

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
HELD SEPTEMBER 18, 2008
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(4:33 p.m. – 7:03 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
Commissioner D. M. "Mike" Whitehead, District 1
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

PUBLIC FORUM WORK SESSION

Chairman Valentino called the Public Forum Work Session to order at 4:33 p.m.

1. FOR INFORMATION: The Board:

- A. Heard the request from Cathy Ingram, on behalf of the Friends of the Southwest Branch Library, for Board approval of a fundraiser, at which the public can purchase, for a donation, personally engraved finished brick pavers, with a portion of the proceeds to cover the cost of the brick and materials, and the balance to fund Southwest Branch Library programs; and
- B. Was advised by Commissioner White that he supports the request, subject to Legal sign-off.

1633

2. FOR INFORMATION: The Board was advised by Fred Garth that the Perdido Bay Soccer Club will host a tournament this weekend that will consist of 80 teams that should total approximately 3,000 people, which could provide a great economic impact in the area.

1636

4:44 P.M. – PUBLIC FORUM ADJOURNED

6:39 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 6:39 p.m.

2. Invocation

Chairman Valentino advised that Reverend Lester Jacobs, Pastor, Talbot Chapel AME Church, 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 Robinson, and carried unanimously, adopting the agenda, as prepared and duly amended *(to include Commissioner Whitehead's add-on item concerning the scheduling of a Public Hearing, Commissioner Valentino's add-on item concerning extension of the 2008 Ad Valorem Tax Roll, and the County Attorney's Addendum [Item I-4])*.

1841

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

5. Commissioners' Forum

1842

- A. District 4 – The Board heard comments from Commissioner Robinson commending staff for their support during the death of his Father-in-Law; and
- B. District 2 – The Board was advised by Commissioner Valentino that the Florida Supreme Court reversed its earlier decision regarding Dr. Gregory L. Strand vs. Escambia County, Florida, etc., et al., which had denied Escambia County and 66 other Counties in the State of Florida the ability to use Tax Increment Financing for road projects.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

APPROVAL OF AGENDA ITEM AND COUNTY ADMINISTRATOR'S REPORT ITEM

Motion made by Commissioner White, seconded by Commissioner Young, and carried unanimously, approving Agenda Item 6 and County Administrator's Report Item I-7, as follows:

1843

REGULAR BCC AGENDA – Continued

6. Adopting the following two Proclamations:
 - A. The Proclamation commending and congratulating Chief Robert Stewart, Walnut Hill Volunteer Fire Department, on his retirement after 30 years of dedicated service as a volunteer firefighter (20 years at Walnut Hill Volunteer Fire Department and 10 years at Bratt Volunteer Fire Department); and
 - B. The Proclamation commending and congratulating Sue Forester, Senior Tax Manager, Escambia County Tax Collector's Office, on her retirement after 34 years of dedicated service.

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

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

7. Adopting the Resolution (*R2008-162*) supporting the utilization of the website, "MyFloridaMilitary.com" for posting job opportunities of Escambia County, and, when possible, supporting those managing persons with hiring responsibility in providing veterans preference to military-related persons who apply for County positions, in accordance with Florida Laws; and, furthermore, encouraging all businesses doing business with the County to do likewise, as requested by Rick Marcum, Executive Director of Opportunity Florida.

1843

REGULAR BCC AGENDA – Continued

7. Employee of the Month Proclamations/Retirement Proclamations

Motion made by Commissioner Robinson, seconded by Commissioner Whitehead, and carried unanimously, adopting the following four Proclamations:

1851

- A. The Proclamation commending and congratulating Dean A. Cobb, Building Codes Inspector Supervisor, Development Services Bureau, on his retirement after nine years of service;
- B. The Proclamation commending and congratulating Esther M. King, Criminal Justice Specialist II, Corrections Bureau, on her retirement after 26 years of service;
- C. The Proclamation commending and congratulating Peter J. Shuba, Environmental Programs Manager, Neighborhoods and Community Services Bureau, on his retirement after seven years of service; and
- D. The Proclamation commending and congratulating Gwendolyn Williams, Senior Criminal Justice Specialist, Corrections Bureau, on her retirement after 32 years of service.

8. Written Communication

Motion made by Commissioner White, seconded by Commissioner Young, and carried unanimously, dropping the August 27, 2008, communication from Joe H. Houston and Dorothy Houston requesting that the Board remove an Environmental Code Enforcement Lien and forgive all fines and court costs against property located at 2413 West Avery Street.

1853

REGULAR BCC AGENDA – Continued

9. Proofs of Publication

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, 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:

1854

A. The following three Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on September 6, 2008, for consideration of adopting an Ordinance further defining the powers of the County Administrator during a State of Local Emergency;
- (2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on September 6, 2008, for consideration of adopting an Ordinance repealing the fixed \$400 monthly stipend for Board members of the MSPB and to preserve the ability to provide a stipend in the future by Resolution; and
- (3) The 5:33 p.m. TEFRA Public Hearing, advertised in the Pensacola News Journal on August 30, 2008, for consideration of adopting a Resolution authorizing the issuance of not exceeding \$200,000,000 Industrial Development Revenue Bonds for Gulf Power Company; 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 September 15-19, 2008 – Legal No. 72779*, as published in the Pensacola News Journal on September 13, 2008, as follows:

September 15	4:00 p.m.	Health Facilities Authority
September 15	4:00 p.m.	West Florida Regional Planning Council
September 16	9:00 a.m.	MSPB Selection Committee
September 16	10:00 a.m.	Joint Wellness and Benefit Committee Meeting
September 16	1:30 p.m.	Environmental Enforcement Special Magistrate
September 16	2:00 p.m.	Local Mitigation Strategy Planning/Plan Review TSG
September 16	4:00 p.m.	Joint City-County Meeting
September 17	8:00 a.m.	Soil & Water Conservation Board
September 17	8:30 a.m.	Board of Adjustment
September 17	9:00 a.m.	Tourism Administration and Convention Committee
September 17	10:30 a.m.	NW Florida Regional TPO Technical Working Group
September 17	1:00 p.m.	Development Review Committee
September 17	1:30 p.m.	NW Florida Regional Transportation Planning Organization
September 18	9:00 a.m.	Agenda Work Session
September 18	9:00 a.m.	Board of Electrical Examiners
September 18	11:00 a.m.	Workforce Escarosa Executive Committee
September 18	2:30 p.m.	Affordable Housing Advisory Committee
September 18	4:20 p.m.	Community Redevelopment Agency
September 18	4:30 p.m.	Board of County Commissioners Public Forum
September 18	5:01 p.m.	Board of County Commissioners Budget Public Hearing
September 18	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
NEXT WEEK'S NOTE:		
September 22	4:30 p.m.	Rezoning Hearing Examiner

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

10. 5:31 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, adopting an Ordinance (*Number 2008-50*) amending Chapter 37, Article II, Section 37-36, of the Escambia County Code of Ordinances, Ordinance 2002-28, concerning the powers of the County Administrator during a State of Local Emergency.

1854

Speaker(s) – None.

11. 5:32 p.m. Public Hearing

Motion made by Commissioner Whitehead, seconded by Commissioner Young, and carried unanimously, taking the following action concerning amending the Merit System Protection Board (MSPB) Ordinance:

1854

- A. Adopting an Ordinance (*Number 2008-51*) amending Chapter 2, Article V, Division 1, Section 2-207(f), of the Escambia County Code of Ordinances, to repeal the fixed \$400 monthly stipend for Board members of the Merit System Protection Board and to preserve the ability to provide a stipend in the future by Resolution; and
- B. Authorizing the Chairman to sign the Ordinance.

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

12. 5:33 p.m. Public Hearing

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, approving Item A, as follows:

1854

- A. Ratifying the scheduling (*of the 5:33 p.m. Public Hearing*) and publication of the Notice of Public Hearing.

Motion made by Commissioner Whitehead, seconded by Commissioner Robinson, and carried unanimously, approving Items B and C, and taking the following action regarding the proposed issuance of not exceeding \$200,000,000 Escambia County, Florida, Industrial Development Revenue Bonds for Gulf Power Company, Series 2008 (Gulf Power Company Project):

1858

- B. Conducting the Public Hearing; and

- C. Adopting and authorizing the Chairman to execute the Resolution (*R2008-159*).

Speaker(s):

Jeffrey A. Stone

REGULAR BCC AGENDA – Continued

13. Committee of the Whole Recommendation

1859

Motion made by Commissioner White, seconded by Commissioner Young, and carried unanimously, approving to refer recommendation Item A, as follows, to a Special Board Meeting, which will be held Thursday, September 25, 2008, at 9:00 a.m., in Board Chambers:

- A. Modify the policy to freeze any individual in his/her current position if he/she does not complete the 160-hour Certification, grant him/her up to three years to accomplish the 160-hour Certification, and establish a progression plan that gives him/her up to an additional two years to accomplish the Certification required for the office he/she holds above the Firefighter I position (Item 5);

Motion made by Commissioner Whitehead, seconded by Commissioner Robinson, and carried unanimously approving Items B through E, as follows, as recommended by the Committee of the Whole (C/W) at the September 11, 2008, C/W Workshop:

- B. Approving to move forward with recommendations 3 and 4, as follows, regarding a Proposed Data Buoy (Item 7):
 - (1) Escambia County request State/Federal funds; and
 - (2) Escambia County provide Resolution in support of stakeholder efforts to obtain buoy and/or funding (Marine Advisory Committee request at September 8, [2008] meeting);
- C. Declaring as surplus (*and offer for sale to the highest bidder*) the County's property located at the 9200 Block of Scenic Highway (Item 8);
- D. Authorizing staff to draft a Resolution requesting the Mobile (*Army*) Corps of Engineers to assume responsibility for oversight of the Large Area Artificial Reefs, and communicating this to Bay County and Okaloosa County and requesting that their Boards of County Commissioners draft a similar Resolution and join Escambia County in petitioning U. S. Senator Mel Martinez, U. S. Senator Bill Nelson, U. S. Congressman Jeff Miller, and the appropriate Federal representatives to intercede on behalf of Escambia County concerning this issue (Item 10); and
- E. Denying the request to clarify chickens as "pets" (Item 12).

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

1-6. Approval of Various Consent Agenda Items

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, approving Consent Agenda Items 1 through 6, as follows:

1859

1. Accepting, for filing with the Board's Minutes, the following five Reports prepared by the Clerk and Comptroller's Finance Department:
 - A. Payroll Expenditures as of Payday September 5, 2008, in the amount of \$2,255,081.32;
 - B. The following two Disbursement of Funds:
 - (1) August 28, 2008, to September 3, 2008, in the amount of \$17,564,330.97; and
 - (2) September 4, 2008, to September 10, 2008, in the amount of \$8,157,006.97;
 - C. The Investment Report for the month ended August 31, 2008; and
 - D. The Tourist Development Tax (TDT) Collections Data for Fiscal Year 2007-2008, which includes the July 2008 returns received in the month of August 2008; the revenues collected to date represent 11 months of collections and reflect 97% of the Budget to date.
2. Approving six (6) forms, *Requests for Disposition of Property*, indicating equipment to be sold as surplus and/or appropriately disposed of; the Requests were prepared by various County Bureaus and state the reasons for disposition/reinstatement.
3. Adopting the Resolution (*R2008-160*) authorizing the write-off of \$5,553.75 in returned checks and account receivables in various Funds of the County that have been determined to be uncollectible bad debts.

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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

1-6. Approval of Various Consent Agenda Items – Continued

4. Accepting, for filing with the Board's Minutes, the following two Internal Audit Reports:
- A. The Lake Stone Campground Facility Internal Audit Report, as prepared by the Clerk & Comptroller's Finance Department, with the response from Mr. Michael Rhodes, Recreation Division Manager, Neighborhoods and Community Services Bureau; and
 - B. The Human Relations Commission (HRC) Internal Audit Report, as prepared by Saltmarsh, Cleaveland & Gund, Certified Public Accountants and Consultants, and the following three documents presented by Dr. Calvin Avant, Executive Director, HRC, in response to the audit:
 - (1) Corrective Action Plan
 - (2) Quality Improvement Plan
 - (3) HRC's Financial Policies and Procedures Manual
5. Accepting, for filing with the Board's Minutes, the following documents provided to the Clerk & Comptroller's Office:
- A. The original State Housing Initiatives Partnership (SHIP) Local Lending Agreement with National City Mortgage, committing funds for down payment and/or closing cost assistance for SHIP eligible homebuyers, as approved by the Board on November 1, 2007; and
 - B. The Proposed Operating Budget and Proposed Capital Improvements Program Budget for Fiscal Year 2008-2009 for the Emerald Coast Utilities Authority (ECUA), as provided by Debra Buckley, Director of Finance, ECUA, and received in the Clerk to the Board's Office on September 12, 2008.

1859

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

1-6. Approval of Various Consent Agenda Items – Continued

6. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

1859

- A. Approving the Minutes of the Special Emergency Board Meeting held August 31, 2008;
- B. Approving the Minutes of the Attorney-Client Session held September 4, 2008;
- C. Approving the Minutes of the First Public Hearing regarding the Fiscal Year 2008-2009 County-Wide Budget and Fiscal Year 2008-2009 Non-Ad Valorem Special Assessments Roll;
- D. Approving the Minutes of the Public Forum Work Session and Regular Board Meeting held September 4, 2008; and
- E. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held September 4, 2008, as follows:
 - 1. FOR INFORMATION: The agenda package for the 5:30 p.m., September 4, 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, Bureau Chief, Development Services Bureau, reviewed the Growth Management Report, and introduced Dale Baker, the new Building Official;

(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

1-6. Approval of Various Consent Agenda Items – Continued

6. Continued...

E. Continued...

1. Continued...

D. Shirley L. Gafford, Program Coordinator, County Administrator's Office, County Attorney Rogers, and Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, reviewed the County Administrator's Report; and

E. County Attorney Rogers reviewed the County Attorney’s Report.

2. FOR INFORMATION: County Administrator McLaughlin advised that assessments by the County's Damage Assessment Team indicate that Hurricane Gustav caused a significant amount of beach damage on Perdido Key and Pensacola Beach; therefore, staff is requesting a State Damage Assessment Team to visit Escambia County and confirm the assessment, which means public assistance will be available.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-9. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Young, and carried unanimously, approving Consent Agenda Items 1 through 9, as follows, with the exception of Item 8, which was held for separate vote, as amended to approve Item 6.C. subject to receipt of a Resume for Hong Dang:

1900

1. Taking the following action concerning the Escambia County Brownfields Program:

1900

A. Adopting a Resolution (*R2008-161*) of the Board of County Commissioners of Escambia County, Florida, to enter into a Memorandum of Agreement with the West Florida Regional Planning Council and the City of Pensacola to submit a Grant Application to the United States Environmental Protection Agency for a Brownfields Assessment Coalition Grant; and providing for an effective date; and

B. Authorizing the Chairman to sign the Resolution.

2. Approving, for filing with Board's Minutes, the August 21, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

1900

3. Approving the *Modification to Research Agreement* between Escambia County and the University of Florida Board of Trustees for the evaluation of iron contamination issues and remediation strategies for the County-owned and operated Klondike Landfill, to extend the performance period until December 31, 2008, which requires no additional funding.

1900

4. Adopting the revised policy entitled, "Vehicle Policy," amending Section II, Part B.23, of the Board of County Commissioners Policy Manual.

1900

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-9. Approval of Various Consent Agenda Items – Continued

5. Taking the following action concerning approval of the Fiscal Year 2008-2009 State Aid to Libraries Grant Agreement:

1900

- A. Approving the *Florida Department of State, Division of Library and Information Services, State Aid to Libraries Grant Agreement* for Fiscal Year 2008-2009; and
- B. Authorizing the Chairman to sign the Agreement and all the other necessary documents.

6. Taking the following action concerning reappointments/appointments to the Northwest Florida Big Bend Health Council, as requested by R. Michael Hill, Executive Director:

1900

- A. Waiving the Board's Policy, Section I, Part B 1. (D), Appointment Policy and Procedures, and reappointing the following three members to another two-year term, effective October 1, 2008, through September 30, 2010:
 - (1) Dr. John Lanza (Provider)
 - (2) Dr. Marshall W. McLeod (Consumer)
 - (3) Vivian Krumel, RN, (Purchaser)
- B. Reappointing Denise Adams (Provider) for another two-year term, effective October 1, 2008, through September 30, 2010;
- C. Appointing , subject to receipt of a Resume, Hong Dang, MBA, MA, Strategic Planning Manager, Baptist Health Care (Purchaser), for a two-year term, effective October 1, 2008, through September 30, 2010, replacing Lynda Barnett, who resigned due to relocation out-of-State; and
- D. Appointing Don Turner, Executive Director, Escambia Community Clinics, Inc. (Consumer), for a two-year term, effective October 1, 2008, through September 30, 2010, replacing Dr. Carl Wright, who resigned due to other obligations.

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-22. Approval of Various Consent Agenda Items

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, approving Consent Agenda Items 1 through 22, as follows, as amended to approve Item 18, subject to Legal sign-off:

1902

1. Approving the purchase of two Storage Area Networks from Dell Marketing, in the amount of \$111,198, Florida State Contract Number 250-000-03-1; the funds are available in the current Budget, General Fund (001), Cost Center 270102, Object Code 56401.
2. Taking the following action concerning an Enterprise Agreement with Microsoft Corporation (Funding: Fund 001, General Fund, Cost Center 270102-\$163,080):
 - A. Authorizing the County to piggyback off the Florida State Contract 255-001-01-01 and award a Purchase Order, in the amount of \$163,080, to Software House International, Inc. (SHI), as the authorized reseller for Microsoft Corporation;
 - B. Authorizing the County Administrator to execute the Purchase Order; and
 - C. Authorizing the Chairman to execute all documents related to the acceptance of the three-year Enterprise Agreement with Microsoft Corporation without further action of the Board.
3. Approving the purchase of software licenses, support, and maintenance for implementing additional capabilities of the Kronos Workforce Solution for the Human Resources Department, in the amount of \$136,675, Florida State Contract Number 252-023-00-0; the funds are available in the current Budget, Capital Improvement Fund (310), Cost Center 270108.

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

4. Awarding three-year Contracts for "Fire Equipment and Supplies Pricing Agreement," PD 07-08.129, in accordance with the terms and conditions of the solicitation and annual appropriation of funds, for an approximate annual amount of \$750,000, with funding in Fund 143 (Fire Protection Fund), Cost Center 330202, to the following companies:

1902

Bennett Fire Products Co., Inc.
Hall-Mark Fire Apparatus
Municipal Equipment Co., LLC
NAFECO
Sunbelt Fire, Inc.
Team Equipment, Inc.
Ten-8 Fire Equipment, Inc.

5. Awarding a three-year Contract for "Small Equipment, Parts and Supplies Pricing Agreement," PD 07-08.121, in accordance with the terms and conditions of the solicitation and annual appropriation of funds, with an approximate expenditure of \$50,000 per year, and funding available in various Funds and Cost Centers, to the following companies:

1902

Steadham Enterprises, Inc., dba A-1 Small Engines
Fixit Shop & Rentals, Inc.
Coastal Machinery Company
Hendrix Service Corporation

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

6. Taking the following action concerning the purchase of vehicles for Fire Services:

1902

- A. Authorizing the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and awarding a Purchase Order to Orville Beckford Ford Mercury for one 2009 Ford Expedition, extended wheel base, 4X4, in the total amount of \$34,120, for Fire Services, with funds available from Fund 351 (LOST [*Local Option Sales Tax*] II Fund), Cost Center 330210;
- B. Authorizing the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and awarding a Purchase Order to Orville Beckford Ford Mercury for one 2009 Ford Ranger, 4X4, in the amount of \$17,243, for Fire Services, with funds available from Fund 351 (LOST II Fund), Cost Center 330210;
- C. Authorizing the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and awarding a Purchase Order to Orville Beckford Ford Mercury for three 2009 Ford Rangers, 4X2, for the total amount of \$39,257, for Fire Services, with funds available from Fund 351 (LOST II Fund), Cost Center 330210; and
- D. Authorizing the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and awarding a Purchase Order to Orville Beckford Ford Mercury for one 2009 Ford F150 Pickup, in the total amount of \$21,030, for Fire Services, with funds available from Fund 351 (LOST II Fund), Cost Center 330210.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

7. Taking the following action concerning "Air Filters for Various County Buildings": 1902
- A. Authorizing the Contract "Air Filters for Various County Buildings," PD 05-06.091, awarded originally to SISCO Heating and Air Conditioning Supply, Inc., to be assigned to Sunbelt Industrial Supply Company, effective retroactive to June 9, 2008, in accordance with the terms and conditions of the Contract; funding is available in Fund 001 (General Fund), Cost Center 310201; and
 - B. Approving and authorizing the Chairman to sign the Assignment of Agreement.
8. Awarding a three-year Contract to Lawmen's and Shooters' Supply, Inc., for "Wildland Fire Fighting Jumpsuits," PD 07-08.130, for approximately \$50,000 per year, in accordance with the terms and conditions of the solicitation and annual appropriation of funds; funds are available in Fund 143 (Fire Protection Fund), Cost Center 330202. 1902
9. Authorizing a 5% price increase, effective October 1, 2008, to Southern Management for "Custodial Services for Various County Buildings," PD 05-06.092, in accordance with the terms and conditions of the solicitation, for an estimated annual amount of \$725,000; the Bureau has concurred, and funding is available in Fund 001 (General Fund) and Cost Center 310202. 1902
10. Awarding a Contract to Beck Property Co., Inc., per the terms and conditions of PD 07-08.074, Real Estate Brokerage Services, for a 3% brokerage fee; funds will be identified when the actual property/properties are brought before the Board for approval. 1902

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

11. Taking the following action regarding sign maintenance:

1902

A. Awarding an Indefinite Quantity, Indefinite Delivery, Unit Price Contract, PD 07-08.087, Sign Maintenance, Part I and Part II, for the annual amounts, as follows:

- (1) Part I, Furnish and Install Street Name Signs, Gulf Coast Traffic Engineers, Inc., for an annual amount of \$100,000 (Fund 175, "Transportation Trust Fund," Cost Center 211501, Object Code 54601); and
- (2) Part II, Fabrication, Installation and Removal of Traffic Control Signage, Gulf Coast Traffic Engineers, Inc., for an annual amount of \$38,500 (Fund 333; "New Road Construction," Cost Center 210204, Object Code 56301); and

B. Approving no award for Parts III and IV, as follows:

- (1) Part III, Furnish and Install and Inventory and Response for Marine Type Signs, no award; the sole bidder, Loftis Marine Division Inc., was a non-responsive bidder; and
- (2) Part IV, Perform General Maintenance, Inspections, Inventory and Response for Traffic Control Signs & Street Name Signs; no award; the sole bidder, Gulf Coast Traffic Engineers, Inc.'s, bid was higher than the Division's Fiscal Year 2008-2009 Budget for those same services.

12. Awarding a three-year Contract to TSWS, Inc., dba Pot-O-Gold, for "Portable Toilet Rental and Service," PD 07-08.114, for approximately \$21,820 per year, in accordance with the terms and conditions of the solicitation and annual appropriation of funds; funds are available in various Funds and Cost Centers.

1902

13. Approving Budget Amendment Request Number 349, Court Administration, Article V Fund (115), in the amount of \$19,500, to cover shortages in the Fiscal Year 2007-2008 Personnel Budget in Cost Center 410515.

1902

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

14. Approving Budget Amendment Request Number 367, Corrections Bureau, Transportation Trust Fund (175), and Neighborhoods and Community Services Bureau, Solid Waste Fund (401), in the amount of \$311,000, to cover personnel costs at the Road Prison and Recycling Operations for the remainder of the current Fiscal Year. 1902

15. Adopting the Resolution (*R2008-164*) approving Supplemental Budget Amendment Number 368, Local Option Sales Tax III, Fund 352, in the amount of \$819,250, to recognize proceeds from a State of Florida Department of Transportation, Transportation Regional Incentive Program Agreement, Financial Project Number 421014-1, and to appropriate these funds for the design of roadway improvements along the Pinestead-Longleaf Drive Corridor, between Pine Forest Road (State Road 297) and U.S. Highway 29 (State Road 95). 1902

16. Taking the following action concerning a Cooperative Agreement between Escambia County and the Escambia County School Board (Funding: Transportation Fund 175, Cost Center 260402, Object Code 55201): 1902
 - A. Approving the Cooperative Agreement between Escambia County and The Escambia County School Board that provides for vocational training of incarcerated adult students located in the Escambia County Road Prison, for a not-to-exceed amount of \$25,000; and

 - B. Authorizing the Chairman to execute the Agreement.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

17. Ratifying the following (*September 18, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements at 1007 West Fisher Street:

1902

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Mary J. Armstrong, owner of residential property located at 1007 West Fisher Street, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$3,436, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, for the following improvements:

Roof replacement and install storm windows and shutters

- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 1007 West Fisher Street, in the amount of \$3,436; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Mary J. Armstrong, and any related documents necessary to implement this Grant award.

18. Taking the following action regarding a Land Acquisition Grant from the U.S. Fish and Wildlife Service (FWS) through the Florida Fish and Wildlife Conservation Commission (FWC) for acquisition of certain real property located at 14700 River Road (Funding: Reimbursement of \$411,000 to Fund 352, Local Option Sales Tax III, Account 220102/56101):

1902

- A. Approving, subject to Legal sign-off, the (*Perdido Key Beach Mouse*) Land Acquisition Grant Contract with FWC, providing reimbursement funding of \$411,000 towards the acquisition of property at 14700 River Road, for the appraised value of \$501,000, expiring June 30, 2009; and
- B. Authorizing the Chairman to sign the Contract and any subsequent contract-related documents.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

19. Approving the following Change Order for labor (Funding Source: Solid Waste Fund [401], various Cost Centers): 1902

Department:	Solid Waste Management	
Type:	Addition	
Amount:	\$50,000	
Vendor:	Staffco Management Group, Inc.	
Project name:	N/A	
Contract:	PD 06-07.017	
Purchase Order Number:	280423	
Change Order Number:	5	
Original Award Amount:	(\$395,000)	\$100,000
Cumulative Amount of Change Orders through Number 5:		<u>\$327,000</u>
(\$32,000 not requiring Board approval)		
New Contract Total:		\$427,000

20. Taking the following action concerning Community Public Safety Day: 1902
- A. Approving the use of the Pensacola Civic Center 9th Avenue parking lot for parking for the Community Public Safety Day, hosted by the City of Pensacola Fire Department and Escambia County Fire Rescue on October 11, 2008; and
 - B. Waiving the \$1,000 fee normally charged by the Civic Center for the use of the lot.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-22. Approval of Various Consent Agenda Items – Continued

21. Approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 351, "Local Option Sales Tax Extension," Account 210105/56301, Project No. 05EN0601):

1902

Bureau: Development Services
Division: Traffic Development
Type: Addition
Amount: \$25,996.84
Vendor: HDR Engineering, Inc.
Project Name: Marcus Pointe Boulevard Phase II
Contract: 02-03.79.15.36.ENG
Purchase Order Number.: 280604
Change Order Number.: 1
Original Award Amount: \$49,910.34
Cumulative Amount of Change Orders through this Change Order: \$25,996.84
New Contract Total: \$75,907.18

22. Taking the following action concerning issuance of the following Purchase Orders (Funding Source: Fund 143, Fire Protection, Account Code 330202/56301):

1902

- A. Approving issuance of a Purchase Order to Roads, Inc., on Contract PD 04-05.10, Work Order No. 04-05.10.8R, in the amount of \$113,719.24, to reconstruct 5,068 square yards of the Warrington Volunteer Fire Department parking lot, as well as, correct drainage issues, including installation of flumes, restabilizing pond flow, and removal and replacement of outfall pipe; and
- B. Approving issuance of a Purchase Order to Roads, Inc., on Contract PD 04-05.10, Work Order No. 04-05.10.8S, in the amount of \$85,840.68, to reconstruct 2,240 square yards of the Ferry Pass Volunteer Fire Department parking lot, as well as, correct drainage issues, including installation of a flume, relocation of a water meter, regrading and desilting of the pond, and removal and replacement of pipe.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1-4. Approval of Various Action Items

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, approving Action Items 1 through 4, as follows:

1902

1. Authorizing the Office of the County Attorney to file a lawsuit in the Escambia County Circuit Court, pursuant to Section 701.04(1), Florida Statutes, regarding Henry Company Homes, Inc.; U.I.L. Family Limited Partnership; C.C. Family Limited Partnership v. Escambia County, FL, Case No. 2002 CA 000942, as Henry Company Homes, Inc, U.I.L Family Limited Partnership, and C.C. Limited Partnership have not provided correctly worded satisfactions of judgment within 60 days after payment by the County of two final judgments, as required by Statute. 1902

2. Approving a Workers' Compensation washout settlement with former Santa Rosa Island Authority (SRIA) employee Shelley Berman, in the amount of \$110,000, inclusive of attorney fees and costs; an excess carrier shall reimburse the County for 100% of the settlement value; in exchange for the settlement, Ms. Berman shall execute a general release of all claims with the County. 1902

3. Approving a Workers' Compensation washout settlement with former Santa Rosa Island Authority employee Susan Ward, in the amount of \$152,303.39; in exchange for the settlement, Ms. Ward shall execute a general release of all claims with the County. 1902

4. Taking the following action concerning the scheduling of an Attorney-Client Session to discuss Department of Community Affairs, et al. vs. Escambia County, et al., regarding DOAH Case No. 08-0632GM (Perdido Key Cap Comprehensive Plan Amendment Administrative Proceeding): 1902
 - A. Scheduling an Attorney-Client Session for Thursday, October 2, 2008, at 3:30 p.m.; and
 - B. Approving to advertise (*the Public Notice*) in the Pensacola News Journal on Sunday, September 21, 2008.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ITEMS ADDED TO THE AGENDA – COMMISSIONER D. M. "MIKE" WHITEHEAD

1. Scheduling of a Public Hearing

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, scheduling a Public Hearing for October 16, 2008, at 5:31 p.m. to consider the Petition to Vacate a 90 square foot portion of a 20-foot wide drainage easement on Lot 12, Block C, Creekside Oaks Subdivision, as petitioned by William E. Foster.

1902

ITEMS ADDED TO THE AGENDA – COMMISSIONER GENE M. VALENTINO

1. Extension of the 2008 Ad Valorem Tax Roll

Motion made by Commissioner Whitehead, seconded by Commissioner White, and carried unanimously, approving to extend the 2008 Ad Valorem Tax Roll prior to completion of the Value Adjustment Board hearings to afford the taxpayers of Escambia County the opportunity to pay their property taxes during each of the four discount periods as allowed by Section 197.323, Florida Statutes.

1902

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 7:03 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: October 2, 2008