for maintaining

the discriminatory vendor list and posting the list on its website. Questions regarding the discriminatory vendor list may be directed to the Florida Department of Management Services, Office of Supplier Diversity, at 850/487-0915.

- 22. This Agreement represents the entire agreement of the parties. Any alterations, variations, changes, modifications or waivers of provisions of this Agreement shall only be valid when they have been reduced to writing, duly signed by each of the parties hereto, and attached to the original of this Agreement, less otherwise provided herein.
- 23. The Grantee agrees that the PROJECT is not to be used to offset additional stormwater treatment requirements that may be imposed upon the Grantee as a result of future redevelopment located within the treatment basin.

IN WITNESS WHEREOF, the parties hereto, or their lawful representatives, have executed this Agreement on the day and year set forth next to their signatures below.

LAKE COUNTY WATER AUTHORITY

_____ By: _____
 Witness LCWA, Executive Director Date
 Federal ID#: 59-6018003

TOWN OF HOWEY-IN-THE-HILLS

_____ By: _____
 Witness Town Manager of Howey-in-the-Hills Date
 Federal ID#: 59-1061566

List of attachments/exhibits included as part of this Agreement:

Specify	Letter/	Description (includes number of pages)
Type	Number	Grant Work Plan and Attachments (X Pages)
Attachment	A	

Attachment A

Item 2.



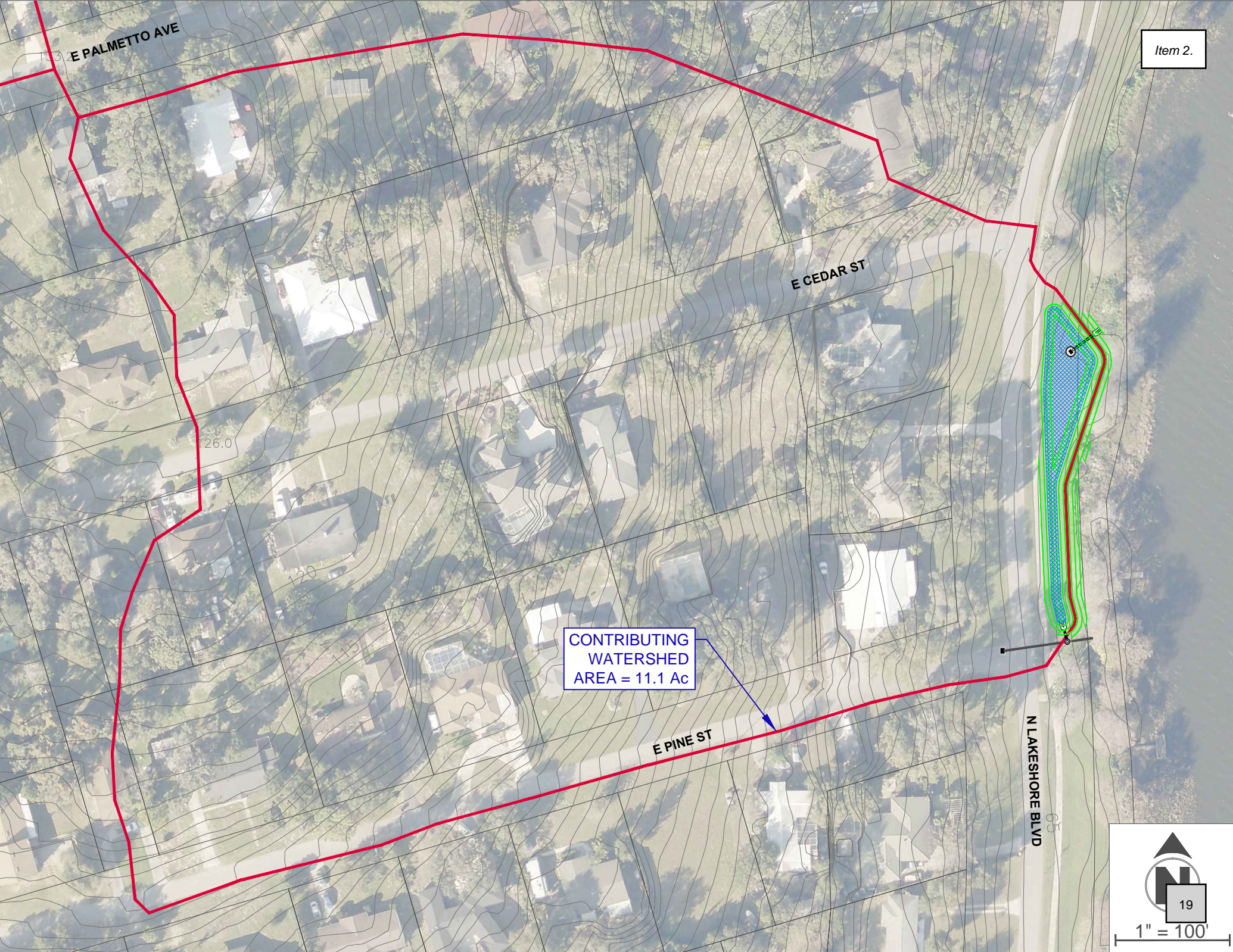
PROJECT LOCATION

Lake Illinois

Lak

18

1" = 500'



CONTRIBUTING
WATERSHED
AREA = 11.1 Ac



PROP.
SHALLOW
RETENTION

PROP.
PIPE
& MES

PROP.
CDS 4045-8
OUTFALL

PROP.
MH, PIPE
& MES

REMOVE
EX. PIPE
SEGMENT

20
1" = 40'

E CEDAR ST

N LAKESHORE BLVD

E PINE ST

PONDS 3.3
Nitrogen and Phosphorus Loading Calculator
Version 3.3.115
Copyright 2008
Devo Seereeram, Ph.D., P.E.

Data Section 1: Project Data

Node Text: Howey-in-the-Hills
 Project Name: Howey Lakeside Capture - Phase 1
 Project Description: Shallow retention w/ CDS outflow
 Project Number:
 Engineer: DAG
 Supervising Engineer:
 Date: 12-15-2022

End Data Section 1**Data Section 2: Single Basin or Multibasin Pond**

Node: Multibasin Pond

Description: Lakeside Capture - Phase 1

Analysis Type: Specified Reduction In Postdevelopment Nutrient Loading
 Pond Type: Dry Pond
 Analyze For: Nitrogen and Phosphorus

Climate Data:

Climate zone = 2 - Central Florida
 Average annual rainfall depth (inches) = 50

Postdevelopment Basins:

Postdevelopment Basin Input Parameters					
Basin	Basin ID	Basin Area (acres)	Curve Number	DCIA (%)	Land Use
1	Basin 1	11.04	57	0	Single-Family
Total		11.04	57	0	

Postdevelopment Basin Intermediate Parameters						
Basin	Nitrogen Conc. (mg/l)	Phosphorus Conc. (mg/l)	Runoff Coef.	Annual Runoff Volume (ac-ft/yr)	Annual Nitrogen Load (kg/yr)	Annual Phosphorus Load (kg/yr)
1	2.070	0.327	0.0252	1.1592	2.959794	0.4675617
Total	2.070	0.327	0.0252	1.1592	2.959794	0.4675617

Postdevelopment Non-Runoff Contributing Area (acres): 0.15
 Postdevelopment Total Area (acres): 11.19

PONDS 3.3
Nitrogen and Phosphorus Loading Calculator
Version 3.3.115
Copyright 2008
Devo Seereeram, Ph.D., P.E.

Efficiency:

Required Removal Efficiency (%) = 55

Dry Pond Design Requirements:

Required dry pond retention depth (inches) = 0.1427156

Required dry pond retention volume (ac-ft) = 0.1312983

Discharge Summary:

	Predevelopment	Postdevelopment
Annual Runoff Volume (ac-ft)	N.A.	1.1592
Annual Discharge Volume (ac-ft)	N.A.	0.5216399
Annual Mass of Discharged Nitrogen (kg/yr)	N.A.	1.331907
Annual Mass of Discharged Phosphorus (kg/yr)	N.A.	0.2104028
Nitrogen Concentration in Discharge (mg/l)	N.A.	2.070
Phosphorus Concentration in Discharge (mg/l)	N.A.	0.327

End Data Section 2

Howey Lakeside Capture - Phase 1

Lakeside Capture - Phase 1

CDS 4045-8

Project Information						
Project Name	Howey Lakeside Capture - Phase 1			Option #	A	
Country	UNITED_STATES	State	Florida	City	Howey-in-the-Hills	

Contact Information					
First Name	Donald		Last Name	Griffey	
Company	Griffey Engineering, Inc.		Phone #	352-409-0640	
Email	dag@griffeyengineering.com				

Design Criteria						
Site Designation	Lakeside Capture - Phase 1			Sizing Method	Net Annual	
Screening Required?	Yes	Drainage Area (ac)	11.10	Peak Flow (cfs)	10.00	
Groundwater Depth (ft)	0 - 5	Pipe Invert Depth (ft)	0 - 5	Bedrock Depth (ft)	>15	
Multiple Inlets?	No	Grate Inlet Required?	Yes	Pipe Size (in)	18.00	
Required Particle Size Distribution?	No	90° between two inlets?	N/A	180° between inlet and outlet?	No	
Runoff Coefficient	0.60	Rainfall Station	41 - Orlando Airport, FL	TC (Min)	15	

Treatment Selection					
Treatment Unit	CDS	System Model	4045-8		
Target Removal	80%	Particle Size Distribution (PSD)	125	Predicted Net Annual Removal	80.96%

Howey Lakeside Capture - Phase 1

Lakeside Capture - Phase 1

CDS 4045-8

CDS ESTIMATED NET ANNUAL SOLIDS LOAD REDUCTION BASED ON THE RATIONAL RAINFALL METHOD								
Rainfall Intensity ¹ (in/hr)	% Rainfall Volume ¹	Cumulative Rainfall Volume	Rainfall Volume Treated	Total Flowrate (cfs)	Treated Flowrate (cfs)	Operating Rate (%)	Removal Efficiency (%)	Incremental Removal (%)
0.0200	4.13%	4.13%	4.13%	0.1332	0.1332	1.78%	100.00%	4.13%
0.0400	4.27%	8.40%	4.27%	0.2664	0.2664	3.55%	100.00%	4.27%
0.0600	4.24%	12.64%	4.24%	0.3996	0.3996	5.33%	100.00%	4.24%
0.0800	3.16%	15.80%	3.16%	0.5328	0.5328	7.10%	99.99%	3.16%
0.1000	3.20%	19.00%	3.20%	0.6660	0.6660	8.88%	99.63%	3.19%
0.1200	2.63%	21.63%	2.63%	0.7992	0.7992	10.66%	99.28%	2.61%
0.1400	3.02%	24.65%	3.02%	0.9324	0.9324	12.43%	98.92%	2.99%
0.1600	3.05%	27.70%	3.05%	1.0656	1.0656	14.21%	98.57%	3.01%
0.1800	2.66%	30.36%	2.66%	1.1988	1.1988	15.98%	98.21%	2.61%
0.2000	2.42%	32.78%	2.42%	1.3320	1.3320	17.76%	97.86%	2.37%
0.2500	5.41%	38.19%	5.41%	1.6650	1.6650	22.20%	96.97%	5.25%
0.3000	4.98%	43.17%	4.98%	1.9980	1.9980	26.64%	96.08%	4.78%
0.3500	3.95%	47.12%	3.95%	2.3310	2.3310	31.08%	95.19%	3.76%
0.4000	4.86%	51.98%	4.86%	2.6640	2.6640	35.52%	94.30%	4.58%
0.4500	3.07%	55.05%	3.07%	2.9970	2.9970	39.96%	93.41%	2.87%
0.5000	4.65%	59.70%	4.65%	3.3300	3.3300	44.40%	92.53%	4.30%
0.7500	12.34%	72.04%	12.34%	4.9950	4.9950	66.60%	88.08%	10.87%
1.0000	10.62%	82.66%	10.62%	6.6600	6.6600	88.80%	83.64%	8.88%
1.5000	11.21%	93.87%	8.42%	9.9900	7.5000	100.00%	61.11%	6.85%
2.0000	4.77%	98.64%	2.69%	13.3200	7.5000	100.00%	45.83%	2.19%
2.5000	1.35%	99.99%	0.61%	16.6500	7.5000	100.00%	36.67%	0.50%
								87.41%
Removal Efficiency Adjustment ² =								6.45%
Predicted % Annual Rainfall Treated =								87.93%
Predicted Net Annual Load Removal Efficiency =								80.96%
1 - Based on 10 years of hourly precipitation data from NCDC station # 6628 , Orlando WSO McCoy, Orange County, FL								
2 - Reduction due to use of 60-minute data for a site that has a time of concentration less than 30-minutes.								

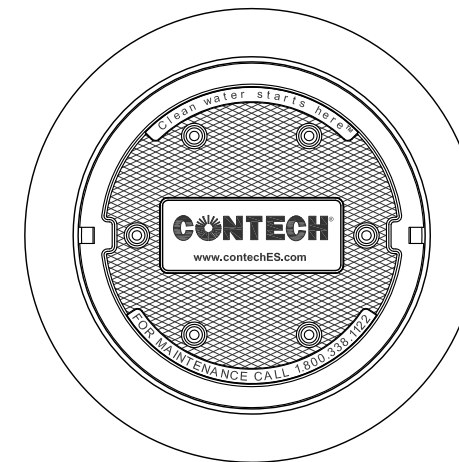
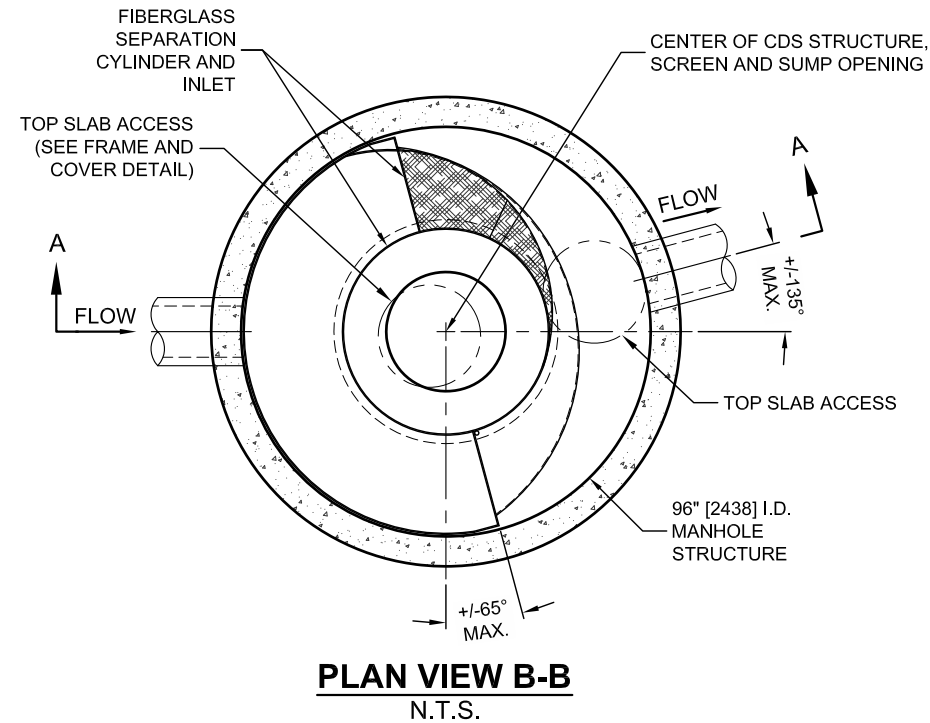
CDS4045-8-C DESIGN NOTES

Item 2.

THE STANDARD CDS4045-8-C CONFIGURATION IS SHOWN. ALTERNATE CONFIGURATIONS ARE AVAILABLE AND ARE LISTED BELOW. SOME CONFIGURATIONS MAY BE COMBINED TO SUIT SITE REQUIREMENTS.

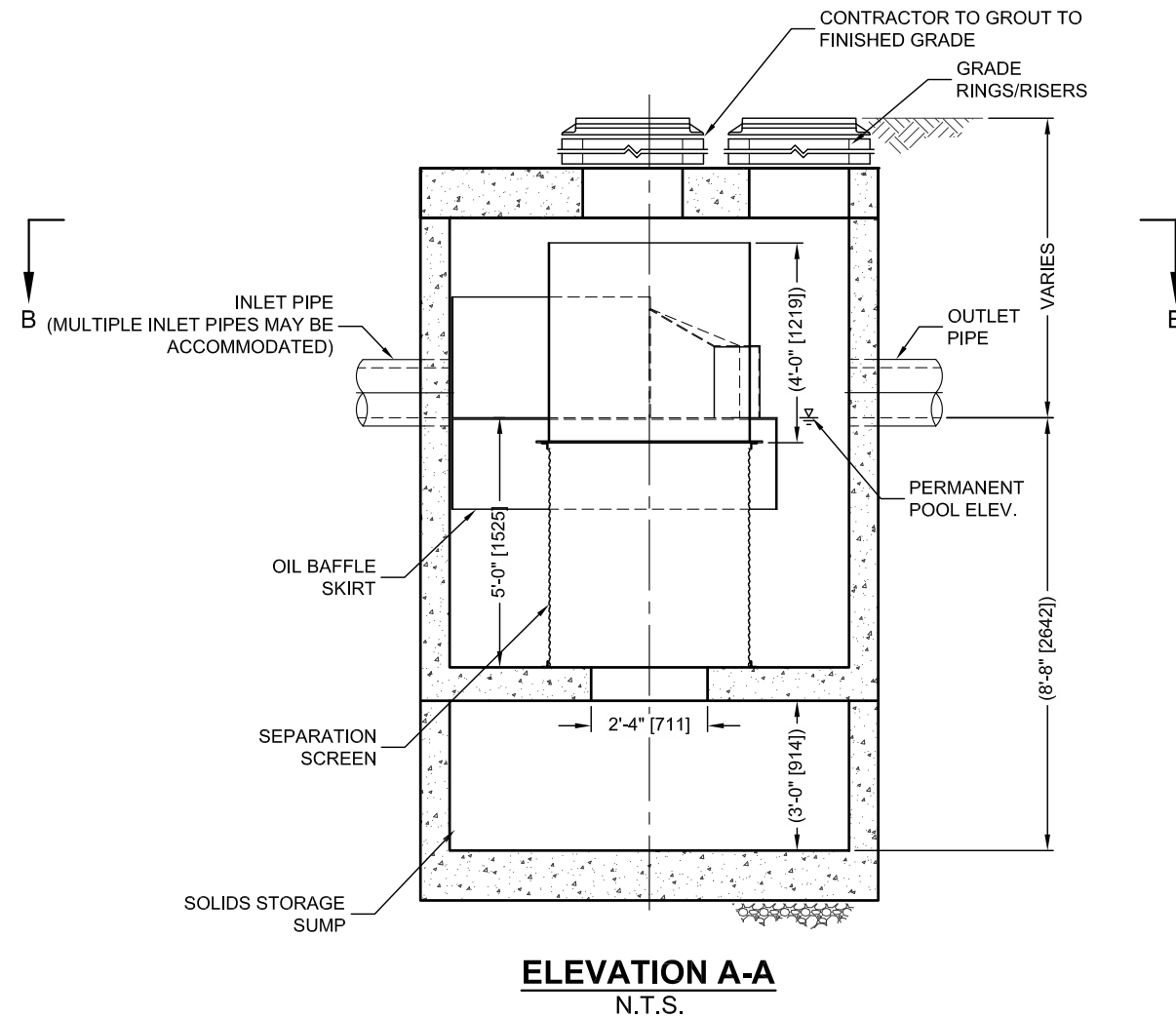
CONFIGURATION DESCRIPTION

- GRATED INLET ONLY (NO INLET PIPE)
- GRATED INLET WITH INLET PIPE OR PIPES
- CURB INLET ONLY (NO INLET PIPE)
- CURB INLET WITH INLET PIPE OR PIPES
- SEPARATE OIL BAFFLE (SINGLE INLET PIPE REQUIRED FOR THIS CONFIGURATION)
- SEDIMENT WEIR FOR NJDEP / NJCAT CONFORMING UNITS



FRAME AND COVER
(DIAMETER VARIES)
N.T.S.

SITE SPECIFIC DATA REQUIREMENTS			
STRUCTURE ID			
WATER QUALITY FLOW RATE (CFS OR L/s)			*
PEAK FLOW RATE (CFS OR L/s)			*
RETURN PERIOD OF PEAK FLOW (YRS)			*
SCREEN APERTURE (2400 OR 4700)			*
PIPE DATA:	I.E.	MATERIAL	DIAMETER
INLET PIPE 1	*	*	*
INLET PIPE 2	*	*	*
OUTLET PIPE	*	*	*
RIM ELEVATION			
*			
ANTI-FLOTATION BALLAST	WIDTH	HEIGHT	
	*	*	
NOTES/SPECIAL REQUIREMENTS:			
* PER ENGINEER OF RECORD			



GENERAL NOTES

1. CONTECH TO PROVIDE ALL MATERIALS UNLESS NOTED OTHERWISE.
2. DIMENSIONS MARKED WITH () ARE REFERENCE DIMENSIONS. ACTUAL DIMENSIONS MAY VARY.
3. FOR FABRICATION DRAWINGS WITH DETAILED STRUCTURE DIMENSIONS AND WEIGHTS, PLEASE CONTACT YOUR CONTECH ENGINEERED SOLUTIONS LLC REPRESENTATIVE. www.contechES.com
4. CDS WATER QUALITY STRUCTURE SHALL BE IN ACCORDANCE WITH ALL DESIGN DATA AND INFORMATION CONTAINED IN THIS DRAWING.
5. STRUCTURE SHALL MEET AASHTO HS20 AND CASTINGS SHALL MEET HS20 (AASHTO M 306) LOAD RATING, ASSUMING GROUNDWATER ELEVATION AT, OR BELOW, THE OUTLET PIPE INVERT ELEVATION. ENGINEER OF RECORD TO CONFIRM ACTUAL GROUNDWATER ELEVATION.
6. PVC HYDRAULIC SHEAR PLATE IS PLACED ON SHELF AT BOTTOM OF SCREEN CYLINDER. REMOVE AND REPLACE AS NECESSARY DURING MAINTENANCE CLEANING.

INSTALLATION NOTES

- A. ANY SUB-BASE, BACKFILL DEPTH, AND/OR ANTI-FLOTATION PROVISIONS ARE SITE-SPECIFIC DESIGN CONSIDERATIONS AND SHALL BE SPECIFIED BY ENGINEER OF RECORD.
- B. CONTRACTOR TO PROVIDE EQUIPMENT WITH SUFFICIENT LIFTING AND REACH CAPACITY TO LIFT AND SET THE CDS MANHOLE STRUCTURE (LIFTING CLUTCHES PROVIDED).
- C. CONTRACTOR TO ADD JOINT SEALANT BETWEEN ALL STRUCTURE SECTIONS, AND ASSEMBLE STRUCTURE.
- D. CONTRACTOR TO PROVIDE, INSTALL, AND GROUT PIPES. MATCH PIPE INVERTS WITH ELEVATIONS SHOWN.
- E. CONTRACTOR TO TAKE APPROPRIATE MEASURES TO ASSURE UNIT IS WATER TIGHT, HOLDING WATER TO FLOWLINE INVERT MINIMUM. IT IS SUGGESTED THAT ALL JOINTS BELOW PIPE INVERTS ARE GROUTED.

C:\USERS\SCHLACHER\DESKTOP\CDS DETAILS 180 MICRON SIZING\CAD\CDS4045-8-C-DTL.DWG 5/19/2014 5:36 PM



THIS PRODUCT MAY BE PROTECTED BY ONE OR MORE OF THE FOLLOWING U.S. PATENTS: 6,788,848; 6,841,722; 6,911,565; 6,961,762. RELATED FOREIGN PATENTS, OR OTHER PATENTS PENDING.



www.contechES.com
9025 Centre Pointe Dr., Suite 400, West Chester, OH 45069
800-338-1122 513-645-7000 513-645-7993 FAX

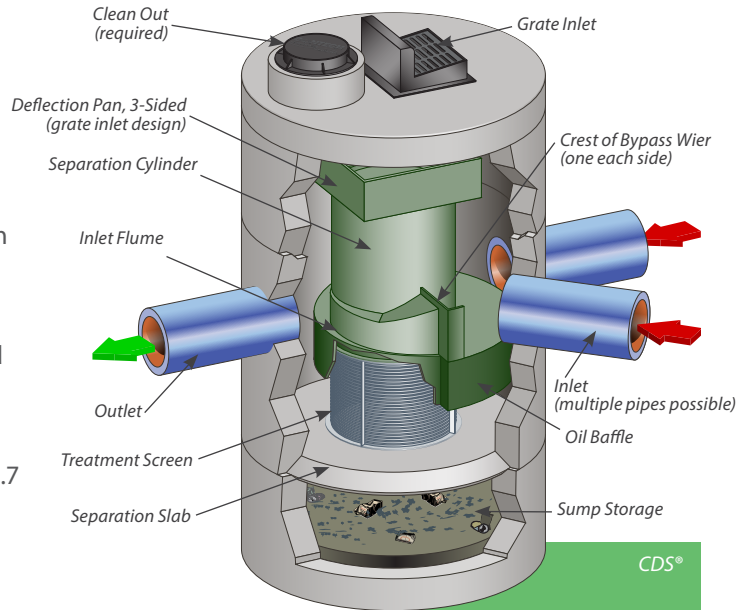
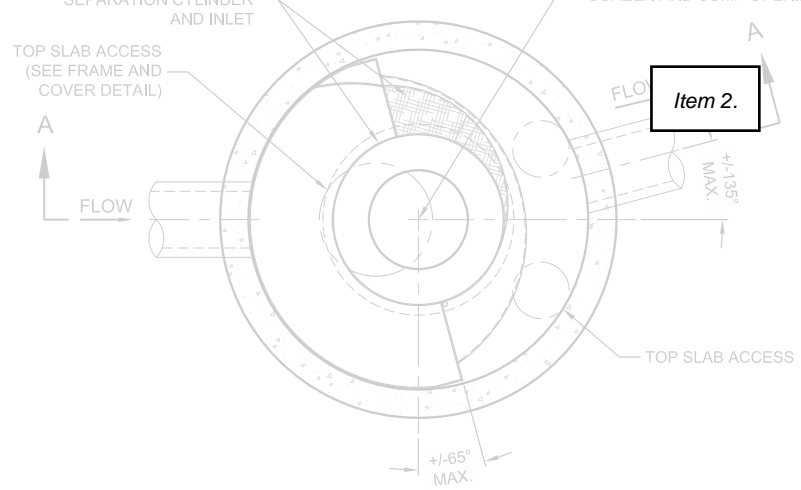
CDS4045-8-C
INLINE CDS
STANDARD DETAIL

The CDS® System

Superior Trash Removal ...

The CDS is a hybrid technology that uses a combination of swirl concentration and indirect screening to separate and trap trash, debris, sediment, and hydrocarbons from stormwater runoff.

At the heart of the CDS system is a unique screening technology used to capture and retain trash and debris. The screen face is louvered so that it is smooth in the downstream direction. The effect created is called "Continuous Deflective Separation." The power of the incoming flow is harnessed to continually shear debris off the screen and to direct trash and sediment toward the center of the separation cylinder. This results in a screen that is self-cleaning and provides 100% removal of floatables and neutrally buoyant material debris 4.7 mm or larger, without blinding.



FEATURE	BENEFIT
Captures and retains 100% of floatables and neutrally buoyant debris 4.7 mm or larger	Superior trash removal
Self-cleaning screen	Ease of maintenance
Isolated storage sump eliminates scour potential	Excellent pollutant retention
Internal bypass	Eliminates the need for additional structures
Multiple pipe inlets and 90-180° angles	Design flexibility
Clear access to sump and stored pollutants	Fast, easy maintenance

Learn More:
www.ContechES.com/cds

SELECT CDS APPROVALS

- Washington Department of Ecology (GULD) – Pretreatment
- New Jersey Department of Environmental Protection Certification (NJDEP)
- Canadian Environmental Technology Verification (ETV)
- California Statewide Trash Amendments Full Capture System Certified*

* The CDS System has been certified by the California State Water Resources Control Board as a Full Capture System provided that it is sized to treat the peak flow rate from the region specific 1-year, 1-hour design storm, or the peak flow capacity of the corresponding storm drain, whichever is less.

GRIFFEY ENGINEERING, INC.

Howey-in-the-Hills
Stormwater Improvement Program
Page 1 of 4

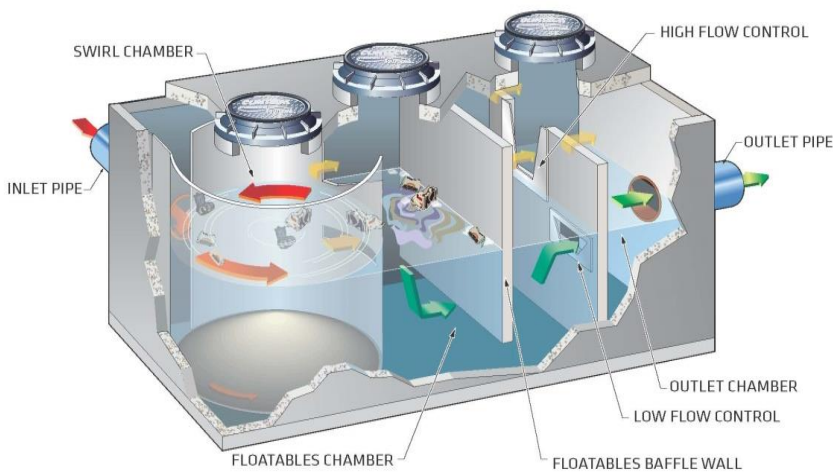
STORMWATER IMPROVEMENT PROGRAM

The Stormwater Improvement Program for the Town of Howey-in-the-Hills consists primarily of two types of system improvements, Lakeside Capture and Roadside Retrofit. These will reduce the pollutant load in the runoff from town roads, which will improve the quality of the stormwater flowing into the receiving water bodies.

LAKESIDE CAPTURE

This improvement measure is proposed for the area along the east side of Lakeshore Boulevard between the eastern edge of the sidewalk and the shoreline of Little Lake Harris. The project limits are from E. Laurel Avenue on the north end to E. Lakeview Avenue on the south end. This covers ten blocks along Lakeshore Blvd.

The project will be implemented on a block by block basis. The improvements will entail the construction of a linear swale between the sidewalk and the lake shore. The swale will intercept the road runoff and provide treatment through percolation. The swales will also convey the runoff to Water Quality Units (WQUs) which will capture sediment, trash and oils prior to discharge to Little Lake Harris. There will be one WQU installed per block. The exhibits below show a Vortech Continuous Deflective Separation WQU.



GRIFFEY ENGINEERING, INC.

Howey-in-the-Hills
 Stormwater Improvement Program
 Page 2 of 4

The table below details the typical unit cost for the Lakeside Capture improvements.

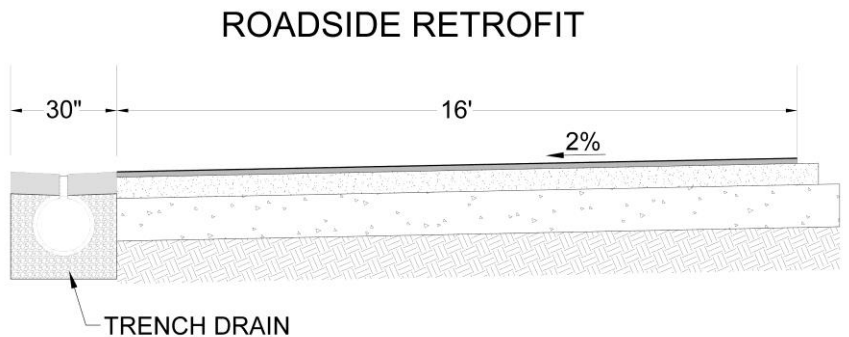
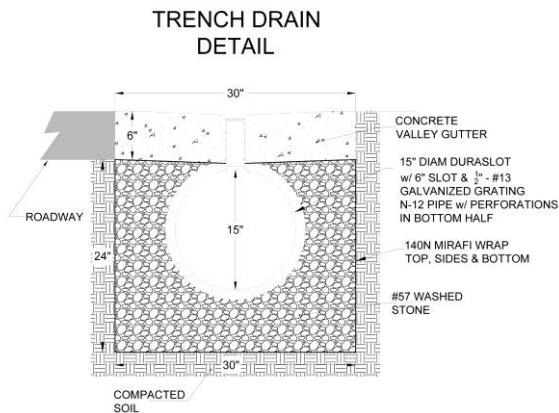
LAKESIDE CAPTURE - \$/BLOCK				
ITEM DESCRIPTION	UNIT	QNTY	UNIT COST	COST
SWALE - FINE GRADE AND SOD	SY	1,000	\$5	\$5,000
VORTECH CDS WQU	EA	1	\$85,000	\$85,000
			TOTAL	\$90,000

The next table shows the overall cost for the Lakeside Capture improvements.

LAKESIDE CAPTURE COSTS					
Basin	Road	Length (LF)	# Blocks	Unit Cost (\$/Block)	Cost (\$)
LITTLE LAKE HARRIS	N LAKESHORE BLVD	2,400	6	\$90,000	\$540,000
LITTLE LAKE HARRIS	S LAKESHORE BLVD	1,600	4	\$90,000	\$360,000
				TOTAL COST	\$900,000

ROADSIDE RETROFIT

This measure will be implemented in concert with the town’s road improvement program. Most of the local roads in the town are substandard and in poor shape. When the town rebuilds a road, the construction will include the installation of a trench drain exfiltration system. The storage volume in the exfiltration drain, exclusive of percolation, meets the volume criteria required in the state’s stormwater quality standards. This measure takes advantage of the sandy, well-draining soils throughout the town. It provides distributed, upstream capture using linear retention areas. The trench drains also will provide a controlled runoff conveyance system, reducing the potential for soil erosion. The exhibits below provide details of the proposed system.



GRIFFEY ENGINEERING, INC.

Howey-in-the-Hills
 Stormwater Improvement Program
 Page 3 of 4



The table below details the typical unit cost for the Roadside Retrofit improvements.

ROADSIDE RETROFIT - \$/LF				
ITEM DESCRIPTION	UNIT	QNTY	UNIT COST	COST
15" HDPE PIPE - SLOTTED DRAIN	LF	500	\$50	\$25,000
#57 WASHED STONE	CY	70	\$100	\$7,000
140N MIRAFI WRAP	SY	500	\$2	\$1,000
18"x18" CATCH BASIN	EA	3	\$1,500	\$4,500
30" VALLEY GUTTER	LF	500	\$125	\$62,500
			TOTAL	\$100,000
			COST/LF	\$200

The next table shows the overall cost for the Roadside Retrofit improvements.

GRIFFEY ENGINEERING, INC.

Howey-in-the-Hills
Stormwater Improvement Program
Page 4 of 4

ROADSIDE RETROFIT COSTS				
Basin	Road	Length (LF)	Unit Cost (\$/LF)	Cost (\$)
LITTLE LAKE HARRIS	MISSION LN	1,200	\$200	\$240,000
LITTLE LAKE HARRIS	CAMELLIA WAY	1,600	\$200	\$320,000
LITTLE LAKE HARRIS	ORCHID WAY	1,500	\$200	\$300,000
LITTLE LAKE HARRIS	CROTON WAY	1,600	\$200	\$320,000
LITTLE LAKE HARRIS	LAUREL AVE	1,300	\$200	\$260,000
P.A. K-11-8	LAUREL AVE	200	\$200	\$40,000
LITTLE LAKE HARRIS	MAGNOLIA AVE	1,100	\$200	\$220,000
P.A. K-11-8	MAGNOLIA AVE	700	\$200	\$140,000
P.A. K-11-7	MAGNOLIA AVE	800	\$200	\$160,000
LITTLE LAKE HARRIS	CYPRESS AVE	1,000	\$200	\$200,000
P.A. K-11-8	CYPRESS AVE	1,300	\$200	\$260,000
LITTLE LAKE HARRIS	HAMLIN AVE	1,000	\$200	\$200,000
LITTLE LAKE HARRIS	TEMPLE AVE	2,000	\$200	\$400,000
LITTLE LAKE HARRIS	VALENCIA AVE	1,000	\$200	\$200,000
LITTLE LAKE HARRIS	TANGERINE AVE	1,000	\$200	\$200,000
LITTLE LAKE HARRIS	PALMETTO AVE	1,200	\$200	\$240,000
P.A. K-11-8	PALMETTO AVE	300	\$200	\$60,000
LITTLE LAKE HARRIS	CEDAR ST	900	\$200	\$180,000
LITTLE LAKE HARRIS	PINE ST	1,200	\$200	\$240,000
LITTLE LAKE HARRIS	OAK ST	1,500	\$200	\$300,000
LITTLE LAKE HARRIS	DIXIE DR	2,900	\$200	\$580,000
P.A. K-11-8	DIXIE DR	900	\$200	\$180,000
LAKE ILLINOIS	DIXIE DR	500	\$200	\$100,000
LAKE ILLINOIS	GEORGIA AVE	600	\$200	\$120,000
LAKE ILLINOIS	DUPONT CIR	1,000	\$200	\$200,000
P.A. K-11-8	FLORIDA AVE	800	\$200	\$160,000
LAKE ILLINOIS	FLORIDA AVE	300	\$200	\$60,000
LITTLE LAKE HARRIS	FLORIDA AVE	900	\$200	\$180,000
HOLLAND LAKE	FLORIDA AVE	2,500	\$200	\$500,000
LITTLE LAKE HARRIS	HOLY ST	900	\$200	\$180,000
LITTLE LAKE HARRIS	MYRTLE ST	900	\$200	\$180,000
LITTLE LAKE HARRIS	GARDENIA ST	800	\$200	\$160,000
LITTLE LAKE HARRIS	LAKEVIEW AVE	1,100	\$200	\$220,000
HOLLAND LAKE	LAKEVIEW AVE	300	\$200	\$60,000
LITTLE LAKE HARRIS	OLEANDER AVE	500	\$200	\$100,000
HOLLAND LAKE	OLEANDER AVE	200	\$200	\$40,000
TOTAL LENGTH (LF)		37,500	TOTAL COST	\$7,500,000

■ ■ ■
de la Parte, Gilbert,
McNamara & Caldevilla, P.A.
ATTORNEYS AT LAW

April 21, 2023

Via Email Only
sokeefe@howey.org

Sean O’Keefe
Town Manager
Town of Howey-in-the-Hills
P.O. Box 128
Howey-in-the-Hills, FL 34737

Re: **Legal Representation – Town of Howey-in-the-Hills’ CUP**

Dear Mr. O’Keefe,

This letter will serve to confirm that the Town of Howey-in-the-Hills (the “Client”) has retained de la Parte, Gilbert, McNamara & Caldevilla, P.A. (the “Firm”) to provide legal services in connection with the Client’s consumptive use permit. The terms of our representation are contained in this letter. Please have Client acknowledge its acceptance of these terms by having the letter executed, where indicated below, and returning the signed original to me. Please keep a copy of the signed letter for your files.

I will be primarily responsible for this legal representation. I will be involved as necessary to ensure that work is performed to the Client’s satisfaction. We will associate other lawyers, law clerks and paralegals in the Firm to assist us in representing the interests of the Client, as we deem appropriate. In exchange for our work, the Client shall pay the Firm for its services at a discounted hourly rate, as follows:

<i>Attorney</i>	<i>Discounted Rate</i>
Edward de la Parte, Jr.	\$300.00
Patrick J. McNamara	\$300.00
David Caldevilla	\$300.00
Nicolas Q. Porter	\$300.00
Associate Attorney(s)	\$225.00

The Firm will limit the use of its own paralegals and any work so performed will not be billed beyond an hourly rate of \$120.00. Upon written request of the Firm, the aforesaid rates for legal services may be periodically adjusted by mutual written agreement.

■ ■ ■
de la Parte, Gilbert,
McNamara & Caldevilla, P.A.

**de la PARTE, GILBERT,
MCNAMARA & CALDEVILLA, P.A.**
ATTORNEYS AT LAW
PROFESSIONAL ASSOCIATION

Item 3.

Our fees and costs for this service shall be limited to \$15,000, without the approval of the Client.

It is difficult to keep exact time records for relatively brief services rendered during the Firm's representation such as telephone calls or reviewing incoming and brief correspondence. Experience indicates no matter how brief the telephone call or short the correspondence, the Firm's involvement requires a minimum of one tenth of an hour or more due to the interruptive nature of the services. Accordingly, the Client will be billed in tenth of an hour increments for the greater of the actual time expended, with a minimum entry for the task of one tenth of an hour.

In addition to the compensation described above, the Client shall reimburse the Firm for all costs and expenses incurred in the course of the representation. Chargeable costs include expenses, disbursements, and associated administrative charges for document duplication (30¢ per page black & white; 50¢ per standard sized page color); telefacsimiles (\$1 per page); Westlaw (invoiced amount or \$6 per minute, whichever is less); mileage (IRS mileage rate); and reimbursement for taxes; travel; computer research fees; fees paid to experts, court reporters and other third parties; filing fees; recording fees; certification fees; registration fees; postage charges; overnight delivery charges; courier and messenger charges; and other extraordinary costs necessitated by the time constraints associated with the representation.

Unless the Client advises otherwise in writing, all billing shall be transmitted to you at the address stated above. Invoices will be monthly, together with any costs and expenses incurred. You agree to carefully examine each invoice rendered within ten (10) days after receipt and advise me thereafter in writing of any questions or discrepancies or objections which you may have after reviewing the invoice. Payment of the invoice by the Client or, or failure to object to the invoice in writing within forty-five (45) days of each invoice, will be deemed acceptance by the Client of the work performed and the appropriateness of the invoice. Unless the invoice is objected to in writing, payment is due within forty-five (45) days of the invoice date. In the event that any invoice is not paid within forty-five (45) days, then a late charge of one and one-half (1½%) percent is payable on demand for any statement balance that is not paid within forty-five (45) days after the date of the invoice.

If a collection action or any other litigation arises regarding this Agreement, venue will be in Lake County, Florida and the parties hereby waive their right to a jury trial. However, before any litigation is filed, the parties agree to negotiate in good faith to resolve the dispute and, if negotiations fail, then the parties shall mediate the dispute with a mutually agreed upon certified mediator. The cost of the mediator shall be evenly split between the parties.

Further, the Firm reserves the right to forward large cost statements directly to the Client for payment in order to save paperwork and time. You will be required to pay these statements directly to the vendor and your failure to pay these statements according to the schedule

de la Parte, Gilbert,
McNamara & Caldevilla, P.A.

de la PARTE, GILBERT,
MCNAMARA & CALDEVILLA, P.A.
ATTORNEYS AT LAW
PROFESSIONAL ASSOCIATION

described above will subject the Client to the same late charges and attorney's fees, as if they had been paid directly by the Firm.

The Client may, on written notice to the Firm, terminate this agreement at any stage of the Firm's services, with or without cause. The Firm may terminate this agreement with or without cause at any stage of its services, subject to reasonable written notice to the Client. It is further agreed that the Firm may cease work upon the matter and may, after reasonable notification to the Client, withdraw from providing legal services if the Firm's monthly invoices or requests for deposits to the Trust Account are not being paid within forty-five (45) days of the date of each invoice or request. Upon my withdrawal, the Client will be obligated to pay the attorney's fees and costs, and expenses owed to my firm for services rendered under this Agreement at the time of withdrawal, including such reasonable and necessary fees, costs, and expenses, incurred in representing the client's interests in the withdrawal process. On termination, the Client may obtain copies of any documents in the Firm's files on request.

The client agrees that the Firm shall have a charging and an equitable lien against all sums of money and property deposited by the Client in this matter, if any, as security for any legal fees, costs and expenses owed by the Client to the Firm. Additionally, until paid in full, the Firm shall have a retaining lien on any papers delivered by the Client to the Firm.

We appreciate the opportunity to assist you regarding this matter. Please don't hesitate to call upon us for additional legal services in the future. If you have any questions concerning the contents of this letter, please contact me.

Sincerely yours,

de la Parte & Gilbert, P. A.

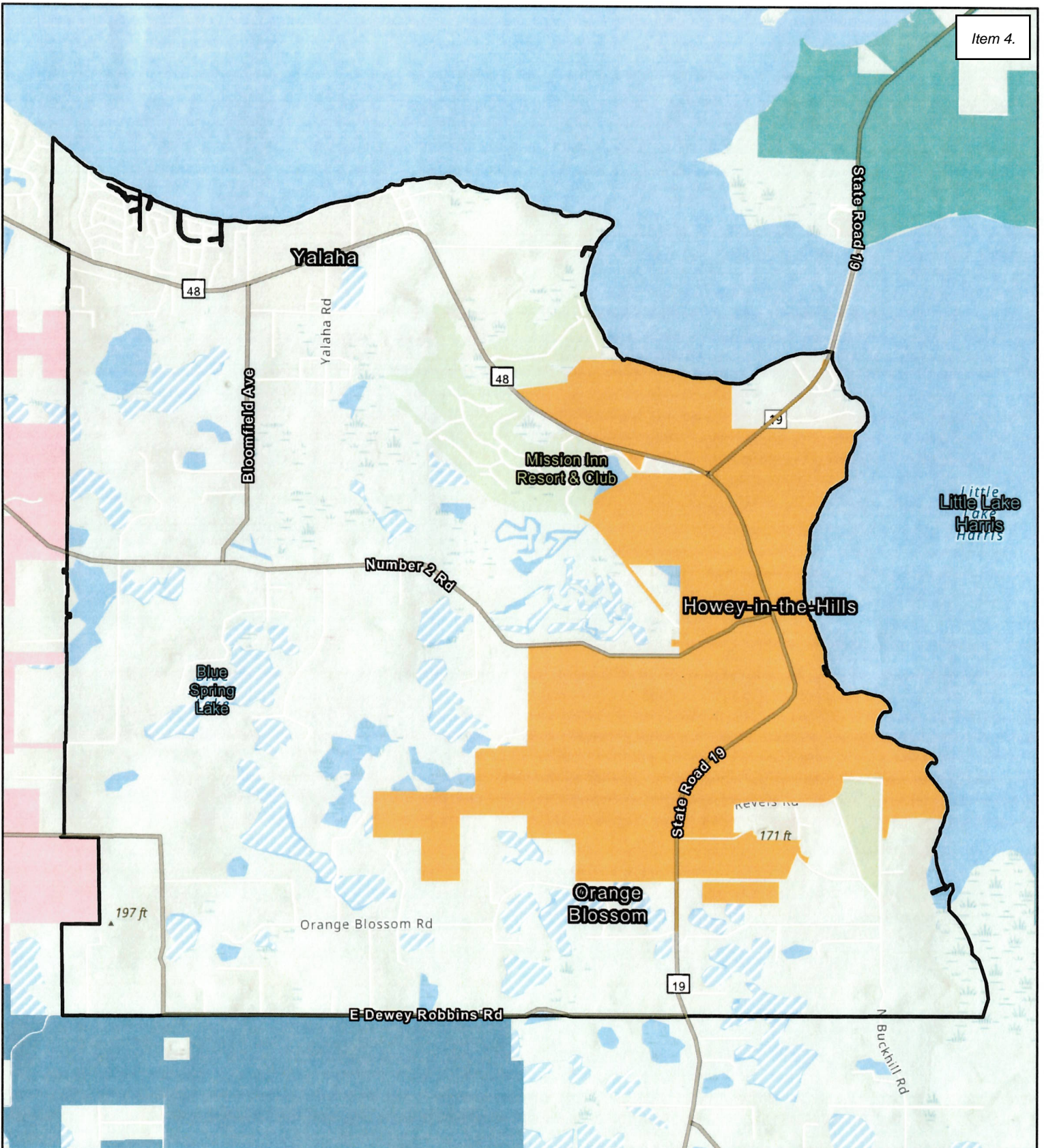


Edward P. de la Parte, Jr.

Approved and Accepted:

_____ Date

_____ Town of Howey-in-the-Hills



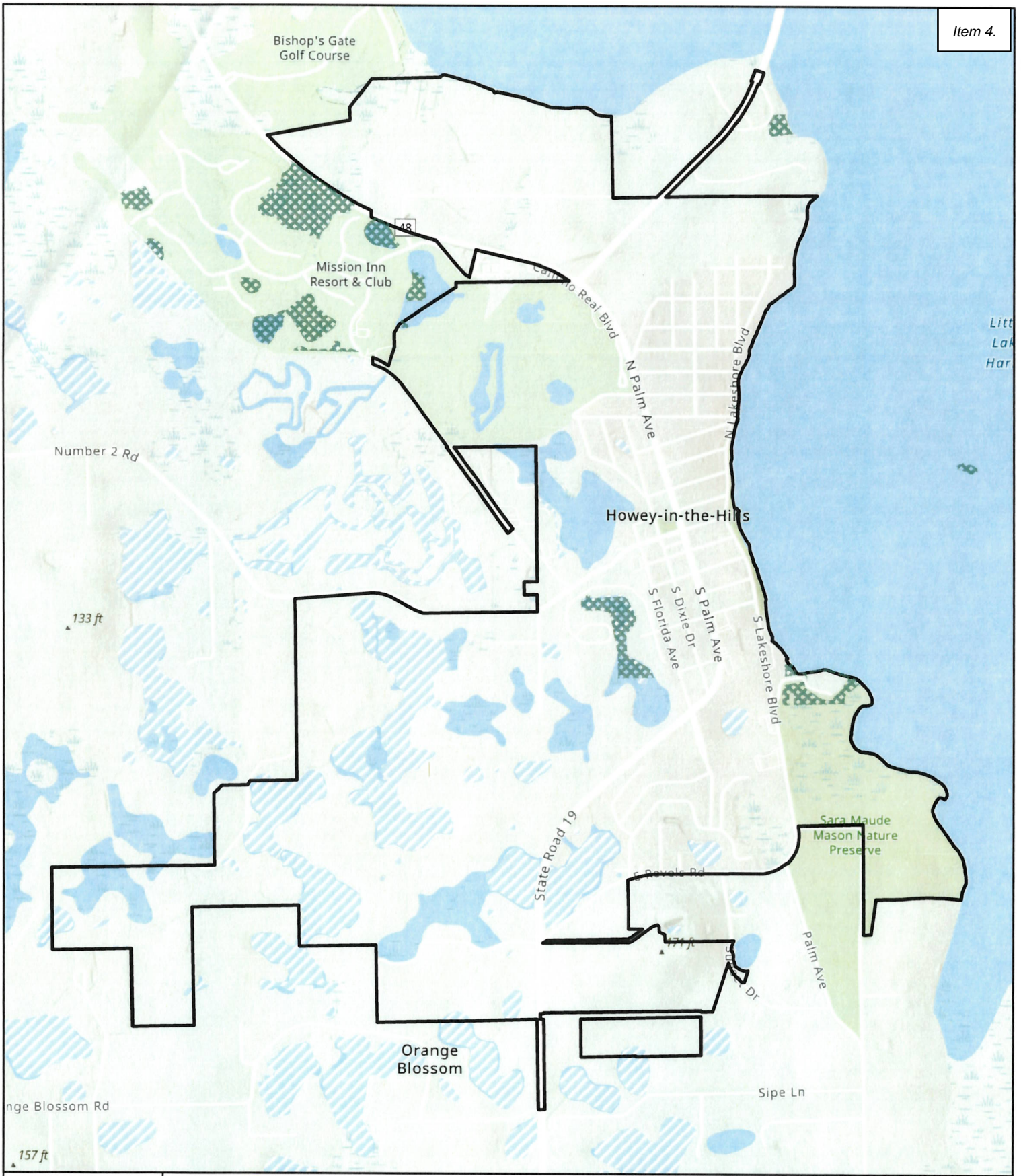
Lake County
HOWEY IN THE HILLS
 ISBA

-  Interlocal Service Boundary Agreements
-  ASTATULA
-  GROVELAND
-  HOWEY-IN-THE-HILLS
-  LEESBURG
-  TAVARES



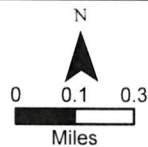
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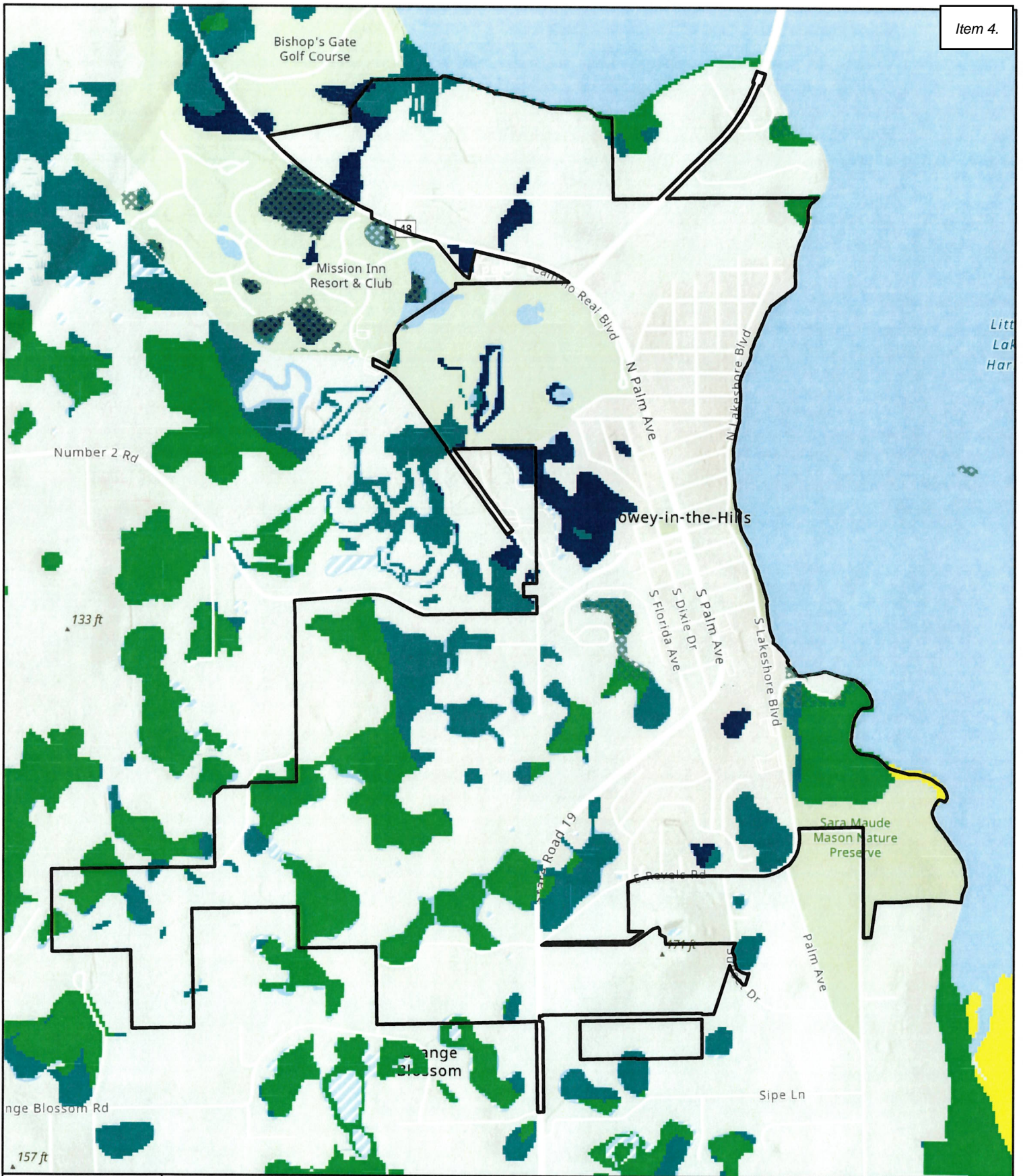


HOWEY-IN-THE-HILLS Conservation Inputs

- Florida Ecological Greenway Network
- Priority 1 - Critical Linkages
- Priority 2
- Priority 4
- Priority 5

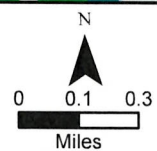


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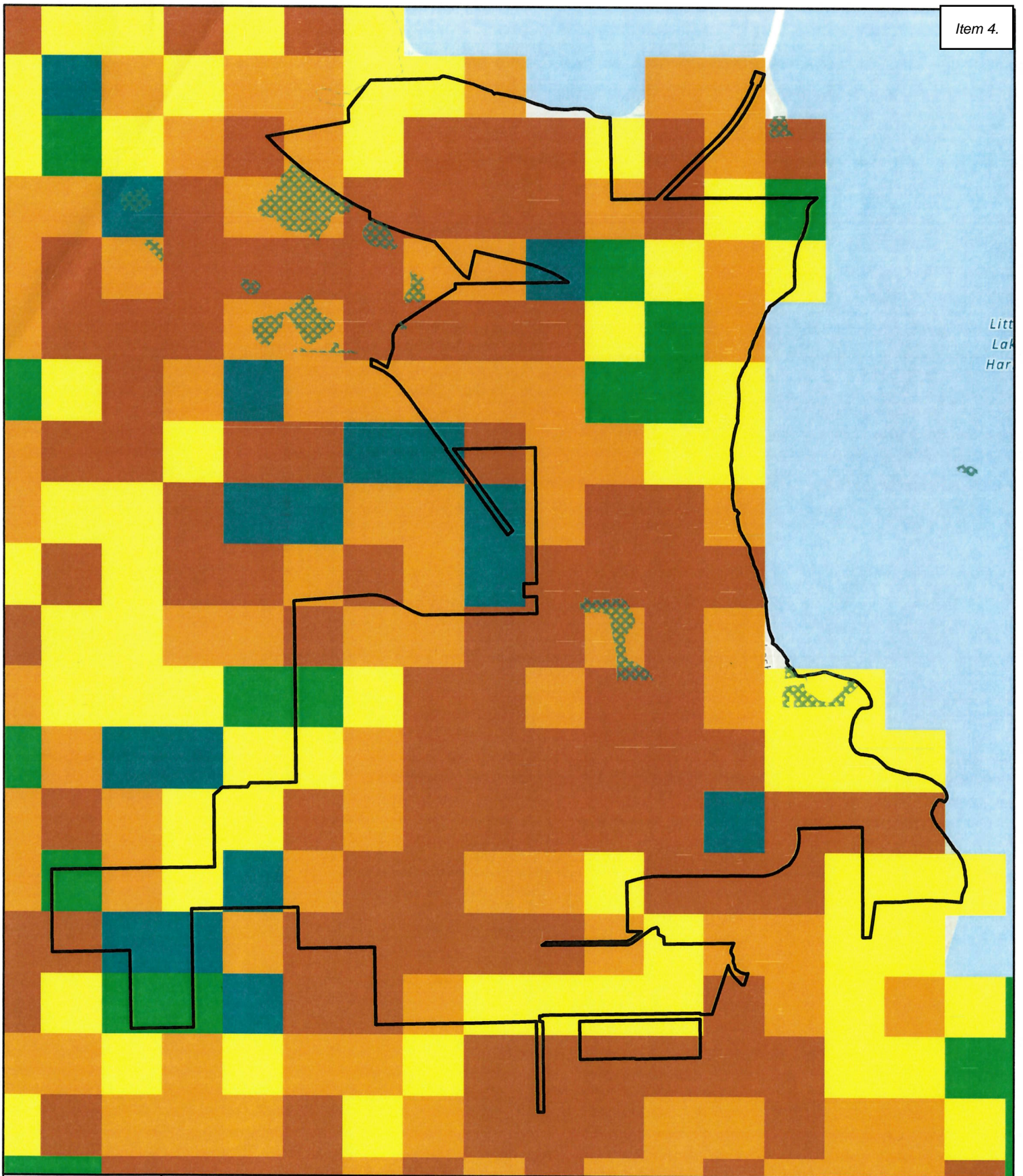


HOWEY-IN-THE-HILLS Conservation Inputs

Functional Wetlands	Priority 2	Priority 5
Priority 1	Priority 3	Priority 6
- HIGHEST	Priority 4	

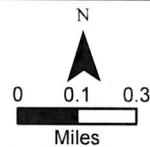


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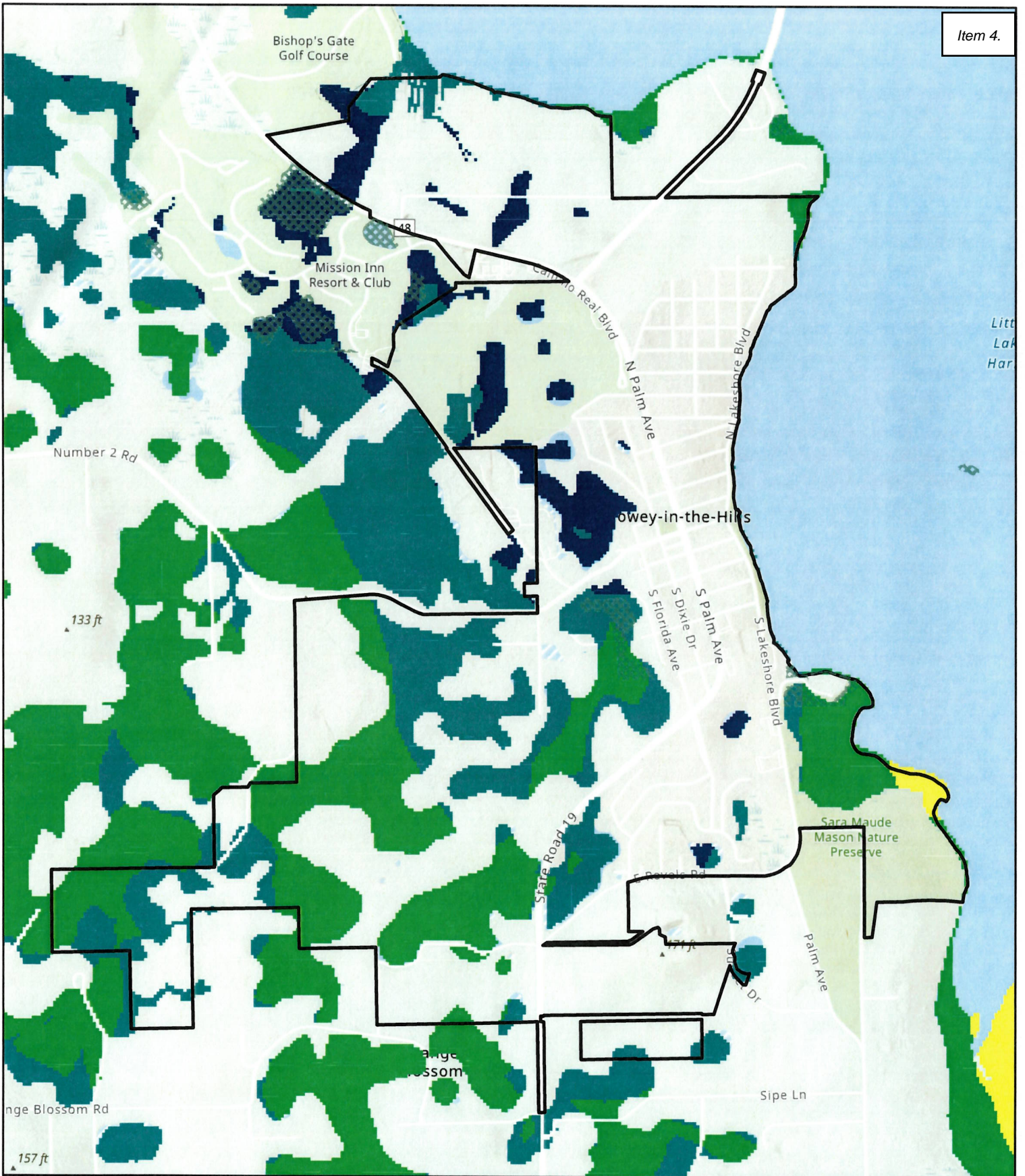


HOWEY-IN-THE-HILLS Conservation Inputs

Groundwater Recharge	Priority 2	Priority 5
	Priority 3	Priority 6
Priority 1	Priority 4	
-		
HIGHEST		

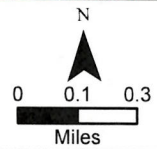


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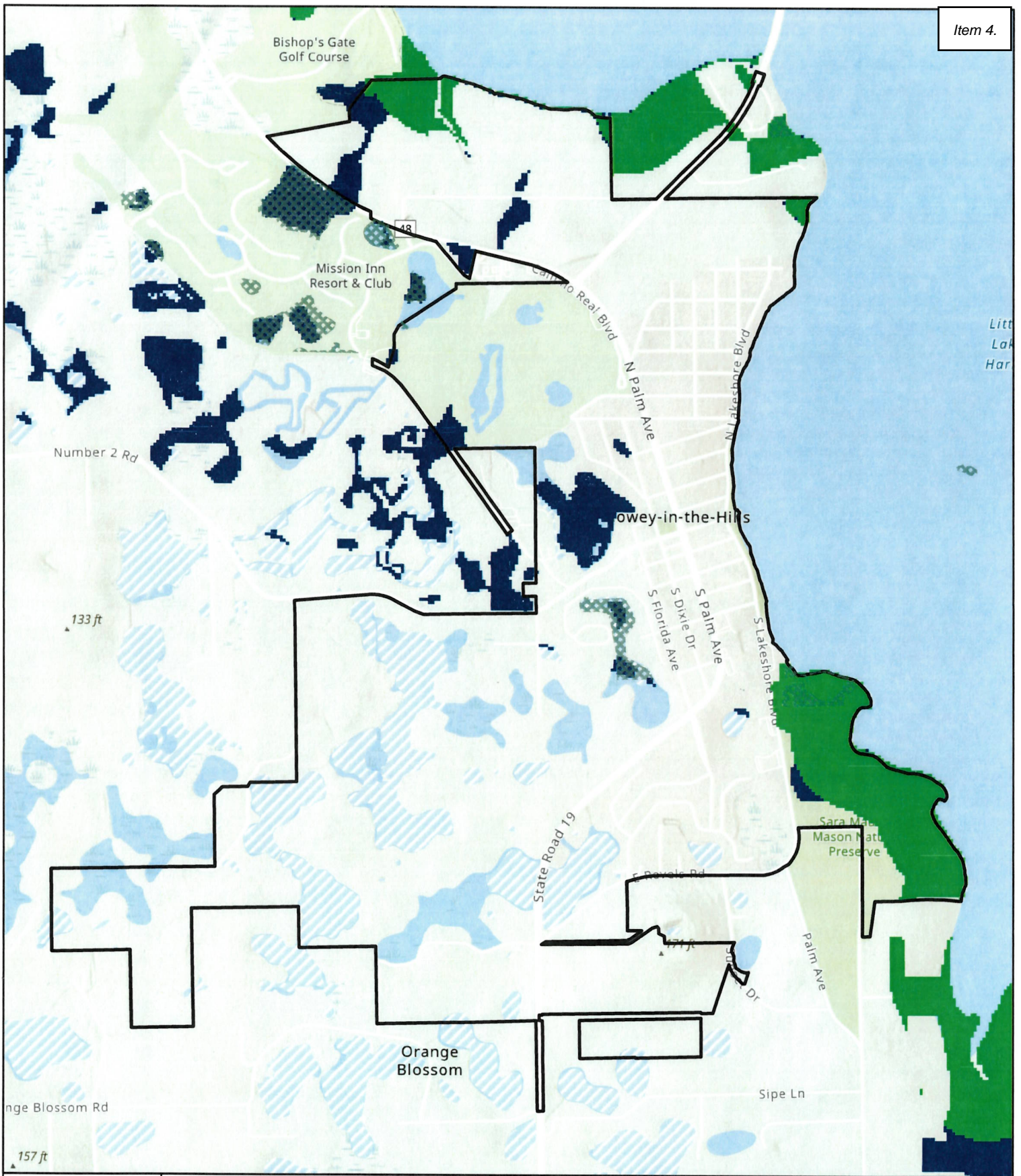


HOWEY-IN-THE-HILLS Conservation Inputs

Natural Floodplain Function	 Priority 2	 Priority 6
	 Priority 3	 City Limits
	 Priority 4	 Conservation Lands
	 Priority 5	
	 Priority 1 - HIGHEST	

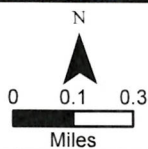


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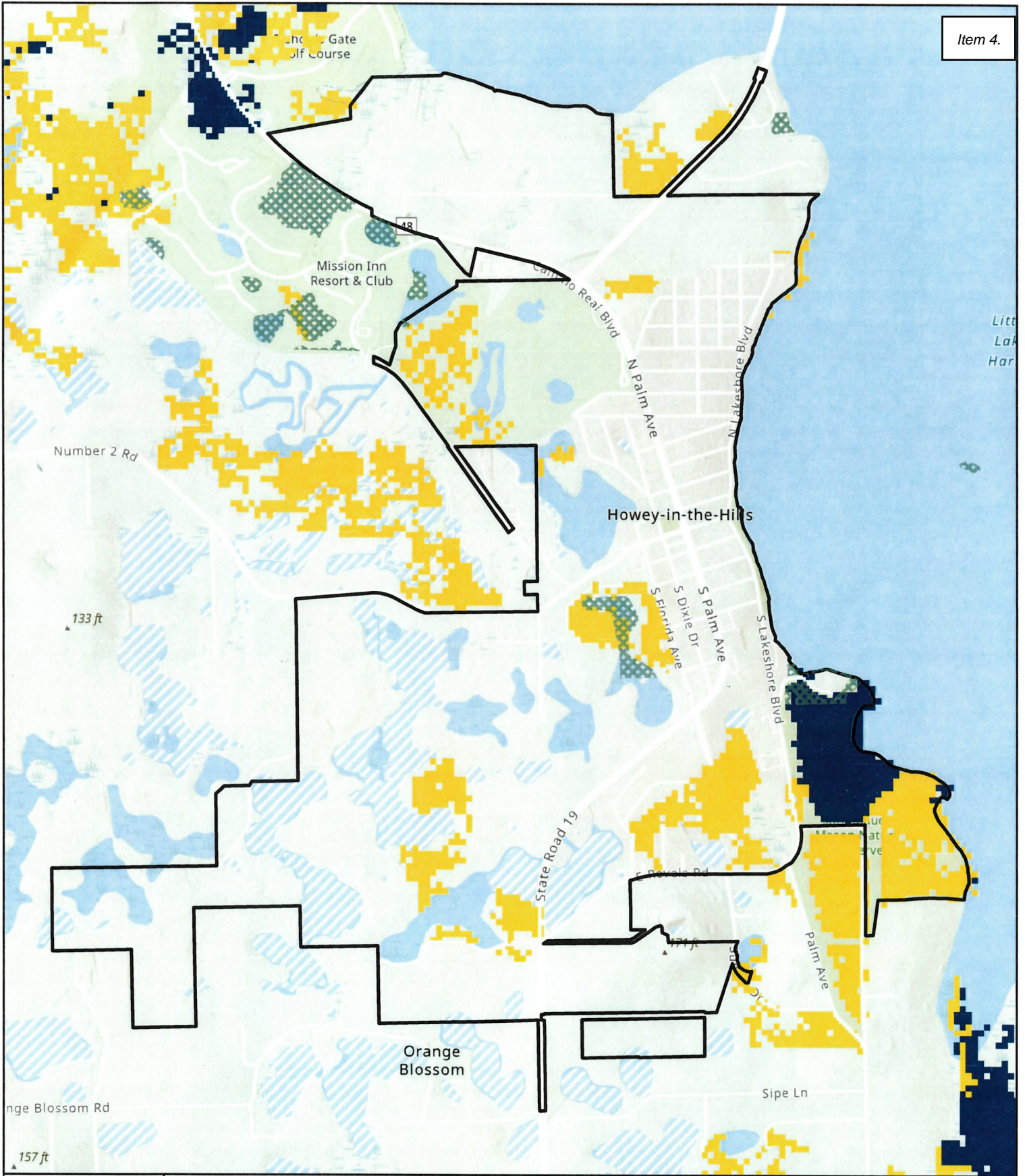


HOWEY-IN-THE-HILLS Conservation Inputs

- Rare Species Habitat Conservation Priorities
- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6

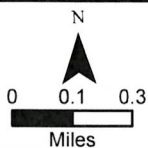


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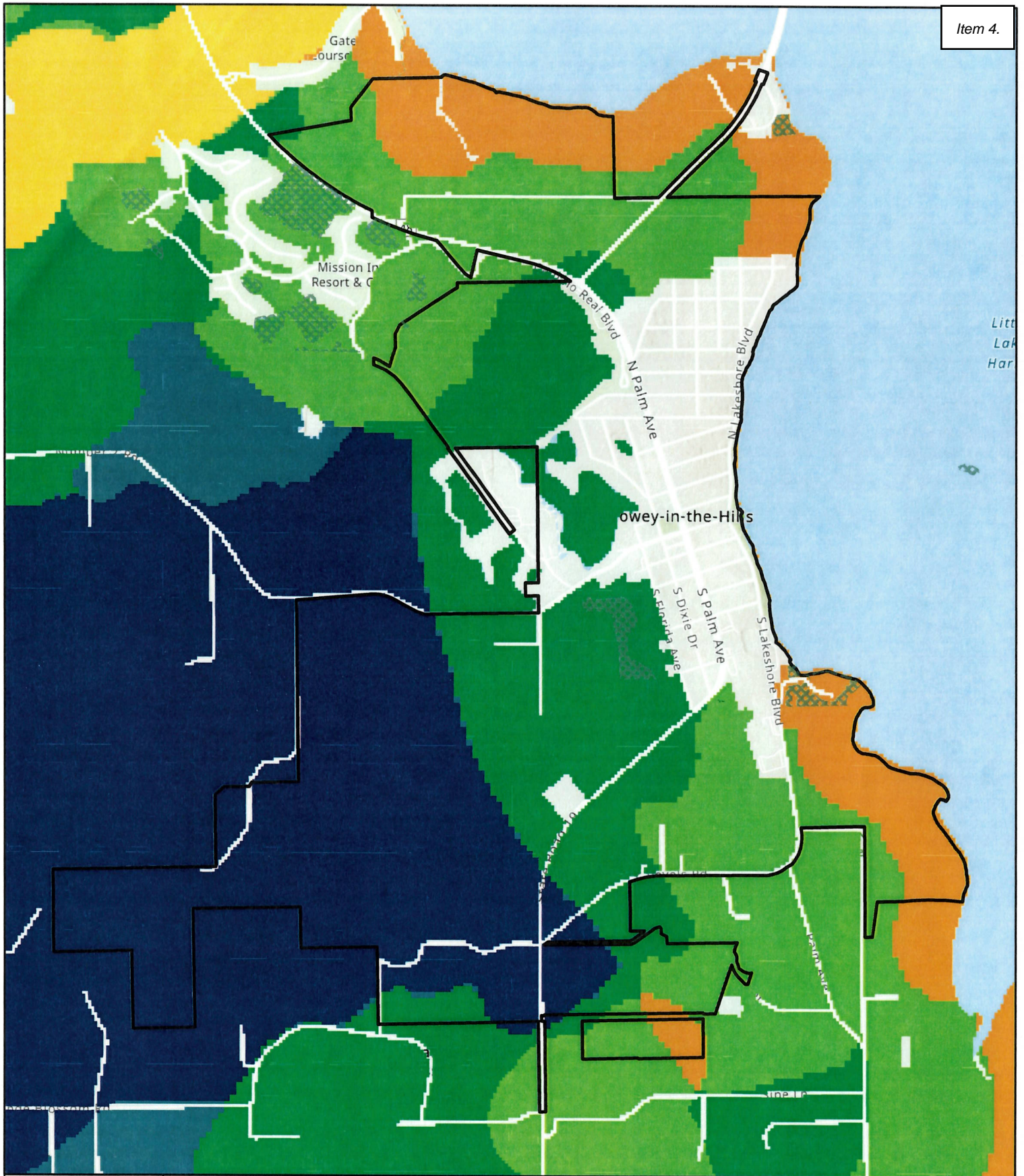


HOWEY-IN-THE-HILLS Conservation Inputs

- Strategic Habitat Conservation Areas
- Priority 3
 - Priority 5
 - Priority 4
 - Priority 2

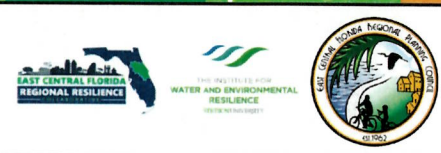
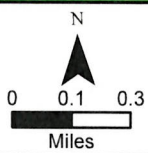


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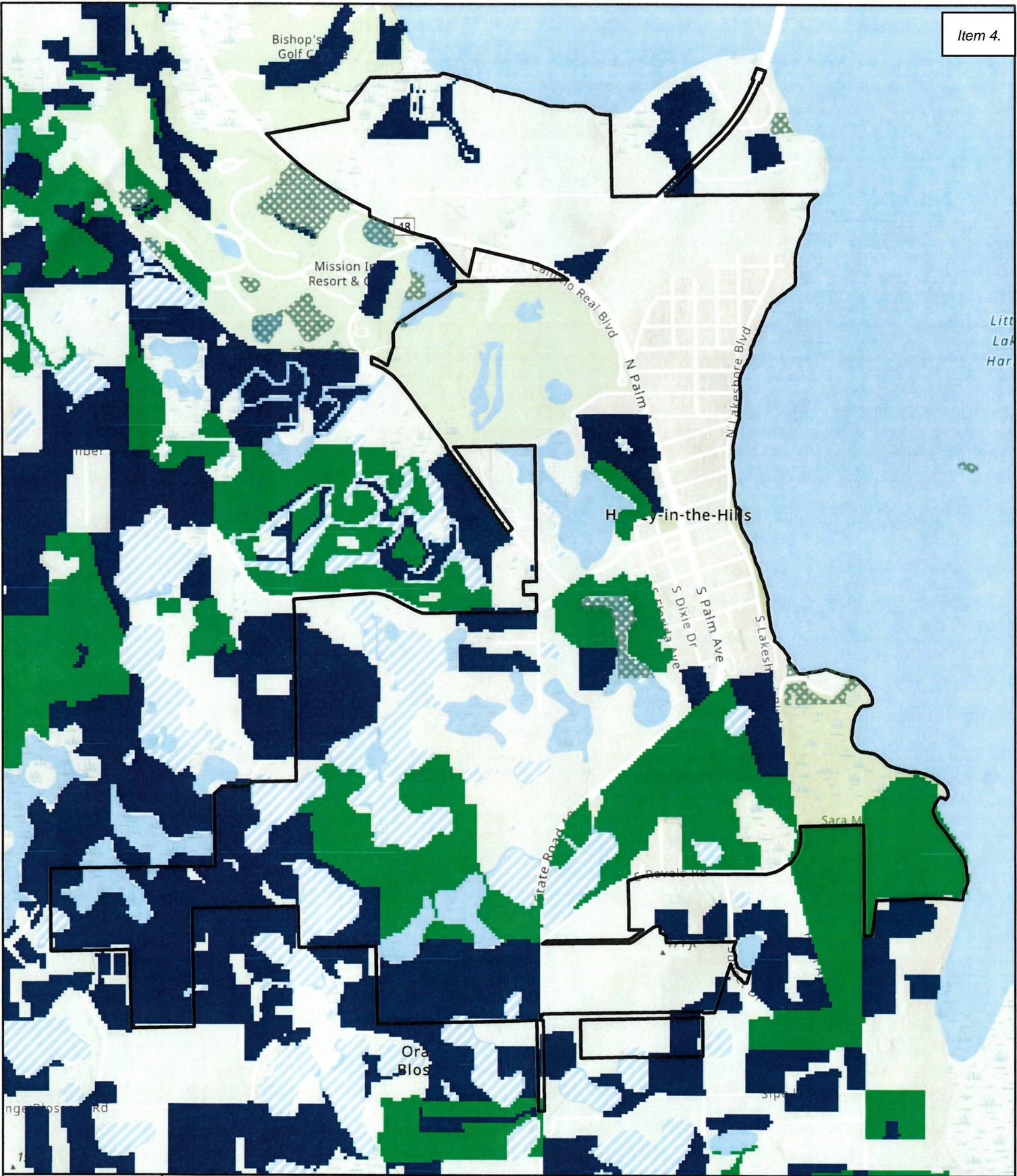


HOWEY-IN-THE-HILLS Conservation Inputs

Surface Water Protection	Priority 2	Priority 5
Priority 1	Priority 3	Priority 6
HIGHEST	Priority 4	Priority 7

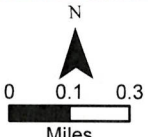


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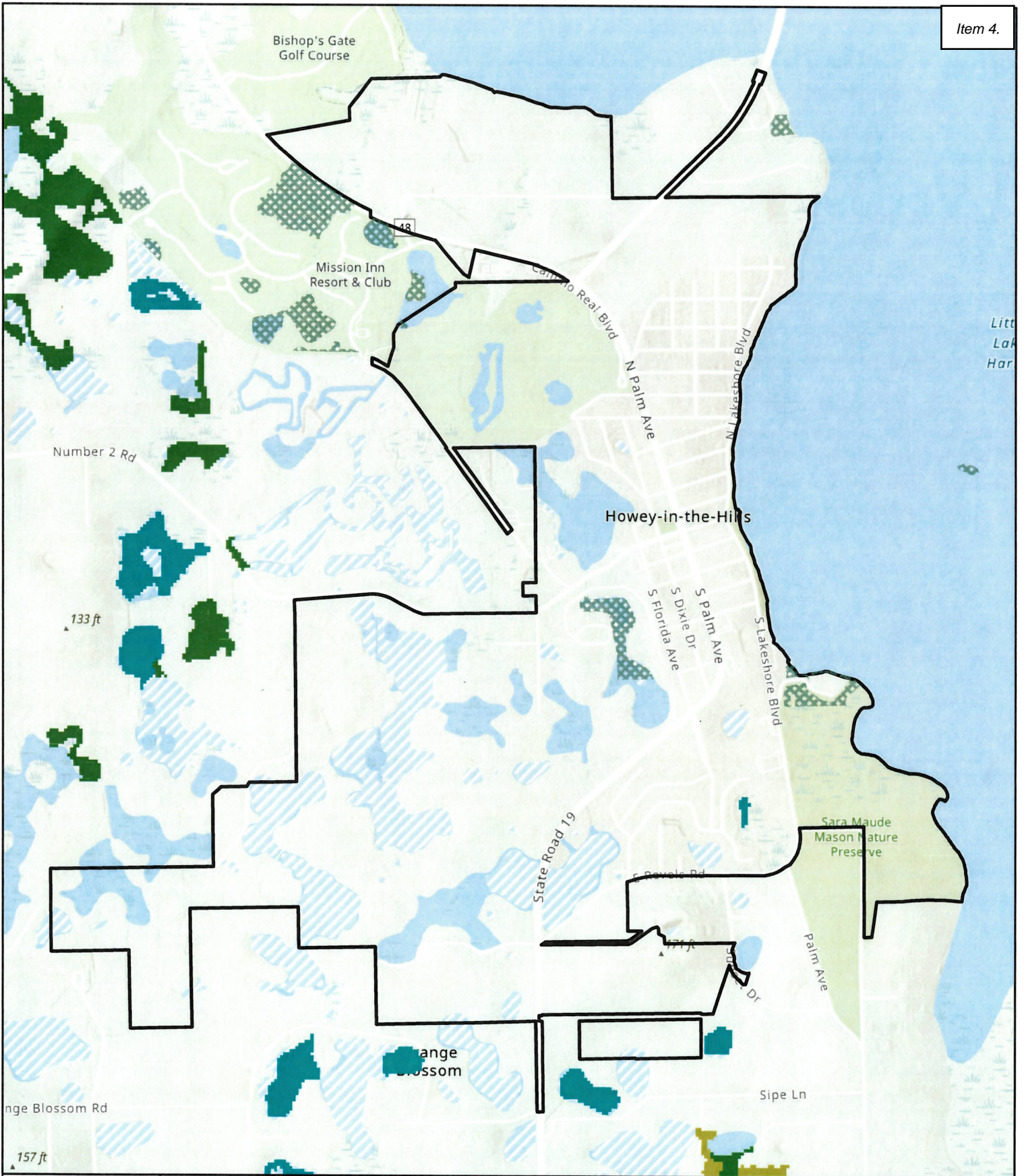


HOWEY-IN-THE-HILLS Conservation Inputs

Sustainable Forestry	Priority 2	Priority 5
Priority 1 - HIGHEST	Priority 3	



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HOWEY-IN-THE-HILLS Conservation Inputs

Under-Represented Ecosystems	Sandhill (G3)	Sandhill Upland Lake (G3)	Scrub and Scrubby Flatwoods (G2)	Upland Hardwood Forest (G5)
	Pine Flatwoods (G4)			

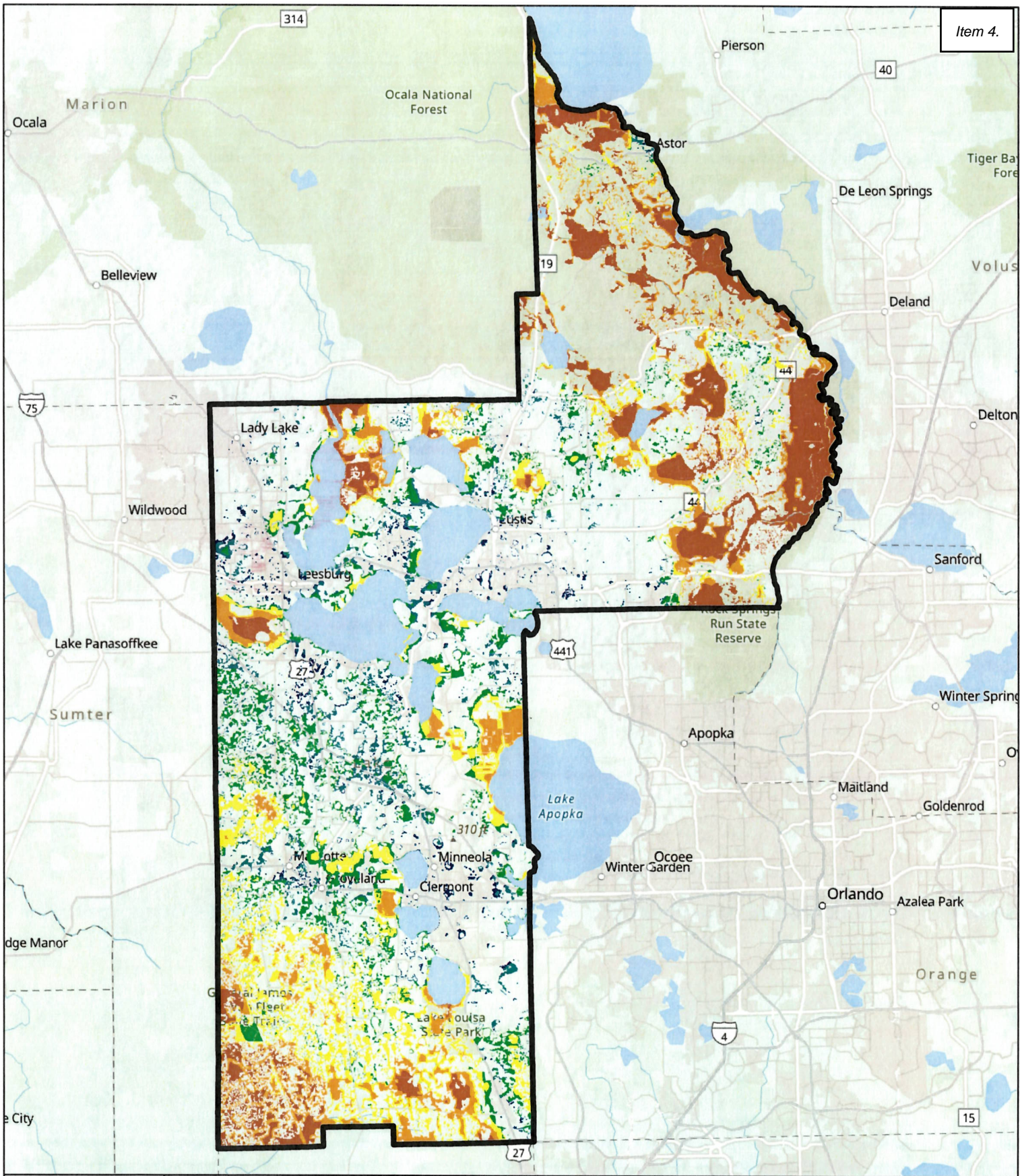
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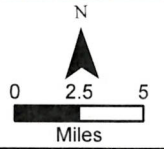
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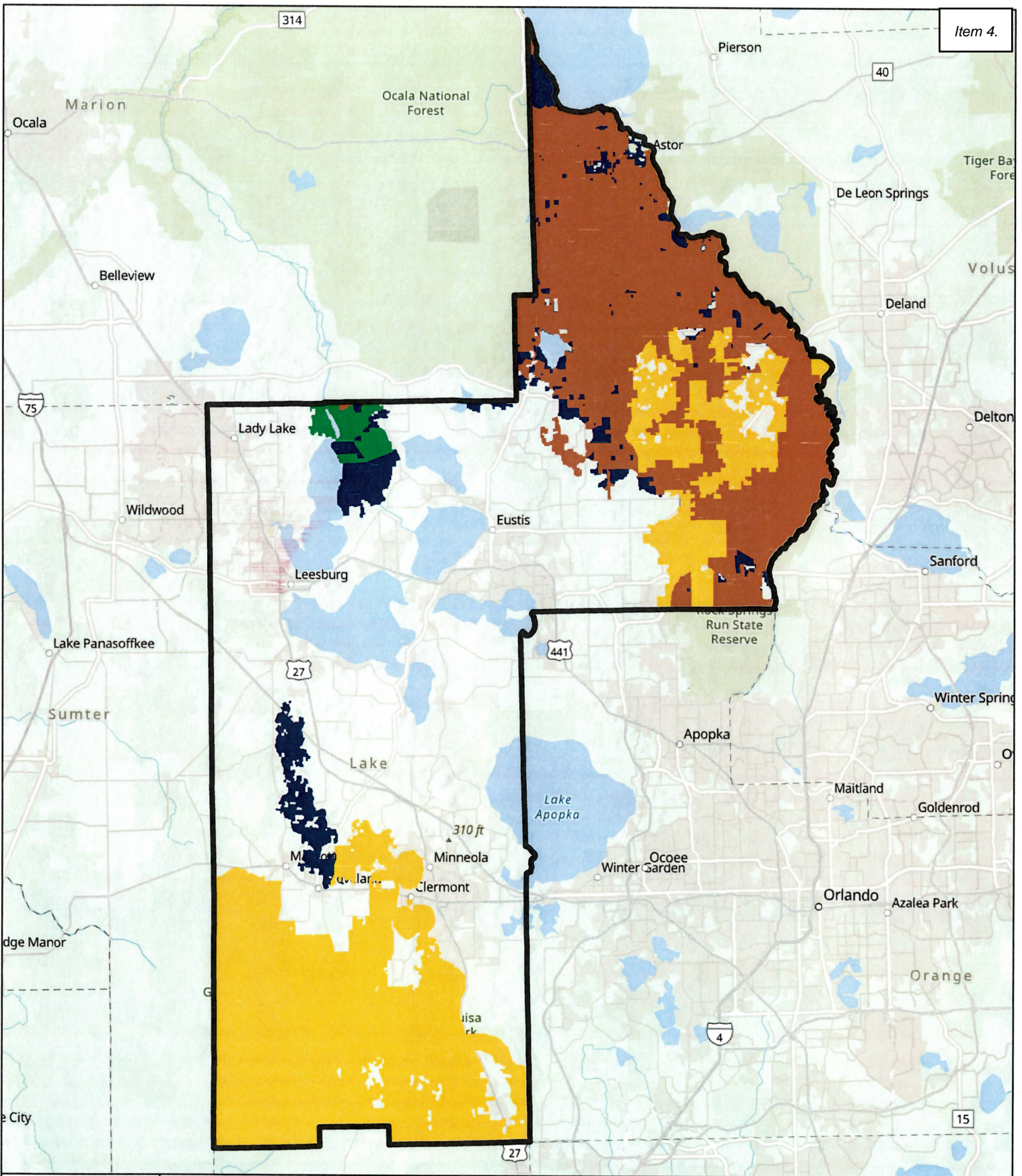
**Lake County
FNAI
Assessment**

**Functional
Wetlands**
Priority 1 -
HIGHEST

- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary



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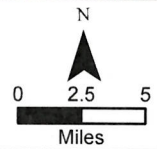
Item 4.

Lake County FNAI Assessment

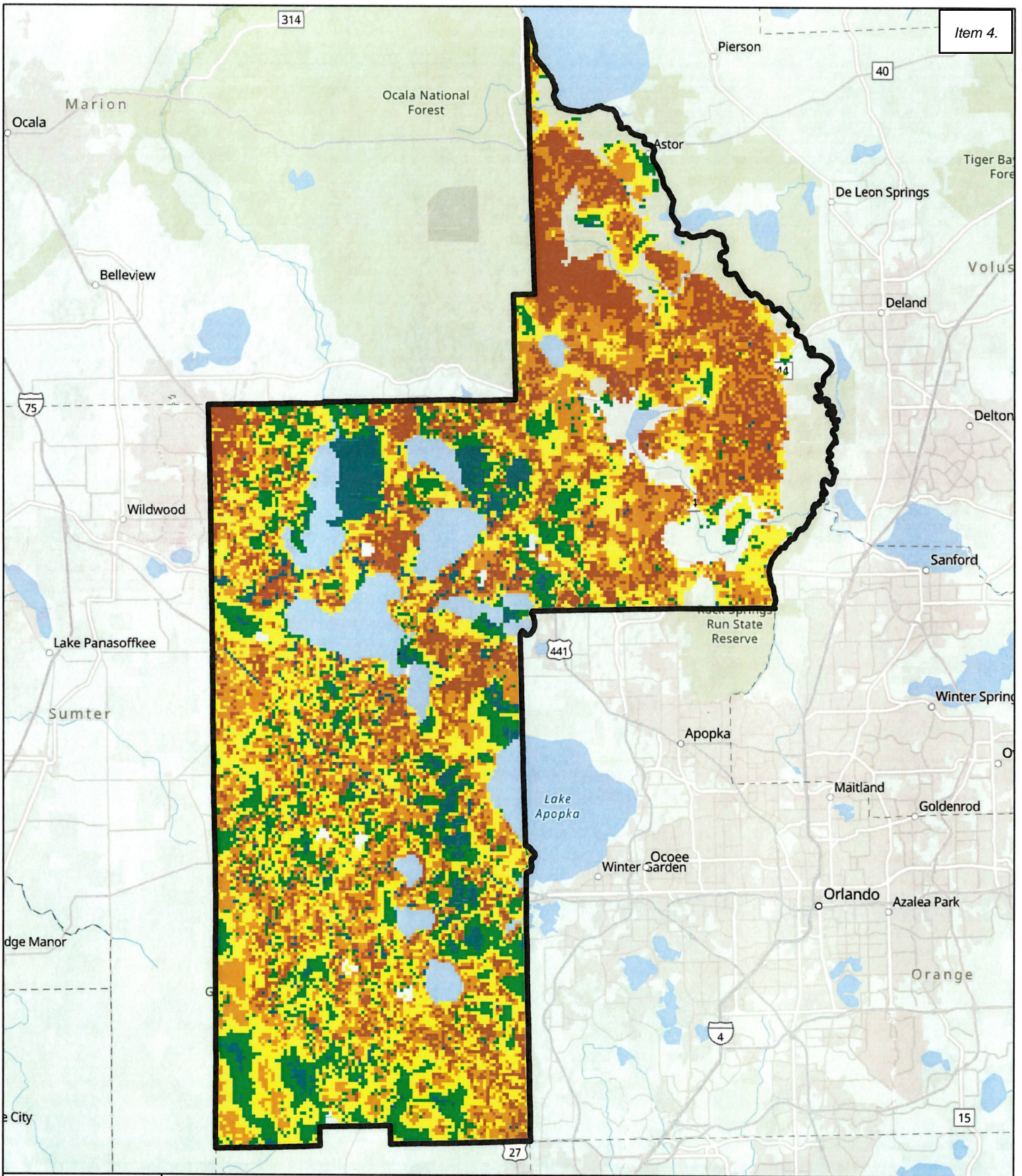
Florida Ecological Greenway Network

Priority 1 - Critical Linkages

- Priority 2
- Priority 4
- Priority 5
- Lake County Boundary



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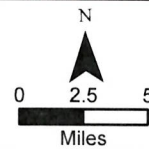


**Lake County
FNAI
Assessment**

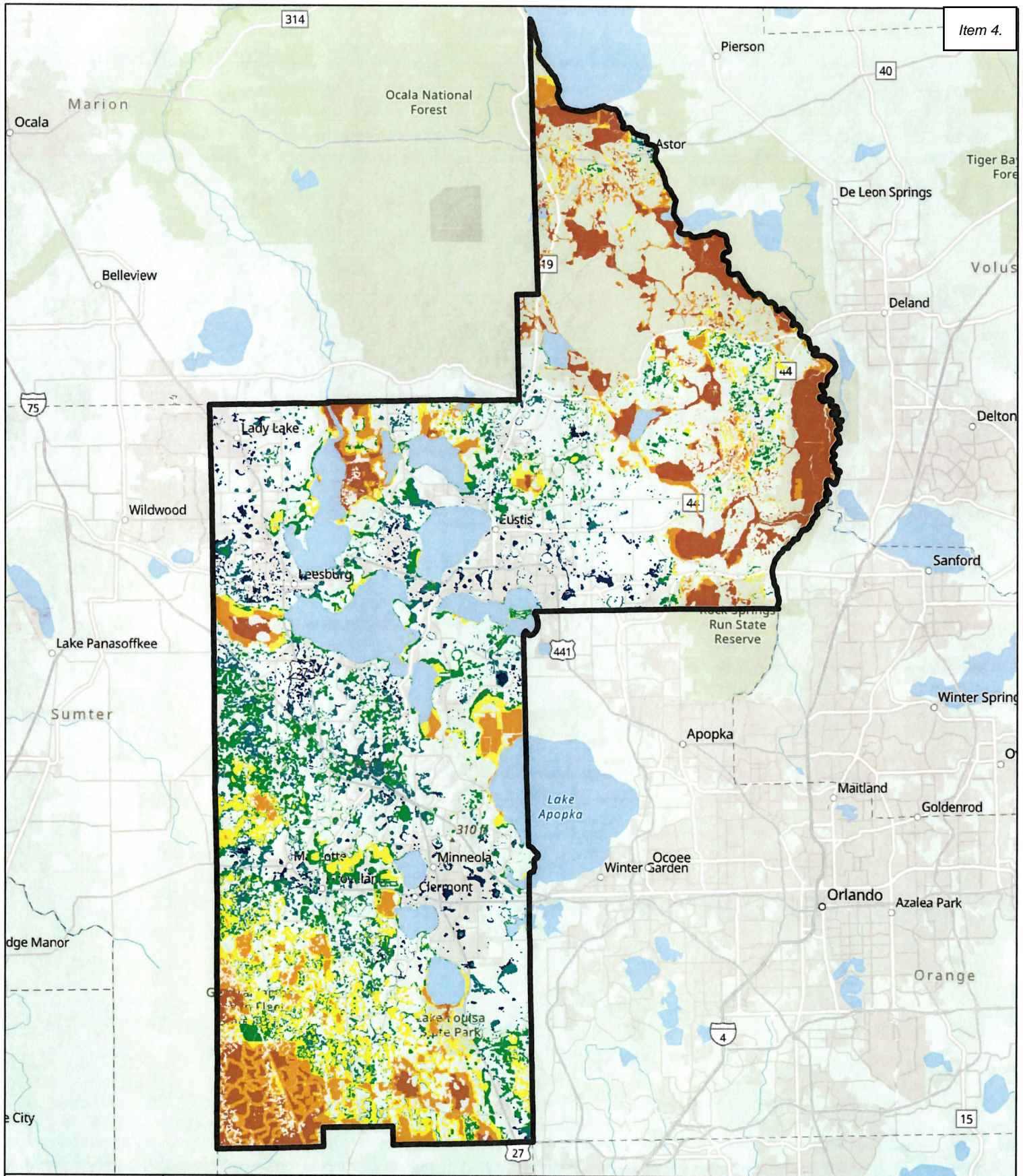
Groundwater Recharge

- Priority 1 - HIGHEST
- Priority 2
- Priority 3

- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary



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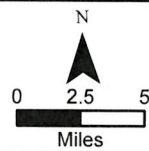


Lake County FNAI Assessment

Natural Floodplain Function

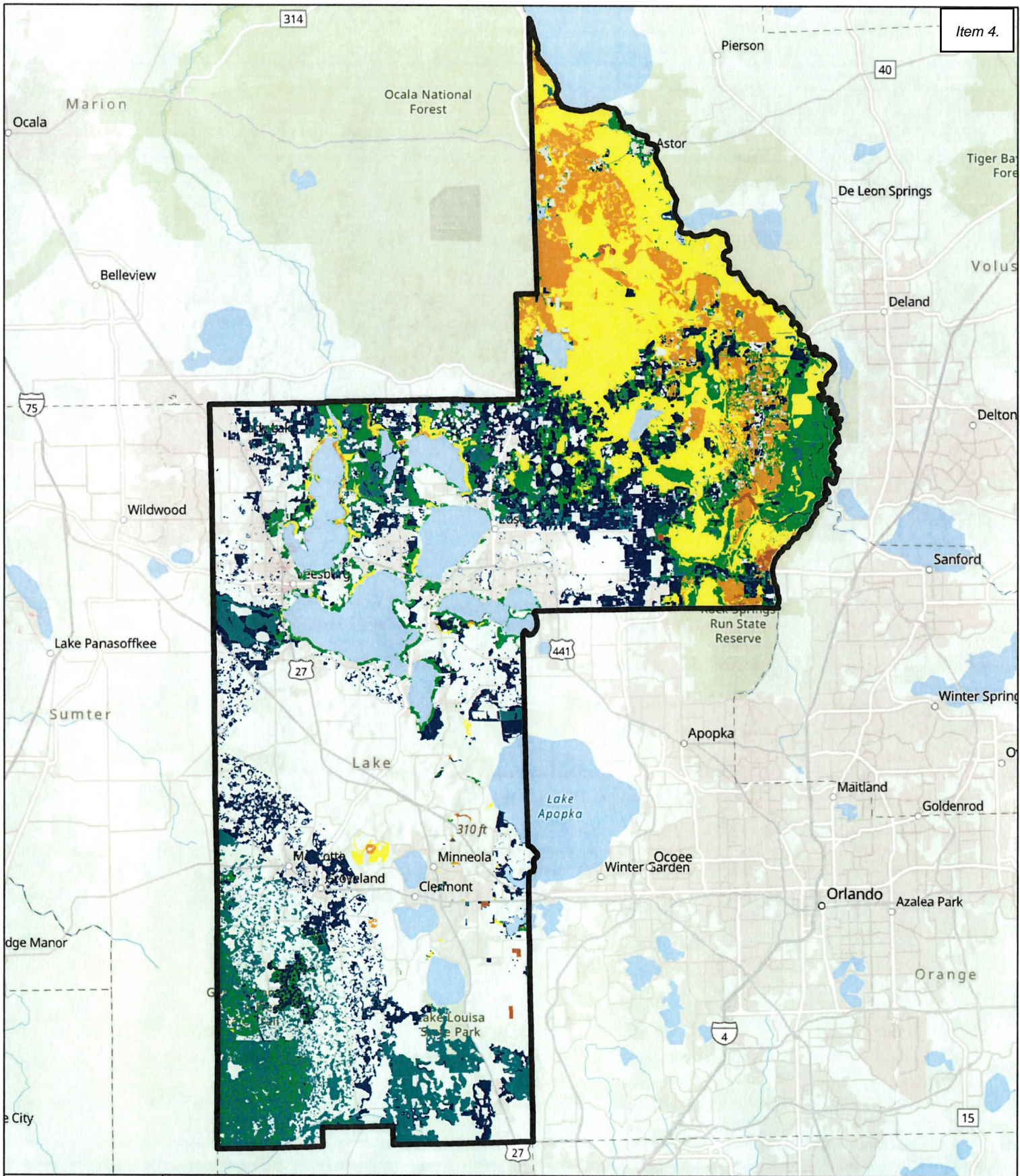
- Priority 1 - HIGHEST
- Priority 2
- Priority 3

- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary



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Item 4.

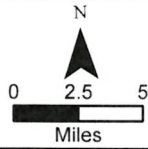


**Lake County
FNAI
Assessment**

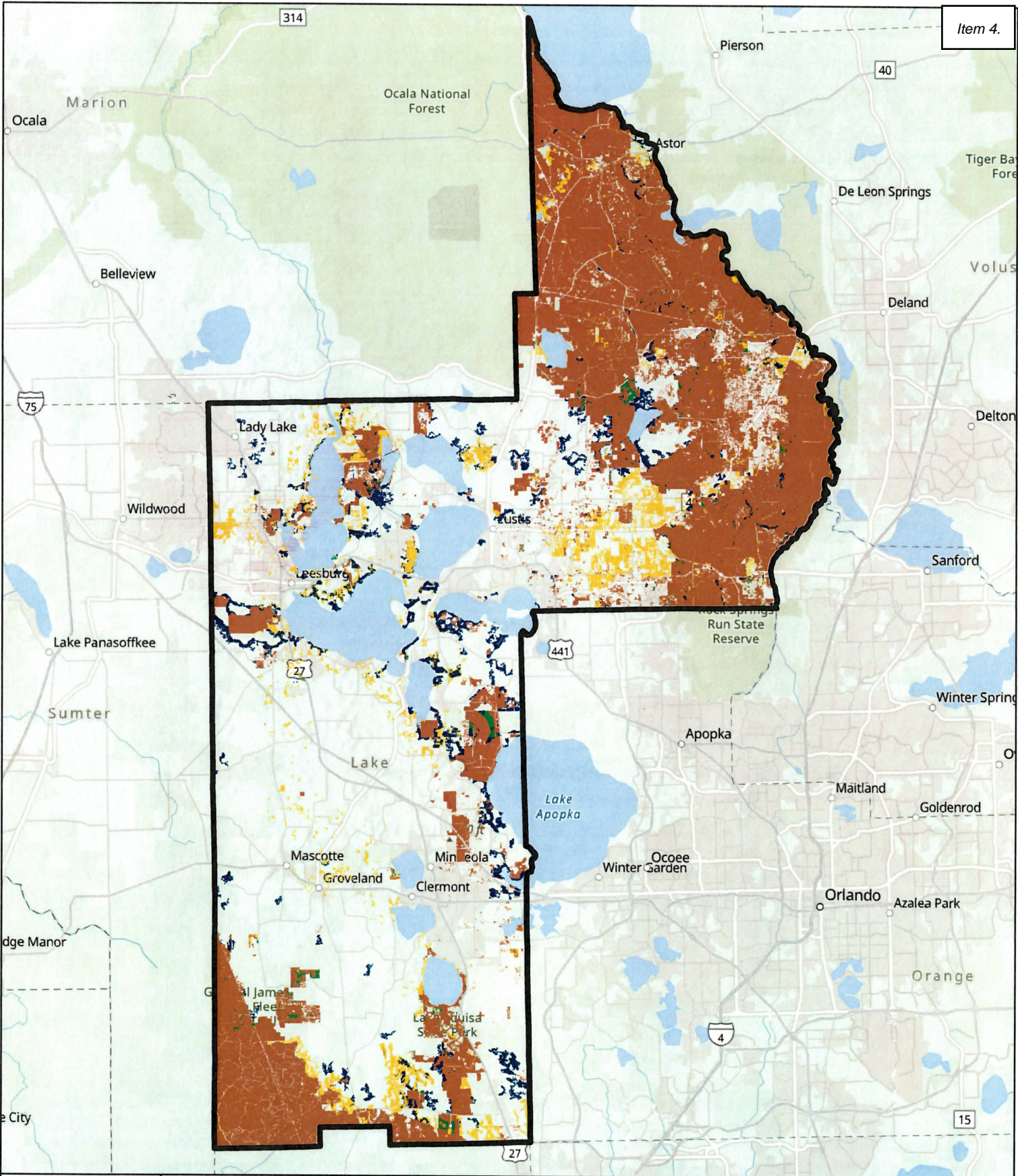
**Rare Species Habitat
Conservation Priorities**

- Priority 1 - HIGHEST
- Priority 2

- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary



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**Lake County
FNAI
Assessment**

**Strategic Habitat
Conservation Areas**

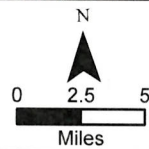
 Priority 2

 Priority 3

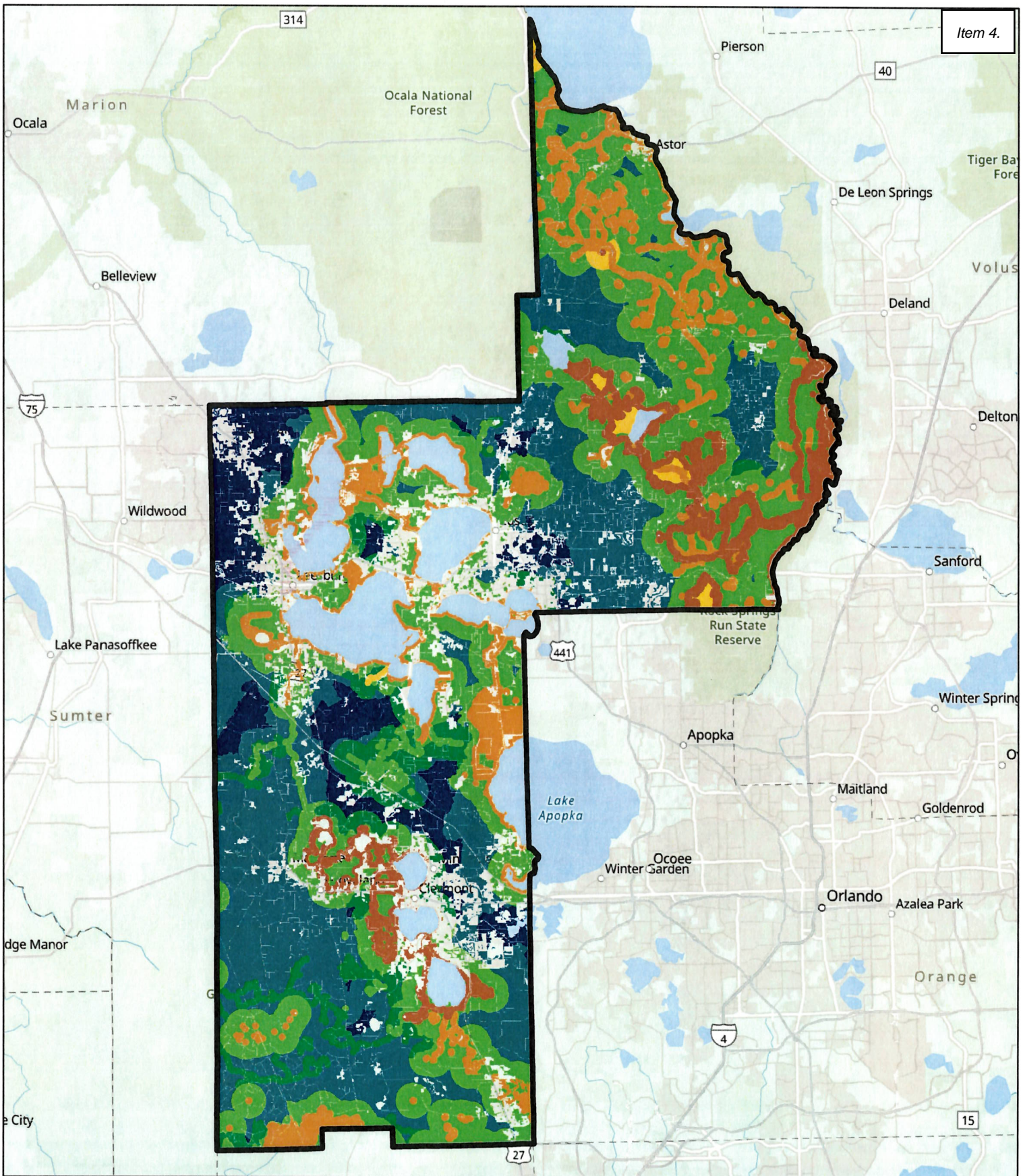
 Priority 4

 Priority 5

 Lake County Boundary



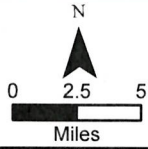
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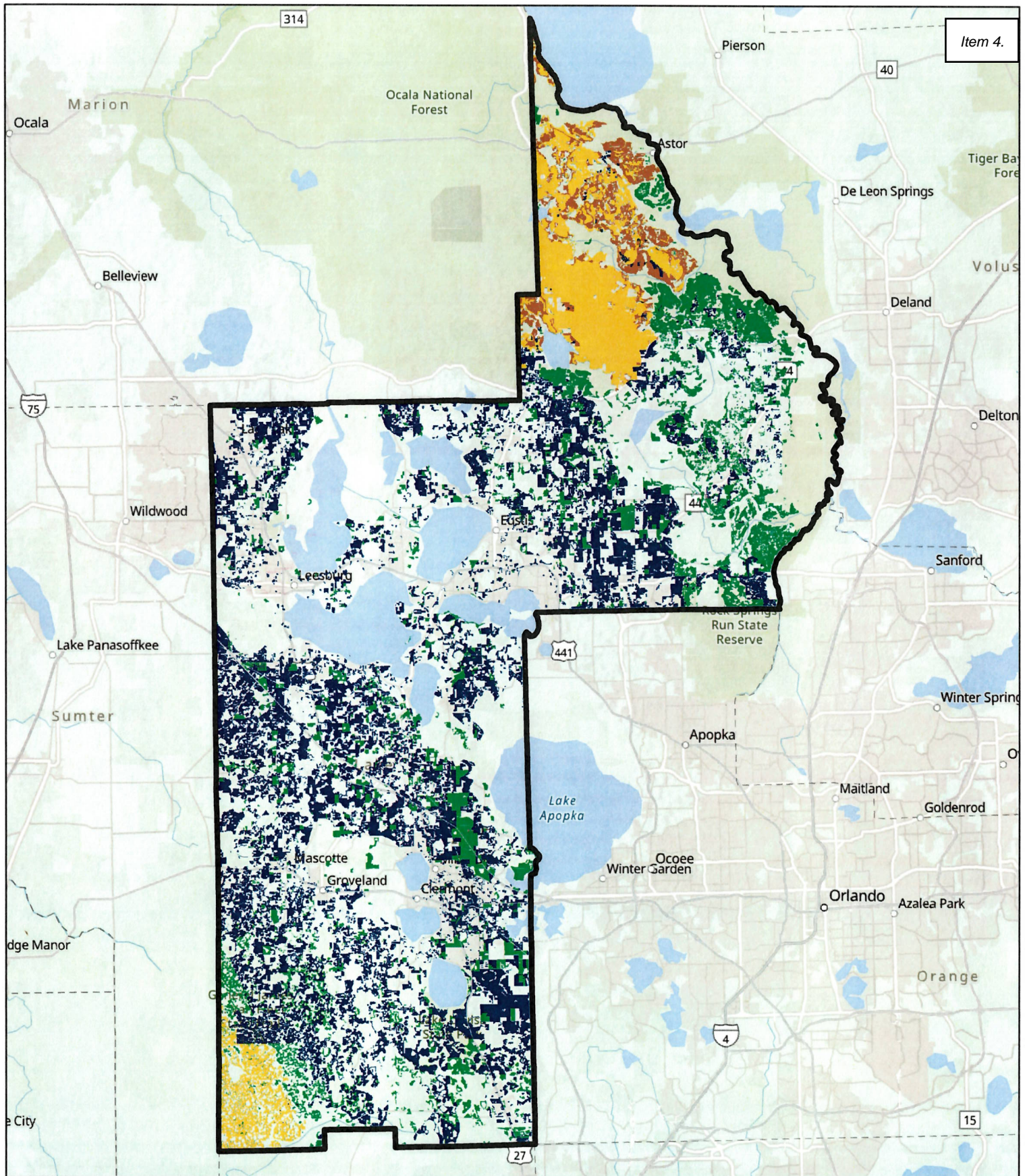
**Lake County
FNAI
Assessment**

**Surface Water
Protection**

- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Priority 7
- Lake County Boundary



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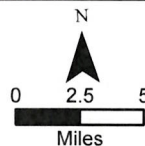


Lake County FNAI Assessment

Sustainable Forestry

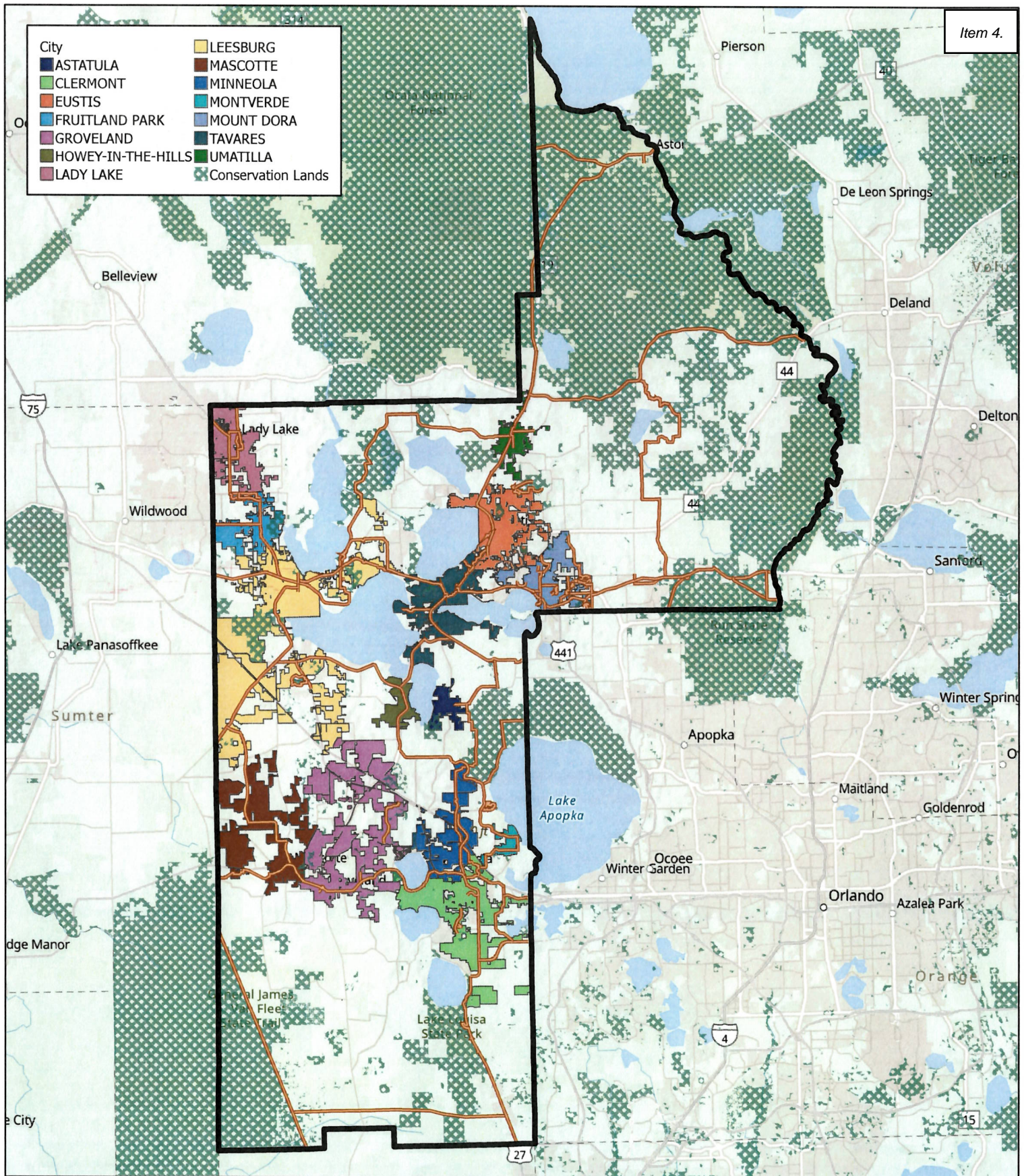
- Priority 1 - HIGHEST
- Priority 2

- Priority 3
- Priority 5
- Lake County Boundary



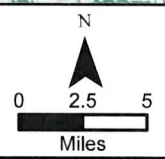
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City	LEESBURG
■ ASTATULA	■ MASCOTTE
■ CLERMONT	■ MINNEOLA
■ EUSTIS	■ MONTVERDE
■ FRUITLAND PARK	■ MOUNT DORA
■ GROVELAND	■ TAVARES
■ HOWEY-IN-THE-HILLS	■ UMATILLA
■ LADY LAKE	■ Conservation Lands

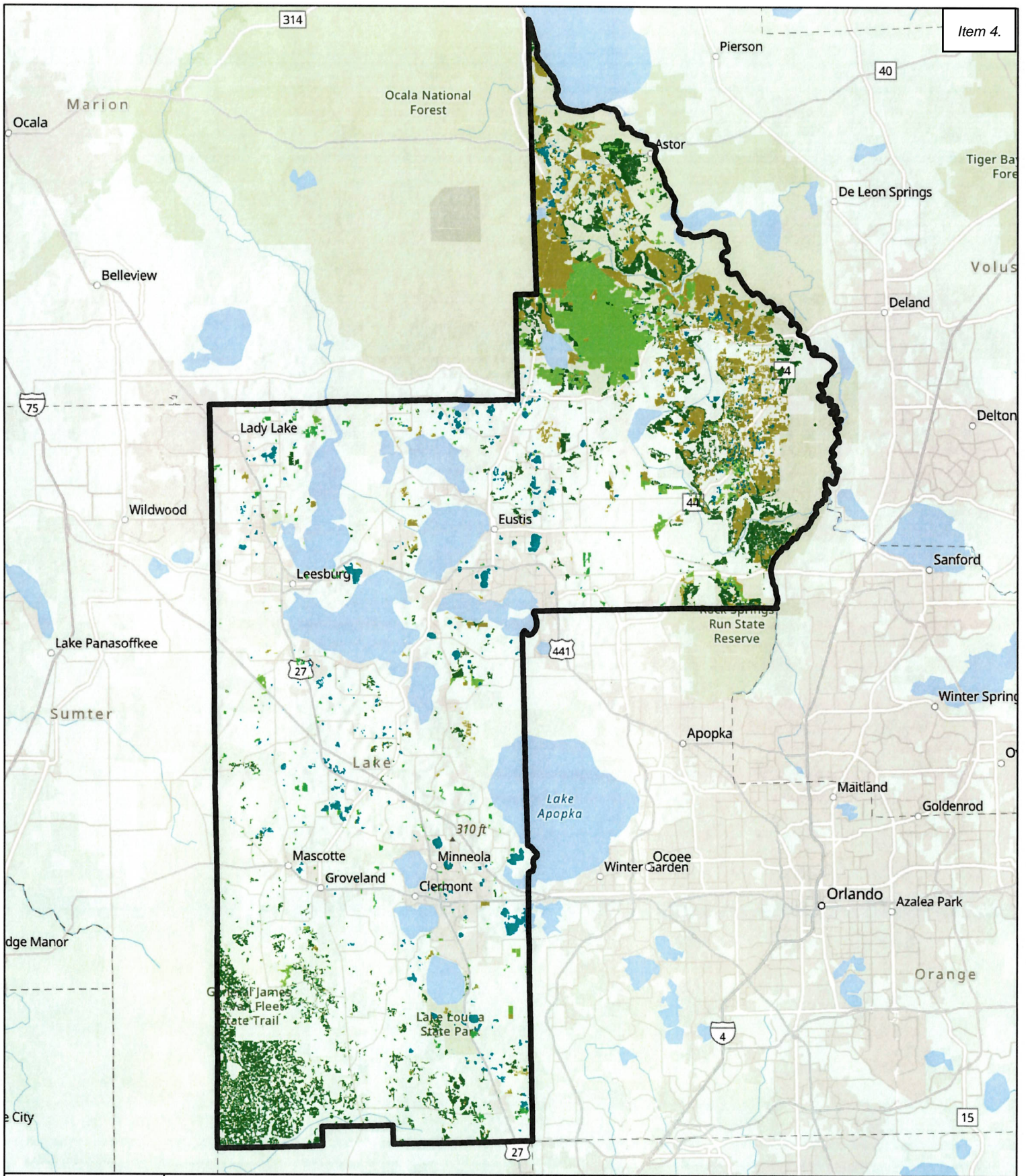


Lake County Trails & Conservation

Trails	Conservation Lands
Lake County Boundary	



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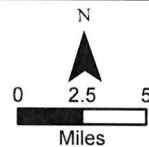


Lake County FNAI Assessment

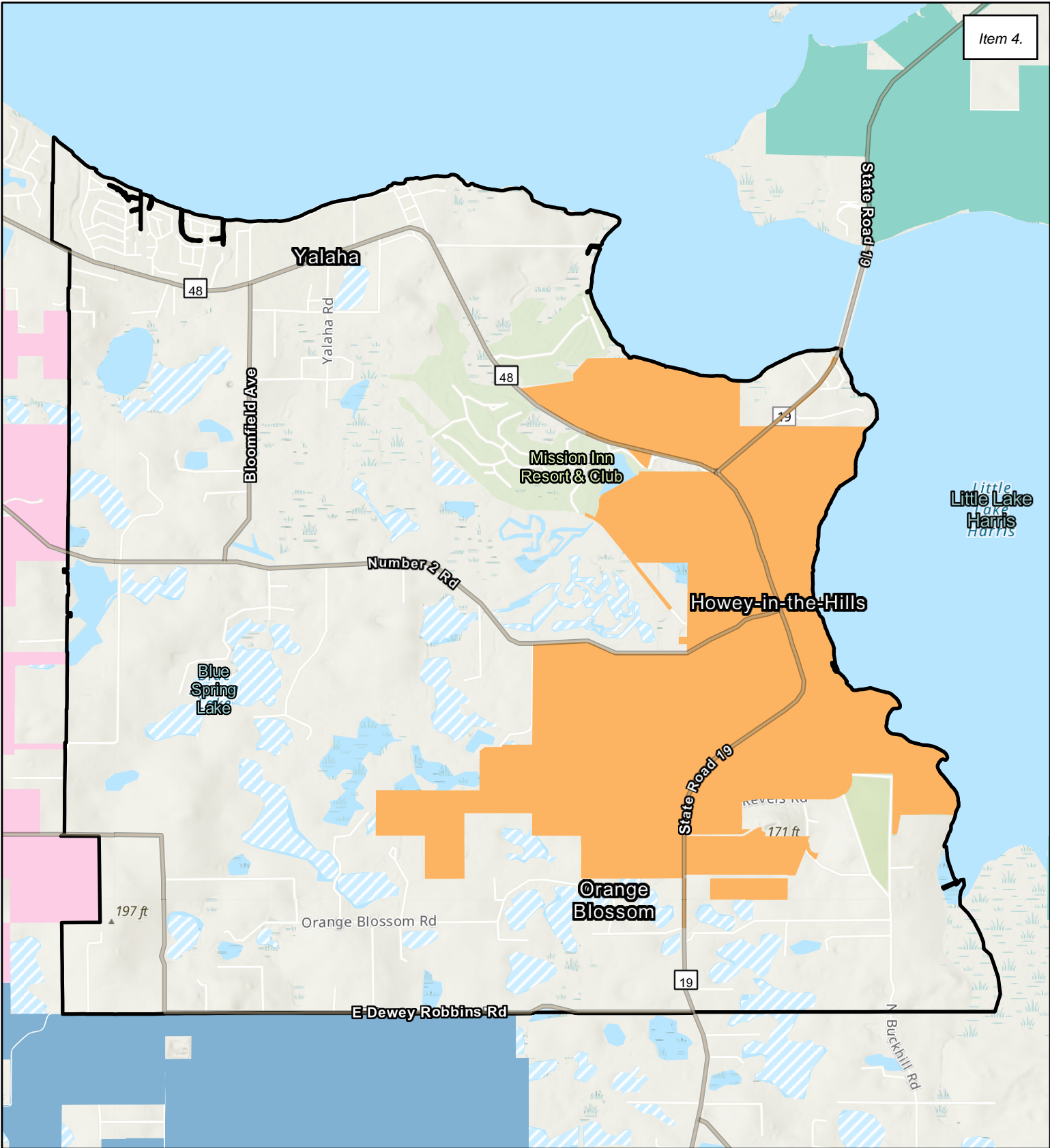
Under-Represented Ecosystems

- Pine Flatwoods (G4)
- Sandhill (G3)

- Sandhill Upland Lake (G3)
- Scrub and Scrubby Flatwoods (G2)
- Upland Hardwood Forest (G5)
- Lake County Boundary

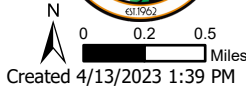


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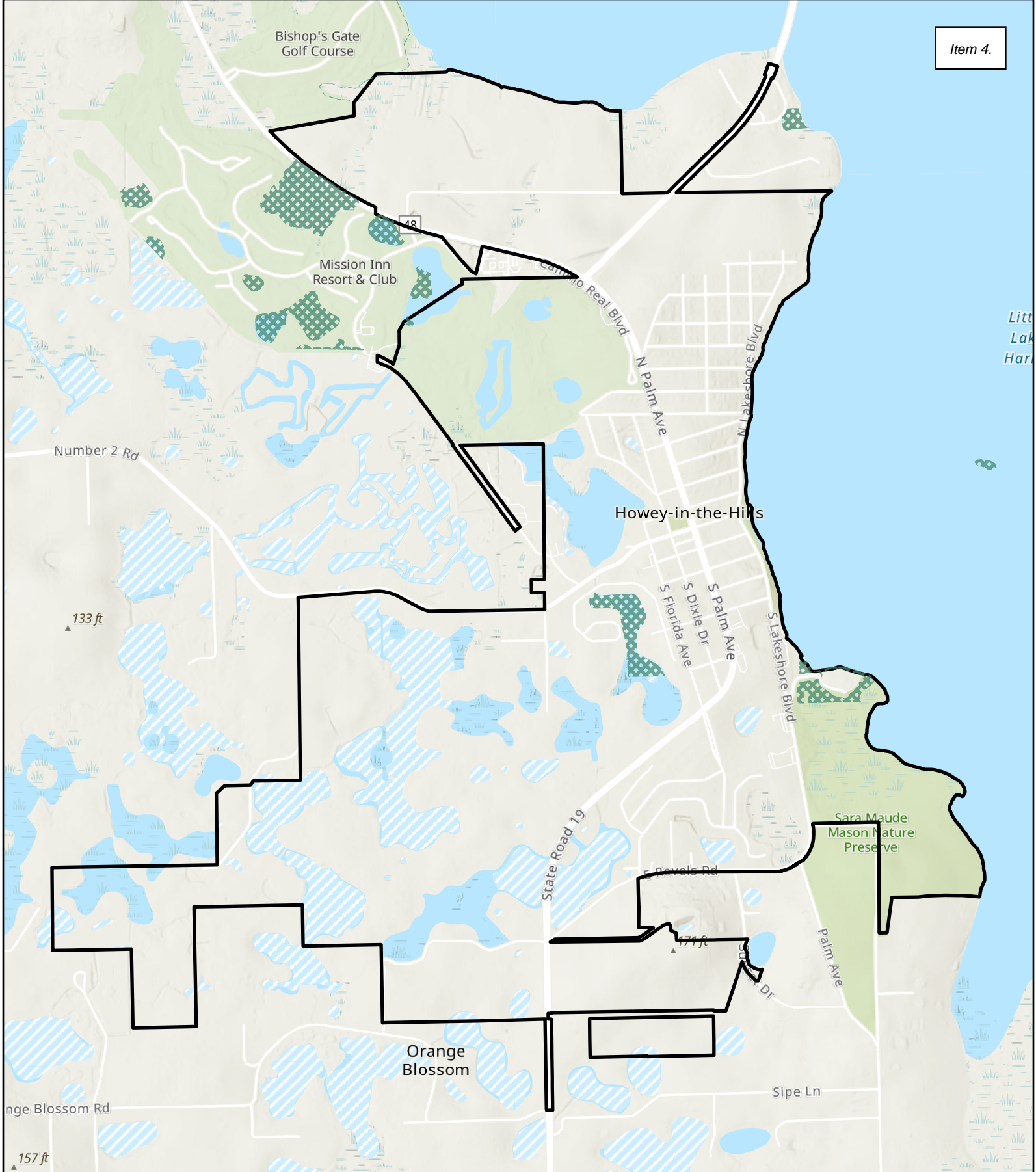
Lake County
HOWEY IN THE HILLS
 ISBA

-  Interlocal Service Boundary Agreements
-  ASTATULA
-  GROVELAND
-  HOWEY-IN-THE-HILLS
-  LEESBURG
-  TAVARES



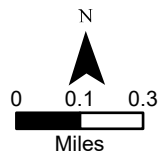
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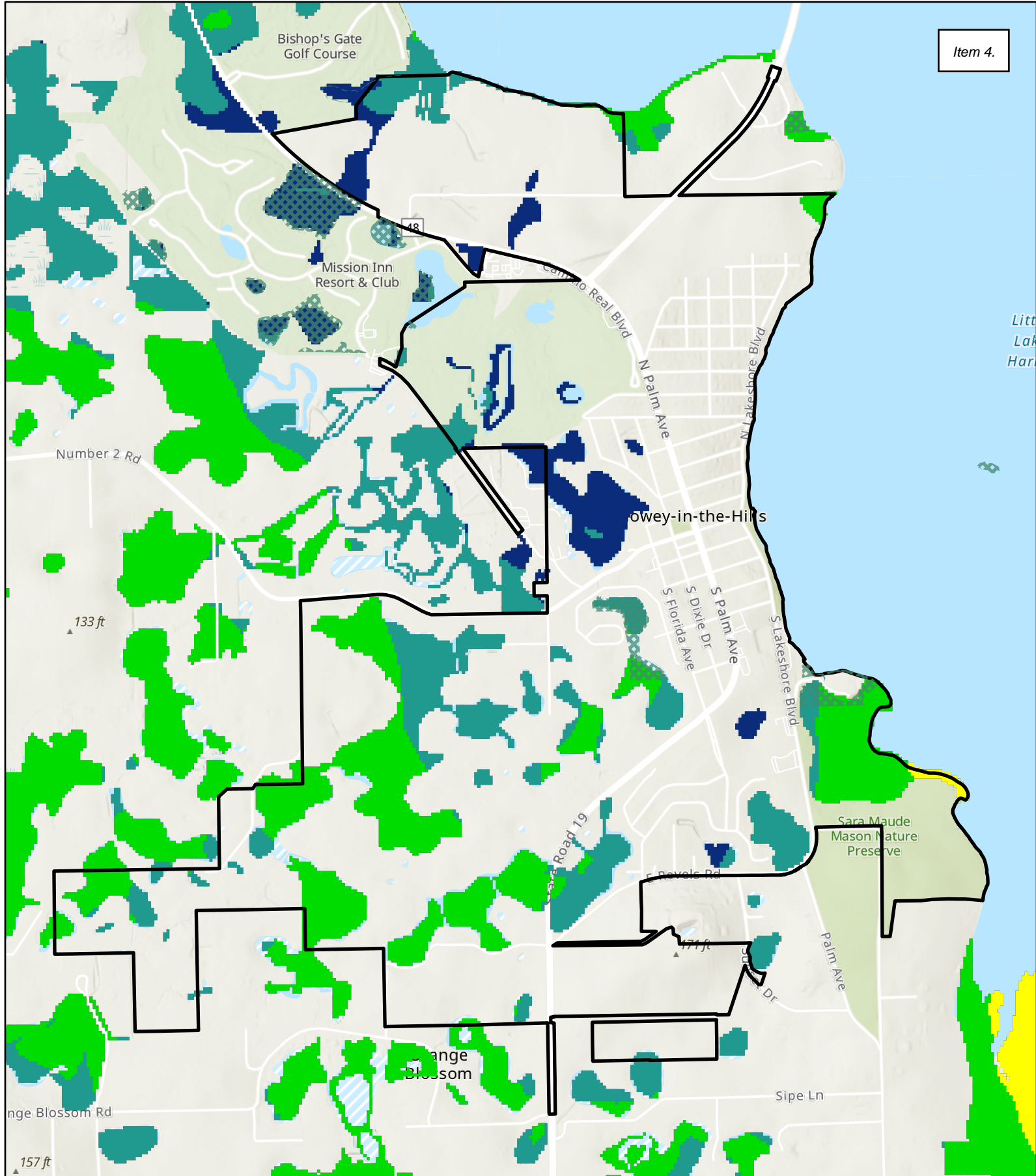


HOWEY-IN-THE-HILLS Conservation Inputs

- Florida Ecological Greenway Network
- Priority 1 - Critical Linkages
- Priority 2
- Priority 4
- Priority 5

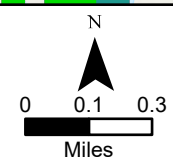


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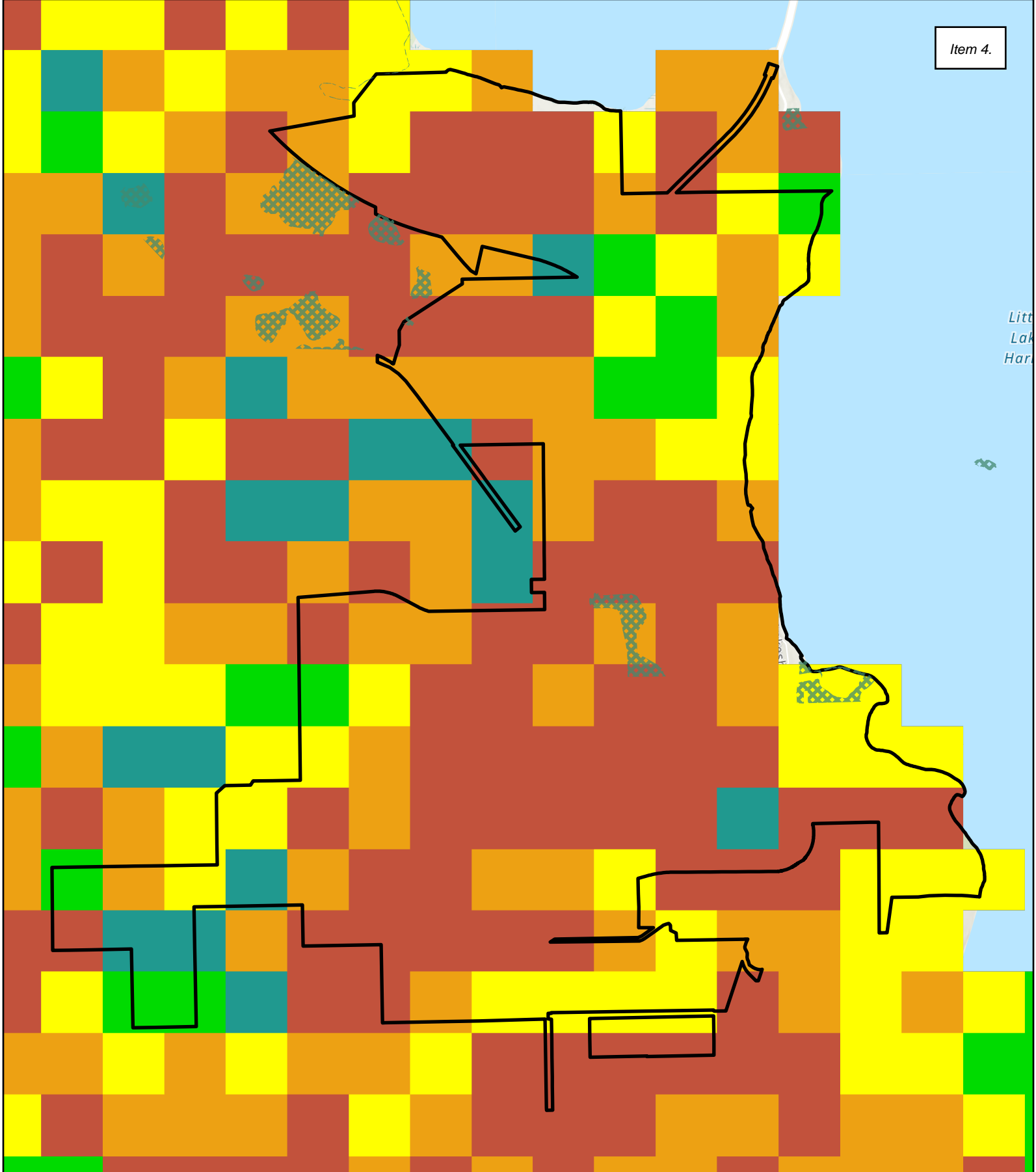


HOWEY-IN-THE-HILLS Conservation Inputs

Functional Wetlands	Priority 2	Priority 5
Priority 1	Priority 3	Priority 6
HIGHEST	Priority 4	

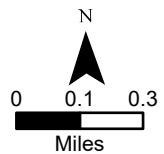


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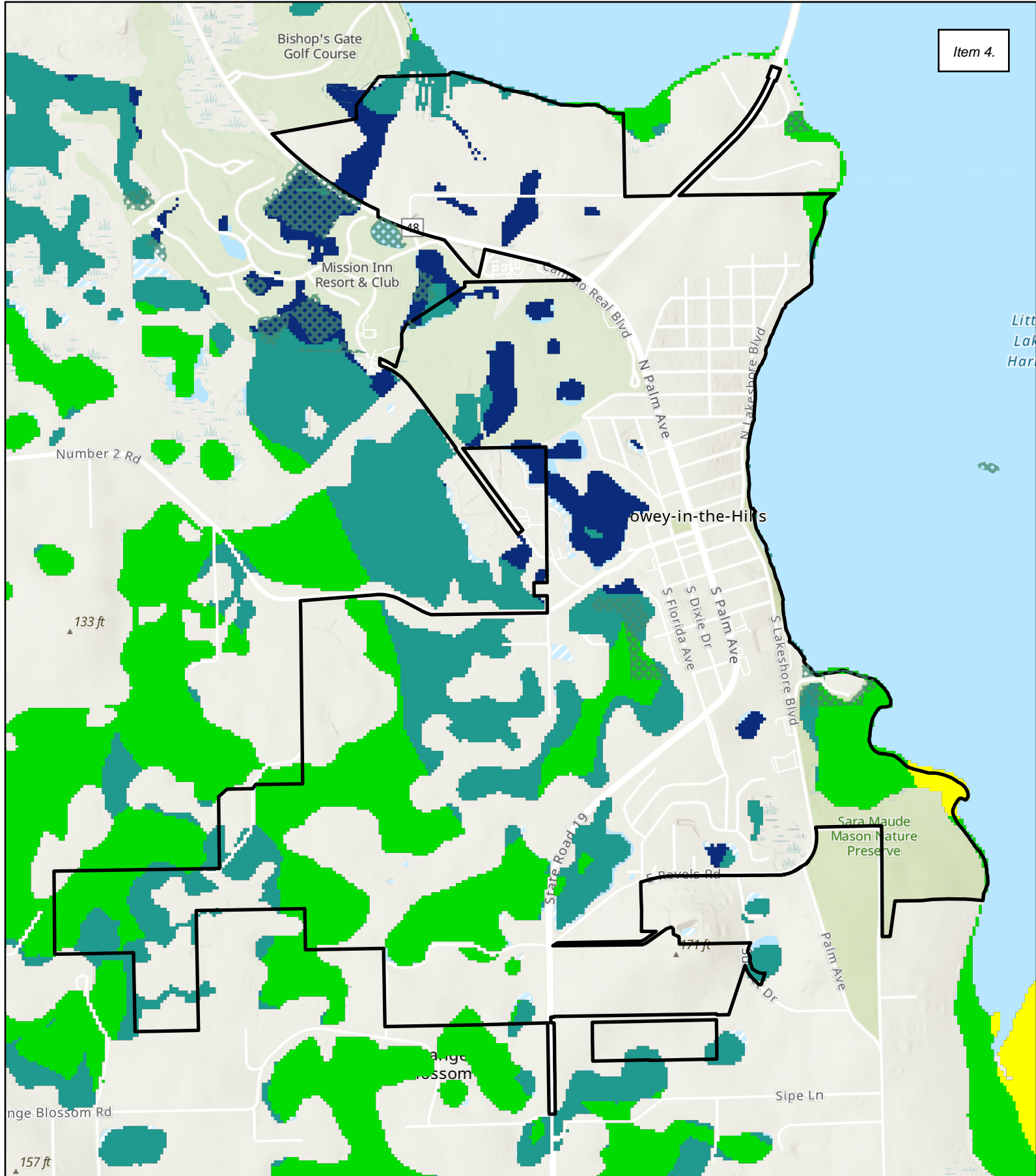


**HOWEY-IN-THE-HILLS
Conservation
Inputs**

Groundwater Recharge	Priority 2	Priority 5
	Priority 3	Priority 6
Priority 1 - HIGHEST	Priority 4	

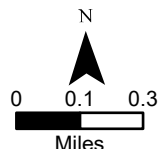


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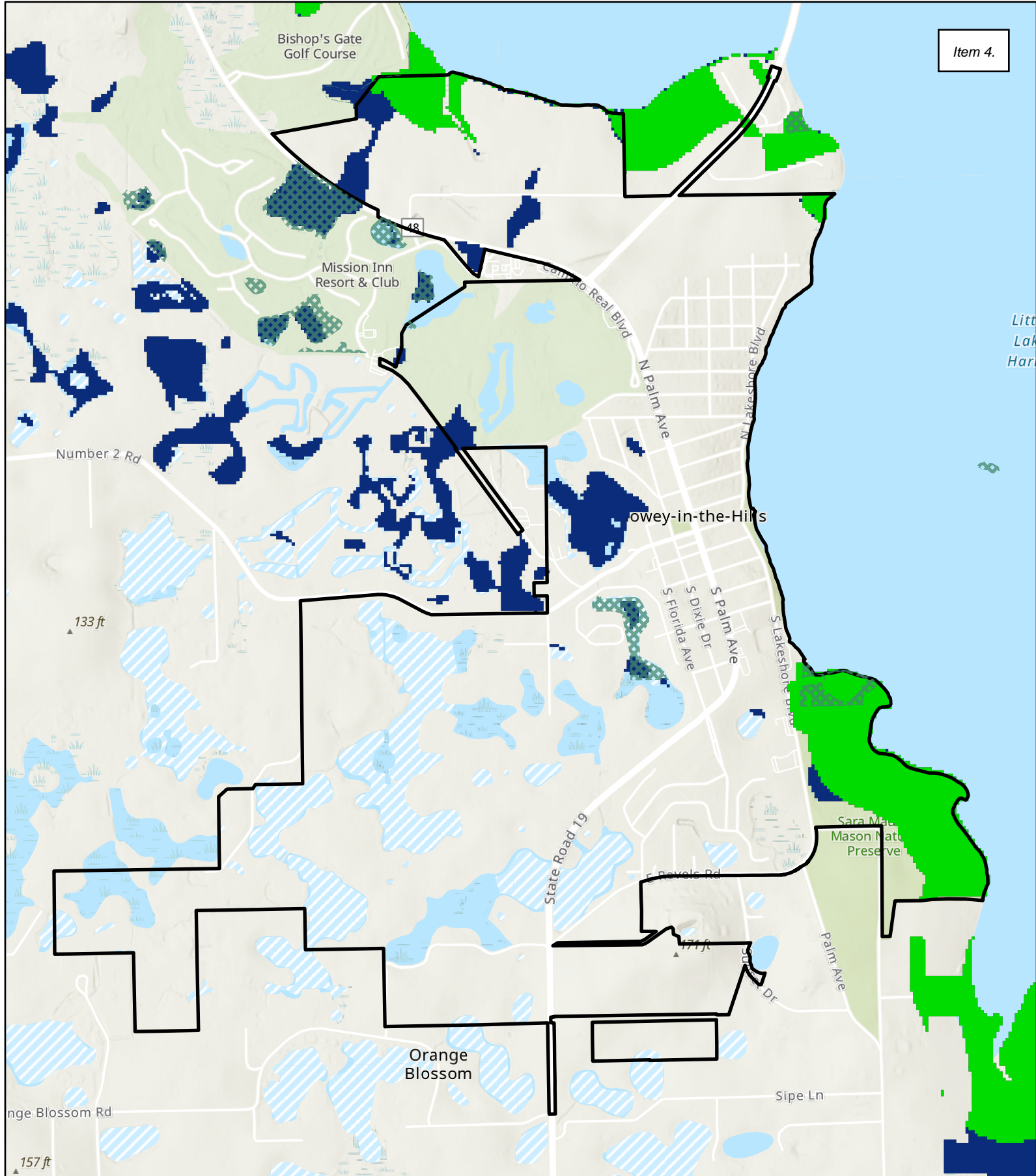


HOWEY-IN-THE-HILLS Conservation Inputs

- | | | |
|-----------------------------|----------------------|--------------------|
| Natural Floodplain Function | Priority 2 | Priority 6 |
| | Priority 3 | City Limits |
| | Priority 4 | Conservation Lands |
| | Priority 5 | |
| | Priority 1 - HIGHEST | |

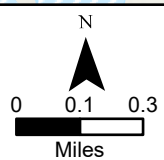


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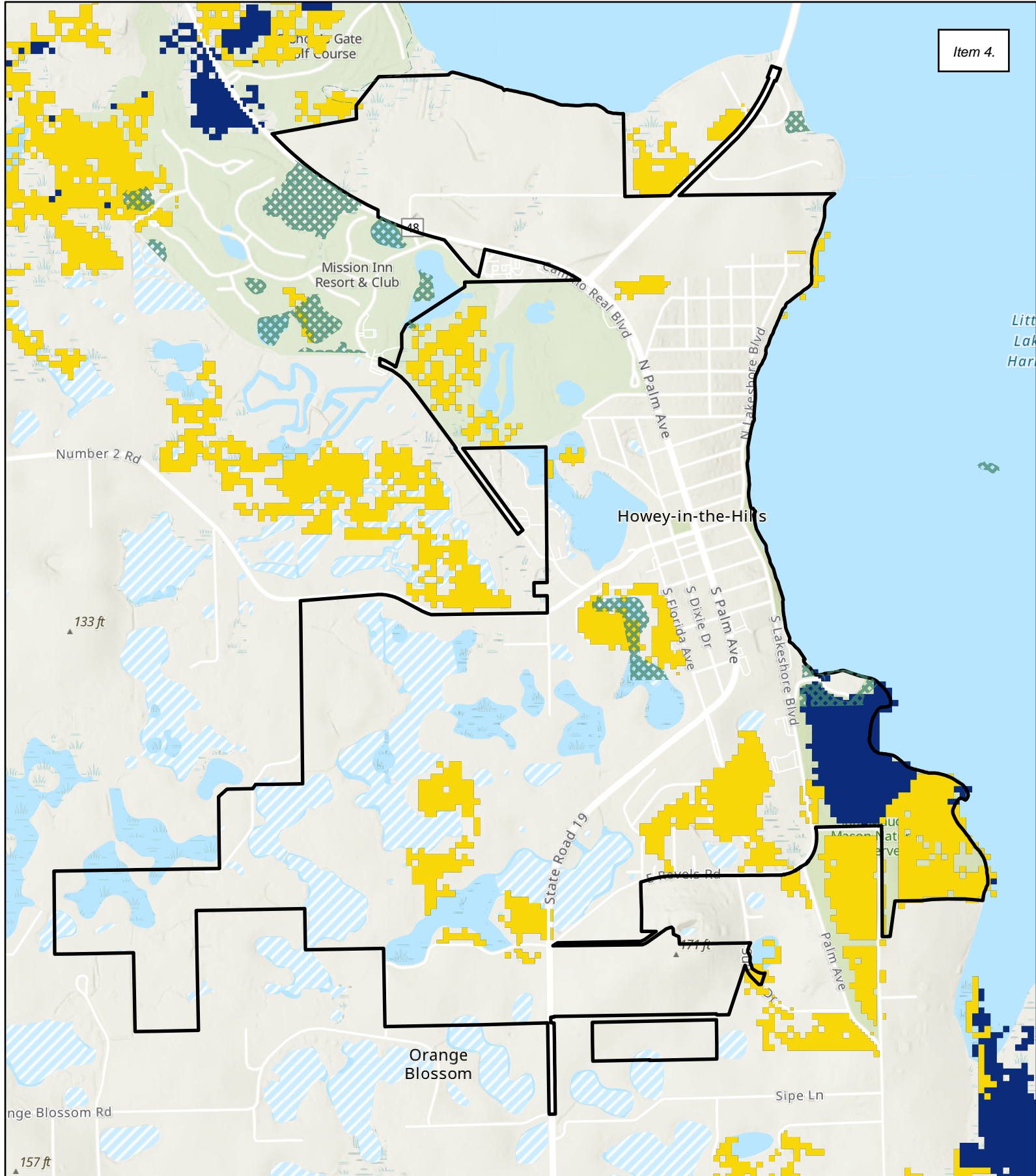


HOWEY-IN-THE-HILLS Conservation Inputs

- Rare Species Habitat Conservation Priorities
- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6

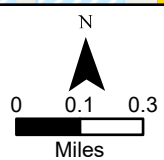


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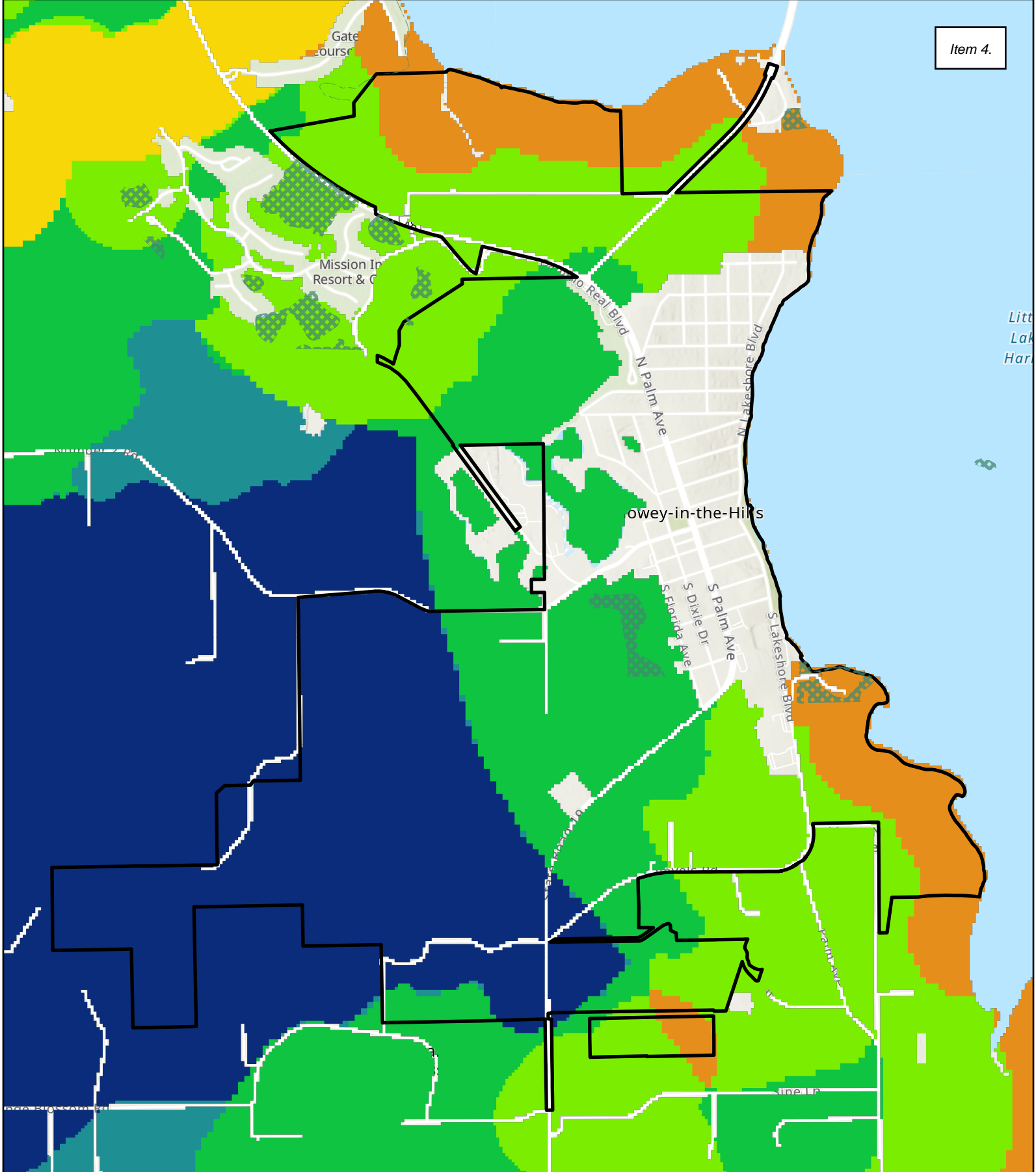


HOWEY-IN-THE-HILLS Conservation Inputs

Strategic Habitat Conservation Areas	■ Priority 3	■ Priority 5
	■ Priority 4	
	■ Priority 2	

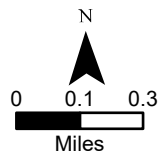


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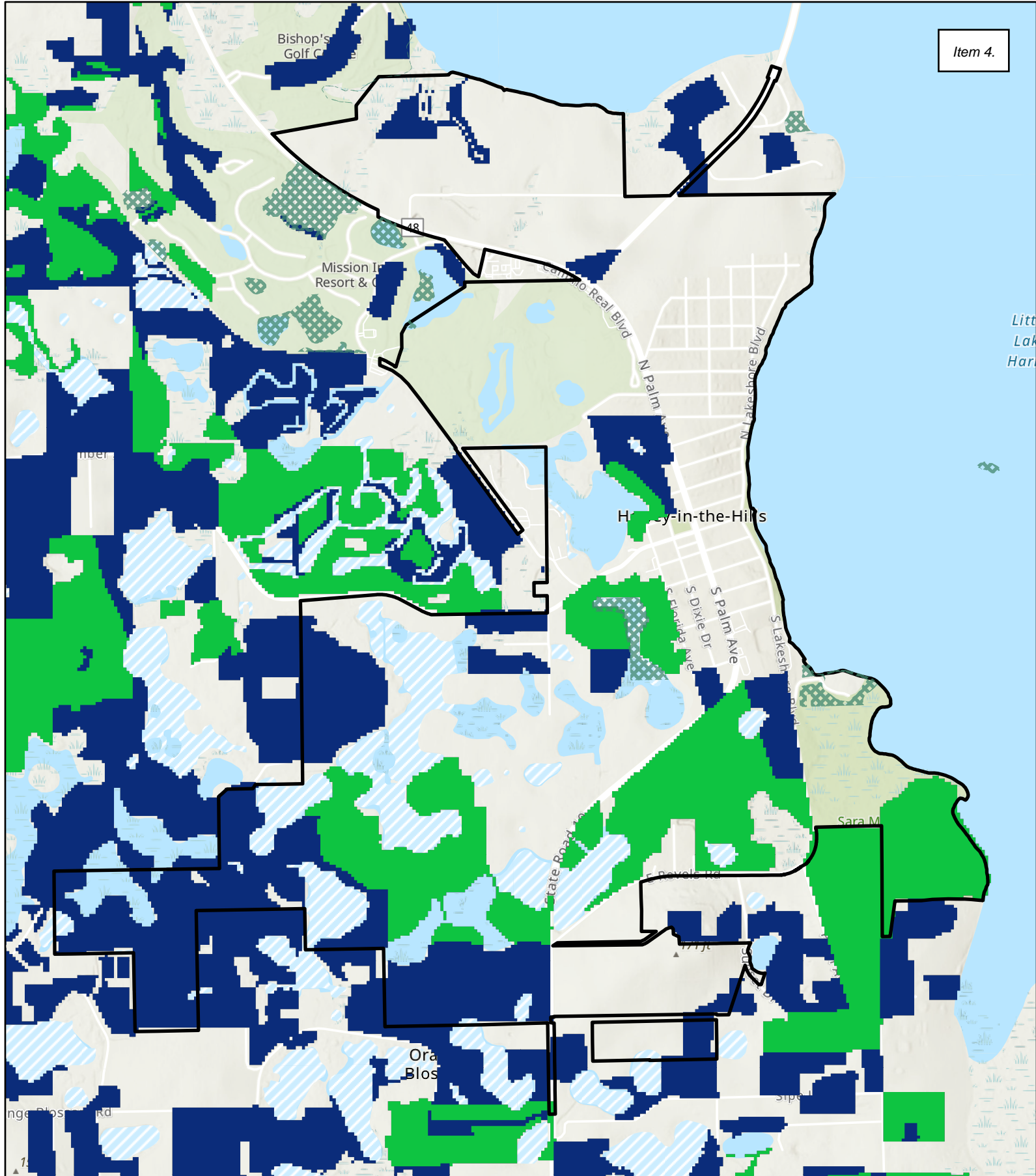


HOWEY-IN-THE-HILLS Conservation Inputs

Surface Water Protection	Priority 2	Priority 5
Priority 1	Priority 3	Priority 6
- HIGHEST	Priority 4	Priority 7

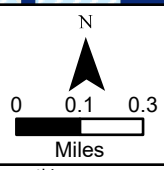


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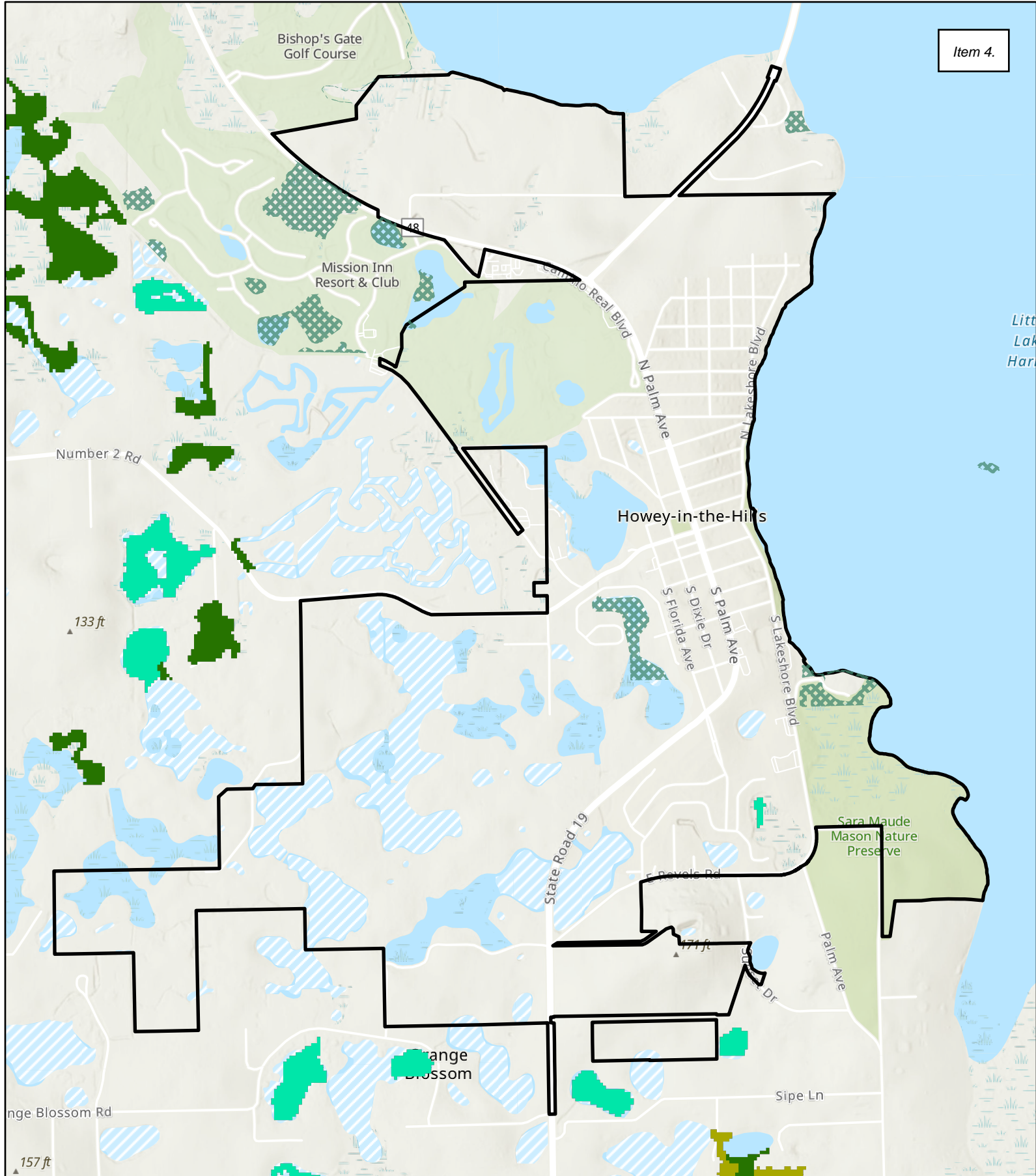


HOWEY-IN-THE-HILLS Conservation Inputs

Sustainable Forestry	Priority 2	Priority 5
Priority 1 - HIGHEST	Priority 3	

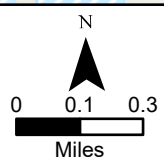


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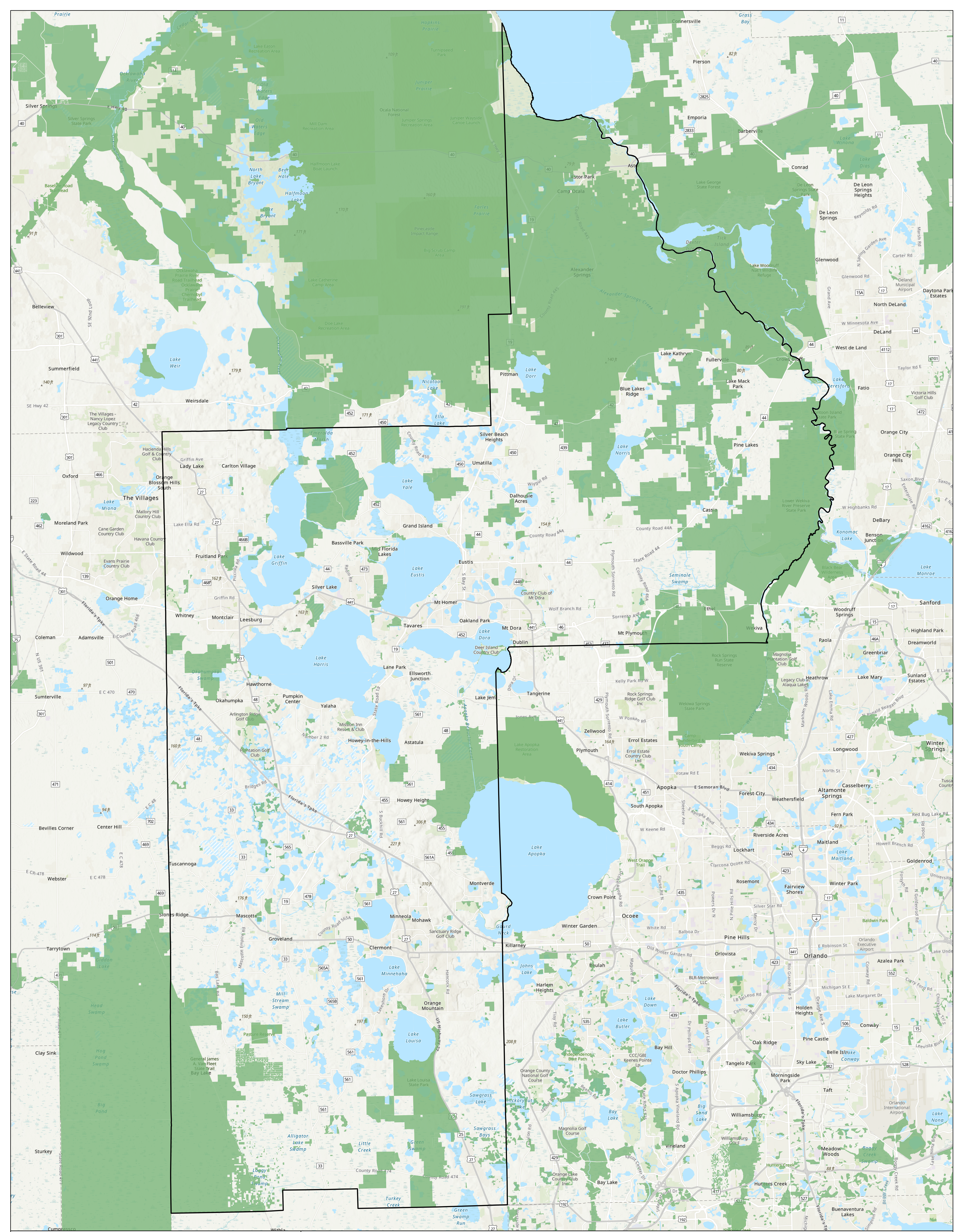


HOWEY-IN-THE-HILLS Conservation Inputs

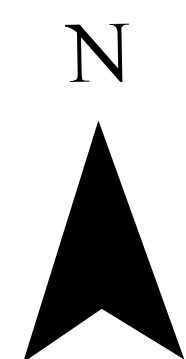
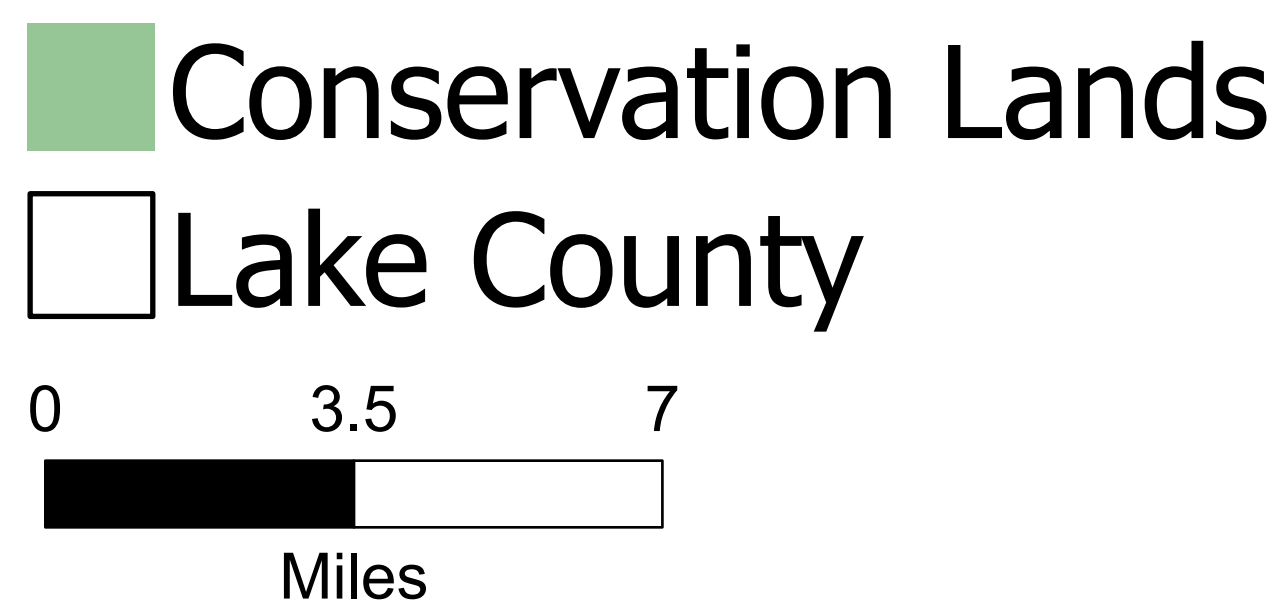
Under-Represented Ecosystems	Sandhill (G3)	Sandhill Upland Lake (G3)	Scrub and Scrubby Flatwoods (G2)	Upland Hardwood Forest (G5)
	Pine Flatwoods (G4)			



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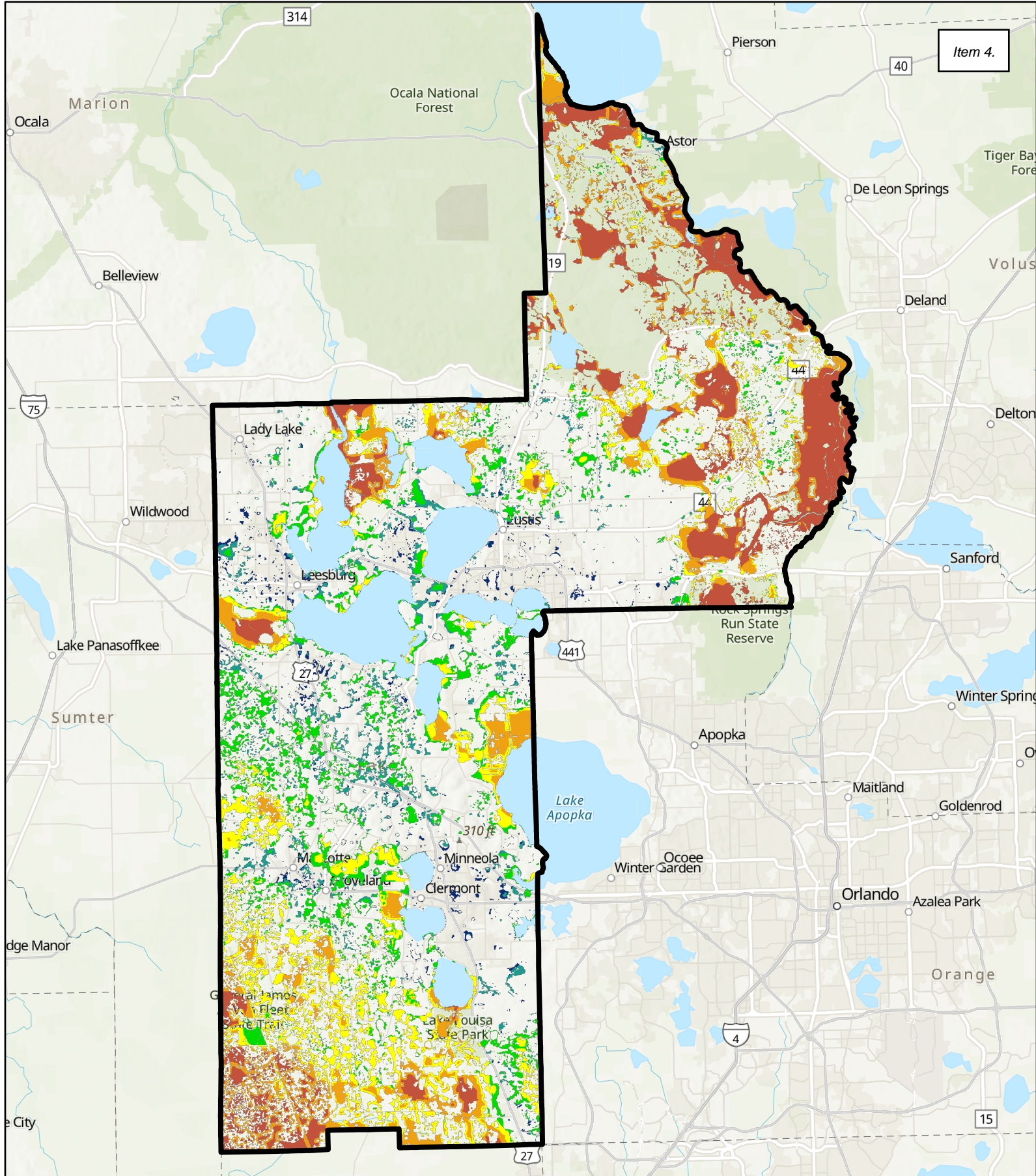
Lake County Conservation Lands



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STETSON UNIVERSITY

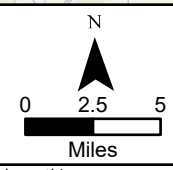


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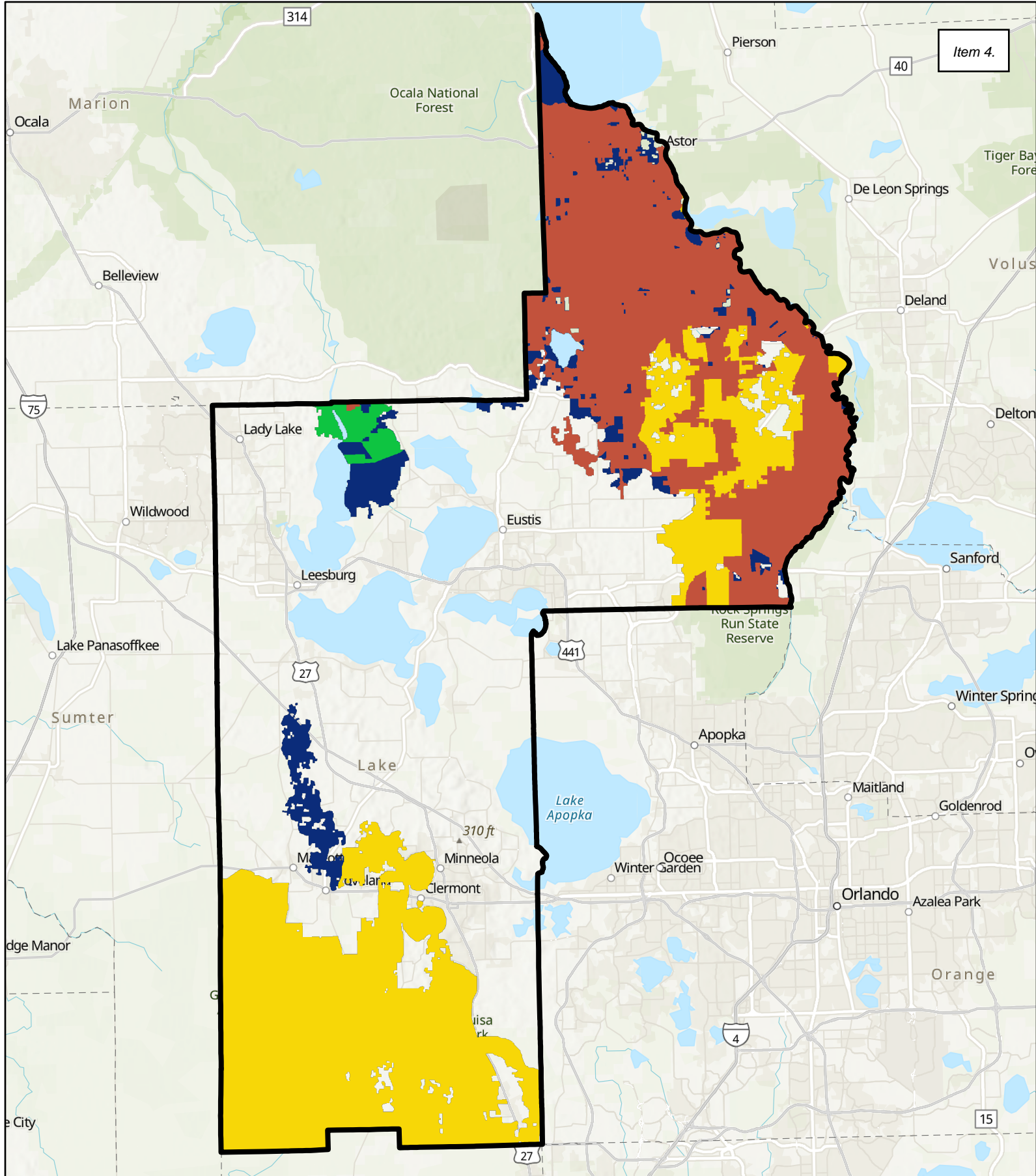


Lake County FNAI Assessment

Functional Wetlands	Priority 1 - HIGHEST	Priority 2	Priority 6
	Priority 3	Lake County Boundary	
	Priority 4		
	Priority 5		



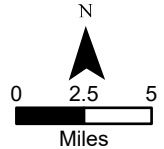
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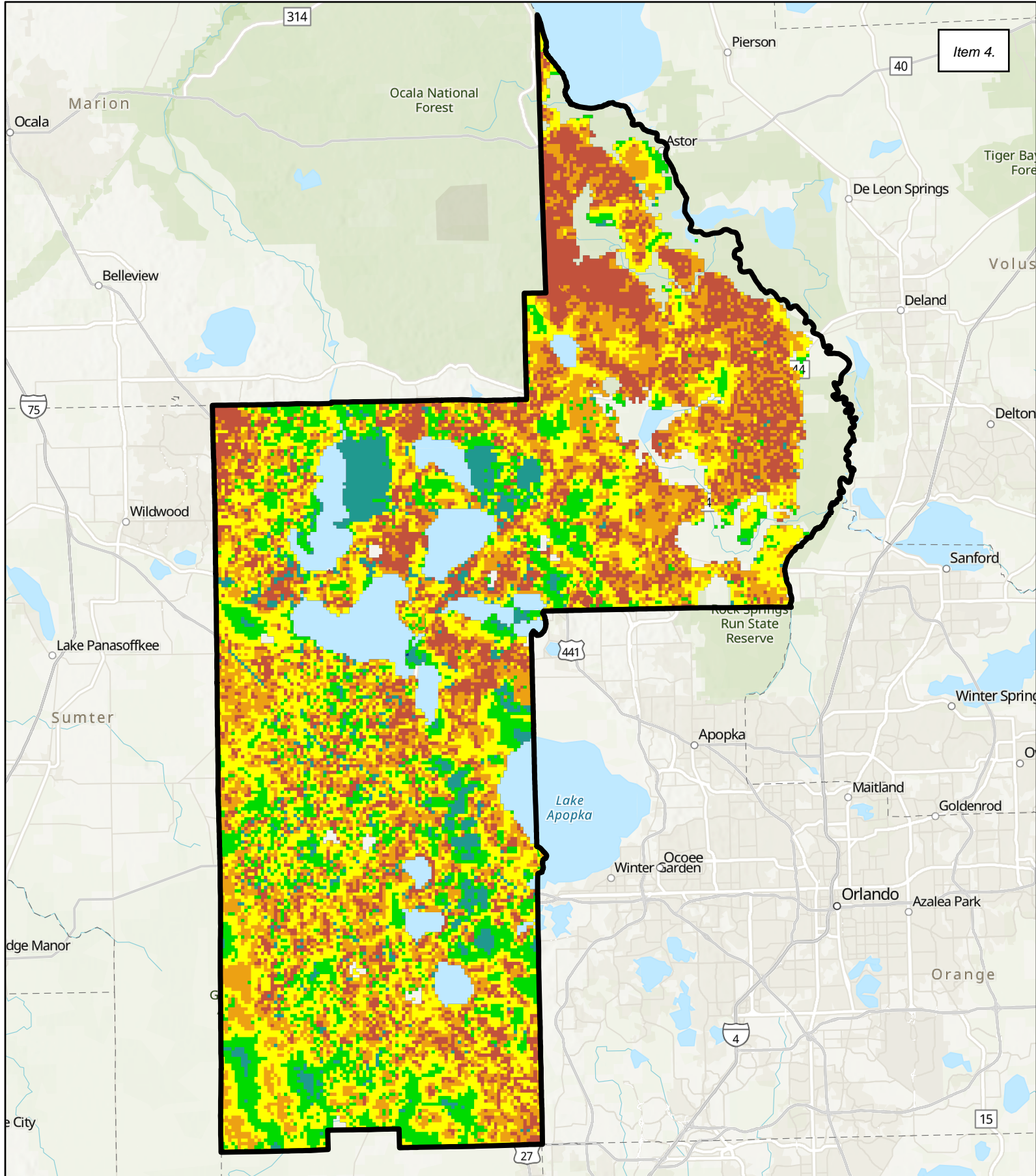
**Lake County
FNAI
Assessment**

**Florida Ecological
Greenway Network**
 Priority 1 - Critical Linkages

- Priority 2
- Priority 4
- Priority 5
- Lake County Boundary



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Item 4.

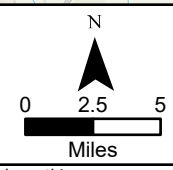
Lake County FNAI Assessment

Groundwater Recharge

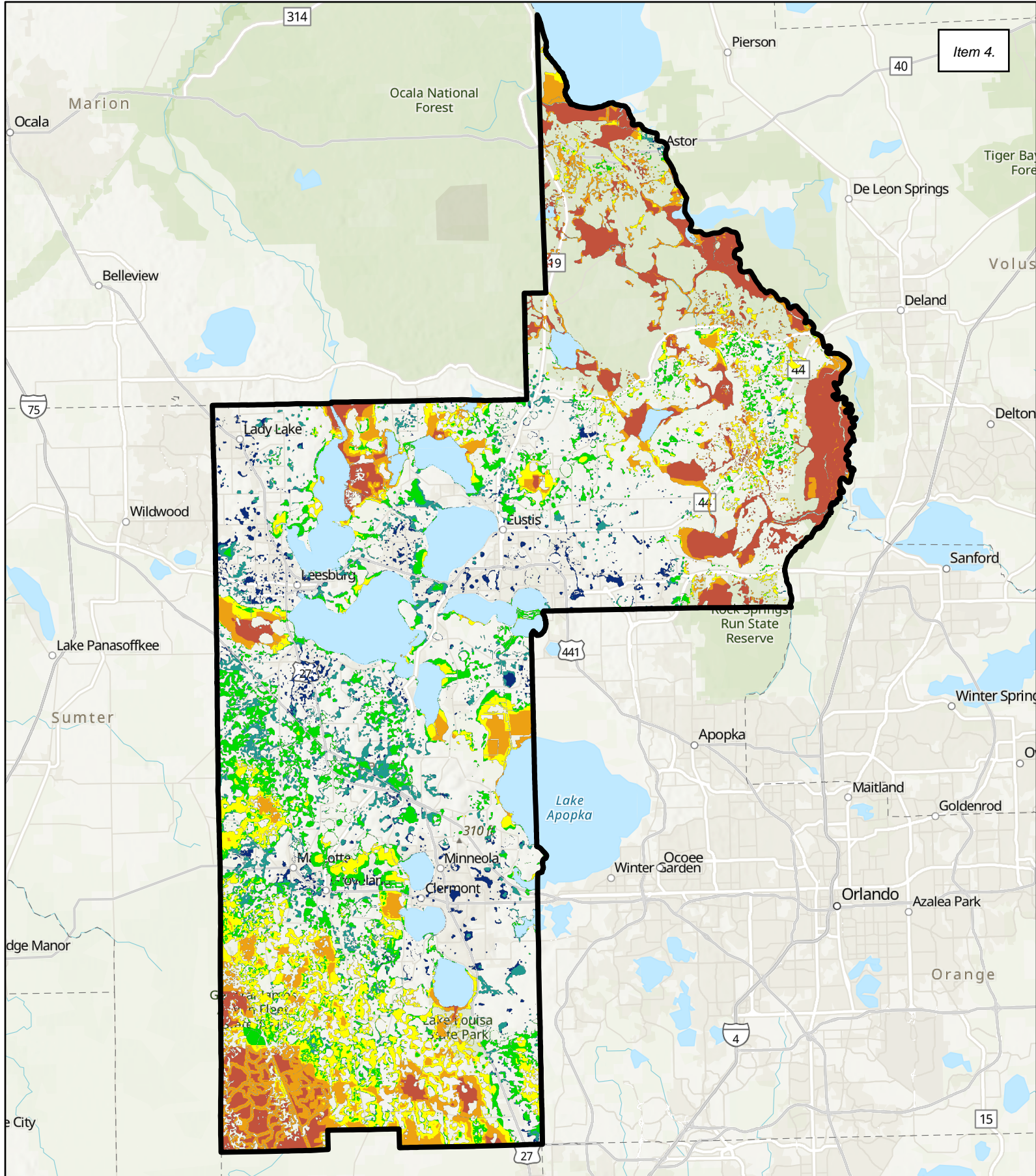
- Priority 1 - HIGHEST
- Priority 2
- Priority 3

- Priority 4
- Priority 5
- Priority 6

Lake County Boundary



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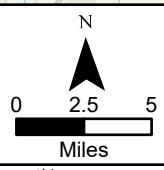


Item 4.

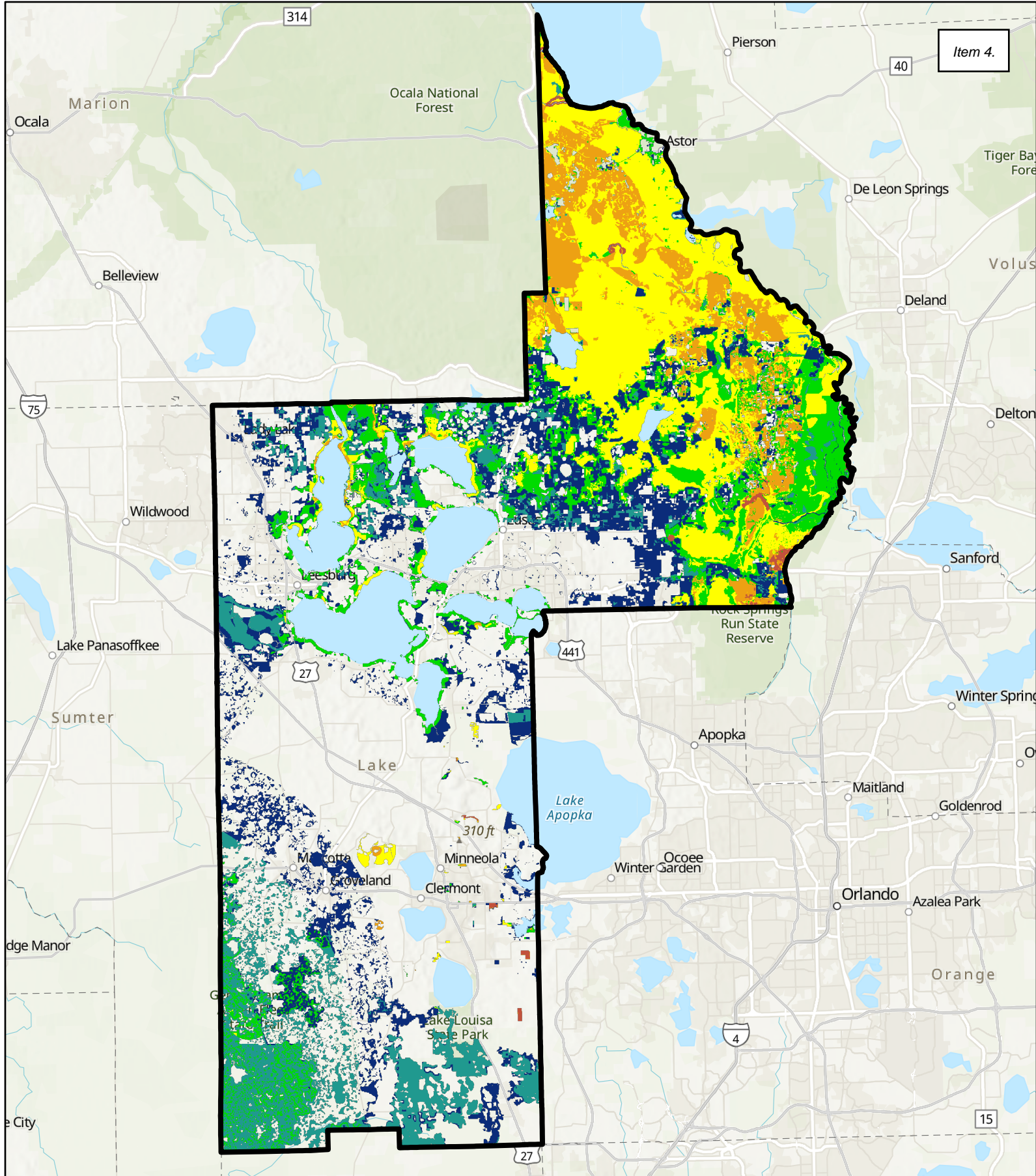
Lake County FNAI Assessment

Natural Floodplain Function

- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary



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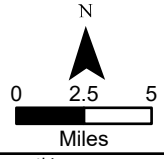


Lake County FNAI Assessment

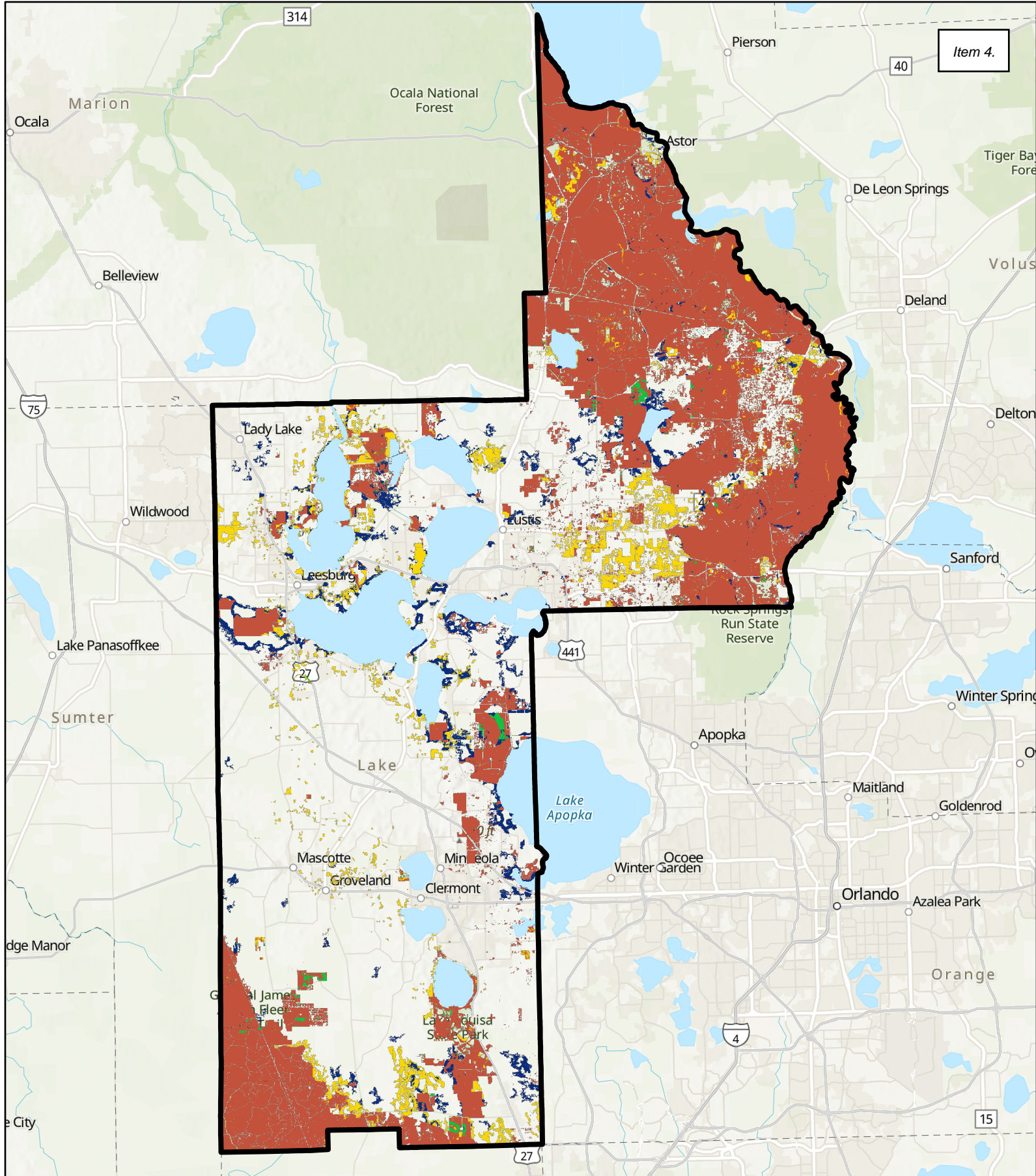
Rare Species Habitat Conservation Priorities

- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Lake County Boundary

■ Priority 3
■ Priority 4
■ Priority 5
■ Priority 6
 Lake County Boundary



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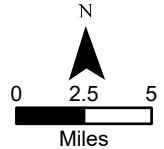
Item 4.

Lake County FNAI Assessment

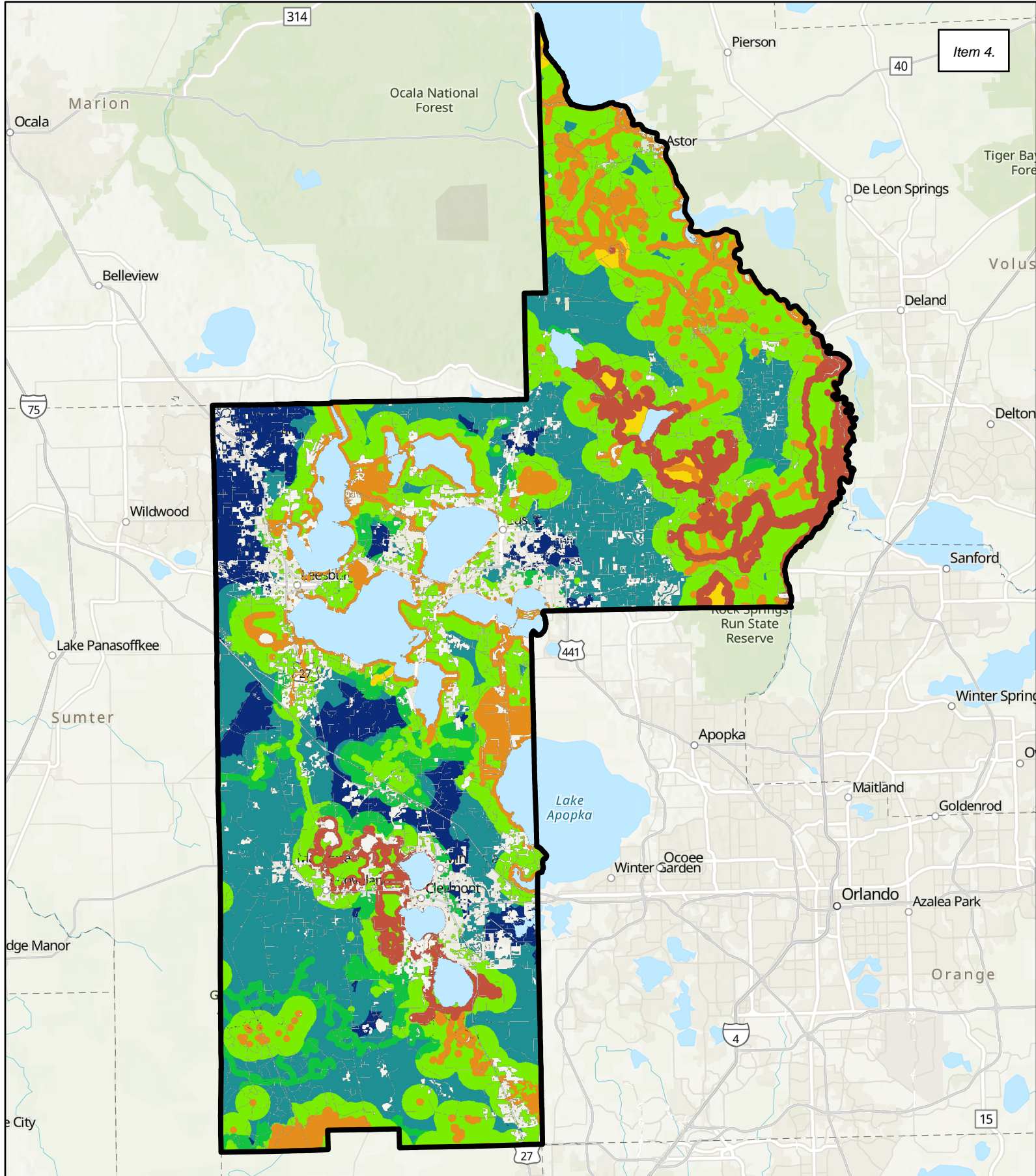
Strategic Habitat Conservation Areas

Priority 2

- Priority 3
- Priority 4
- Priority 5
- Lake County Boundary



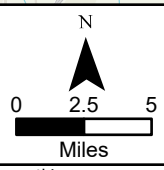
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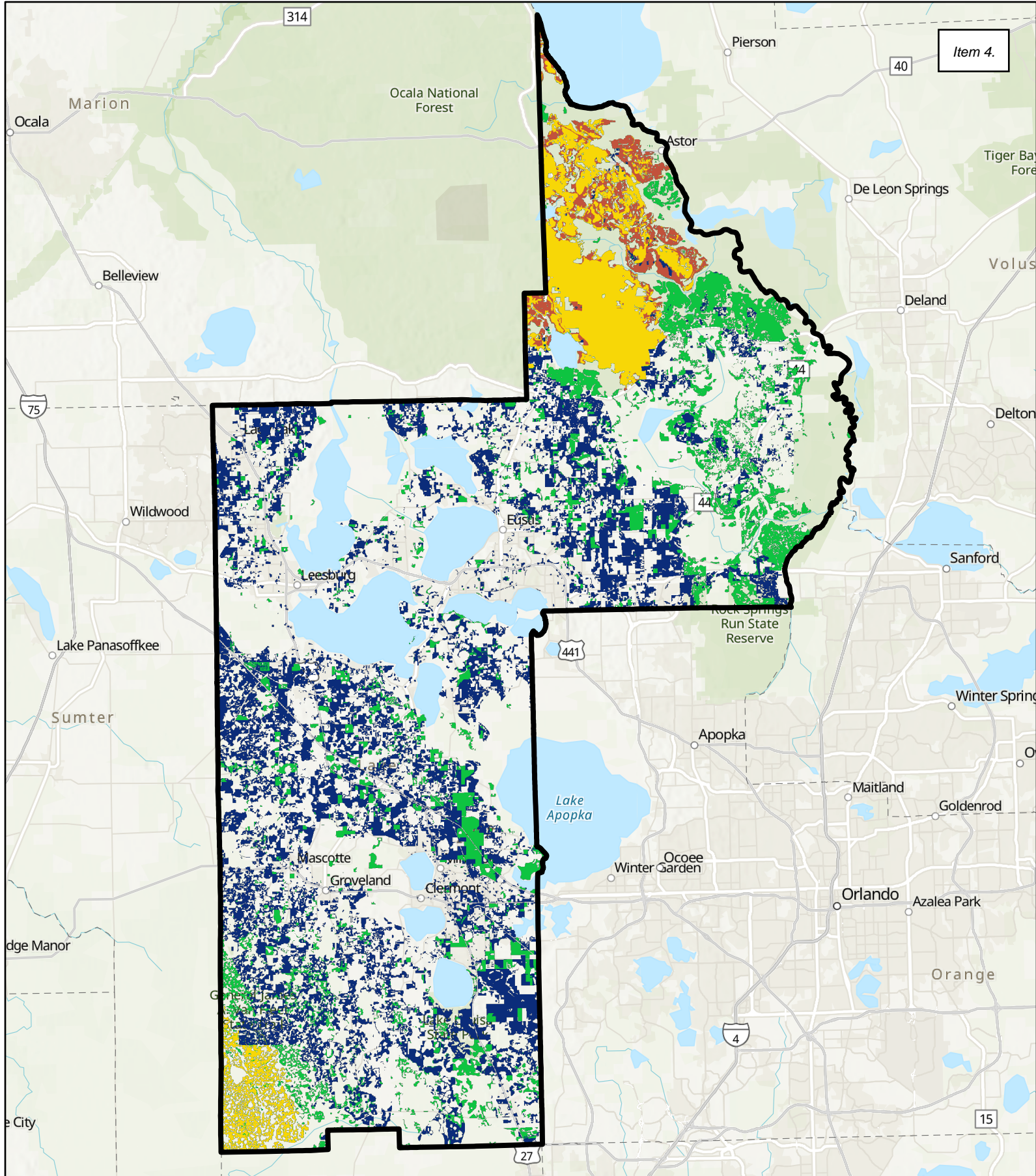
Lake County FNAI Assessment

Surface Water Protection

- Priority 2
- Priority 3
- Priority 4
- Priority 5
- Priority 6
- Priority 7
- Lake County Boundary



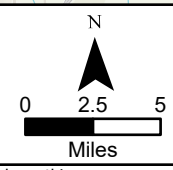
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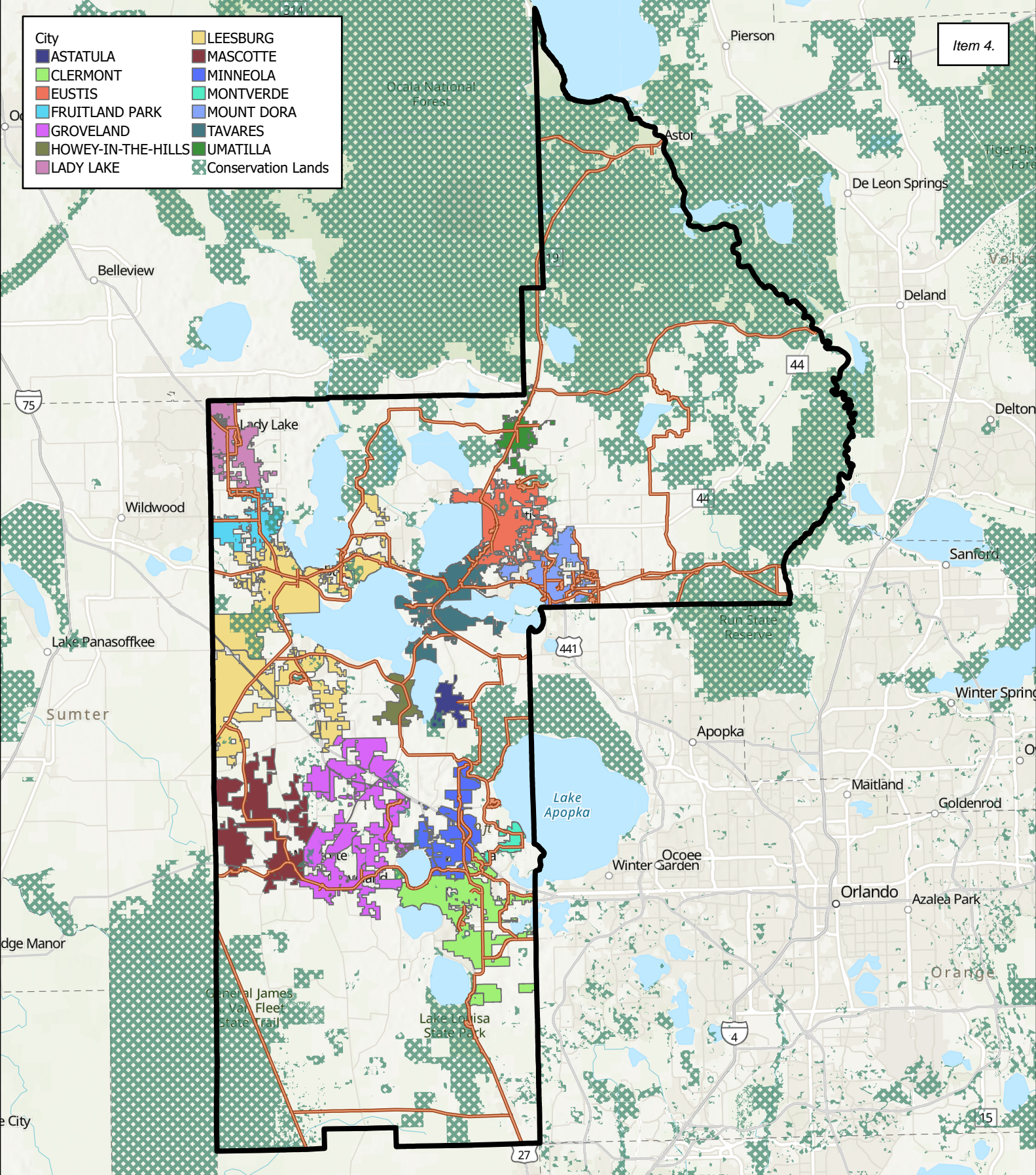
Lake County FNAI Assessment

Sustainable Forestry

- Priority 1 - HIGHEST
- Priority 2
- Priority 3
- Priority 5
- Lake County Boundary



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City	LEESBURG
ASTATULA	MASCOTTE
CLERMONT	MINNEOLA
EUSTIS	MONTVERDE
FRUITLAND PARK	MOUNT DORA
GROVELAND	TAVARES
HOWEY-IN-THE-HILLS	UMATILLA
LADY LAKE	Conservation Lands

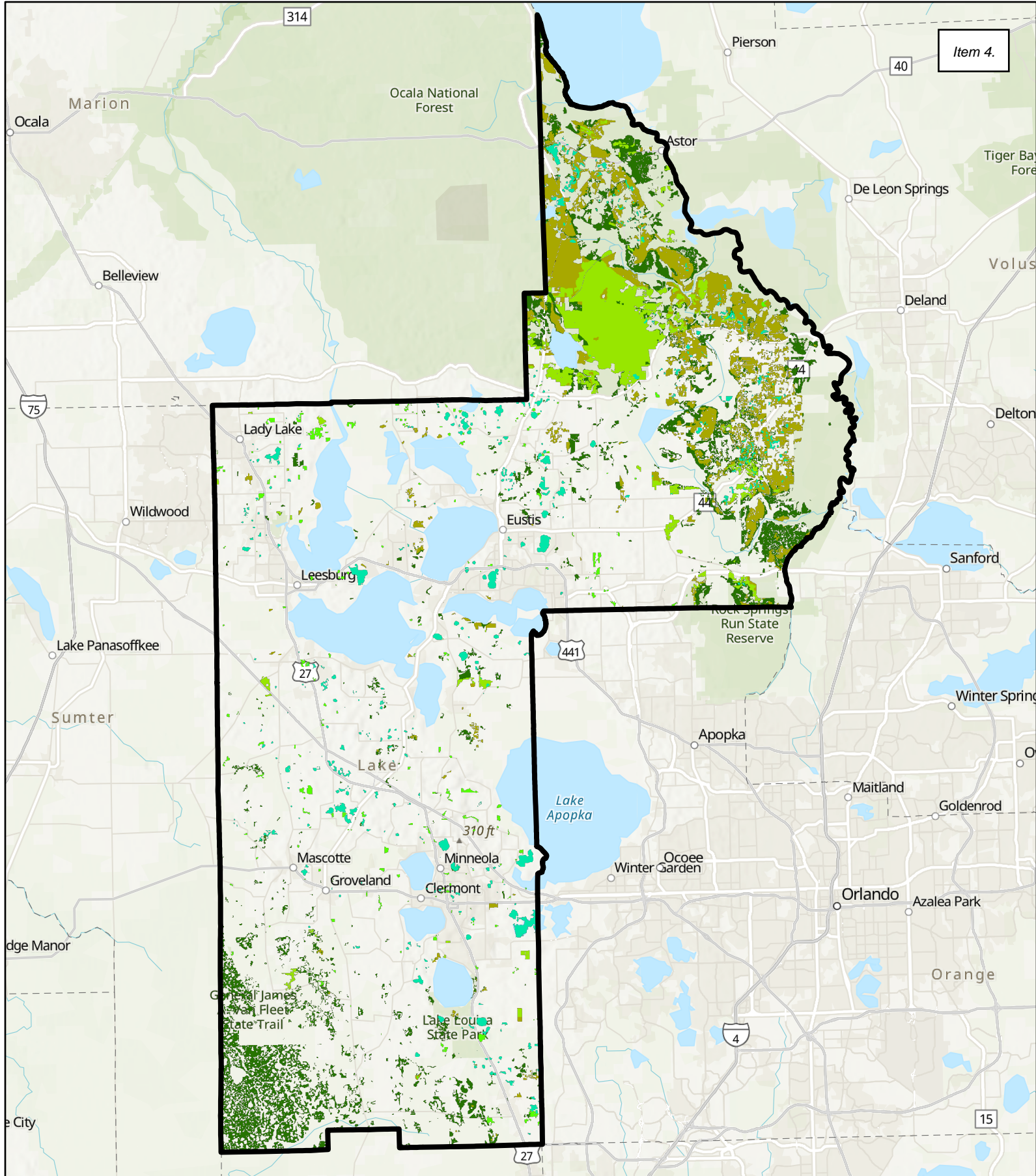
Lake County Trails & Conservation

- Trails
- Lake County Boundary
- Conservation Lands

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 0 2.5 5 Miles



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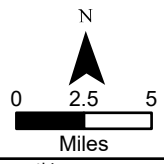


Lake County FNAI Assessment

Under-Represented Ecosystems

- Pine Flatwoods (G4)
- Sandhill (G3)

- Sandhill Upland Lake (G3)
- Scrub and Scrubby Flatwoods (G2)
- Upland Hardwood Forest (G5)
- Lake County Boundary



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Date: April 18, 2023
To: Mayor and Town Council
From: Sean O’Keefe, Town Manager
Re: Discussion: **Town Participation in Florida Retirement System (FRS)**

Objective:

To determine council consensus in pursuing the joining of the Florida Retirement System (FRS) for Town staff (non-sworn).

Summary:

The Town currently offers up to a 10% matching contribution to 457(b) investment accounts for all Town employees (except for those in the Police Department, who have their own pension). As a method of employee recruitment and retention, the offering of a pension plan rather than an investment plan would be of significant value. The proposal would be to draft a resolution to eliminate the Town’s current matching contribution of 10% of salary for regular employee 457(b) accounts and replace it with the adoption of the FRS plan, which would be at the current rate of 11.91% of salary for regular employees.

Fiscal Impact:

The ongoing fiscal impact would be a general increase of the Town’s contribution from 10% of a regular employee’s salary to 11.91% of a regular employee’s salary.

Staff Recommendation:

Staff recommends the drafting of a resolution for Town Council consideration, to replace Resolution 2021-04.



RESOLUTION 2021-04

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA, PERTAINING TO THE TOWN'S RETIREMENT PLAN; AMENDING RESOLUTION NOS. 2010-014, 2008-003, AND 96-301 TO SPECIFY THAT THE TOWN'S EMPLOYER/EMPLOYEE CONTRIBUTION MATCH CHANGES FROM 5% TO 10%; PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA:

WHEREAS, Resolution No. 96-301 established a 457 Deferred Compensation Retirement Plan to provide reasonable security for retirement for the Town's employees and for assisting in attracting and retaining competent personnel;

WHEREAS, Resolution No. 2008-003 initiated an employer/employee 5% contribution match to the 457 Deferred Compensation Plan administered by the International City/County Management Association (ICMA);

WHEREAS, Resolution No. 2010-014 amended the employer/employee 5% contribution match to the 457 Deferred Compensation Plan to provide that the match only applies to general employees, and not employees of the Town's Police Department, as they have retirement benefits through the Town's police officer's pension fund;

WHEREAS, even though the employer/employee contribution match does not apply to employees of the Town's Police Department, the Police Department employees may participate in the Town's Retirement Plan by making their own, unmatched contributions to their individual retirement accounts.

WHEREAS, the Town desires to approve formally its previous increase in the maximum employer/employee contribution match to 10% of each employee's salary or wages; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town Howey-in-the-Hills, Florida:

Section 1. Employer/Employee 10% Match. The Town Council of the Town of Howey-in-the-Hills hereby amends Resolution Nos. 2010-014, 2008-003, and 96-301 to provide that the matching Employer/Employee contribution to be made by the Town to each employee's

account in the 457 Deferred Compensation Plan administered by ICMA is increased to an amount equal to the employee's contribution, up to a maximum of 10% of the employee's salary or wages. The Employer/Employee 10% contribution match still applies only to general full-time employees, and not employees of the Town's Police Department. Employees of the Town's Police Department may continue to contribute to the 457 Deferred Compensation Plan, but without the Town's match. Employees become 100% vested in the Town-match funds in their individual accounts upon accumulating five years of full-time employment with the Town.

Section 2. Ratification of Previous Employer/Employee 10% Matches. Each Town-match contribution made prior to the date of this Resolution to an employee account in the 457 Deferred Compensation Plan at an amount in excess of 5%, but not exceeding 10%, of the employee's salary or wages is hereby ratified and confirmed.

Section 3. Effective Date. This resolution shall become effective immediately upon its adoption.

PASSED AND RESOLVED this 8th day of March, 2021, by the Town Council of the Town of Howey-in-the-Hills, Florida.


**TOWN OF HOWEY-IN-THE-HILLS,
FLORIDA**

By: Town Council

By: 

Martha MacFarlane
Mayor

ATTEST:



John Brock
Town Clerk