

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE  
BOARD OF COUNTY COMMISSIONERS  
HELD DECEMBER 11, 2008  
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(4:33 p.m. – 9:25 p.m.)

Present: Commissioner Marie K. Young, Chairman, District 3  
Commissioner Grover C. Robinson, IV, Vice Chairman, District 4  
Commissioner Wilson B. Robertson, District 1  
Commissioner Gene M. Valentino, District 2  
Commissioner Kevin W. White, District 5  
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 Young called the Public Forum Work Session to order at 4:33 p.m.

1. FOR INFORMATION: The Board heard comments from Alexander Ilnycky concerning the following three issues: 1633
  - (1) Waterfront property purchased by the County in District 1 for a park;
  - (2) A proposal to levy a tax to fund Escambia County Area Transit; and
  - (3) Ordinance Number 82-101 (*Section 82-101, Escambia County Code of Ordinances*).
  
2. FOR INFORMATION: The Board: 1643
  - A. Heard the request, which was also provided in hard copy, from Lamar Stewart that the Board waive the Code Enforcement Lien and suspend the fines against property located at 13080 Lillian Highway, which Mr. Stewart intends to purchase; and
  - B. Heard the request from Commissioner Young that, because there is an ongoing Case with Code Enforcement, that Mr. Stewart submit a request to be placed on the Agenda as a Written Communication item at a future Board Meeting.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC FORUM WORK SESSION – Continued

3. FOR INFORMATION: The Board:

1651

- A. Heard the request, which was also provided in hard copy, from Marcia Thompson, Lutheran Services Florida, Inc., on behalf of Pearley Mae Sapp, that the Board waive the fines relative to a Code Enforcement Lien against property located at 6101 Dallas Avenue; and
- B. Was advised by Commissioner Robertson that he will add this item to the Agenda for tonight's Regular Board Meeting.

4. FOR INFORMATION: The Board was presented with a donation, in the amount of \$1,000, from Merrick VanLandingham, Gulf Coast Dive Pros, for the Marine Stewardship Fund for a new dive training reef.

1658

5. FOR INFORMATION: The Board:

1703

- A. Heard the request from Monica Agerton that the Board waive the fines relative to a Code Enforcement Lien against property she intends to sell; and
- B. Heard the request from Commissioner Robinson that Ms. Agerton submit a request to the County Administrator's Office to be placed on the Agenda as a Written Communication item at a future Board Meeting.

6. FOR INFORMATION: The Board heard comments from L. Gary Sansing concerning issues discussed during Public Forum.

1706

7. FOR INFORMATION: The Board heard comments from Barbara Mayall concerning the Invocation for the Regular Board Meeting.

1709

5:10 P.M. – PUBLIC FORUM ADJOURNED

5:33 P.M. – REGULAR BOARD MEETING CONVENED

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA

1. Call to Order

Chairman Young called the Regular Meeting of the Board of County Commissioners to order at 5:33 p.m.

2. Invocation

Chairman Young advised that Reverend Earl Jackson, Damascus Road Missionary Baptist Church, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Young advised that Commissioner Valentino 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 Robertson's add-on item concerning a request made during Public Forum to forgive a Code Enforcement Lien, Commissioner White's add-on item concerning an Appointment to the Planning Board, and Commissioner Young's add-on item concerning Appointments to the Workforce Escarosa, Inc., Board of Directors)*.

1739

5. Commissioners' Forum

1739

- A. District 2 – Commissioner Valentino recognized Gulf Coast Dive Pros for donating \$1,000 to the Marine Stewardship Fund, for a new dive training reef;
- B. District 4 – Commissioner Robinson wished everyone "Happy Holidays"; and
- C. District 3 – Commissioner Young thanked Reverend Earl Jackson for delivering tonight's Invocation and wished everyone "Happy Holidays."

REGULAR BCC AGENDA – Continued

6. Proclamations/Special Recognition

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning Proclamations/Special Recognition:

1746

- A. Ratifying the Proclamation, dated November 25, 2008, welcoming Hortense Golden Canady, the 18th National President of the Delta Sigma Theta Sorority, Inc., to a reception held in her honor on November 28, 2008, by the Pensacola Alumnae Chapter of Delta Sigma Theta Sorority, Inc.;
- B. Recognizing, and presenting a certificate to, Woodrow and Brenda Yohan for having the “Yard of the Month,” as nominated by their neighbor; and
- C. Recognizing, with a plaque, the following citizens who have served on various Boards and Committees as appointees for Commissioner Kevin W. White and former Commissioner D. M. "Mike" Whitehead:

District 5

Escambia County Planning Board – Ronald E. Swaine

District 1

Escambia County Board of Adjustment – Gerhard "Gary" Skaar  
Escambia County Citizens' Environmental Committee – Bruce McLeod and Rory Cassedy  
Escambia County Planning Board – Wayne R. Briske  
Santa Rosa Island Authority – John L. Peacock, Jr.

Speaker(s):

Rory Cassedy  
Bruce McLeod  
Wayne R. Briske  
John L. Peacock, Jr.

REGULAR BCC AGENDA – Continued

7. Employee of the Month Proclamations/Retirement Proclamations

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the following four Proclamations:

1750

- A. The Proclamation commending and congratulating Allen D. Knutson, Corrections Sergeant, Corrections Bureau, on his retirement after 31 years of service;
- B. The Proclamation commending and congratulating William E. Land, Sr., Equipment Operator IV, Public Works Bureau, on his retirement after 35 years of service;
- C. The Proclamation commending and congratulating Roderick L. Powell, SPPI Officer, Office of County Administration, on his retirement after six years of service; and
- D. The Proclamation commending and congratulating Othniel Williams, Maintenance Technician, Public Works Bureau, on his retirement after 34 years of service.

8. Written Communication

A. Code Enforcement Lien – Robert Eugene Riley

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, forgiving the lien, based on the information provided by the County Attorney that the property is Homestead, relative to a communication, dated October 22, 2008, from Robert Eugene Riley requesting that the Board forgive a Code Enforcement Lien against property located at 213 Carver Street, Cantonment, Florida.

1751

Speaker(s):

Robert E. Riley

(Continued on Page 6)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

8. Continued...

B. Code Enforcement Lien – Lasonay Purifoy

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, approving to forgive the fines, minus the overage paid, in the amount of \$265.67, and collect the hard costs (*in the amount of \$1,100*), relative to an email communication, dated November 17, 2008, from Lasonya Purifoy requesting that the Board forgive a Code Enforcement Lien against property located at 8060 Ira Drive.

1754

For Information: The Board was advised by County Attorney Rogers that citizens for whom the Board grants relief, have 60 days to respond to the Board's action and will be responsible for the cost of recording the Satisfaction(s) of Lien and/or the applicable document(s).

C. Code Enforcement Lien – Coy Coleman

Motion made by Commissioner Valentino, seconded by Commissioner Robertson, and carried 4-1, with Commissioner Robinson voting "no," approving to waive the fines and allow Mr. Coleman to pay the hard costs (*in the amount of \$675*), relative to a communication, dated November 20, 2008, from Coy Coleman concerning a Code Enforcement Lien against property located at 1921 West Yonge Street.

1756

Speaker(s):

Coy Coleman

REGULAR BCC AGENDA – Continued

9. Proofs of Publication

Motion made by Commissioner Robinson, seconded by Commissioner White, 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:

1801

A. The following ten Public Hearings on the agenda (*the Board ratified waiver of the usual notice requirements of Florida Statute 125.66 [2008], for the 5:37 p.m. Public Hearing*):

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on November 8, 15, 22, and 29, 2008, for consideration of adopting a Resolution establishing the Board's intent to use the Uniform Method of Collection for Non-Ad Valorem Special Assessments;
- (2) The 5:32 p.m. Public Hearing, advertised in The Escambia Sun-Press, LLC on November 27, 2008, for consideration of the vacation of a 20-foot by 350-foot Drainage Easement (7,000 square feet), located at 4650 Wilde Lake Boulevard, on the Board's own motion;
- (3) The 5:33 p.m. Public Hearing, advertised in The Escambia Sun-Press, LLC on November 27, 2008, for consideration of the vacation of a 20-foot wide Drainage Easement (approximately 3,060 square feet), located off Ailanthus Court, Wildwood Lakes Subdivision, on the Board's own motion;
- (4) The 5:34 p.m. Public Hearing, advertised in the Pensacola News Journal on November 29, 2008, for consideration of adopting an Ordinance providing authorization for pari-mutuel wagering facilities to conduct cardroom gaming as allowed by Florida Law;
- (5) The 5:35 p.m. Public Hearing, advertised in the Pensacola News Journal on November 29, 2008, for consideration of adopting an Ordinance repealing Ordinance Number 2008-36, which granted West Fraser, Inc., certain County Economic Development Ad Valorem Tax Exemptions;

(Continued on Page 8)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. Continued...

A. Continued...

- (6) The 5:36 p.m. Public Hearing, advertised in the Pensacola News Journal on November 29, 2008, for consideration of adopting an Ordinance repealing Ordinance Numbers 2003-52 and 2008-14, which granted Wayne-Dalton Corporation certain County Economic Development Ad Valorem Tax Exemptions;
- (7) The 5:45 p.m. Public Hearing, advertised in the Pensacola News Journal on November 28, 2008, for consideration of adopting an Ordinance amending the Official Zoning Map;
- (8) The 5:46 p.m. Public Hearing, advertised in the Pensacola News Journal on November 28, 2008, for consideration of Calabria Place PUD;
- (9) The 5:47 p.m. Public Hearing, advertised in the Pensacola News Journal on November 28, 2008, for consideration of CPA Public School Facilities Element; and
- (10) The 5:48 p.m. (*Adoption*) Public Hearing, advertised in the Pensacola News Journal on November 28, 2008, for consideration of CPA 2008-01, Parts A and B; and

(Continued on Page 9)



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 December 8, 2008 – December 12, 2008 – Legal No. 1370899*, as published in the Pensacola News Journal on December 6, 2008, as follows:

December 8	8:30 a.m.	Planning Board
December 8	1:00 p.m.	FL-AL Transportation Planning Organization – Technical Coordinating
December 8	2:00 p.m.	Public Safety Training Center Meeting
December 8	3:00 p.m.	County presentation to Legislative Delegation
December 8	3:30 p.m.	FL-AL Transportation Planning Organization – Citizens Advisory
December 9	9:00 a.m.	Value Adjustment Board
December 9	10:00 a.m.	FL-AL Transportation Planning Organization: Bicycle/Pedestrian Adv
December 9	1:00 p.m.	Local Mitigation Strategy Planning/Plan Review TSG
December 9	1:30 p.m.	Environmental Enforcement Special Magistrate
December 9	2:00 p.m.	Local Mitigation Strategy Board Meeting & Workshop
December 9	5:00 p.m.	Housing Finance Authority
December 9	5:00 p.m.	Merit System Protection Board
December 10	9:00 a.m.	FL-AL Transportation Planning Organization
December 10	10:00 a.m.	Wellness Committee
December 10	1:00 p.m.	Development Review Committee
December 11	9:00 a.m.	Agenda Work Session
December 11	3:30 p.m.	Board of County Commissioners Attorney-Client Session
December 11	4:20 p.m.	Community Redevelopment Agency
December 11	4:30 p.m.	Board of County Commissioners Public Forum
December 11	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
NEXT WEEK'S NOTE:		
December 15	4:00 p.m.	West Florida Regional Planning Council
December 15	4:30 p.m.	Rezoning Hearing Examiner
December 17	8:00 a.m.	Soil & Water Conservation Board

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 the Resolution (*R2008-201*) establishing the Board's intent to use the Uniform Method of Collection for Non-Ad Valorem Special Assessments, as provided in Florida Statute 197.3632.

1839

Speaker(s) – None.

11. 5:32 p.m. Public Hearing

Motion made by Commissioner Robertson, seconded by Commissioner Robinson, and carried unanimously, delaying the vacation of the right-of-way until after the alternative drainage is in place, relative to the recommendation that the Board take the following action concerning the vacation of a 20-foot by 350-foot Drainage Easement (7,000 square feet), located at 4650 Wilde Lake Boulevard, on the Board's own motion:

1840

- A. Approve the Vacation;
- B. Adopt the Resolution to Vacate; and
- D. Authorize the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to execute them at that time.

Speaker(s):

Fred Friedl  
Barbara Friedl

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 White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning the vacation of a 20-foot wide Drainage Easement (approximately 3,060 square feet), located off Ailanthus Court, Wildwood Lakes Subdivision, on the Board's own motion:

1845

- A. Approving the Vacation;
- B. Adopting the Resolution (*R2008-202*) to Vacate; and
- C. Authorizing the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorizing the Chairman or Vice Chairman to execute them at that time.

Speaker(s) – None.

13. 5:34 p.m. Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and failed 2-3, with Commissioner Robertson, Commissioner White, and Commissioner Young voting "no," failing to adopt an Ordinance creating Chapter 18, Article IX, Division 1, a new Section 18-400, of the Escambia County Code of Ordinances, providing authorization for pari-mutuel wagering facilities to conduct cardroom gaming as allowed by Florida Law.

1845

Speaker(s):

- |                   |              |
|-------------------|--------------|
| Kelley Thompson   | Jason Garz   |
| Rudy Wilson       | Julie Green  |
| Timothy Leuschner | Randy Cudd   |
| Martin McGreevy   | Tom Thompson |
| Joe Gilchrist     |              |
| Jonathan Moseley  |              |
| Charles Mitchell  |              |
| Paul Swenney      |              |
| Bobby Summerlin   |              |
| Terence Gross     |              |
| Laura Snow        |              |

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

14. 5:35 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried unanimously, adopting an Ordinance (*Number 2008-63*) repealing Ordinance Number 2008-36, which granted West Fraser, Inc., certain County Economic Development Ad Valorem Tax Exemptions.

1941

Speaker(s) – None.

15. 5:36 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, delaying, for 90 days, to allow staff, the Chamber, and Legal to work with Wayne-Dalton to readdress the Ordinance to establish a number of jobs, the recommendation that the Board adopt an Ordinance repealing Ordinance Number 2003-52, for the 2009 tax year forward, and Ordinance Number 2008-14, for the 2008 tax year forward, which granted Wayne-Dalton Corporation certain County Economic Development Ad Valorem Tax Exemptions.

1941

Speaker(s):

Charles Wood  
Dewayne Davidson  
Christine Guthrie

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

16. 5:37 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning the Comprehensive Plan Amendment for Public School Facilities Element – School Concurrency:

1802

- A. Ratifying the scheduling of an emergency Public Hearing and waiver of the usual notice requirements of Florida Statute 125.66 (2008);
- B. Adopting the Emergency Ordinance (*Number 2008-66*) relating to repeal of Ordinance Number 2008-43, in its entirety, concerning the Comprehensive Plan Amendment for Public School Facilities Element – School Concurrency; and
- C. Ratifying that the vote at the July 10, 2008, Public Hearing on this Ordinance was for purposes of transmittal only and that the vote at that time still stands for purposes of the Transmittal Public Hearing vote.

Speaker(s) – None.

REGULAR BCC AGENDA – Continued

17. Committee of the Whole Recommendation(s)

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, approving Items A and B, as follows, as recommended by the Committee of the Whole (C/W), at the December 3, 2008, C/W Workshop:

1957

- A. Approving to extend, for two years (*effective October 1, 2009*), the Contract (*Escambia County Area Transit Management Services Agreement by and between Escambia County, Florida, and ATC/Vancom, Inc., dba ATC*) with Veolia Transportation (*Item 5*); and
- B. Authorizing the County Administrator and staff to submit a 2008-2009 Legislative Policy and Project Request Package to all Northwest Florida Legislative Delegates, as amended to include the following additional items under "Policy Requests (Non-Financial)" (*Item 6*):
  - (1) A request regarding environmental permitting as it relates to roadway construction and economic development;
  - (2) A request regarding tax credits for economic development; and
  - (3) A copy of Resolution R2008-197 requesting the Florida Legislature to adopt a Special Act that creates a process for the consolidation of County and Municipal Governments in Escambia County, as adopted on November 20, 2008, to include clarification that the All For One Political Action Committee is to fund the entire initiative.

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

17. Continued...

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, approving Item C, as follows, with the caveat that this issue be revisited in six months and that sometime between now and the six months, the Board has a Committee of the Whole for discussion of the issue that was brought up today if there are other opportunities to do something with that money that could be better utilized for this community and its citizens:

C. Taking the following action concerning site selection for the Joint Use Training Facility Project:

- (1) Authorizing the County Administrator to withdraw County support for the selected site;
- (2) Directing the County Administrator to coordinate a reevaluation of law enforcement and public safety needs between the associated agencies; and
- (3) Authorizing the County Site Selection Committee designee to reconvene the Committee once findings have been issued regarding the needs reevaluation.

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

1-4. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving Consent Agenda Items 1 through 4, as follows:

2001

1. Accepting, for filing with the Board's Minutes, the following four Reports prepared by the Clerk and Comptroller's Finance Department:

2001

- A. Payroll Expenditures as of Payday November 26, 2008, in the amount of \$2,272,910.30; and

- B. The following three Disbursement of Funds:

- (1) November 13, 2008, to November 19, 2008, in the amount of \$4,832,459.34;

- (2) November 20, 2008, to November 26, 2008, in the amount of \$19,039,098.38; and

- (3) November 27, 2008, to December 3, 2008, in the amount of \$10,324,442.58.

2. Approving twelve (12) 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.

2001

3. Accepting, for filing with the Board's Minutes, the *Northwest Florida Water Management District Governing Board Meeting Schedule for 2009* and the *Northwest Florida Water Management District 2007 Annual Report*, as provided by Robin K. Tucker, Executive Assistant, Northwest Florida Water Management District, and received in the Clerk to the Board's Office on November 18, 2008.

2001



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

1-4. Approval of Various Consent Agenda Items – Continued

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

2001

A. Approving the Minutes of the Special Board Meeting held November 18, 2008;

B. Approving the Minutes of the Public Forum Work Session and Regular Board Meeting held November 20, 2008;

C. Approving the Minutes of the Attorney-Client Session held December 3, 2008;

D. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held November 20, 2008, as follows:

1. FOR INFORMATION: The agenda package for the 5:30 p.m., November 20, 2008, Regular Board Meeting was reviewed as follows:

A. Shirley L. Gafford, Program Coordinator, County Administrator's Office, County Attorney Rogers, Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, and Sandra Slay, Neighborhood and Environmental Services Department/ Community Redevelopment Agency, reviewed the agenda cover sheet, with comments from William "Bill" Ross and John Peacock regarding Item 16 (*Resolution regarding consolidation of County and Municipal Governments in Escambia County*);

B. Lisa N. Bernau, Chief Deputy Clerk, Clerk of the Circuit Court & Comptroller, reviewed the Clerk's Report;

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

D. Shirley L. Gafford, Program Coordinator, County Administrator's Office, reviewed the County Administrator's Report;

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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
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- D. Report of the November 20, 2008, Agenda Work Session – Continued
  - 1. Continued...
  - E. County Attorney Rogers reviewed the County Attorney’s Report; and
  - F. Commissioner Robinson, Commissioner Valentino, and Commissioner White each reviewed his add-on item(s).
- E. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole (C/W) Workshop held November 12, 2008, as follows:

AGENDA NUMBER

1. Call To Order

Chairman Valentino called the Committee of the Whole (C/W) to order at 1:34 p.m.

2. Was the Meeting Properly Advertised?

The C/W was advised by Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, that the Meeting was advertised in the Pensacola News Journal on November 8, 2008, in the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule November 10, 2008 – November 14, 2008, Legal No. 1364300.*

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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
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 3. Be Ready Alliance Coordinating for Emergencies (BRACE) Presentation – Hurricanes Ivan & Dennis Housing Recovery Progress
  - A. Discussion – The C/W viewed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Thank You Escambia County Commissioners*, and received a plaque presented by Dave Cobb, President, Be Ready Alliance Coordinating for Emergencies (BRACE), recognizing the Board for its financial participation in BRACE's housing recovery initiative, Mission Homeward Bound, which provided assistance for victims of Hurricanes Ivan and Dennis; and
  - B. Board Direction – None.

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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
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 4. Spay / Neuter (Referred from 10/09/08 COW)
  - A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Escambia County Animal Services Veterinarian & Spay/Neuter Program*, presented by Sandra P. Jennings, Bureau Chief, Neighborhoods and Community Services Bureau, and heard the request from Commissioner Valentino that staff work with Commissioner Robinson and Greg Farrar to prepare a recommendation for the December 11, 2008, BCC Meeting; and
  - B. Board Direction – None.

Speaker(s):

Greg Farrar

- 5. The Pensacola Civic Center – American Basketball International League
  - A. Discussion – The C/W discussed The Pensacola Civic Center – American Basketball International League, and the C/W:
    - (1) Was advised by Keith Wilkins, Deputy Bureau Chief, Neighborhoods and Community Services Bureau, that the American Basketball International League has submitted a proposal for a County franchise;

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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

1-4. Approval of Various Consent Agenda Items – Continued

4. Continued...

E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

5. Continued...

A. Continued...

(2) Heard the request from Commissioner White that staff provide a financial/attendance analysis of the former Pensacola Tornados and work with the League's representative, Mr. Anthony Toney, to present a proposal to the Board at its November 20, 2008, Meeting;

(3) Was advised by Commissioner Robinson that the Honorable Chris Jones, Escambia County Property Appraiser, has offered to provide an appraisal range of The Pensacola Civic Center, which would not include sales data; and

(4) Was advised by Commissioner Valentino that it is his position that the appraisal of The Pensacola Civic Center should be conducted by a source outside of County government, which has the capability of conducting an appraisal while considering all factors involved; and

B. Board Direction – None.

Speaker(s):

Anthony Toney

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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
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

6. Disabled Parking Ordinance

A. Discussion – The C/W was advised by County Attorney Rogers that a lawsuit relating to the Disabled Parking Ordinance has been filed against the County, and heard the request from Commissioner White that discussion concerning this item be dropped; and

B. Board Direction – None.

Speaker(s):

Sherri Myers

7. Housing Finance Authority

A. Discussion – The C/W was advised by County Attorney Rogers that a Public Records Request was submitted to the Housing Finance Authority, regarding which the information obtained was provided to, and reviewed with, each Commissioner; and

B. Board Direction – None.

Speaker(s):

Karen Sindel

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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
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 8. Attorney's Fees – Dr. Gregory Strand Case
  - A. Discussion – The C/W was advised by County Attorney Rogers that the Florida Association of Attorneys (FACA) will not provide assistance with the attorney's fees associated with the Dr. Gregory Strand Case, as it is FACA's position that it has already provided an in-kind contribution by filing an Amicus Brief during the Appeal; furthermore, the County does not have the ability to file suit against Dr. Strand for recovery of the fees; and
  - B. Board Direction – None.
- 9. 2009 State Legislative Submittals
  - A. Discussion – The C/W was advised by Larry Newsom, Economic Development Coordinator, that staff has compiled the 2009 State Legislative Submittals provided by each Bureau and is working on the final document for submittal to the State; and
  - B. Board Direction – None.

(Continued on Page 24)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 10. Volunteer Fire Department Stipend Policy (Referred from 9/11/08 – 10/09/08 COW)
  - A. Discussion – The C/W heard an overview of the *Revised Volunteer Firefighters Association Standard Operating Guidelines for the Administration of the Stipend Program of Escambia County* from Kenneth W. "Ken" Perkins, Fire Chief, and heard the request from Commissioner White that an incentive for firefighters who complete the *(160-hour, Firefighter I)* Certification be added to the Policy; and
  - B. Board Direction – None.

(Continued on Page 25)



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

11. County Commission's Initiative on an Economic Development Advisory Committee and the Composition – (Referred from 10/16/08 BCC Meeting)

A. Discussion – The C/W discussed the County Commission's Initiative on an Economic Development Advisory Committee and the Composition, and the C/W:

- (1) Was advised by Mort O'Sullivan, Pensacola Bay Area Chamber of Commerce (Chamber), that the Chamber is proceeding with a private sector committee, consisting of various "economic drivers," which will deliberate out of the Florida Sunshine, to address economic development in Escambia County, and heard Mr. O'Sullivan's request that the Board, at its December C/W Workshop, consider adopting a strategy that would call for an Economic Summit, consisting of all five Commissioners, joined by the Pensacola City Council and members of the Chamber's committee; and
- (2) Heard the request from Commissioner White that discussion concerning this item be tabled until the December C/W Workshop; and

B. Board Direction – None.

Speaker(s):

Evon Emerson  
Charles Wood

(Continued on Page 26)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-4. Approval of Various Consent Agenda Items – Continued
- 4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

12. All-For-One Resolution

- A. Discussion – The C/W heard the request from Scott A. Remington, Esquire, Co-Chairman, Escambia All For One, P.C., that the Board consider adopting a Resolution requesting the Legislative Delegation from Escambia County to introduce legislation to create, by Special Law, a Constitutional Commission to draft a Unified Government Constitution for Escambia County; and
- B. Board Direction – The C/W recommends that the Board adopt the Resolution at the November 20, 2008, BCC Meeting.

**Recommended 3-0, with Commissioner Young and Commissioner Whitehead absent**

(Continued on Page 27)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-4. Approval of Various Consent Agenda Items – Continued

4. Continued...

E. Report of the November 12, 2008, C/W Workshop – Continued

AGENDA NUMBER – Continued

13. Project Green Leaf – LHS Electric Car Initiative

A. Discussion – The C/W discussed Project Green Leaf – LHS Electric Car Initiative, and the C/W:

(1) Heard the request from Arthur M. Rucker, Executive Vice President of Governmental Affairs, on behalf of the principles of LHS, EV, Jay Patel and Nash Patel, for a start-up capital investment, in the amount of \$2.5 million, for Project Green Leaf, an electric car company, which would operate its headquarters in Pensacola, Florida, and its assembly plant in Century, Florida; and

(2) Heard the request from Larry Newsom, Economic Development Coordinator, for Board direction concerning moving forward with an Agreement for an incentive package for the Project; and

B. Board Direction – The C/W heard the request from Commissioner Valentino that staff work on an Agreement to be presented to the Board at the November 20, 2008, BCC Meeting, or as soon as possible.

Speaker(s):

Jay Patel

(Continued on Page 28)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-4. Approval of Various Consent Agenda Items – Continued
4. Continued...
- E. Report of the November 12, 2008, C/W Workshop – Continued

ANNOUNCEMENTS

1. FOR INFORMATION: The C/W heard apologies from Commissioner Valentino to the members of Tax Watch for "ruffling feathers" during the Budget process for Fiscal Year 2008-2009.
2. FOR INFORMATION: The C/W observed a moment of silence for Carl Leahy, General Manager, WEAR TV, who passed away.

AGENDA NUMBER – Continued

14. Adjourn

Chairman Valentino declared the C/W Meeting adjourned at 4:15 p.m.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. PUBLIC HEARINGS

1. Rezoning Cases

A. Z-2007-08

Motion made by Commissioner Robertson, seconded by Commissioner White, and carried 3-2, with Commissioner Robinson and Commissioner Valentino voting "no," adopting the Rezoning Hearing Examiner's (RHE) recommendation and approving C-2 for Rezoning Case Z-2007-08, as follows:

2001

Case Number:	Z-2007-08 (remanded by Circuit Court)
Location:	100 Block South Chaseville Street
Property Reference Number:	38-2S-30-3000-000-000
Property Size:	3.36 (+/-) acres
From:	C-1, Retail Commercial District (cumulative) (25 dwelling units per acre), C-3, Warrington Commercial (OL), Overlay District
To:	C-2, General Commercial and Light Manufacturing District (cumulative) (25 dwelling units per acre), C-3, Warrington Commercial (OL), Overlay District
FLU Category:	C, Commercial
Commissioner District:	2
Requested by:	Thomas G. Hammond, Hammond Engineering, Inc., Agent for Alexakos & Owens, LLC, Owner
RHE Recommendation:	Approval

(Continued on Page 30)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Continued...

B. Z-2008-13 and Z-2008-17

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried 3-1, with Commissioner Robertson voting "no" and Commissioner Young temporarily out of Board Chambers, overturning the Rezoning Hearing Examiner's (RHE) recommendation and approving R-4 for Rezoning Case Z-2008-13, as follows, based on Criterion 6 where the issues related to the inconsistency with the LDC (*Land Development Code*) that there is R-5 and R-6 next to it, and it does not have to be the consistency around that, as well as, Criterion 3, indicating that it is incompatible with surrounding uses within the 500-foot radius, there are a number of uses both in the R-5 and R-6 that are compatible with the R-4, multi-family:

2043

- |                            |  |
|----------------------------|--|
| (1) Case Number:           | Z-2008-13  |
| Location:                  | 4851 Saufley Field Road  |
| Property Reference Number: | 01-2S-31-4105-000-000  |
| Property Size:             | 3.3 (+/-) acres  |
| From:                      | R-2, Single-Family District, Low-Medium Density (cumulative) (7 dwelling units per acre)     |
| To:                        | R-4, Multiple-Family District, Medium High Density (cumulative) (18 dwelling units per acre) |
| FLU Category:              | C, Commercial, and R, Residential  |
| Commissioner District:     | 1  |
| Requested By:              | W. R. Ward, Agent for John Drysdale and Frank Abad, Owners                                   |
| RHE Recommendation:        | Denial   |

(Continued on Page 31)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Continued...

B. Continued...

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, adopting the RHE's recommendation and approving C-1 for Rezoning Case Z-2008-17, as follows:

2107

- (2) Case Number: Z-2008-17
- Location: 4900 Northpoint Parkway
- Property Reference Number: 06-1S-29-1003-000-004
- Property Size: 2.2 (+/-) acres
- From: R-5, Urban Residential/Limited Office District, High Density (cumulative) (20 dwelling units per acre)
- To: C-1, Retail Commercial District (cumulative) (25 dwelling units per acre)
- FLU Category: MU-1, Mixed Use 1
- Commissioner District: 4
- Requested By: Woodrow R. Neal, Agent for Northpoint Retirement Community, Owner
- RHE Recommendation: Approval

C. Approval of Orders

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, authorizing the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the Rezoning Cases that were reviewed.

2115

Speaker(s):

- Ann Costello
- Jonathan Owens
- Thomas Hammond
- W. R. Ward
- John Drysdale
- Susan Cuzzilla
- Rocky Cuzzilla
- Amanda Grissom

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

2. 5:45 p.m. Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, adopting an Ordinance (*Number 2008-64*) to amend the Official Zoning Map to include Rezoning Cases Z-2007-08, Z-2008-13, and Z-2008-17.

2116

Speaker(s) – None.

3. 5:46 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action, based upon the recommendation of the Planning Board, the testimony, evidence, and exhibits presented, concerning the development plan for Calabria Place, a proposed 90-lot residential Planned Unit Development (PUD), on Bowman Avenue, requested by Hammond Engineering, Inc., Project Agent and Engineer for JKP International, Inc., Owner and Developer:

2116

- A. Adopting, as findings of fact, the statements set forth in the PUD criteria worksheet as adopted by the Planning Board;
- B. Expressly finding that the project under review complies with each criteria set forth in Section 6.06.00(E)(2)(c) (1) through (5) of the Land Development Code (LDC);
- C. Expressly finding that the project under review complies with the concurrency requirements of the LDC;
- D. Approving the PUD development plan; and
- E. Authorizing the Chairman to endorse two copies of the approved PUD.

Speaker(s) – None.



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 Valentino, seconded by Commissioner White, and carried unanimously, taking the following action concerning Comprehensive Plan Amendment Public School Facilities Element (CPA PSFE):

1803

- A. Ratifying the scheduling of the December 11, 2008, 5:47 p.m. Public Hearing;
- B. Authorizing the Chairman to sign the *Interlocal Agreement for Public School Facility Planning* among the Escambia County School Board, Escambia County (*the City of Pensacola, and the Town of Century*); and
- C. Adopting an Ordinance (*Number 2008-65*) approving the Comprehensive Plan Amendment, and the attachments therein, to amend Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended, amending portions thereof, as follows:

CPA PSFE – A Comprehensive Plan text amendment adding the Public School Facilities Element as Chapter 15, amending Chapter 13, “Intergovernmental Coordination Element”; amending Chapter 14, “Capital Improvement Element”; amending Chapter 15, “Adoption”; adding Chapter 16, “Adoption”

Speaker(s):

J. Dan Gilmore  
Malcolm Thomas  
Shawn Dennis  
Stephen Moorhead

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

5. 5:48 p.m. (Adoption) Public Hearing

2118

A. (1) CPA 2008-01A

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting Comprehensive Plan Amendment (CPA 2008-01, Part A), composed of one (1) Ordinance (*Number 2008-67*) and attachments therein, to amend Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended; amending portions thereof, as follows, and recommending transmittal to the Department of Community Affairs:

CPA 2008-01A: Large-scale Comprehensive Plan map amendment, amending Chapter 7, “The Future Land Use Element,” providing for an amendment to the Year 2020 Future Land Use Map, as amended, changing the Future Land Use Category of two parcels, located at 8594 West Highway 98, from Low Density Residential (LDR), to Mixed Use 1 (MU-1), totaling 29.97 (+/-) acres

(2) CPA 2008-01B

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting Comprehensive Plan Amendment (CPA 2008-01, Part B), composed of one (1) Ordinance (*Number 2008-68*) and attachments therein, to amend Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended; amending portions thereof, as follows, and recommending transmittal to the Department of Community Affairs:

CPA 2008-01B: Text amendment, amending Chapter 7, “The Future Land Use Element,” to define the maximum residential density allowed in the Commercial Future Land Use Category

(Continued on Page 35)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

5. Continued...

- B. For Information: See Items A.(1) and A.(2) for individual votes on each of the CPA 2008-01 components and approval of each component for transmittal to the Department of Community Affairs as the first of two Comprehensive Plan Amendments allowed by Florida Statute for the Year 2008.

Speaker(s) – None.

II. ACTION ITEM

1. Sunshine Hill Estates Final Plat

The Board was advised by T. Lloyd Kerr, Bureau Chief, Development Services Bureau, that this item has been pulled from the Agenda, and the Board took no action concerning the recommendation that the Board take the following action concerning recording of the Final Plat of Sunshine Hill Estates (a 22-lot, single-family, private residential subdivision), located in the Sunny Hill Community on Sunny Hill Road and lying west of Atmore Highway (Florida State Road 97), owned and developed by BCK Properties, LLC; prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief, and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E of the Escambia County Land Development Code; also, prior to recording, the County Surveyor must sign the Final Plat, as set forth in Chapter 177.081 (1), Florida Statutes:

2120

- A. Approve the Final Plat for recording;
- B. Approve the street names "Sunny Brook Court" and "Sunshine Ridge Court"; and
- C. Authorize the Chairman or Vice Chairman to execute a *Release of Claims for Damages, Hold Harmless, and Indemnification Agreement (Limited Liability Company)*, and a *Conservation Easement (Limited Liability Company)*.

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

1-11. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 11, as follows, with the exception of Item 9, which was held for a separate vote:

2121

1. Accepting, for filing with the December 11, 2008, Board's Minutes, the Operation Brownsville Action Register July through September 2008 and *Escambia Sheriff's Office Operation Brownsville Operational Statistics Third Quarter 2008* report. 2121
2. Taking the following action concerning the Enterprise Zone Development Agency Board: 2121
  - A. Appointing Larry A. Strain, Executive Director and Instructor of Management and MIS, University of West Florida Small Business Development Center, as Vice Chair, effective immediately; he will automatically be promoted to Chair on September 30, 2009; and
  - B. Reappointing Steven Littlejohn, Environmental Enforcement Officer Supervisor, to a four-year term, as a representative from local Code Enforcement.
3. Approving, for filing with the Board's Minutes, the November 20, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA. 2121
4. Taking the following action concerning execution of the annual Federal Transit Administration Certification and Assurances documents: 2121
  - A. Authorizing the Chairman to sign the *Federal Fiscal Year 2009 Certifications and Assurances for Federal Transit Administration Assistance Programs*;
  - B. Authorizing the County Attorney to sign the Affirmation of Applicant's Attorney; and
  - C. Authorizing Escambia County Area Transit to file these Certifications and Assurances electronically using the Federal Personal Passwords of the Chairman and the County Attorney.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-11. Approval of Various Consent Agenda Items – Continued

5. Accepting and approving, in conjunction with the Pensacola City Council, the recommendations of the Escambia-Pensacola Affordable Housing Advisory Committee regarding the Escambia County Affordable Housing Incentive Plan, as follows:
  - A. Accepting, for the Public Record, the *Escambia County Affordable Housing Incentive Plan*, prepared pursuant to Section 420.9076, Florida Statutes, as recommended by the Board-appointed Escambia-Pensacola Affordable Housing Advisory Committee; and
  - B. Adopting a Resolution (*R2008-203*) approving the *Escambia County Affordable Housing Incentive Plan* for submission to the Florida Housing Finance Corporation, in accordance with Section 420.9076, Florida Statutes, and authorizing the Chairman to execute the Resolution and all related documents required for implementation of the Plan and related policies.
6. Authorizing the scheduling and advertising of a Public Hearing for January 8, 2009, at 5:31 p.m., concerning a Permit Renewal to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Longleaf C&D Disposal Facility, owned by Waste Management, Inc.
7. Authorizing the scheduling and advertising of a Public Hearing for January 8, 2009, at 5:32 p.m., concerning a Permit Renewal to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Rolling Hills C&D Disposal Facility, owned by South Palafox Properties, LLC.
8. Authorizing out-of-County travel for any member of the Commission wishing to participate in the Florida Association of Counties' Commissioners Voluntary Certification Program.
9. See Page 39.
10. Approving the 2009 Proposed Board of County Commissioners' Meeting and Committee of the Whole Meeting Schedules, as submitted; please note the Joint City-County Meeting Schedule will be provided as soon as it is available.

2121

2121

2121

2121

2121

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-11. Approval of Various Consent Agenda Items – Continued

11. Confirming the Chairman's 2008-2009 annual appointments to Boards and Committees on which Commissioners serve, as indicated on the following list, effective December 11, 2008:

2121

- Area Agency on Aging (1) – Commissioner Robertson
- Area Housing Commission (1) – Commissioner Young
- Arts Council (1) – Commissioner Valentino
- Bay Area Chamber of Commerce Board of Directors (1) – Commissioner Robinson  
(Note: The Chamber Bylaws require the Chairman or Chairman's Designee serve on this Board.)
- Bay Area Resource Council (2) – Commissioner Robinson and Commissioner White
- Citizens' Environmental Committee (1) – Commissioner Valentino
- Community Action Program Committee, Inc. (1) – Commissioner Young  
(Note: Appointments to this Committee are made by Community Action, not by BCC Chairman [Term: January – December 2009])
- Community Drug & Alcohol Commission (1) – Commissioner Robertson
- Community Enterprise Investments, Inc. (1) – Commissioner Young
- Council on Aging (1) – Commissioner Young  
(Note: Appointments to this Committee are made by Council on Aging, not by BCC Chairman.)
- Downtown Improvement Board (1) – Commissioner Robinson
- Early Learning Council (1) – Commissioner Robertson
- Extension Council-Escambia County (1) – Commissioner White
- Fire Hydrant Committee (2) – Commissioner Young and Commissioner White
- Florida-Alabama Transportation Planning Organization (All 5 Commissioners)  
(Note: Formerly Transportation Planning Organization/Metropolitan Planning Organization)
- Investment Advisory Committee (1) – Commissioner Valentino  
(Note: Originally filled by the Finance Committee Chairman; since elimination of the Finance Committee, this appointment was added to this list.)
- Juvenile Justice Council (1) – Commissioner Robinson  
(Note: Chairman or Designee)
- Military Affairs Committee (1) – Commissioner White
- Northwest Florida Regional Transportation Planning Organization (NWFRTPO) (3) – ~~Commissioner Whitehead~~ (2008), Commissioner Valentino (2010), and Commissioner White (2008) (Note: The Florida-Alabama TPO makes appointments to this organization; Appointees serve a four-year term [per the NWFRTPO, the terms that expire in 2008 will be filled in April 2009])
- Pensacola-Escambia Development Commission (2) – Commissioner White (2008-2010), and Commissioner Valentino (2009-2011) (Note: Each Commissioner is appointed for staggered two-year terms.)
- Public Safety Coordinating Council-Escambia County (1) – Commissioner Young
- Resource, Conservation & Development Council (1) – Commissioner White
- Tourism Administration & Convention Committee (1) – Commissioner Valentino
- Tourist Development Council (1) – Commissioner Robinson
- Value Adjustment Board (2) – Commissioner Valentino and Commissioner White  
(Please Note: Section 194.015, Florida Statutes, revised the membership of the Committee, effective September 1, 2008)
- West Florida Regional Planning Council (2) – Commissioner Robertson and Commissioner Robinson

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

9. Certificates of Public Convenience and Necessity

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson abstaining (*and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*), approving the Certificates of Public Convenience and Necessity for Atmore Ambulance Service, Inc., Baptist Hospital's LifeFlight, Sacred Heart Children's Hospital NeoNatal and Pediatric Transport Van, and Lifeguard Ambulance Service of Florida, LLC, effective January 1, 2009, and expiring December 31, 2009.

2122

II. BUDGET/FINANCE CONSENT AGENDA

1-37. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving Consent Agenda Items 1 through 37, as follows, with the exception of Items 33 and 34, which were held for separate votes:

2123

1. Taking the following action concerning approval of the Fiscal Year 2008-2009 Miscellaneous Appropriations Agreement for the Pensacola Beach Chamber of Commerce, Inc.:

2123

A. Approving the Miscellaneous Appropriations Agreement for \$25,000, to be paid from the 3rd Cent Tourist Development Tax Fund (108), Cost Center 360101;

B. Authorizing the Chairman to sign the Agreement and all other necessary documents; and

C. Authorizing the execution of the necessary Purchase Order.

2. Adopting the Resolution (*R2008-204*) approving Supplemental Budget Amendment Number 22, CDBG HUD Entitlement Fund (129), and Other Grants and Projects Fund (110), in the amount of \$1,412,000, to recognize a transfer of the remaining Federal National Mortgage Association Funds from Fund 110 to Fund 129 and to appropriate these funds for the Journey Workforce Housing Development Project activities in Escambia County.

2123



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

3. Adopting the Resolution (*R2008-205*) approving Supplemental Budget Amendment Number 23, CRA Expendable Trust Fund (151), and the General Fund (001), in the amount of \$8,951, to recognize an increase in the General Fund transfer to the Community Redevelopment Agency-Tax Increment Financing (CRA-TIF) Districts in Escambia County and appropriate this increase among the County's five CRA-TIF Districts; this adjustment reflects the difference in the amount budgeted for the five County TIF Districts, the City of Pensacola TIF District, and the amount collected from property taxes. 2123
  
4. Approving Budget Amendment Request Number 25, Other Grants and Projects Fund (110), in the amount of \$15,000, to move funds from operating and capital accounts into personnel accounts to pay for Grant-funded positions through December 2008. 2123
  
5. Adopting the Resolution (*R2008-206*) approving Supplemental Budget Amendment Number 42, Transportation Trust Fund (175), in the amount of \$5,000, to recognize funds collected from the Pensacola Recreational Vehicle Park and appropriate these funds for mitigation activities in Escambia County. 2123
  
6. Adopting the Resolution (*R2008-207*) approving Supplemental Budget Amendment Number 43, Other Grants and Projects Fund (110), in the amount of \$102,000, to recognize funds collected from Interlocal Agreements with the Florida Department of Transportation, the City of Pensacola, and the Town of Century, and to appropriate these funds for National Pollutant Discharge Elimination System activities in Escambia County. 2123
  
7. Adopting the Resolution (*R2008-208*) approving Supplemental Budget Amendment Number 46, Other Grants and Projects Fund (110), in the amount of \$10,000, to recognize additional funding from the U. S. Fish and Wildlife Service and to appropriate these funds for the Jones Creek Stream Restoration. 2123



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

8. Adopting the Resolution (*R2008-209*) approving Supplemental Budget Amendment Number 47, Other Grants and Projects Fund (110), in the amount of \$200,000, to recognize funding from the Florida Department of Environmental Protection and to appropriate these funds for the Escambia Bay (Polychlorinated Biphenyl) Remediation project. 2123
  
9. Adopting the Resolution (*R2008-210*) approving Supplemental Budget Amendment Number 48, Other Grants and Projects Fund (110), in the amount of \$108,223, to recognize funding from Workforce Escarosa, Inc., and appropriate the funds for the Food Stamp Employment & Training Grant. 2123
  
10. Adopting the Resolution (*R2008-211*) approving Supplemental Budget Amendment Number 50, Other Grants and Projects Fund (110), in the amount of \$11,049, to recognize proceeds from a Florida Division of Emergency Management Grant Agreement and to appropriate these funds for updating the Hazardous Materials Facility Analysis data. 2123
  
11. Adopting the Resolution (*R2008-212*) approving Supplemental Budget Amendment Number 51, Other Grants and Projects Fund (110), in the amount of \$17,588, to recognize proceeds from a Florida Division of Emergency Management Grant Agreement and to appropriate these funds for emergency preparedness activities. 2123

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

12. Approving PD 06-07.096, Property, Boiler and Machinery, Crime, & Accidental Death and Dismemberment (Statutory Death Benefits) Insurance, to First Florida Insurers, in the amount of \$2,361,439, for the period December 31, 2008, through June 30, 2010; Accidental Death and Dismemberment Insurance is for the period January 01, 2009, through January 01, 2011; Fund Source: Fund 501 (Internal Service), Cost Center 140835, Object Code 54501, and Cost Center 140834, Object Code 54501; significant changes include: named windstorm limits increased from \$75 million to \$90 million and flood limits increased from \$5 million to \$10 million:

2123

<u>COVERAGE</u>	<u>PREMIUMS</u>	
	<u>2008</u>	<u>2009</u>
Commercial Property Coverage	\$1,615,202	\$2,294,499
Boiler and Machinery Coverage	\$ 24,543	\$ 24,300
Commercial Crime Coverage	\$ 6,565	\$ 5,400
Excess Workers' Compensation	\$ 84,840	N/A
Accidental Death & Dismemberment (Statutory Death Benefits)	\$ 23,316	\$ 37,240
	\$1,754,466	\$2,361,439

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

13. Taking the following action concerning Amendment #1 to term Contract, PD 06-07.023, "Drug and Alcohol Testing":

2123

A. Approving *Amendment #1 to the Agreement Between Behavioral Health Systems, Inc., and Escambia County Florida, for the Provision of Drug and Alcohol Testing Services (PD 06-07.023) (whereas the County and Provider agree to amend the Agreement entered into on or about March 26, 2007, as follows):*

- (1) Pursuant to Addendum #1, "Testing" of the Agreement, the Parties agree to the added following additional services: \$11.00 (nicotine) per test, if performed in conjunction with the drug screen; \$17.00 (nicotine) per test, if performed individually;
- (2) The method of payment to the Provider will be in accordance with Chapter 218.70, Florida Statutes, the Florida Prompt Payment Act;
- (3) The Parties hereby agree that all other provisions of the Agreement not in conflict with the provisions of this First Amendment shall remain in full force and effect; and
- (4) This Amendment and the Agreement shall be governed by and construed in accordance with the laws of the State of Florida, and the Parties stipulate that the venue for any state and federal court action or other proceeding relating to this matter, which is a subject of this Agreement, shall be in Escambia County, Florida; and

B. Authorizing the Chairman to execute the Amendment.

14. Awarding a Design-Build Contract, PD 07-08.115, "Design Build Services for Bellview Fire Department Emergency Vehicle Signal," to Ingram Signalization, Inc., in the amount of \$161,800 (Funding: Fund 352, Local Option Sales Tax III, Cost Center 330228, Object Code 56301).

2123

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

15. Taking the following action concerning the Selection/Negotiation Committee Ranking for East Olive Road Corridor (from Davis Highway to CR 95A) Engineering, Planning Project and Management Report, Escambia County (Funding: Fund 352, Local Option Sales Tax III, Account 210107/56301, Project #08EN0194 – *[in the amount of]* \$115,000; Fund 175, Transportation Trust Fund, Account 210304/56301 – *[in the amount of]* \$75,000):

2123

A. Approving the following Selection/Negotiation Committee Ranking for East Olive Road Corridor (from Davis Highway to CR 95A) Engineering, Planning Project and Management Report – Escambia County:

- (1) PBS&J (Post, Buckley, Schuh & Jernigan)
- (2) DRMP, Inc. (Dyer, Riddle, Mills & Precourt)
- (3) Sigma Consulting Group

B. Awarding Task Order, TO 07-08.092, "East Olive Road Corridor (from Davis Highway to CR 95A North Palafox Street) Engineering, Planning and Management Report, Escambia County," per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to PBS&J, in the amount of \$190,000.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

16. Taking the following action concerning the Contract Award for East Olive Road Corridor (from Davis Highway to Scenic Highway) Engineering, Planning Project and Management Report (Funding: Fund 352, Local Option Sales Tax III, Account 210107/56301, Project No. 08EN0724):

2123

A. Approving the following Selection/Negotiation Committee Ranking for East Olive Road Corridor (from Davis Highway to Scenic Highway) Engineering, Planning Project and Management Report:

- (1) DRMP, Inc. (Dyer, Riddle, Mills & Precourt)
- (2) PBS&J (Post, Buckley, Schuh & Jernigan)
- (3) American Consulting Engineers of Florida, LLC

B. Awarding Task Order, T0 07-08.093, East Olive Road Corridor (from Davis Highway to Scenic Highway) Engineering, Planning Project and Management Report, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to DRMP, Inc., in the amount of \$150,669.

17. Awarding a Construction Contract, PD 08-09.008, One Stop Permit Center – 1412 West Fairfield Drive, Pensacola, Florida, to A.E. New, Jr., Inc., for the base bid and alternates 1A, 1B, 1C, 2, 3, 4, 5, and 6, in the amount of \$11,680,000 (Funding: Fund 112, Disaster Recovery, Cost Center 310104, Project #05AD0029; Base Bid and Alternate 6, Object Code 56201 – *[in the amount of]* \$10,742,000; Alternates 1 through 5, Object Code 56301 – *[in the amount of]* \$938,000).

2123

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

18. Taking the following action concerning Professional Services as Governed by Florida Statute 287.055 (A&E Services):

2123

A. Awarding Task-Order-based continuing Contracts to CSA Group, Inc., Gortemoller Engineering, Inc., Joe DeReuil Associates, LLC, KJM Surveying, Inc., Klocke & Associates, Inc., and MEP Engineering Solutions, per PD 02-03.79, Professional Services as Governed by Florida Statute 287.055 (A&E Services), on a “Maximum Ceiling” basis fee schedule, as follows:

- ◆ Maximum Overhead – 168%
- ◆ Maximum Profit – 12%
- ◆ Maximum FCCM – 1.50%
- ◆ Maximum Multiplier – 301.66% (providing no single item above is exceeded)
- ◆ Existing Hourly Rates for each firm (based on an audited or auditable financial package)

B. Authorizing the Division(s), in conjunction with the Office of Purchasing, to negotiate Task Orders according to Florida Statue 287.055, “Consultants’ Competitive Negotiation Act” (A&E Services), on a project-by-project basis.

19. Taking the following action concerning the Contract to provide transportation for Americans with Disabilities in Escambia County:

2123

A. Ratifying and approving the *Agreement to Provide Transportation*, effective October 1, 2008, through September 30, 2009, in the estimated amount of \$1,137,000 (payable in monthly installments), between Escambia County and Pensacola Bay Transportation Company, LLC, to provide transportation services for disabled persons as required by the Americans with Disabilities Act; and

B. Ratifying the Chairman’s signature on the *Agreement to Provide Transportation*.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

20. Approving the Food Stamp Employment and Training Contract with Workforce Escarosa, Inc., beginning January 1, 2009, through September 30, 2009, in the amount of \$108,223. 2123
  
21. Taking the following action concerning the *Agreement for the Rental of Certain Paratransit Vehicles between Escambia County, Florida and Pensacola Bay Transportation Company, LLC*: 2123
  - A. Ratifying and approving the *Agreement for the Rental of Certain Paratransit Vehicles between Escambia County, Florida and Pensacola Bay Transportation Company, LLC*, providing for the lease of four County-owned, 2002, Ford ADA lift-equipped vans to Pensacola Bay Transportation, LLC, with an annual Lease fee of \$1, per vehicle, for a total annual fee of \$4; and
  
  - B. Ratifying the Chairman's signature on the Agreement.
  
22. Taking the following action regarding the Escambia Consortium 2008 HOME Investment Partnerships Program (HOME) Community Housing Development Organization (CHDO) Agreement with Circle, Inc. (Circle): 2123
  - A. Approving to enter into the CHDO Project Development Expense Agreement with Circle to provide \$55,000 in 2007 and/or 2008 HOME Program CHDO support to assist Circle in developing affordable rental and homeownership units in Escambia County, specifically targeting Escambia County's designated Community Redevelopment Areas (Fund 147/2007 HOME, Cost Center 220500, and 2008 HOME, Cost Center 220501); and
  
  - B. Authorizing the Chairman or Vice Chairman to execute the CHDO Agreement and all related documents as required to implement the Agreement and provisions thereof.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

23. Taking the following action regarding the Community Development Block Grant (CDBG)-funded Neighborhood Renewal Initiative Mini-Grant Project Agreement with Brownsville Neighborhood Watch, Inc.:

2123

A. Awarding a Neighborhood Renewal Initiative Project Mini-Grant, in the maximum amount of \$500, for specific benefit of the Brownsville Neighborhood Watch, Inc. (Association), direct assistance, known as the Brownsville Neighborhood Watch Mini-Grant Project; the funds will assist the Association with neighborhood watch supplies in the Brownsville Redevelopment Area (funded with Community Development Block Grant funds, budgeted in Fund 129/2005 CDBG, Cost Center 220422); and

B. Authorizing the Chairman or Vice Chairman to execute the Agreement and all related documents as required to implement the project.

24. Taking the following action regarding the Community Development Block Grant (CDBG)-funded Neighborhood Renewal Initiative Mini-Grant Project Agreement with Bell Acres Neighborhood Watch Group, Inc.:

2123

A. Awarding a Neighborhood Renewal Initiative Project Mini-Grant, in the maximum amount of \$500, for specific benefit of the Bell Acres Neighborhood Watch Group, Inc. (Association), direct assistance, known as the Bell Acres Neighborhood Watch Mini-Grant Project; the funds will assist the Association with neighborhood watch supplies in the Palafox Redevelopment Area (funded with Community Development Block Grant funds budgeted in Fund 129/2005 CDBG, Cost Center 220422); and

B. Authorizing the Chairman or Vice Chairman to execute the Agreement and all related documents as required to implement the project.



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

25. Taking the following action regarding the Escambia Consortium 2008 HOME Investment Partnerships Program (HOME) Community Housing Development Organization (CHDO) Agreement with Community Enterprise Investments, Inc. (CEII):

2123

A. Approving to enter into the CHDO Operating Expense Project Agreement with CEII to provide \$65,000 in 2008 HOME Program CHDO Operating Expense support to assist CEII in developing the capacity to further expand participation in the State Housing Initiatives Partnership (SHIP) New Construction Program, the HOME CHDO Rental Development Program, the Hurricane Housing Recovery Program (HHRP), the Neighborhood Stabilization Program (NSP), and related affordable home ownership and rental housing activities (Fund 147/2008 HOME, Cost Center 220501); and

B. Authorizing the Chairman or Vice Chairman to execute the CHDO Operating Expense Project Agreement and all related documents as required to implement the Agreement and provisions thereof.

26. Ratifying the following (*December 11, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement (*for property located*) at 4800 North “W” Street:

2123

A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Marcus Rimmer, owner of commercial property located at 4800 North “W” Street, Pensacola, Florida, in the Palafox Redevelopment Area, in the amount of \$1,005, representing an in-kind match through the Palafox Tax Increment Financing (TIF), Fund 151, Cost Center 220517, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc. (NEFI), 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301, for the following improvements:

Install New Signage

B. Authorizing the Chairman to sign the Funding Agreement and any other related documents necessary to implement this Grant award.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

27. Ratifying the following (*December 11, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Facade Grant Funding and Lien Agreements (*for property located*) at 4800 North “W” Street:

2123

A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Marcus Rimmer, owner of commercial property located at 4800 North “W” Street, Pensacola, Florida, in the Palafox Redevelopment Area, in the amount of \$4,960, representing an in-kind match through the Palafox Tax Increment Financing (TIF), Fund 151, Cost Center 220517, Object Code 58301, for the following improvements:

Parking lot improvements and installing an industrial chain link fence

B. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 4800 North “W” Street, in the amount of \$4,960; and

C. Authorizing the Chairman to sign the Funding and Lien Agreements and any other related documents necessary to implement this Grant award.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

28. Ratifying the following (*December 11, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 504 Pelham Road:

2123

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Brenda Schofield, owner of residential property located at 504 Pelham Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$4,250, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Install new central heating and air conditioning system

- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 504 Pelham Road, in the amount of \$4,250; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

29. Ratifying the following (*December 11, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 435 South Navy Boulevard:

2123

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Charles Green and Amber Green, owners of residential property located at 435 South Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$6,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Install a new roof and install storm shutters

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 435 South Navy Boulevard, in the amount of \$6,000; and

C. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

30. Ratifying the following (*December 11, 2008*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 205 Rue Max Avenue:

2123

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Whitney M. Vaughan, owner of residential property located at 205 Rue Max Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, in the amount of \$6,000, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), Fund 151, Cost Center 220519, Object Code 58301, for the following improvements:

Replacement windows

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 205 Rue Max Avenue, in the amount of \$6,000; and  
C. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

31. Accepting the Grant funding awarded by the Florida Department of Law Enforcement under the Residential Substance Abuse Treatment for State Prisoners Grant, in the amount of \$50,000, to the Pathways for Change Program.

2123

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

32. Taking the following action concerning the Florida Department of Health, Bureau of Emergency Medical Services, *EMS County Grant Application* for 2008/2009, in the amount of \$61,324 (Funding: Fund 110, Other Grants and Projects, Cost Center 330318):

2123

A. Adopting the Resolution (*R2008-213*) certifying that the monies received from the EMS (*Emergency Medical Services*) Trust Fund, as the Escambia County Emergency Medical Services' Award, shall be used to improve and expand the County's pre-hospital EMS system and shall not be used to supplant existing EMS budget allocations in any manner;

B. Approving, and authorizing the Chairman to sign, the *EMS County Grant Application* and all related documents; and

C. Authorizing the purchases outlined in the Grant Application.

33. See Page 56.

34. See Page 57.

35. Approving a price increase, effective November 26, 2008, to Southern Energy Company, AKA Cougar Oil, for "Lubrication Products, Anti-Freeze and Brake Fluid for Various County Departments," PD 06-07.084, in accordance with the terms and conditions of the Contract (Fund 501, Internal Service / Fuel Distribution, 210407 / Operating Expense, 55201).

2123

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-37. Approval of Various Consent Agenda Items – Continued

36. Taking the following action concerning an Agreement to provide required medical examinations of allegedly abused, abandoned, or neglected children (funds will be made available in the General Fund (001), for the Fiscal Year 2008-2009 Budget):

2123

A. Approving the Agreement with Northwest Florida Comprehensive Services for Children, Inc., a Florida Department of Health designated Child Protection Team Provider, effective October 1, 2008, through September 30, 2009, for a lump-sum payment of \$70,000, for Fiscal Year 2008-2009; pursuant to Florida Statute 39.304(5), the County in which the subject child is a resident bears the cost of such medical examinations; and

B. Authorizing the Chairman to sign the Agreement.

37. Taking the following action concerning the Policy establishing guidelines for the administration of the Volunteer Fire Department Stipend Program (the stipend is paid out of Fund 143, Fire MSBU [*Municipal Services Benefit Unit*], Cost Center 330202, Fire Suppression, Object Code 53401, Other Contractual Services; the budgeted amount for this line item was increased from \$675,000 last year to \$982,989 this year in order to meet the anticipated increase in cost due to these changes):

2123

A. Approving the Policy establishing guidelines for the administration of the Volunteer Fire Department Stipend Program, effective November 1, 2008;

B. Adopting the Resolution (*R2008-214*) for the administration of the Volunteer Fire Department Stipend Policy; and

C. Authorizing the Chairman to sign the Resolution.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

33. Approval of a Change Order

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried 4-1, with Commissioner Young voting "no," approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 352, "Local Option Sales Tax III," Account 210107/56301, Project No. 08EN0208, "Resurfacing"):

2123

Bureau:	Public Works
Division:	Engineering
Type:	Addition
Amount:	\$75,337.36
Vendor:	Panhandle Grading and Paving, Inc.
Project Name:	Resurfacing and Reconstruction of Kings Road, Sugar Creek, and Rosedown Groups
Contract:	07-08.043
Purchase Order Number:	281299
Change Order Number:	3
Original Award Amount:	\$474,580.20
Cumulative Amount of Change Orders through this Change Order:	<u>\$ 89,641.59</u>
New Contract Total:	\$564,221.79



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

34. Approval of a Change Order

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously 4-1, with Commissioner Young voting "no," approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 351, "Local Option Sales Tax II," Account 210105/56301, Project No. 05EN1515):

2123

Bureau:	Public Works	
Division:	Engineering	
Type:	Addition	
Amount:	\$178,192.02	
Vendor:	Panhandle Grading and Paving, Inc.	
Project Name:	Highway 97 Phase V Roadway and Drainage Improvements	
Contract:	07-08.101	
Purchase Order Number:	281591	
Change Order Number:	1	
Original Award Amount:		\$1,095,139.96
Cumulative Amount of Change Orders through this Change Order:		<u>\$ 178,192.02</u>
New Contract Total:		\$1,273,331.98

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Workers' Compensation Settlement

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving a Workers' Compensation settlement with former Road Corrections Officer Jimmy Johnson, in the amount of \$130,000, inclusive of attorney's fees and costs; in exchange for the settlement, Mr. Johnson will execute a general release of liability and waiver of future employment with the County.

2124

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ITEMS ADDED TO THE AGENDA – COMMISSIONER WILSON B. ROBERTSON

1. Verbal Recommendation Made During the Meeting

Motion made by Commissioner Robertson, seconded by Commissioner Valentino, and carried unanimously, approving to collect the hard costs, in the amount of \$1,100, and waive the fees, relative to a Code Enforcement Lien against property located at 6101 Dallas Avenue, owned by Pearley Sapp.

1800

ITEMS ADDED TO THE AGENDA – COMMISSIONER KEVIN W. WHITE

1. Planning Board Appointment

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, appointing Wayne R. Briske, replacing Ronald E. Swaine, who resigned, as Commissioner Kevin W. White's appointee on the Planning Board, with a term of office effective December 11, 2008, and running concurrent with Commissioner White's term of office (November 2012), or at his discretion.

2124

ITEMS ADDED TO THE AGENDA – COMMISSIONER MARIE K. YOUNG

1. Workforce Escarosa, Inc., Board of Directors Appointments

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning Workforce Escarosa, Inc., Board of Directors Appointments:

2125

- A. Re-appointing Mr. John P. Royal, Human Resources Manager, Loomis Fargo and Company, to serve on the Board of Directors of Workforce Escarosa, Inc., in a private sector position, for a three-year term, beginning November 4, 2008, through November 5, 2011;
- B. Re-appointing Ms. Annette D'Isa, Assistant Vice President Operations, Navy Federal Credit Union, to serve on the Board of Directors of Workforce Escarosa, Inc., in a private sector position, for a three-year term, beginning November 4, 2008, through November 5, 2011; and
- C. Re-appointing Mr. James Thompson, Owner, A Artistic Video Company, to serve on the Board of Directors of Workforce Escarosa, Inc., in a private sector position, for a three-year term, beginning November 4, 2008, through November 5, 2011.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ANNOUNCEMENTS

1. FOR INFORMATION: The Board was advised by Keith Wilkins, Deputy Bureau Chief, Neighborhoods and Community Services Bureau, that there are several slots available for the second Citizens' Academy Class, which starts January 6, 2009.

1746

ADJOURNMENT

There being no further business to come before the Board, Chairman Young declared the Regular Meeting of the Board of County Commissioners adjourned at 9:25 p.m.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Ernie Lee Magaha  
Clerk of the Circuit Court & Comptroller

By: \_\_\_\_\_  
Marie Young, Chairman



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

Approved: January 8, 2009