

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE  
BOARD OF COUNTY COMMISSIONERS  
HELD MAY 21, 2009  
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(4:31 p.m. – 6:19 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 4:31 p.m.

1. FOR INFORMATION: The Board heard the request from Delores Porter for forgiveness of a Fire Services Municipal Services Benefit Unit Lien, and Ms. Porter was advised by Commissioner Young that she could contact County Administrator McLaughlin to file an appeal. 1631
2. FOR INFORMATION: The Board heard comments from Elizabeth Hooton and Phillip White concerning the Downtown Library (West Florida Regional Library) renovation/construction project, and heard the request from Ms. Hooton for \$3 million to help fund the Library. 1637
3. FOR INFORMATION: The Board heard comments from Joe Gilchrist, Pat McLellan, and Keith Holder regarding the County Fire Marshal's request that tents erected at the Flora-Bama Lounge be removed because of non-compliance with the current Fire Code, and the Board: 1655
  - A. Heard the request from Mr. Gilchrist that the Board grant the Flora-Bama a 60-day extension to comply with the Fire Code and allow the tents to remain in place through the Memorial Day weekend;

(Continued on Page 2)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC FORUM WORK SESSION – Continued

3. Continued...
  - B. Was advised by Mr. McLellan that the Flora-Bama has entered into a contract with Universal Fire Protection to install a sprinkler system and plans to rebuild the Flora-Bama before the "expiration of the variance on October 7";
  - C. Was advised by County Attorney Rogers that the Board should defer to the County Fire Official regarding whether or not the Flora-Bama is in compliance with the Fire Code;
  - D. Was advised by County Administrator McLaughlin that Mr. Gilchrist and Mr. McLellan signed an Agreement on March 9, 2009, to install a fire alarm system and a sprinkler system; therefore, the structure has been posted for a 300-person occupancy until the fire alarm and sprinkler systems are installed, in accordance with that Agreement; and
  - E. Heard the request from Commissioner White that staff meet with the Fire Chief and attempt to resolve this issue.

5:40 P.M. – PUBLIC FORUM ADJOURNED

5:42 P.M. – REGULAR BOARD MEETING CONVENED

REGULAR BCC AGENDA

1. Call to Order

Chairman Young called the Regular Meeting of the Board of County Commissioners to order at 5:42 p.m.

2. Invocation

Chairman Young advised that Reverend Phillip Russ, IV, Hurst Chapel AME Church, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Young advised that Boy Scout Troop 409 would lead the Pledge of Allegiance to the Flag.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

4. Adoption of the Agenda

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-0, with Commissioner Robertson temporarily out of Board Chambers, adopting the agenda, as prepared and duly amended (*to include Commissioner White's add-on item concerning a request to retain offices at the Century Courthouse and the County Attorney's Report*).

1746

5. Commissioners' Forum

A. District 4 – Commissioner Robinson advised that he attended the first graduation for the Firefighter 1 and Firefighter 2 Class on Saturday (*May 16, 2009*); and

1747

B. Heard comments from Doug McAllister, who expressed his appreciation to the Board for approving to fund the miscellaneous expenses associated with the fireworks display on Pensacola Beach for the 4th of July.

1748

6. Proclamations

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the Proclamation proclaiming June 2009 as "National Safety Month" in Escambia County.

1749

7. Written Communication

A. Code Enforcement Lien – 1222 North 69th Avenue

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson temporarily out of Board Chambers, approving to waive the fines, and collect the hard costs, in the amount of \$675, relative to an Email communication, dated March 10, 2009, from Denis M. Querrard requesting that the Board forgive a Code Enforcement Lien, recorded in Official Records Book 5238 at Page 1074, against property located at 1222 North 69th Avenue.

1751

Speaker(s):

Denis M. Querrard

(Continued on Page 4)

REGULAR BCC AGENDA – Continued

7. Continued...

B. Zoning Correction – Fisher Cabinet Company, LLC

Motion made by Commissioner Valentino, seconded by Commissioner Robertson, and carried unanimously, approving to divert to Risk Management, for review, the March 10, 2009, Written Communication request from Frederick D. Fisher and Scott A. Fisher, Fisher Cabinet Company, LLC, that the Board reimburse Fisher Cabinet Company, LLC, for the direct costs (*in the amount of \$6,178.70*) associated with a zoning correction for property located at 2475 Interstate Circle, with an expectation of a favorable outcome and with the understanding that the request can come back to the Board for final disposition.

1753

For Information: Commissioner Robinson disclosed that Mr. Scott Fisher, owner of Fisher Cabinet Company, LLC, is a childhood friend, and he has done work for Mr. Fisher's business in the past; however, he is not barred from voting on this item.

Speaker(s):

Scott A. Fisher

C. Code Enforcement Lien – 10 Glynquist Avenue

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, approving to waive the fines, and collect the hard costs, in the amount of \$1,100, relative to a Communication, dated March 13, 2009, from Reuben Bell and Maxine Bell requesting that the Board forgive a Code Enforcement Lien, recorded in Official Records Book 5995 at Page 1153, against property located at 10 Glynquist Avenue.

1756

Speaker(s):

Reuben Bell

REGULAR BCC AGENDA – Continued

8. Proof of Publication

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, 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 (*the notice requirements for the 5:32 p.m. Public Hearing are to be waived*), and the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule*, as follows:

1800

- A. The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on May 16 and May 18, 2009, for consideration of a Permit to Construct and/or Operate a Construction and Demolition Debris Facility for Mobile Highway Infill Land Clearing Debris Facility; and
- B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule May 18, 2009 – May 22, 2009 – Legal No. 227904*, as published in the Pensacola News Journal on May 16, 2009, as follows:

May 18	4:00 p.m.	West Florida Regional Planning Council
May 18	5:00 p.m.	District 2 Commissioner's West-End Advisory Committee
May 19	1:30 p.m.	Environmental Enforcement Special Magistrate
May 19	4:00 p.m.	Health Facilities Authority
May 19	4:00 p.m.	Joint City Council-Board of County Commissioners Meeting
May 20	8:00 a.m.	Soil & Water Conservation Board
May 20	8:30 a.m.	Board of Adjustment
May 20	9:00 a.m.	Tourism Administration and Convention Committee
May 20	1:00 p.m.	Development Review Committee
May 21	9:00 a.m.	Agenda Work Session
May 21	9:00 a.m.	Board of Electrical Examiners
May 21	11:00 a.m.	BCC Information Technology Governance Council
May 21	11:00 a.m.	Workforce Escarosa Executive Committee
May 21	11:30 a.m.	Workforce Escarosa Board of Directors
May 21	1:00 p.m.	Wellness Committee
May 21	4:20 p.m.	Community Redevelopment Agency
May 21	4:30 p.m.	Board of County Commissioners Public Forum
May 21	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
NEXT WEEK'S NOTE:		
May 25		Holiday/Memorial Day – County Offices Closed
May 26	8:30 a.m.	Planning Board Workshop
May 26	1:30 p.m.	Environmental Enforcement Special Magistrate

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. 5:31 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving a *Permit to Construct and/or Operate a Construction and Demolition Debris Facility* for the Neighborhoods and Community Services Bureau, Division of Solid Waste Management, for the Mobile Highway Infill Land Clearing Debris Facility, located at 6775 Mobile Highway, for use by the Escambia County Division of Roads and Bridges only.

1801

Speaker(s) – None.

10. 5:32 p.m. Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, taking the following action concerning the Adult Arcade Emergency Moratorium Ordinance:

1801

- A. Waiving the notice requirements (4/5 vote required);
- B. Declaring that an emergency exists and that the immediate enactment of said Emergency Ordinance is necessary; and
- C. Adopting, and authorizing the execution of, the Emergency Ordinance (*Number 2009-15*), as requested by the Board at the May 14, 2009, Committee of the Whole Workshop.

Speaker(s) – None.

REGULAR BCC AGENDA – Continued

11. Committee of the Whole Recommendation(s)

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, taking the following action, as recommended by the Committee of the Whole (C/W), at the May 14, 2009, C/W Workshop:

1801

- A. Approving to proceed with the SAFER (*Staffing for Adequate Fire and Emergency Response*) Grant (*in the total amount of \$2,474,873 [Federal share in the amount of \$1,223,473 and a local match in the amount of \$1,251,400]*) (Item 4);
- B. Taking the following action concerning a public/private partnership to fund a study and develop a district overlay plan for the Perdido Key area (Item 9):
  - (1) Approving to enact a Countywide emergency moratorium (*see 5:32 p.m. Public Hearing*) on adult arcades, to allow staff to gain a better understanding regarding whether or not the Board has the ability to regulate, and what action the Board can take regarding, these games of chance; and
  - (2) Approving to advertise a Request for Proposals to study the costs associated with establishing an overlay district for Perdido Key;
- C. Taking the following action concerning Emergency Communications (Item 10):
  - (1) Approving Option 3 (*as outlined in the backup PowerPoint Presentation entitled Emergency Communications FCC Mandate Computer Aided Dispatch [CAD] Upgrade*), and re-program and replace the existing radio system shared by the County, Sheriff, and City of Pensacola, at a cost of \$2 million, plus \$200,000 per year for maintenance, to comply with the FCC (*Federal Communications Commission*) mandate that governments utilize narrowband radio channels by January 1, 2013; and
  - (2) Approving to upgrade the CAD System, at a cost of approximately \$85,000 for application software and hardware (*servers/workstations*);
- D. Approving to proceed with the *Interlocal Agreement Relating to Escambia County's Artificial Reef Sites* (Item 13);

(Continued on Page 8)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

11. Continued...

- E. Approving to recommend that the TDC (*Tourist Development Council*) form a subcommittee of the TDC (*Civic Center Advisory Board*), with the TDC to establish who will serve on, and the rules and procedures of, the subcommittee (Item 14);
- F. Authorizing staff to initiate the acquisition of easements, by donation, and property, by donation or purchase, within the Jones Creek East Stream Restoration project boundaries, with the process to include, but not be limited to, obtaining title commitments, Phase I Environmental Assessments, Appraisals, Surveys, and Inspections (Item 15);
- G. Authorizing the County Attorney to provide, at the Regular Board Meeting in July, a Resolution regarding the establishment of an Animal Services Advisory Committee (Item 17);
- H. Approving to waive the fees, in the amount of \$18,000, for the BRACE (*Be Ready Alliance Coordinating for Emergencies*) Hurricane Expo to be held at The Pensacola Civic Center on June 20, 2009 (Item 18); and
- I. Approving to appropriate \$15,000 from 4th Cent Tourist Development Tax proceeds to fund miscellaneous expenses associated with the July 4, 2009, *Kaboom – Pensacola Beach Fireworks Display* (Commissioner Robinson's Add-on Item 1).



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 White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 6, as follows: 1802

1. Accepting, for filing with the Board's Minutes, the following five Reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department: 1802
  - A. Payroll Expenditures for Pay Date May 15, 2009, in the amount of \$2,193,816.00; and
  - B. The following two Disbursement of Funds:
    - (1) April 30, 2009, to May 6, 2009, in the amount of \$19,906,437.06; and
    - (2) May 7, 2009, to May 13, 2009, in the amount of \$1,988,592.89;
  - C. The Investment Report for the month ended April 30, 2009; and
  - D. The Tourist Development Tax Collections Data for Fiscal Year 2008-2009, which includes March 2009 returns received in the month of April 2009; the seven months revenue collected to date reflects 37.4% of the Budget for the Fiscal Year.
2. Adopting the Resolution (*R2009-108*) authorizing the write-off of \$1,126,294.72 in receivables that have been recorded in the Emergency Medical Services (EMS) Fund of the County and have been determined to be uncollectible bad debts. 1802
3. Approving six forms, *Request for Disposition of Property*, indicating equipment to be sold as surplus and/or appropriately disposed of, and one form, *Request for Reinstatement of Property*; the Requests were prepared by various County Bureaus and state the reasons for disposition/reinstatement. 1802
4. Accepting, for filing with the Board's Minutes, the Minutes of the Quarterly Meeting of the County Investment Advisory Committee (CIAC) held April 24, 2009, as prepared by the Clerk to the Board's Office. 1802

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

5. Accepting, for filing with the Board's Minutes, the *Increase Penalty Rider*, executed by Evergreen National Indemnity Company, as Surety, on behalf of Allied Waste Services of North America, LLC, as Current Principal of Record, in favor of Escambia County Solid Waste Management, as Obligee, amending Bond No. 551298 to increase the penalty from \$500,000 to \$900,000, effective February 17, 2009, as received in the Clerk to the Board's Office on April 9, 2009. 1802

6. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office: 1802

A. Approving the Minutes of the Regular Board Meeting held May 7, 2009; and

B. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held May 7, 2009, as follows:

1. FOR INFORMATION: The agenda package for the 5:30 p.m., May 7, 2009, Regular Board Meeting was reviewed as follows:

A. County Administrator McLaughlin, Judy H. Witterstaeter, Administrative Assistant, County Administrator's Office, County Attorney Rogers, Sandra Slay, Office of Environmental Enforcement, and Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, reviewed the agenda cover sheet;

B. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, reviewed the Clerk's Report, with comments from Keith Thompson, Senior Vice President, Bank of America, regarding Item I-4;

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

(Continued on Page 11)

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...

B. Report of the May 7, 2009, Agenda Work Session – Continued

1. Continued...

D. County Administrator McLaughlin, Judy H. Witterstaeter, Administrative Assistant, County Administrator's Office, County Attorney Rogers, Joy D. Blackmon, Bureau Chief, Public Works Bureau, Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, Sandra P. Jennings, Bureau Chief, Neighborhoods and Community Services Bureau, Randy Wilkerson, Executive Director, Neighborhood Enterprise Foundation, Inc., Keith Wilkins, Deputy Bureau Chief, Neighborhoods and Community Services Bureau, and Larry Goodwin, Engineering, reviewed the County Administrator's Report, with comments from Ruth Gordon regarding Item II-25;

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

F. Commissioner Valentino, Commissioner White, Commissioner Robinson, Commissioner Young, Gordon Pike, Bureau Chief, Corrections Bureau, County Administrator McLaughlin, T. Lloyd Kerr, Bureau Chief, Development Services Bureau, reviewed the Commissioners' add-on items.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. ACTION ITEMS

1. Adoption of Resolution for EGDP

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting a Resolution (*R2009-109*) to establish the Escambia County Green Development Program (EGDP), which encourages the construction of sustainable or green building projects; the EGDP offers County website recognition for United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) or Florida Green Building Coalition (FGBC) verified projects.

1802

II. CONSENT AGENDA

1. Scheduling of a Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried unanimously, approving to drop the recommendation that the Board schedule a Public Hearing for 5:45 p.m., Thursday, June 18, 2009, to transmit the Evaluation and Appraisal Report (EAR) Based Amendments to the Comprehensive Plan.

1802

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

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-10. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 10, as follows, as amended to drop Item 10:

1803

1. Accepting, for filing with the Board's Minutes, the April 16, 2009, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.
2. Confirming the County Administrator's appointment of Christian Wagley to the Citizens' Environmental Committee, effective May 1, 2009, through April 30, 2010, replacing Charles "Clay" Miller, whose term expired April 30, 2009; the County Administrator's appointee serves a one-year term.

1803

1803

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-10. Approval of Various Consent Agenda Items – Continued

3. Approving the *Special Event Permit Application* for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 12:00 a.m. (directly after the game), Saturday, May 30, 2009. 1803
4. Approving the *Special Event Permit Application* for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 12:00 a.m. (directly after the game), Saturday, July 18, 2009. 1803
5. Approving the *Special Event Permit Application* for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 12:00 a.m. (directly after the game), Saturday, August 1, 2009. 1803
6. Approving the *Special Event Permit Application* for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 12:00 a.m. (directly after the game), Saturday, August 29, 2009. 1803
7. Authorizing the scheduling (*and advertising*) of a Public Hearing for June 4, 2009, at 5:33 p.m., to consider (*adopting an Ordinance*) amending Section 74-32, Definitions, and Section 74-37, (*General closing hours*) of the Escambia County Code of Ordinances, modifying the hours of operation for park facilities not equipped for nighttime use and providing for exceptions for County park facilities with boat ramps and/or water access. 1803

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-10. Approval of Various Consent Agenda Items – Continued

8. Authorizing the scheduling (*and advertising*) of a Public Hearing for June 18, 2009, at 5:31 p.m., to consider the Petition to Vacate a portion of Gant Avenue, approximately 9,000 square feet, or 0.20 acre, and a portion of an unopened right-of-way in Sunset Bayous Subdivision, approximately 3,600 square feet, or 0.08 acre, as petitioned by Jerry Morgan. 1803
9. Reappointing Mr. Steve Jernigan to the Escambia County Housing Finance Authority, to serve a four-year term, effective August 1, 2009, through July 31, 2013, as requested by Mr. Elbert Jones, Jr., Executive Director of the Escambia County Housing Finance Authority. 1803
10. Dropping the recommendation that the Board adopt the Resolution approving the appointment of Mr. John Griffing, effective May 21, 2009, as a replacement on the Board of Directors of the Governmental Facilities Leasing Corporation, for Mr. Brian De Maria, who resigned. 1803

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-25. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving Consent Agenda Items 1 through 25, as follows, with the exception of Items 14 and 15, which were held for separate votes:

1804

1. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Facade Grant Funding and Lien Agreements (*for property located*) at 2600 North Pace Boulevard:

1804

A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Bill Y. Kwak and Sonye Goag, owners of commercial property located at 2600 North Pace Boulevard, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$10,000, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, for the following improvements:

Parking lot improvements

B. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 2600 North Pace Boulevard, in the amount of \$10,000; and

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

2. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Facade Grant Funding and Lien Agreements (*for property located*) at 3603 West Mobile Highway:

1804

A. Rescinding the October 16, 2008, Board's action concerning the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Joseph E. Melei and Margie R. Melei, for commercial property located at 3603 West Mobile Highway, in the amount of \$10,000.00;

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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

1-25. Approval of Various Consent Agenda Items – Continued

2. Continued...

B. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Margie R. Melei, owner of commercial property located at 3603 West Mobile Highway, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$5,731.50, representing an in-kind match through the Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, for the following improvements:

Parking lot improvements, paint the exterior of the building, and install a wrought iron fence

C. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 3603 West Mobile Highway, in the amount of \$5,731.50; and

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

3. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement (*for property located*) at 3603 West Mobile Highway:

1804

A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Margie R. Melei, owner of commercial property located at 3603 West Mobile Highway, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, 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 digital display signage

B. Authorizing the Chairman to sign the Funding Agreement 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

1-25. Approval of Various Consent Agenda Items – Continued

4. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 213 Southeast Baublits Drive:

1804

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Lynn B. Chidester, owner of residential property located at 213 Southeast Baublits Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,240, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Electrical rewiring

- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 213 Southeast Baublits Drive, in the amount of \$2,240; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

5. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 217 Bryant Road:

1804

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and John Gilkerson and Kelly Gilkerson, owners of residential property located at 217 Bryant Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$3,112, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Electrical rewiring

- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 217 Bryant Road, in the amount of \$3,112; and

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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

1-25. Approval of Various Consent Agenda Items – Continued

5. Continued...

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

6. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 317 Chattman Street:

1804

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and William H. McNeal and Faye A. McNeal, owners of residential property located at 317 Chattman Street, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,730, 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 roof

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 317 Chattman Street, in the amount of \$2,730; 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

1-25. Approval of Various Consent Agenda Items – Continued

7. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement (*for property located*) at 1000 North Navy Boulevard:

1804

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Fun Zone Pizza, Inc., owner of commercial property located at 1000 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, 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 building signage

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

8. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement (*for property located*) at 2600 North Pace Boulevard:

1804

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Bill Y. Kwak and Sonye Goag, owners of commercial property located at 2600 North Pace Boulevard, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, 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 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

1-25. Approval of Various Consent Agenda Items – Continued

9. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 3306 West La Rua Street:

1804

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Kent D. Lowman, owner of residential property located at 3306 West La Rua Street, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$5,150.50, representing an in-kind match through the Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, for the following improvements:

Install central air conditioning and heating system, install storm windows, and sliding glass panels

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 3306 West La Rua Street, in the amount of \$5,150.50; and

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

10. Ratifying the following (*May 21, 2009*) action of the Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Program:

1804

A. Approving the following two Residential Rehab Grant Program Cancellations of Lien:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
Carlos A. and Bettie C. Derivas	205 Edgewater Drive	\$2,565.50
Ben B. Cabell and Evalyn A. Cabell	110 Holmes Street	\$2,384.00

B. Authorizing the Chairman to sign the Cancellations of Lien.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

11. Ratifying the following (*May 21, 2009*) action of the Community Redevelopment Agency (CRA) concerning the Commercial Facade, Landscape, and Infrastructure Grant Program:

1804

A. Approving the following three Commercial Facade, Landscape, and Infrastructure Grant Program Cancellations of Lien, since the Grant recipients have met their Grant requirements:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
Linh Le	1611 North Pace Boulevard	\$ 5,369
Drake Enterprises, LLC	3920 West Navy Boulevard	\$10,000
Pensacola PetPlace, LLC	5101 North Palafox Street	\$10,000

B. Authorizing the Chairman to sign the Cancellations of Lien.

12. Ratifying the following (*May 21, 2009*) action of the Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Program:

1804

A. Approving the following nine Residential Rehab Grant Program Cancellations of Lien, since the Grant recipients have met their Grant requirements:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
Manley Preston George	216 Bryant Road	\$2,375.00
Kenneth H. McClure and Karen L. McClure	1301 Poppy Avenue	\$5,250.00
John L. Welk and Belle S. Welk	406 Southeast Syrcle Drive	\$ 988.00
Auburn T. Ward and Dorothy Ward	224 Payne Road	\$4,327.00
James L. Thiesse and Jane E. Thiesse	419 Baublits Court	\$ 625.00
Timothy Smith	427 Baublits Court	\$ 875.00
Gregory Lawrence	319 Southeast Baublits	\$3,230.00
Denise O'Dell	332 Gibbs Road	\$1,487.50
Sherri F. Jennings	225 Payne Road	\$2,998.00

B. Authorizing the Chairman to sign the Cancellations of Lien.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

13. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 46 Kennington Drive:

1804

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Philip A. Pope, owner of residential property located at 46 Kennington Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$850, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Sanitary sewer connection

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 46 Kennington Drive, in the amount of \$850; and

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

14. See Page 28.

15. See Page 28.

16. Taking the following action concerning the Community Development Block Grant Recovery (CDBG-R) Substantial Amendment to the 2008 Escambia Consortium Annual Action Plan:

1804

A. Approving and authorizing submission of a Substantial Amendment to the 2008 Escambia Consortium Annual Action Plan to:

(1) Incorporate \$559,361 in CDBG-R funding to undertake public infrastructure improvements in the Aviation Field neighborhood; and

(Continued on Page 23)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

16. Continued...

A. Continued...

(2) Provide for reallocation of \$40,000 in 2007 CDBG funds to finance parking area infrastructure and accessibility improvements at the Council on Aging of Northwest Florida, Inc., Central Program Services Facility, located at 875 Royce Street in Pensacola; and

B. Authorizing the County Administrator to execute the 2008 Substantial Amendment and related CDBG-R Program forms, certifications, and any related documents as may be required to submit the Amendment to the U. S. Department of Housing and Urban Development (HUD), and authorizing the County Administrator or Chairman, as appropriate, to execute all documents required to receive the CDBG-R funds and to implement the CDBG-R Program activities.

17. Ratifying the following (*May 21, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 6 Greve Road:

A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Thomas G. Campbell and Betty Lou Campbell, owners of residential property located at 6 Greve Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$704, 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 storm shutters

B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 6 Greve Road, in the amount of \$704; and

(Continued on Page 24)

1804

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

17. Continued...

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

18. Adopting the Resolution (*R2009-112*) approving Supplemental Budget Amendment Number 229, Other Grants and Projects Fund (110) and General Fund (001), in the amount of \$2,479,995, to recognize proceeds from the United States Department of Energy and to appropriate these funds for local energy efficiency activities in Escambia County. 1804

19. Awarding a Task Order, PD 08-09.012, Chimes Way Park Design, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Fabre Engineering and Surveying, for a lump sum amount of \$46,446, with allowances of \$21,922, for a total of \$68,368 (Funding: Fund 151, Palafox TIF [*Tax Increment Financing*], Account 220517, Object Code 53101). 1804

20. Taking the following action concerning a Task Order for Rocky Branch Road Dirt Road Paving and Drainage Improvements (Fund 352, Local Option Sales Tax III, Account 210107, Object Code 56301, Project No. 08EN0775): 1804

A. Approving the following Selection/Negotiation Committee Ranking:

- (1) Hatch Mott MacDonald
- (2) jehle-halstead, inc.
- (3) American Consulting Engineers of FL

B. Awarding a Task Order, PD 08-09.024, Rocky Branch Road Dirt Road Paving and Drainage Improvements, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Hatch Mott MacDonald, for a lump sum amount of \$98,375, with allowances of \$47,832, for a total of \$146,207.



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

21. Taking the following action concerning the purchase of property owned by CoxCom, Inc., for the Ten Mile Road at Chemstrand Road Intersection Improvement Project (Funding Source: Fund 352, Local Option Sales Tax III, Account 210107/56301/56101, Project 08EN0255):

1804

- A. Authorizing staff to purchase property owned by CoxCom, Inc. (approximately 0.40 acre), for the Ten Mile Road at Chemstrand Road Intersection Improvement Project, for the negotiated price of \$35,000, which is less than the appraised value of \$47,500;
- B. Authorizing the payment of documentary stamps because this property is being acquired for governmental use to improve the roadway and infrastructure at this intersection; this Project will benefit the County and its citizens by reducing traffic delays and providing greater safety; and
- C. Authorizing the Chairman to sign the *Contract for Sale and Purchase* document and any other documents necessary to complete this purchase.

22. Taking the following action concerning the surplus and sale of real property located on Calloway Street (*due to the failure of the successful bidder to close on the property*):

1804

- A. Rescinding the Board's action of April 10, 2007, as follows:
  - (1) Declaring surplus the Board's real property located on Calloway Street, Tax Account Number 11-3964-008, Tax Reference Number 16-1N-31-1301-000-008, offering this property to the adjacent property owners, and authorizing the sale of this property to the highest offer received above the minimum bid of \$860, without further action of the Board; and
  - (2) Authorizing the Chairman to sign any and all documents necessary to close the sale;

(Continued on Page 26)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

22. Continued...

B. Declaring as surplus the Board's real property located on Calloway Street, Tax Account Number 11-3964-008, Reference Number 16-1N-31-1301-000-008; a legal notice will be posted in the Pensacola News Journal for two weeks stating that the County will be accepting offers by sealed bid;

C. Authorizing the sale of this property to the bidder with the highest offer received above the minimum bid of \$817, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and

D. Authorizing the Chairman to sign all documents related to the sale.

23. Taking the following action concerning the purchase of property owned by Gator Investment Properties, Inc., for a proposed boat ramp project (Funding Source: Fund 352, Local Option Sales Tax III, Account 220102/56101, Project 08NE0018, Boat Ramps):

1804

A. Authorizing staff to purchase property, located in the 1200 Block of Mahogany Mill Road and owned by Gator Investment Properties, Inc., (approximately 2.93 acres) for a proposed boat ramp project, for \$1,205,000, (which incorporates the average of two appraisals - \$1,200,000, plus \$5,000 for half of the estimated closing costs); and

B. Authorizing the Chairman to sign the *Contract for Sale and Purchase* document and any other documents necessary to complete this acquisition.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-25. Approval of Various Consent Agenda Items – Continued

24. Taking the following action concerning increasing the funded portion of the State Road 292 (Perdido Key Drive) Project Development and Environmental (PD&E) Phase Agreement:

1804

A. Approving, subject to Legal sign-off, the *Amendment to Transportation Regional Incentive Program Joint Participation Agreement Between the State of Florida Department of Transportation and Escambia County, Florida, FM# 4210112801*, which specifies an increase, in the amount of \$898,064.12, to the Project cost (referenced in Exhibit 3B on Page 2 of the original Agreement), for the PD&E Phase of State Road 292 (Perdido Key Drive) and Bridge Project;

B. Authorizing the Chairman to sign the Amendment; and

C. Adopting the Resolutions (*R2009-113 and R2009-114, respectively*) authorizing the Chairman to sign the Agreement (*Amendment [and the Amendment approved on May 7, 2009]*).

25. Taking the following action concerning the Traffic Calming Policy (Funding Source: Fund 175, Transportation Trust Fund, Account 250701, Fund 351, Local Option Sales Tax (LOST) II, Account 210105, and Fund 352, LOST III, Account 210107):

1804

A. Rescinding the Board of County Commissioners Traffic Calming Policy adopted on November 29, 1989, and last revised on June 15, 2000; and

B. Approving to utilize the Municipal Services Benefit Unit process for all traffic calming requests.

(Additional action taken later in the Meeting; see Page 29).

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

14. Purchase of Wedgewood Middle School Property

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-1, with Commissioner Robinson voting "no," taking the following action regarding the purchase of the Wedgewood Middle School property:

1804

- A. Authorizing the purchase of the Wedgewood Middle School property located at 3420 Pinestead Road, Pensacola, Florida 32505, from the School Board of Escambia County, in the amount of \$2,950,000, utilizing Local Option Sales Tax III Revenue, Fund 352, Reserves 59801;
- B. Authorizing the payment of all incidental expenses associated with the purchase, which may include, but is not limited to, legal document preparation fees and recording of documents;
- C. Authorizing the Chairman to execute the *Contract for Sale and Purchase*; and
- D. Authorizing approval of the necessary Purchase Order to complete the transaction.

15. ERML Lease of Land

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, taking the following action regarding the lease of land to Escambia River Muzzle Loaders, Inc., and ERML Sportsmens' Foundation, Inc. (collectively ERML), to construct a state-of-the-art firearms range:

1804

- A. Adopting a Resolution (*R2009-111*) authorizing the lease of real property to ERML for \$1 per year, for a 20-year period;
- B. Authorizing the Chairman to sign the Resolution;
- C. Approving the Lease Agreement with ERML (*for*) a portion of County property on Rocky Branch Road, for \$1 per year, for a 20-year period;
- D. Authorizing the Chairman to sign the Lease Agreement; and

(Continued on Page 29)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

15. Continued...

E. Authorizing the County Administrator to obtain, at the County's expense and in accordance with current Purchasing Department policy, an independent certification that the firearms range is designed and constructed with the safety, noise attenuation, and other design and construction standards referenced in the Lease Agreement, in addition to the independent certification to be provided by ERML pursuant to Section 5 of the Lease Agreement.

25. Traffic Calming Policy

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving to reconsider Item II-25.

1807

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-1, with Commissioner Young voting "no," taking the following action concerning the Traffic Calming Policy (Funding Source: Fund 175, Transportation Trust Fund, Account 250701, Fund 351, Local Option Sales Tax (LOST) II, Account 210105, and Fund 352, LOST III, Account 210107):

- A. Rescinding the Board of County Commissioners Traffic Calming Policy adopted on November 29, 1989, and last revised on June 15, 2000; and
- B. Approving to utilize the Municipal Services Benefit Unit process for all traffic calming requests.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Action Concerning Case No. 2004 CA 001431

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-1, with Commissioner Robinson voting "no," taking the following action concerning Ernest C. Wulzer and Rebecca L. Wulzer v. Escambia County, Florida (and the State of Florida, Department of Transportation) Case No. 2004 CA 001431:

1809

A. Approving the *Settlement Agreement* reached during mediation on May 15, 2009; and

B. Authorizing the County Administrator to sign the *Settlement Agreement*.

ITEMS ADDED TO THE AGENDA – COMMISSIONER KEVIN W. WHITE

1. Request to Retain Offices at Century Courthouse

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried 4-1, with Commissioner Robinson voting "no," adopting the Resolution (R2009-115) requesting the Clerk of the Court and the Tax Collector to retain offices at the Century Courthouse.

1810

ANNOUNCEMENTS – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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 6:19 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: June 4, 2009