

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE  
BOARD OF COUNTY COMMISSIONERS  
HELD JULY 10, 2008  
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(4:38 p.m. – 6:59 p.m.)

Present: Commissioner Gene M. Valentino, Chairman, District 2  
Commissioner Marie K. Young, Vice Chairman, District 3  
Commissioner Grover C. Robinson, IV, District 4  
Commissioner Kevin W. White, District 5 (Regular Board Meeting only)  
Mr. Robert R. "Bob" McLaughlin, County Administrator  
Mrs. Alison Rogers, County Attorney  
Mrs. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services  
Mrs. Shirley L. Gafford, Program Coordinator, County Administrator's Office  
Mrs. Doris Harris, Deputy Clerk to the Board

Absent: Commissioner D. M. "Mike" Whitehead, District 1

PUBLIC FORUM WORK SESSION

Chairman Valentino called the Public Forum Work Session to order at 4:38 p.m.

1. FOR INFORMATION: The Board heard the request from Andrew Blewer that the Board explore the possibility of using State-owned property, which is located on Perdido River south of the weigh station on Mobile Highway, and includes a boat launch and covered pavilion, to provide a boat ramp with access to Perdido Bay, and was advised by County Administrator McLaughlin that staff has explored all options and no State-owned property is available. 1642
2. FOR INFORMATION: The Board heard comments from L. Gary Sansing regarding the economy, the passing of William F. Buckley, and other national and local issues. 1648
3. FOR INFORMATION: The Board heard comments from Barbara Mayall, who invited the Board to attend "Transit Solutions," a Grassroots event to be held August 6, 2008, from 9:00 a.m. until 1:00 p.m., at the Pensacola Civic Center. 1654

4:55 P.M. – PUBLIC FORUM ADJOURNED

5:31 P.M. – REGULAR BOARD MEETING CONVENED

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA - Continued

1. Call to Order

Chairman Valentino called the Regular Meeting of the Board of County Commissioners to order at 5:31 p.m.

2. Invocation

Commissioner Young advised that Reverend James H. Miller, First Baptist Church of Warrington, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Valentino advised that he would lead the Pledge of Allegiance to the Flag.

4. Adoption of the Agenda

Motion made by Commissioner White, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, adopting the agenda, as prepared and duly amended *(to include Commissioner White's add-on item concerning Highway 97 Phase V Improvements and Commissioner Robinson's add-on item concerning the funding contribution for the De Luna Monument Project)*.

1735

5. Commissioners' Forum

A. District 5 – The Board heard comments from Commissioner White commending and congratulating Principal Jeff Garthwaite, Carver Century Elementary School, his teaching staff, mentors, volunteers, and students for their successful improvement on their performance on the FCATs *(Florida Comprehensive Assessment Tests)*, scoring an overall Grade "A" from a Grade "F";

1735

1648

B. District 4 – The Board heard "Happy Anniversary" comments from Commissioner Robinson to his wife for 15 years of marriage, as well as comments of gratitude toward the Escambia County Sheriff's Department and Fire Rescue for work that will be done during the Blue Angels Air Show being held this weekend on Pensacola Beach;

(Continued on Page 3)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

5. Continued...

C. District 3 – The Board heard comments from Commissioner Young congratulating all schools in Escambia County, especially O. J. Semmes Elementary School, for their progress this year; and

D. District 2 – The Board was advised by Commissioner Valentino that:

(1) He will be presenting, on behalf of the Board, a Proclamation (*to the Blue Angels*), at the Pensacola Beach Hilton Garden Inn on Friday, July 11, 2008; and

(2) Because of the budget constraints that Escambia County is contending with, he is removing his add-on item concerning authorization of out-of-County travel to attend the 2008 Farnborough Air Show in London, England, from the Agenda, and will be paying for the travel expenses out of his own pocket.

6. Proclamations/Special Recognition

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried 4-0, with Commissioner Whitehead absent, taking the following action concerning Proclamations/Special Recognition:

1742

A. Recognizing and thanking the Pensacola Dog Fanciers' Association, Inc., and the Five Flags Dog Training Club for their donation of pet oxygen mask kits to each of the Escambia County Fire Rescue Departments; and

B. Accepting the Certificates of Appreciation from the Marine Corps League on behalf of the Escambia County Road Prison and Escambia County Solid Waste Management for their support of the "Help Them Call Home Program," as requested by Mike Baxter, Commandant, Marine Corps League.

Speaker(s):

Susan Schimmel

7. Employee of the Month Proclamations – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

8. Written Communication

A. Code Enforcement Lien – Frankie C. McIntosh

1751

Motion made by Commissioner Young, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, approving to forgive the liens and release the judgment against the property located at 3001 West Cervantes Street, relative to a Communication, dated June 7, 2008, from Frankie C. McIntosh, Chairman, Board of Trustees, Pace Temple Christian Methodist Episcopal Church, requesting that the Board forgive the liens.

Speaker(s):

Edward Jerome Sparks, Sr.

B. Code Enforcement Lien – Karl E. Lewis and Karl D. Lewis

1754

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, approving to apply the remaining outstanding balance against the \$11,336.00 hard costs, plus the \$3,000.00 to the collection agency, which reduces the amount to \$8,074.88, and, assuming the collection of the \$8,074.88 amount, approving that \$3,000.00 will be made available for payment to the Joyner Firm, relative to an undated Communication from Karl E. Lewis and Karl D. Lewis requesting that the Board waive the interest and penalties relative to two Code Enforcement Liens against property located at 2523 North "L" Street.

Speaker(s):

Karl E. Lewis

REGULAR BCC AGENDA – Continued

9. Proofs of Publication

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, waiving the reading of the legal advertisement(s) and accepting, for filing with the Board's Minutes, the certified affidavit(s) establishing proof of publication for the Public Hearing(s) on the agenda, and the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule*, as follows:

1804

A. The following five Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on June 23, 2008, for consideration of adopting an Ordinance creating the Maple Oaks West Phase II Street Lighting MSBU;
- (2) The 5:45 p.m. Public Hearing, advertised in the Pensacola News Journal on June 27, 2008, for consideration of adopting an Ordinance amending the Official Zoning Map;
- (3) The 5:46 p.m. Public Hearing, advertised in the Pensacola News Journal on June 27, 2008, for consideration of the Comprehensive Plan Amendment regarding the Public School Facilities Element;
- (4) The 5:47 p.m. Public Hearing, advertised in the Pensacola News Journal on June 27, 2008, for consideration of adopting an Ordinance amending LDC Article 2, "Administration";
- (5) The 5:48 p.m. **first** Public Hearing, advertised in the Pensacola News Journal on June 27, 2008, to review an Ordinance amending LDC Article 6, Sections 6.04.12, 6.04.14, and 6.04.15; and

(Continued on Page 6)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. Continued...

B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule July 7, 2008 – July 11, 2008 – Legal No. 72528*, as published in the Pensacola News Journal on July 5, 2008, as follows:

July 8	8:30 a.m.	Employee Benefits Committee
July 8	10:00 a.m.	Dirt Road Paving Committee
July 8	1:30 p.m.	Environmental Enforcement Special Magistrate
July 8	5:00 p.m.	Merit System Protection Board
July 8	5:00 p.m.	Housing Finance Authority
July 8	6:30 p.m.	District 5 Town Hall Meeting – St. Monica’s Episcopal Church
July 9	8:30 a.m.	Examination Committee for Competency Board
July 9	9:00 a.m.	Construction Industry Competency Board
July 9	1:00 p.m.	Development Review Committee
July 9	2:00 p.m.	FL-AL Transportation Planning Organization Priorities Wksh
July 9	5:00 p.m.	Santa Rosa Island Authority Regular Meeting
July 10	8:00 a.m.	Incident Review Board
July 10	9:00 a.m.	Agenda Work Session
July 10	1:30 p.m.	Citizens Environmental Committee
July 10	3:45 p.m.	Board of County Commissioners Attorney-Client Session
July 10	4:30 p.m.	Board of County Commissioners Public Forum
July 10	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
July 11	2:00 p.m.	Commission Candidate Briefing
NEXT WEEK’S NOTE:		
July 14	8:30 a.m.	Planning Board
July 14	5:30 p.m.	Marine Advisory Committee
July 14	6:30 p.m.	District 5 Town Hall Meeting – Muscogee Road Drainage
July 16	8:00 a.m.	Soil & Water Conservation Board

REGULAR BCC AGENDA – Continued

10. 5:31 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, adopting, and authorizing the Chairman to sign, the Ordinance (*Number 2008-41*) creating the Maple Oaks West Phase II Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and making the following findings of fact:

1805

- A. Lots in the District are specially benefited since street lighting not only increases the market value of an individual lot in the District, but also increases safety in the District surrounding individual lots and the ability of lot owners to use their individual lots after dark;
- B. The benefit from improved street lighting varies according to the relative size of the affected lots; residential lots benefit from improved street lighting uniformly because of the small variation in size throughout the District;
- C. The non-ad valorem special assessments levied represent a fair and reasonable apportionment of the cost of the special benefit received by each lot and do not represent a fair share of the cost of general governmental service provided to residents in the unincorporated areas of Escambia County; and
- D. Lots which do not receive a special benefit have been and shall be excluded from the non-ad valorem special assessment for street lighting.

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Honorable Ernie Lee Magaha, Clerk  
of the Circuit Court & Comptroller

I. CONSENT AGENDA

1-5. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, approving Consent Agenda Items 1 through 5, as follows:

1805

1. Accepting, for filing with the Board's Minutes, the following three Reports prepared by the Clerk & Comptroller's Finance Department:
  - A. Payroll Expenditures for Pay Date June 27, 2008, in the amount of \$2,214,267.35; and
  - B. The following two Disbursement of Funds:
    - (1) June 12, 2008, to June 18, 2008, in the amount of \$12,858,220.55; and
    - (2) June 19, 2008, to June 25, 2008, in the amount of \$2,461,028.09.
2. Adopting the Resolution (*R2008-128*) authorizing the write-off of \$3,084.61 in returned checks and accounts receivable in various funds of the County that have been determined to be uncollectible bad debts.
3. Accepting, for filing with the Board's Minutes, the Minutes of the Quarterly Meeting of the County Investment Advisory Committee (CIAC) held April 25, 2008, as prepared by the Clerk to the Board's Office.
4. Accepting, for filing with the Board's Minutes, the original *Research Agreement, Sponsor Agreement ID: Escambia-001-2007*, approved by the Board on June 21, 2007, and received in the Clerk to the Board's Office on June 30, 2008.

1805

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1805

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
5. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:
  - A. Approving the Minutes of the Public Forum Work Session and Regular Board Meeting held June 19, 2008;
  - B. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole (C/W) Workshop held June 12, 2008, as follows:

1805

AGENDA NUMBER

1. Call To Order

Chairman Valentino called the Committee of the Whole (C/W) to order at 9:02 a.m.

2. Was the Meeting Properly Advertised?

The C/W was advised by Doris Harris, Deputy Clerk to the Board, that the Meeting was advertised in the Pensacola News Journal on June 7, 2008, in the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule June 9, 2008 – June 13, 2008, Legal No. 72424.*

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 3. 2001 / 2007 Comparison Escambia County Full-Time Employees (Analysis of Number of FTEs for Fiscal Years 2002, 2008, and 2009 – [Referred from 05/22/08 C/W Budget Workshop])
  - A. Discussion – The C/W discussed the *Early Retirement Incentive Report* and the *Staffing Analysis – 2002 Actual through 2009 Proposed*, and the C/W:
    - (1) Heard the request from Commissioner Whitehead that staff analyze, and provide a recommendation regarding, the County's recruitment and retention of Emergency Medical Technicians (EMTs), and provide a County-to-County pay scale comparison, to be discussed at a future C/W Workshop; and
    - (2) Was advised by Amy Lovoy, Chief, Management and Budget Services Bureau, that there is an approximate \$300,000-\$400,000 deficit in the total amount budgeted and the actual cost of the Retirement Buyout Program, regarding which staff will be requesting the funding in order to complete the buyouts; and
  - B. Board Direction – The C/W heard the request from Commissioner Valentino that staff provide the analysis and recommendations requested during discussion.

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 4. County-Owned Vehicle List by Department (Staff to Provide Justification for 24-Hour Use of Vehicles and Cost Per Vehicle by Department – [Referred from 05/22/08 C/W Budget Workshop])
  - A. Discussion – The C/W discussed the *Executive Summary County Vehicles Report*, and the C/W:
    - (1) Heard the request from Commissioner Robinson that, because of the rising cost of fuel, staff research the use of gasoline alternatives;
    - (2) Was advised by County Administrator McLaughlin that a committee is being established to address fuel conservation/alternatives and to review and analyze the County's vehicle inventory;
    - (3) Was advised by Commissioner Whitehead that there are several vehicles in the inventory that receive little or no use; therefore, he would request that staff "tighten" the Policy concerning the replacement and acquisition of vehicles;
    - (4) Heard the request from Commissioner Robinson that staff develop a Rental Car Policy for out-of-County travel; and
    - (5) Heard the request from Commissioner Whitehead that staff provide the analysis of the low-mileage vehicles, specifically those for which the mileage is 1,500-2,000 per year, for discussion at the July C/W Workshop, and provide the proposed Policy for replacement and acquisition for discussion at the August C/W Workshop; and

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 4. Continued...
  - B. Board Direction – The C/W heard the request from Commissioner Valentino that staff establish a County Vehicle Policy, taking into consideration the following variables:
    - (1) Threshold for mileage
    - (2) Necessity of vehicle(s) per Department
    - (3) Rental vehicles for out-of-County travel
    - (4) Replacement and acquisition
    - (5) Fuel alternatives
- 5. Human Relations Commission Reinstatement of Funding of \$115,000 – (Referred from 05/22/08 C/W Budget Workshop)
  - A. Discussion – The C/W heard the request from Commissioner Young that this item be held until the Pensacola City Council takes action concerning funding for outside agencies; and
  - B. Board Direction – None.

(Continued on Page 13)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-5. Approval of Various Consent Agenda Items – Continued

5. Continued...

B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

6. One Stop – Wedgewood Site

A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *The Escambia County Permit and Development Center 'One Stop Building,' Considering the Wedgewood Middle School Site*, presented by Bill Lawing, Facilities Management, and Larry Newsom, Manager, Transportation and Traffic Operations, and the C/W:

- (1) Was advised by Commissioner Young that utilizing the Wedgewood Site for the One Stop building would be hazardous to the surrounding neighborhood; therefore, she is in favor of purchasing the property and converting the two-story, 24,000 square-foot building into a community center and constructing a football field a Lewis Powell Park; however, if there is no support to purchase the property, she recommends that the Board move forward with the original plan to construct One Stop at the Fairfield location and purchase a portion of the Wedgewood Site for the purpose of a community center;
- (2) Was advised by Commissioner Robinson that he would support purchasing the Wedgewood Site, along with the Old Molino School property, at a price no greater than \$2 million; and
- (3) Heard the suggestion from Commissioner Whitehead that the Board proceed with the construction of One Stop at the Fairfield location and make an offer to the School Board of \$2 million for the Wedgewood Middle School and Old Molino School properties; and

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 6. Continued...
  - B. Board Direction – The C/W recommends that the Board offer the Escambia County School Board \$2 million for the Wedgewood Middle School property and the Old Molino School property, with staff to identify the funding source by the June 19, 2008, Regular Board Meeting.

**Recommended 5-0**

Speaker(s):

Jim Waite

- 7. Merit System Protection Board – Funding Request for Revised Budget of \$75,000 – (Referred from 05/22/08 C/W Budget Workshop)
  - A. Discussion – The C/W discussed the funding request, in the amount of \$75,000, from the Merit System Protection Board, which represents its revised Budget; and
  - B. Board Direction – The C/W recommends that the Board approve the revised budget of \$75,000 to reinstate the Merit System Protection Board.

**Recommended 5-0**

(Continued on Page 15)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 8. Pathway for Change Funding Request – (Referred from 05/22/08 C/W Budget Workshop)
  - A. Discussion – The C/W heard the request from Gordon Pike, Interim Assistant County Administrator, that the Board consider funding the Pathway for Change Program for the remainder of the current Fiscal Year; and
  - B. Board Direction – The C/W recommends that the Board fund the Pathway for Change Program, in the amount of \$100,000, for the remainder of the current Fiscal Year, with the issue to be readdressed at a later date.

**Recommended 5-0**

- 9. Topics for Joint City-County Meeting – July 15, 2008
  - A. Discussion – The C/W discussed the topics for the July 15, 2008, City-County Meeting, and the C/W:
    - (1) Was advised by County Administrator McLaughlin that the City Attorney is of the opinion that the City does not have the authority to levy a County-wide car rental fee; therefore, he suggests that this item be removed from the Agenda;
    - (2) Was advised by County Attorney Rogers that Counties do not have the statutory authority to impose rental car fees; and

(Continued on Page 16)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-5. Approval of Various Consent Agenda Items – Continued

5. Continued...

B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

9. Continued...

A. Continued...

- (3) Heard the request from Commissioner Valentino that staff contact the State Delegation and the Florida Association of Counties concerning the issue of rental car fees and that this issue remain on the Agenda for the Joint City-County Meeting; and

B. Board Direction – None.

10. Escambia County Area Transit Citizens' Advisory Committee Report (Referred from 05/22/08 C/W Budget Workshop)

A. Discussion – The C/W discussed the Escambia County Area Transit (ECAT) Citizens' Advisory Committee Report, and the C/W:

- (1) Was advised by Commissioner Robinson that he has had discussions with Travis Lakin, General Manager, ECAT, concerning working with the Santa Rosa Island Authority in order to inform employers on Pensacola Beach of the opportunity to fund a bus route to their respective businesses;
- (2) Heard the request from Commissioner Valentino that staff provide information concerning the percentage of ridership within City limits, relative to the remainder of the County, as well as the economic impact, relative to the percentage;

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

10. Continued...

A. Continued...

(3) Heard the suggestion from Commissioner Whitehead that, before approaching the City with the issue of funding mass transportation, staff work on developing a definitive plan regarding the operation and funding of ECAT; and

(4) Heard the suggestion from Commissioner White that the County seek proposals from other transit companies; and

B. Board Direction – None.

11. Foreclosure Policy for Unpaid Code Enforcement Liens

A. Discussion – The C/W reviewed the proposed *Code Enforcement/Nuisance Abatement Lien Collection Policy*; and

B. Board Direction – The C/W recommends that the Board adopt the *Code Enforcement/Nuisance Abatement Lien Collection Policy*.

**Recommended 5-0**

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

12. Third / Fourth Cent Tourist Development Tax / Civic Center Tourist Development Tax Subsidy

- A. Discussion – The C/W discussed the Third / Fourth Cent Tourist Development Tax / Civic Center Tourist Development Tax Subsidy, and heard the request from Amy Lovoy, Chief, Management and Budget Services Bureau, for Board direction concerning the allocations/requests for funding for outside agencies; and
- B. Board Direction – The C/W recommends that the Board approve funding \$46,484 (*from 4th Cent Tourist Development Tax proceeds [in the Fiscal Year 2008-2009 Budget]*) for one lifeguard stand for the Santa Rosa Island Authority, and approve reducing the (*Fiscal Year 2008-2009*) funding for the Arts Council of Northwest Florida to \$100,000, contingent upon the Arts Council providing documentation for matching funds.

**Recommended 5-0**

Speaker(s):

Bob West  
Catherine Guln  
Melissa Morgan

(Continued on Page 19)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 13. Consolidation Plan Fire Services / Volunteer Fire Department Information Report
  - A. Discussion – The C/W heard an update concerning the Fire Services Unification/Consolidation Plan from Kenneth W. "Ken" Perkins, Fire Chief; and
  - B. Board Direction – None.

ITEMS ADDED TO THE AGENDA – COMMISSIONER GENE M. VALENTINO

- 1. Resolution R2008-93
  - A. Discussion – The C/W was advised by County Administrator McLaughlin that the Santa Rosa County Board of County Commissioners believes that they do not have an issue with administering Navarre Beach; therefore, they have little interest in continuing with a Resolution to Congressman Jeff Miller to sponsor Federal Legislation to release the restrictions concerning the conveyance of property on Santa Rosa Island, and the C/W:
    - (1) Was advised by Commissioner Robinson that, in his opinion, the Board should repeal the Resolution and not take any action until the lawsuits (*filed against the Escambia County Property Appraiser and the Tax Collector*) are resolved;
    - (2) Was advised by Commissioner Whitehead that the purpose of the Resolution is to garner local control over the property on Santa Rosa Island, which has no relation to the content of the lawsuits; and

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- B. Report of the June 12, 2008, C/W Workshop – Continued

ITEMS ADDED TO THE AGENDA – COMMISSIONER VALENTINO – Continued

- 1. Continued...
  - A. Continued...
    - (3) Heard comments from Commissioner Valentino in support of moving forward with the Resolution; and
  - B. Board Direction – The C/W recommends that the Board rescind the Escambia Board of County Commissioners' action of April 29, 2008, adopting (*Joint*) Resolution R2008-93 requesting the support of Congressman Jeff Miller to sponsor Federal legislation to release the restrictions on conveyance of property on Santa Rosa Island and directing both the Counties' staff to work together on language that would amend the existing Deed and the Bill that would propose the amendment to the Deed in the U. S. Congress, and notify the Santa Rosa Board of County Commissioners of the Board's action.

**Recommended 3-2, with Commissioner Whitehead and Commissioner Valentino voting "no"**

AGENDA NUMBER – Continued

- 14. Adjourn

Chairman Valentino declared the C/W Meeting adjourned at 12:21 p.m.

(Continued on Page 21)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-5. Approval of Various Consent Agenda Items – Continued

5. Continued...

C. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held June 19, 2008, as follows:

1. FOR INFORMATION: The agenda package for the 5:30 p.m., June 19, 2008, Regular Board Meeting was reviewed as follows:

A. Shirley L. Gafford, Program Coordinator, County Administrator's Office, and County Attorney Rogers reviewed the agenda cover sheet;

B. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, reviewed the Clerk's Report;

C. T. Lloyd Kerr, Chief, Development Services Bureau, reviewed the Growth Management Report;

D. County Administrator McLaughlin, Shirley L. Gafford, Program Coordinator, County Administrator's Office, Keith Wilkins, Neighborhood and Environmental Services Department, and Amy Lovoy, Chief, Management and Budget Services Bureau, reviewed the County Administrator's Report;

E. County Attorney Rogers reviewed the County Attorney's Report; and

F. Commissioner Young and Commissioner Valentino reviewed their add-on item(s).

GROWTH MANAGEMENT REPORT – T. Lloyd Kerr, Chief, Development Services Bureau

I. PUBLIC HEARINGS

1. Rezoning Cases

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, taking the following action concerning Rezoning Case Z-2008-08:

1808

- A. Adopting the RHE's (*Rezoning Hearing Examiner's*) recommendation (*and approving C-1*); and
- B. Authorizing the Chairman to sign the Order of the Escambia County Board of County Commissioners for the Rezoning Case that was reviewed, as follows:

- (1) Case Number: Z-2008-08
- Location: 12555 Block of Sorrento Road and 4524 Blackfoot Drive
- Property Reference Numbers: 08-3S-32-6000-017-015 and 08-3S-32-6000-031-001
- Property Size: 0.37 (*acre*) portion of 8.10 (+/-) acres
- From: SDD, Special Development District (non-cumulative), Low Density (3 dwelling units per acre), C-1, Retail Commercial District (cumulative) (25 dwelling units per acre)
- To: C-1, Retail Commercial District (cumulative) (25 dwelling units per acre)
- FLU Category: C, Commercial
- Commissioner District: 2
- Requested by: William L. Merrill, P.E., Agent for Pensacola Equities, LLC, Owner
- RHE Recommendation: Approval

Speaker(s) – None.

(Continued on Page 23)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Rezoning Cases – Continued

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried 4-0, with Commissioner Whitehead absent, taking the following action concerning Rezoning Case Z-2008-09: 1809

- A. Adopting the RHE's (*Rezoning Hearing Examiner's*) recommendation (*and approving C-1*); and
- B. Authorizing the Chairman to sign the Order of the Escambia County Board of County Commissioners for the Rezoning Case that was reviewed, as follows:

(2) Case Number: Z-2008-09  
Location: 4529 Saufley Field Road  
Property Reference Number: 01-2S-31-2104-000-000  
Property Size: 0.497 (+/-) acre  
From: R-2, Single-Family District (cumulative),  
Low-Medium Density (7 dwelling units per acre)  
To: C-1, Retail Commercial District (cumulative)  
(25 dwelling units per acre)  
FLU Category: C, Commercial  
Commissioner District: 1  
Requested by: Wiley C. "Buddy" Page, Agent for Ward and  
Dorothy Engelhard, Owners  
RHE Recommendation: Approval

Speaker(s) – None.

(Continued on Page 24)

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Rezoning Cases – Continued

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, taking the following action concerning Rezoning Case Z-2008-10:

1809

- A. Adopting the RHE's (*Rezoning Hearing Examiner's*) recommendation (*and approving C-1*); and
- B. Authorizing the Chairman to sign the Order of the Escambia County Board of County Commissioners for the Rezoning Case that was reviewed, as follows:

- (3) Case Number: Z-2008-10
- Location: 4529 1/2 and 4539 Saufley Field Road
- Property Reference Numbers: 01-2S-31-2104-000-001 and 01-2S-31-2105-000-000
- Property Size: 1.026 (+/-) acres
- From: R-2, Single-Family District (cumulative), Low-Medium Density (7 dwelling units per acre), and R-6, Neighborhood Commercial District and Residential (cumulative), High Density (25 dwelling units per acre)
- To: C-1, Retail Commercial District (cumulative) (25 dwelling units per acre)
- FLU Category: C, Commercial
- Commissioner District: 1
- Requested by: Wiley C. "Buddy" Page, Agent for Therell and Patricia Roberts, Owners
- RHE Recommendation: Approval

Speaker(s) – None.

(Continued on Page 25)



GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Rezoning Cases – Continued

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 3-1, with Commissioner White voting "no" and Commissioner Whitehead absent, taking the following action concerning Rezoning Case Z-2008-11:

1811

- A. Adopting the RHE's (*Rezoning Hearing Examiner's*) recommendation (*and approving V-2A and R-2*); and
- B. Authorizing the Chairman to sign the Order of the Escambia County Board of County Commissioners for the Rezoning Case that was reviewed, as follows:

(4) Case Number: Z-2008-11  
Location: 2071, 2799, and 2800 West Kingsfield Road and 3598 Devine Farms Road  
Property Reference Numbers: 30-1N-31-3302-000-000, 31-1N-31-1101-000-004, and 35-1N-31-2101-000-000  
Property Size: 777.43 (+/-) acres  
From: VR-1, Villages Rural Residential Districts (1 dwelling unit per 4 acres), VR-2, Villages Rural Residential Districts (1 dwelling unit per 0.75 acre), and VAG-2, Villages Agricultural Districts, Gross Density (1 dwelling unit per 5 acres, Minimum lot size = 5 acres, unless clustered; if clustered, lot size = 1 acre, AIPD-2, Airfield Influence Planning District Overlay, NOLF 8  
To: V-2A, Villages Single-Family Residential District (3 dwelling units per acre), and R-2, Single-Family District (cumulative), Low-Medium Density (7 dwelling units per acre), AIPD-2, Airfield Influence Planning District Overlay, NOLF 8  
FLU Category: R, Residential  
Commissioner District: 5  
Requested by: Robert A. Emmanuel, Agent for Devine Farms, LLC, Owner  
RHE Recommendation: Approval

Speaker(s):

Robert A. Emmanuel  
Garry Travis Ellison

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

1. PUBLIC HEARINGS – Continued

2. 5:45 p.m. Public Hearing

Motion made by Commissioner Young, seconded by Commissioner White, and carried 4-0, with Commissioner Whitehead absent, adopting an Ordinance (Number 2008-42) to amend the Official Zoning Map to include Rezoning Cases Z-2008-08, Z-2008-09, Z-2008-10, and Z-2008-11.

1824

Speaker(s) – None.

3. 5:46 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, (adopting an Ordinance [Number 2008-43]) approving the Comprehensive Plan Amendment regarding the Public School Facilities Element (adding Chapter 15, "Public School Facilities Element," to establish a concurrency management system through which the local governments can ensure public school capacity is available concurrent with development).

1826

Speaker(s):

Shawn Dennis

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

4. 5:47 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 3-0, with Commissioner White temporarily out of Board Chambers and Commissioner Whitehead absent, approving to table to the August 7, 2008, Board Meeting, the recommendation that the Board adopt an Ordinance amending Part III of the Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as amended; amending Article 2, “Administration,” Section 2.10.06, to add provisions regarding setbacks as shown on approved subdivision plats.

1839

Speaker(s) – None.

5. 5:48 p.m. Public Hearing

The Board took no action concerning the 5:48 p.m. Public Hearing, the recommendation that the Board conduct the **first** of two Public Hearings to review an Ordinance amending Part III of the Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as amended; amending Article 6, “Zoning Districts,” Section 6.04.12, which deals with the use of portable storage containers in residential zoning districts; Section 6.04.14, to clarify existing text from tenant to occupant; and Section 6.04.15, creating no fee for a County container notification.

1839

Speaker(s) – None.

II. ACTION ITEM

1. Comprehensive Plan Implementation Annual Report.

Motion made by Commissioner Young, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, approving the Fiscal Year 2006-2007 *Escambia County Comprehensive Plan Implementation Annual Report*.

1840

GROWTH MANAGEMENT REPORT – Continued

III. CONSENT AGENDA

1. Scheduling of Public Hearings

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried 4-0, with Commissioner Whitehead absent, scheduling the following two Public Hearings:

1840

A. 5:45 p.m. – Thursday, August 7, 2008 – A Public Hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Rezoning Hearing Examiner (RHE) on June 23, 2008:

- (1) Case Number: Z-2008-12  
Location: 821 North 65th Avenue  
Property Reference Number: 11-2S-31-6304-000-000  
Property Size: 2.49 (+/-) acres  
From: R-2, Single-Family District (cumulative),  
Low-Medium Density (7 dwelling units per acre)  
To: R-5, Urban Residential/Limited Office District,  
High Density (20 dwelling units per acre)  
(cumulative)  
FLU Category: MU-2, Mixed Use 2  
Commissioner District: 1  
Requested by: W. R. Ward, Agent for D&W Investments, Inc.,  
Owner
  
- (2) Case Number: Z-2008-13  
Location: 4851 Sauflley Field Road  
Property Reference Number: 01-2S-31-4105-000-000  
Property Size: 3.3 (+/-) acres  
From: R-2, Single-Family District (cumulative),  
Low-Medium Density (7 dwelling units per acre)  
To: R-5, Urban Residential/Limited Office District,  
High Density (20 dwelling units per acre)  
(cumulative)  
FLU Category: C, Commercial, and R, Residential  
Commissioner District: 1  
Requested by: W. R. Ward, Agent for John Drysdale and Frank  
Abad, Owners

(Continued on Page 29)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

III. CONSENT AGENDA – Continued

1. Continued...

A. Continued...

- (3) Case Number: Z-2007-66 (remanded by the BCC on May 15, 2008)  
Location: 831 and 1000 Block Trammel Boulevard  
Property Reference Numbers: 26-1S-30-2101-003-034 and 26-1S-30-2101-001-034  
Property Size: 0.39 (+/-) acre  
From: R-5, Urban Residential/Limited Office District (cumulative), High Density (20 dwelling units per acre)  
To: R-6, Neighborhood Commercial and Residential District (cumulative), High Density (25 dwelling units per acre)  
FLU Category: MU-1, Mixed Use 1  
Commissioner District: 3  
Requested by: Willie Gaines, Owner

- B. 5:46 p.m. – Thursday, August 7, 2008 – A Public Hearing to review *(and consider adopting)* an Ordinance amending Part III of the Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as amended; amending Article 7, "Performance Standards," Section 7.01.03, to establish guidelines for fund expenditures referring to the Tree Restoration Fund; and amending Section 7.01.04, to reference the adopted fee schedule for mitigation trees.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Robert R. "Bob" McLaughlin, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-8. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, approving Consent Agenda Items 1 through 8, as follows, with the exception of Items 2 and 6, which were held for separate votes, as amended to drop Item 8:

1841

1. Taking the following action concerning the Interlocal Agreement between Escambia County and the School Board of Escambia County for the joint use of the Public Safety Data Center:
  - A. Approving the *Interlocal Agreement between the School Board of Escambia County, Florida, and Escambia County Relating to Joint Use of the Data Center in the Escambia County Public Safety Building*; and
  - B. Authorizing the Chairman to execute the Interlocal Agreement.
2. See Page 32.
3. Approving the scheduling and advertising of the **first** of two Public Hearings on July 24, 2008, at 5:31 p.m., to receive public input on the designation of 2800 Hollywood Avenue, Pensacola, Florida 32505, as a Brownfield Area within the Palafox Redevelopment Area, for the purpose of affordable housing.

1841

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-8. Approval of Various Consent Agenda Items – Continued

4. Taking the following action concerning the County's acceptance of the Florida Department of Transportation (FDOT) stormwater retention parcel on Olive Road: 1841
  - A. Confirming the previous Board action of June 22, 1999, as amended on October 7, 1999, concerning the Joint Project Agreement relative to the purchase of real property and construction of a stormwater treatment pond at the intersection of Olive Road and 9th Avenue;
  - B. Authorizing the Chairman to sign all documents necessary to complete this transaction; and
  - C. Authorizing the payment of incidental expenses associated with the recording of the Deed.
5. Authorizing out-of-County travel for Robert R. McLaughlin, County Administrator, to attend the International City County Managers Association's (ICMA) 94th Annual Conference in Richmond, Virginia, on September 21-24, 2008. 1841
6. See Page 33.
7. Ratifying the Chairman's signature on the Motorola *Communications System Agreement*, to allow purchase of a replacement 9-1-1 System, as approved by the Board in its Meeting held June 19, 2008. 1841
8. Dropping the recommendation that the Board approve the Requests for Disposition of surplus equipment to be sold as surplus or appropriately disposed of, all of which are described on six Requests, as provided by various County Bureaus for the reasons stated on each, the value of which is estimated at under \$5,000. 1841

COUNTY ADMINISTRATOR'S REPORT – Continued

- I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued
2. Perdido Bay Tribe Lease

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried 4-0, with Commissioner Whitehead absent, taking the following action regarding the lease of land and residence to Perdido Bay Tribe of the Southeastern Lower Muscogee Creek Indians, Inc., within the Jones Swamp Wetland Preserve, to develop as an educational and cultural center:

1841

- A. Adopting a Resolution (*R 2008-137*) authorizing the lease of real property to Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc., for \$1 per year, beginning July 10, 2008, for a five-year period, with a renewal option for an additional five-year term;
- B. Authorizing the Chairman to sign the Resolution;
- C. Approving a *Lease Agreement between Escambia County and Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc.*, for that portion of property located at 1610 Albany Avenue, Pensacola, Florida, for \$1 per year, beginning July 10, 2008, for a five-year period, with a renewal option for an additional five-year term;
- D. Authorizing the Chairman to sign the Lease Agreement;

(Continued on Page 33)



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

2. Continued...

E. Approving a *Park License and Management Agreement* between Escambia County and Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc., to administer the various programs within the Preserve for the public's benefit and aid in the conservation and restoration of the natural environment of the Preserve, beginning July 10, 2008, for a five-year period, with a renewal option for an additional five-year term; and

F. Authorizing the Chairman to sign the *Park License and Management Agreement*.

Speaker(s):

Andrew Blewer

6. Annexation of Baptist Hospital Properties

Motion made by Commissioner White, seconded by Commissioner Young, and carried 3-0, with Commissioner Robinson abstaining (*and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*) and Commissioner Whitehead absent, accepting, for filing with the Board's Minutes, the *Urban Services Report for the Annexation of Baptist Hospital Properties & Adjacent Properties*, as submitted by Sherry H. Morris, Planning Services Administrator, the City of Pensacola.

1846

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-21. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, approving Consent Agenda Items 1 through 21, as follows, with the exception of Items 3 and 6, which were held for separate votes.

1847

1. Adopting the Resolution (*R2008-129*) approving Supplemental Budget Amendment Number 269, Other Grants and Projects Fund (110), in the amount of \$60,388, to recognize proceeds from a State of Florida Department of Transportation Local Agency Program Agreement and to appropriate these funds for a design for sidewalks along Airway Drive.
2. Adopting the Resolution (*R2008-130*) approving Supplemental Budget Amendment Number 270, Other Grants and Projects Fund (110), in the amount of \$100,000, to recognize proceeds from a State of Florida Department of Transportation County Incentive Grant Program Agreement and to appropriate these funds for infrastructure improvements on Olive Road at Gregg Road.
3. See Page 40.
4. Adopting the Resolution (*R2008-132*) approving Supplemental Budget Amendment Number 273, Other Grants and Projects Fund (110), in the amount of \$112,500, to recognize proceeds from a State of Florida Department of Transportation County Incentive Grant Program Agreement and to appropriate these funds for infrastructure improvements at Olive Road and Cody Lane intersection.
5. Taking the following action concerning the Florida Department of Children and Families Contract AH401:
  - A. Approving Contract AH401 between the Escambia County Board of County Commissioners and the Florida Department of Children and Families;
  - B. Ratifying the Chairman's signature on Contract AH401; and
  - C. Adopting the Resolution (*R2008-133*) approving Supplemental Budget Amendment Number 272, Other Grants and Projects Fund (110), in the amount of \$95,280, to recognize proceeds from the Florida Department of Children and Families Contract AH401 and to appropriate these funds for forensic mental health specialist services.

1847

1847

1847

1847

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-21. Approval of Various Consent Agenda Items – Continued

6. See Page 40.
7. Taking the following action concerning PD 06-07.082, Various Road Materials Pricing Agreement: 1847
  - A. Approving Amendment #1 for pricing adjustments to the Agreement between the Board of County Commissioners of Escambia County, Florida, and APAC-Southeast, Inc.; and
  - B. Approving Amendment #1 for pricing adjustments to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Roads, Inc., of NWF.
8. Awarding a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.102, “C.R. 99 (Beulah Rd) and U.S. 90-A (Nine Mile Rd) Intersection and Signal Improvements-Re-bid,” to Roads, Inc., of NWF, in the amount of \$401,801.39 (funding to be provided in Fund 102, Economic Development Agreement Grant, Cost Center 360616, Object Code 56301, in the amount of \$321,588.00, and Fund 351, Local Option Sales Tax II, Cost Center 210105, Object Code 56301, Project Number 08EN0841, in the amount of \$80,213.39). 1847
9. Awarding a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.065, “Resurfacing Copter Group, Pinestead Group, Untreiner Road, Clay Street,” to Roads, Inc., of NWF, in the amount of \$826,423.95 (funding to be provided in Fund 333, New Road Construction, Cost Center 210204, Object Code 56301, Project Number 08EN0208 – *[in the amount of]* \$817,560.00, and Fund 351, Local Option Sales Tax II, Cost Center 210105, Object Code 56301, Project Number 05EN0808 – *[in the amount of]* \$8,863.95). 1847
10. Awarding a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.069, “Sunset-Coral Group Resurfacing,” to Roads, Inc., of NWF, in the amount of \$947,000.85 (funding to be provided in Fund 352, Local Option Sales Tax III, Cost Center 210107, Object Code 56301, Project Number 08EN0208). 1847

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-21. Approval of Various Consent Agenda Items – Continued

11. Awarding a Contract for "ECAT Fuel Tank Installation," PD 07-08.103, to Coastal Tank Works, LLC, in accordance with the terms and conditions of the solicitation, in the amount of \$148,160, with funding available from Fund 320 (FTA [*Federal Transit Administration*] Capital Project Fund), Cost Center 360528. 1847

12. Taking the following action concerning Professional Services for Beulah Regional Park (Mobile Highway): 1847

A. Approving the Selection/Negotiation Committee Ranking for Professional Services for Beulah Regional Park (Mobile Highway), Task Order 02-03.79.13.1.PW/Parks (PD 07-08.046), as follows:

- (1) Hatch Mott MacDonald of Florida;
- (2) PBS&J (*Post, Buckley, Schuh & Jernigan*)
- (3) Fabre Engineering

B. Awarding Task Order 02-03.79.13.1.PW/Parks, Professional Services for Beulah Regional Park (Mobile Highway) (Reference # PD 07-08.046), per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Hatch Mott MacDonald of Florida, in the amount of \$65,247 (Funding: Fund 351, Local Option Sales Tax II, Cost Center 350213, Object Code 56301).

13. Taking the following action concerning the Florida Department of Transportation (FDOT), Supplemental Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4217341 84 01: 1847

A. Approving the Service Development Crosstown Route Supplemental JPA Number 2, providing for FDOT participation in the operation of Escambia County Area Transit Route 63, traveling along State Road 296, in the amount of \$100,000, for Fiscal Year 2009;

B. Adopting the authorizing Resolution *R2008-134*); and

C. Authorizing the Chairman to execute the JPA and Resolution.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-21. Approval of Various Consent Agenda Items – Continued

14. Taking the following action concerning the Florida Department of Transportation (FDOT), Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4234921 84 01: 1847

A. Approving the Joint Participation Agreement (JPA), providing FDOT Service Development funding for a new weekend Escambia County Area Transit service route on State Road 292 (Sorrento Road), to Perdido Key, enhancing mass transportation in that area, in the amount of \$50,000, for Fiscal Year 2009;

B. Adopting the authorizing Resolution (*R2008-135*); and

C. Authorizing the Chairman to execute the JPA and Resolution.

15. Taking the following action concerning the Florida Department of Transportation (FDOT), Supplemental Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4234911 84 01: 1847

A. Approving the Service Development West Side Service JPA, providing for FDOT participation in the operation of a new Escambia County Area Transit route, enhancing service to southwest Escambia County, in the amount of \$191,500, for Fiscal Year 2009;

B. Adopting the authorizing Resolution (*R2008-136*); and

C. Authorizing the Chairman to execute the JPA and Resolution.

16. Approving, and authorizing the Chairman to sign, the *Multi-Year Joint Participation Agreement Notification of Funding #2*, to the Florida Department of Transportation (FDOT), Public Transportation Joint Participation Agreement (JPA), Financial Project Number 414101184 01, providing \$694,888 in Florida State Block Grant Funding, in support of Escambia County Area Transit service during Fiscal Year 2009. 1847

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-21. Approval of Various Consent Agenda Items – Continued

17. Authorizing staff to initiate the purchase process on properties for the acquisition of rights-of-way and easements on Kingsfield Road and County Road 97; this includes, but is not limited to, obtaining title commitments, Phase I Environmental Assessments, appraisals, and surveys, and conducting inspections as needed (Funding Source: Fund 351, Local Option Sales Tax II, Account 210105/ 56301/56101, Project 07EN0375).

1847

18. Taking the following action concerning the Contract for Interruptible Natural Gas Service with the City of Pensacola (d/b/a Energy Services of Pensacola); utility costs are funded in Cost Center 310601, Object Code 54301:

1847

A. Approving the City of Pensacola (d/b/a Energy Services of Pensacola) *Contract for Interruptible Natural Gas Service* for 2935 North "L" Street, 1200 West Leonard Street, 357 South Baylen Street, and 201 South Palafox Street, establishing service subject to the current City Rate Schedule GAF (Almost Firm Service, Ordinance No. 43-00); and

B. Authorizing the Chairman or Vice Chairman to execute all documents relating to the Contract as required.

19. Approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 351, Local Option Sales Tax II, Cost Center 110261, Object Code 56201, Project Number 05AD0029):

1847

Bureau:	Public Works Bureau	
Division:	Facilities	
Type:	Addition	
Amount:	\$98,000	
Vendor:	Bay Design	
Project Name:	New One Stop Building	
Contract:	PD 01-02.080	
Purchase Order Number:	280573-3 (270570-5) (261601)	
Contract Change Order Number:	9	
Original Award Amount:		\$ 801,800
Cumulative Amount for Contract Change Orders through Number 9:		<u>\$ 207,755</u>
New Contract Total:		\$1,009,555

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-21. Approval of Various Consent Agenda Items – Continued

20. Authorizing Staff to initiate the purchase process on properties for the acquisition of rights-of-way and easements for the Ten Mile Road at Chemstrand Road Intersection Improvement Project; this includes, but is not limited to, obtaining title commitments, Phase I Environmental Assessments, appraisals, and surveys, and conducting inspections as needed (Funding Source: Fund 352, Local Option Sales Tax III, Account 210107/56301/56101, Project Number 08EN0255).

1847

21. Approving, and authorizing the County Administrator to execute, the following Change Order (Fund 352, Local Option Sales Tax III, Cost Center 350231, Equestrian Center – *[in the amount of]* \$11,000.01; Fund 001, General Fund, Cost Center 350226, Park Maintenance – *[in the amount of]* \$9,000.00; and Fund 351, Local Option Sales Tax II, Cost Center 350213, Parks Capital – *[in the amount of]* \$5,000.00):

1847

Bureau:	Neighborhood & Community Services / Public Works
Division:	Parks Programs / Parks / Marine Maintenance
Type:	Addition
Amount:	\$25,000.01
Vendor:	Greg Williams Electric, Inc.
Project Name:	Electrical Repair Services / Time and Materials
Contract:	PD 04-05.12
Purchase Order Number:	280412
Change Order Number:	2
Original Award Amount:	\$46,000.00
Cumulative Amount of Change Orders through this Change Order:	<u>\$29,000.00</u>
New Contract Total:	\$75,000.00

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3. SBA Number 271

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, adopting the Resolution (*R2008-131*) approving Supplemental Budget Amendment (SBA) Number 271, Other Grants and Projects Fund (110), in the amount of \$350,000, to recognize proceeds from the Northwest Florida Water Management District's Florida Forever Funding Agreement, Contract Number 08-042, and to appropriate these funds for the Second and Sunset Wetland Water Quality Improvements Project.

1847

Speaker(s):

Andrew Blewer

6. Environmental Restoration/Culvert Replacement

Motion made by Commissioner White, seconded by Commissioner Young, and carried 4-0, with Commissioner Whitehead absent, awarding a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.064, "2nd and Sunset Avenue Environmental Restoration and Culvert Replacement," to Starfish, Inc., in the amount of \$437,852.35 (funding to be provided in Fund 110, Grant Fund, Cost Center TBD [*To Be Determined*], Object Code TBD – [*in the amount of*] \$350,000.00, Fund 352, Local Option Sales Tax III, Cost Center 210107, Object Code 56301, Project Number 08EN0382 – [*in the amount of*] \$87,852.35).

1851

Speaker(s):

Andrew Blewer



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR INFORMATION

1. Billy E. Grantham and Helen F. Grantham vs. Escambia County

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, accepting, concerning the Case of Billy E. Grantham and Helen F. Grantham vs. Escambia County, a political subdivision of the State of Florida, by and through its Board of County Commissioners, Case No. 1D08-2885, the Information Report from County Attorney Rogers advising that on June 12, 2008, Lisa Minshew, Attorney representing the Granthams, appealed to the District Court of Appeal asking for a review of the Final Order of the Circuit Court of Escambia County, which reviewed the Board's decision, and that Circuit Court Judge Nickolas Geeker entered an Order on May 16, 2008, denying the Granthams' Petition for Writ of Certiorari and thereby upholding the County's latest denial of the requested rezoning of 9610 Chemstrand Road.

1855

ITEMS ADDED TO THE AGENDA – COMMISSIONER KEVIN W. WHITE

1. Roadway and Drainage Improvements

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Whitehead absent, awarding a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.101, "Hwy 97 Phase V Roadway & Drainage Improvements-Rebid," to Panhandle Grading & Paving, Inc., in the amount of \$1,095,139.96 (funding to be provided in Fund 351, Local Option Sales Tax Extension II, Cost Center 210105, Object Code 56301, Project Number 05EN1515 *[in the amount of]* \$1,095,139.96).

1858

ITEMS ADDED TO THE AGENDA – COMMISSIONER GROVER C. ROBINSON, IV

1. De Luna Monument Project

Motion made by Commissioner Robinson, seconded by Commissioner Young, and carried 3-1, with Commissioner White voting "no" and Commissioner Whitehead absent, amending the Board's action of November 1, 2007, to eliminate the requirement that the funding request from the 450th Celebration Committee, for an amount not to exceed \$150,000, for the development of the De Luna Monument Project, be contingent upon the City of Pensacola matching the funding request.

1857

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ITEMS ADDED TO THE AGENDA – COMMISSIONER GENE M. VALENTINO

1. 2008 Farnborough Air Show

The Board was advised by Commissioner Valentino that the recommendation that the Board authorize out-of-County travel for Gene M. Valentino, Chairman, to attend the 2008 Farnborough Air Show in London, England, on July 12-17, 2008, had been dropped.

1858

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman Valentino declared the Regular Meeting of the Board of County Commissioners adjourned at 6:59 p.m.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Ernie Lee Magaha  
Clerk of the Circuit Court & Comptroller

By: \_\_\_\_\_  
Gene M. Valentino, Chairman



\_\_\_\_\_  
Deputy Clerk

Approved: July 24, 2008