

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
HELD JUNE 4, 2009
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(4:31 p.m. – 6:48 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
Mrs. Lisa N. Bernau, Chief Deputy Clerk, representing the
Honorable Ernie Lee Magaha, Clerk of the Circuit Court & Comptroller
Mr. Robert R. "Bob" McLaughlin, County Administrator
Mrs. Alison Rogers, County Attorney
Mrs. Cheryl Maher, Accounting Supervisor, Clerk & Comptroller's Office
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 comments from Sherri Myers and Barbara Mayall in support of a local option gas as a dedicated funding source for Escambia County Area Transit. 1632 & 1643
2. FOR INFORMATION: The Board heard comments from L. Gary Sansing regarding various County issues. 1635
3. FOR INFORMATION: The Board heard comments from Andrew Blewer regarding a holding pond located at Midas and Muldoon Roads. 1639

4:45 P.M. – PUBLIC FORUM ADJOURNED

5:33 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 5:33 p.m.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

2. Invocation

Commissioner Robinson advised that Father Harry Hill, Associate Rector, Christ Church, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Young advised that Commissioner White would lead the Pledge of Allegiance to the Flag.

4. Adoption of the Agenda

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the agenda as prepared and duly amended (*to include the County Attorney's Report*).

1735

5. Commissioners' Forum

1736

- A. District 2 – Commissioner Valentino encouraged the Commissioners to participate in Dan Roulett's initiative to send letters to the men and women serving in Iraq and Afghanistan;
- B. District 1 – Commissioner Robertson commented on a tour of Camp 5 with the State of Florida Secretary of Corrections, along with other State Officials, who were very impressed with the success of Escambia County's Camp 5 Rehabilitation Program;
- C. District 5 – Commissioner White extended an invitation to the first annual Blueberry Jamboree being held on Saturday, June 13, 2009, 8:00 a.m. to 8:00 p.m., at the Barrineau Park Community Center, hosted by the Neighborhoods and Community Services Bureau;
- D. District 4 – Commissioner Robinson extended a special welcome and "thank you" to the captain and crew of the Juan Sebastian De Elcano (*the Spanish Navy ship which arrived for a six-day visit in Escambia County to celebrate Pensacola's 450th Anniversary and the 60th Anniversary of the Fiesta of Flags*), and recognized Escambia County Fire Rescue for their response to an accident on the Interstate 10 Bridge; and

(Continued on Page 3)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

5. Continued...

E. District 3 – Commissioner Young thanked David Stafford, Supervisor of Elections, for representing Escambia County at a Fiesta of Flags event being held this evening, and thanked Cheryl Lively, Program Coordinator, and Shirley Gafford, Program Coordinator, County Administrator's Office, for all the work they do for the Board.

6. Proclamations/Special Recognition/Years of Service

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

1743

A. Recognizing the following organizations for their (*Team Up to*) cleanup efforts:

- (1) Epps Christian Center and Reverend Sylvia Tisdale
- (2) First Baptist Church of Warrington
- (3) HandsOn Northwest Florida

B. Recognizing, with pins and certificates, the employees named below for their dedication and years of service to the County:

- (1) Kenneth L. Bell, Mosquito Control Technician, Mosquito Control Branch, Facilities Management Division of the Public Works Bureau, for 25 years of dedicated service to Escambia County; and
- (2) John Danley, Maintenance Shop Supervisor, Facilities Management Division of the Public Works Bureau, for 25 years of dedicated service to Escambia County.

Speaker(s):

Reverend Sylvia Tisdale
Reverend James Miller
LaDonna Spivey

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

7. Written Communication

A. Code Enforcement Lien – Dianne M. Blue

Motion made by Commissioner White, seconded by Commissioner Robinson, 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 26, 2009, from Dianne M. Blue requesting that the Board forgive the daily fines relative to a Code Enforcement violation against property located at 6811 Gully Lane.

1752

Speaker(s):

Dianne M. Blue

B. Code Enforcement Lien – Israel Vana

Motion made by Commissioner Robertson, seconded by Commissioner White, and carried unanimously, approving to reduce the fines to \$50 per day, and collect the hard costs, for a total amount of \$13,674, plus the Clerk's fee, relative to a communication, dated March 27, 2009, from Israel Vana requesting that the Board forgive a Code Enforcement Lien against property located at 3106 West Blount Street.

1753

Speaker(s):

Israel Vana

REGULAR BCC AGENDA – Continued

8. Proof of Publication

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

1800

A. The following two Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on May 21, 2009, for consideration of the vacation of a portion of Dunaway Lane, as petitioned by Charles E. Bell; and
- (2) The 5:33 p.m. Public Hearing, advertised in the Pensacola News Journal on May 22, 2009, for consideration of adopting an Ordinance 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; and

B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule June 1, 2009 – June 5, 2009 – Legal No. 1405138*, as published in the Pensacola News Journal on May 30, 2009, as follows:

- June 1 5:30 p.m. Marine Advisory Committee
- June 2 1:30 p.m. Environmental Enforcement Special Magistrate
- June 2 3:00 p.m. Workforce Escarosa Career Council
- June 2 4:30 p.m. Tourist Development Council Meeting
- June 3 1:00 p.m. Development Review Committee
- June 4 8:00 a.m. Incident Review Board
- June 4 9:00 a.m. Agenda Work Session
- June 4 1:00 p.m. Wellness Committee Meeting
- June 4 1:30 p.m. Citizens Environmental Committee
- June 4 4:30 p.m. Board of County Commissioners Public Forum
- June 4 5:30 p.m. Board of County Commissioners Public Hearings & Reports

NEXT WEEK'S NOTE:

- June 8 8:30 a.m. Planning Board
- June 8 1:00 p.m. FL-AL TPO-Technical Coordinating Committee
- June 8 3:30 p.m. FL-AL TPO-Citizens Advisory Committee

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 Valentino, and carried unanimously, authorizing staff to re-advertise the Public Hearing for July 9, 2009, at 5:34 p.m., relative to the recommendation that the Board take the following action regarding the vacation of a portion of Dunaway Lane (approximately 66 feet x 4,413 feet), as petitioned by Charles E. Bell:

1800

- A. Approve the Petition to Vacate;
- B. Accept the Hold/Harmless Agreement;
- C. 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):

Roxana Dawson
Charles E. "Chuck" Bell

10. 5:33 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting, and authorizing the Chairman to sign, the Ordinance (*Number 2009-16*) 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.

1823

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. CONSENT AGENDA

1-3. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 3, as follows:

1824

1. Accepting, for filing with the Board's Minutes, the following three Reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:
 - A. Payroll Expenditures for Pay Date May 29, 2009, in the amount of \$1,859,102.67; and
 - B. The following two Disbursement of Funds:
 - (1) May 14, 2009, to May 20, 2009, in the amount of \$1,590,471.03; and
 - (2) May 21, 2009, to May 27, 2009, in the amount of \$634,590.79.
 2. Approving three forms, *Request for Disposition of Property*, indicating equipment to be sold as surplus and/or appropriately disposed of; the Requests were prepared by various County Bureaus and state the reasons for disposition/reinstatement.
 3. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:
 - A. Approving the Minutes of the Joint City-County Meeting held May 19, 2009;
 - B. Approving the Minutes of Regular Board Meeting held May 21, 2009;
- (Continued on Page 8)

1824

1824

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
3. Continued...
 - C. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held May 21, 2009, as follows:
 1. FOR INFORMATION: The agenda package for the 5:30 p.m., May 21, 2009, Regular Board Meeting was reviewed as follows:
 - A. Shirley L. Gafford, Program Coordinator, County Administrator's Office, and County Attorney Rogers, reviewed the agenda cover sheet;
 - B. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, reviewed the Clerk's Report, with comments from Michael Hardin, Bureau Chief, Public Safety Bureau, regarding Item I-2;
 - C. T. Lloyd Kerr, Bureau Chief, Development Services Bureau, and Dale Baker, Development Services Bureau, reviewed the Growth Management Report;
 - D. County Administrator McLaughlin; County Attorney Rogers; Shirley L. Gafford, Program Coordinator, County Administrator's Office; Larry Goodwin, Engineering; Joy D. Blackmon, Bureau Chief, Public Works Bureau; David Wheeler, Deputy Bureau Chief, Public Works Bureau; Amy Lovoy, Bureau Chief, Management and Budget Services Bureau; Keith Wilkins, Deputy Bureau Chief, Neighborhoods and Community Services Bureau; and Larry Newsom, Transportation Director, reviewed the County Administrator's Report;
 - E. County Attorney Rogers reviewed the County Attorney's Report; and
 - F. Commissioner White reviewed his add-on item.

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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

1-3. Approval of Various Consent Agenda Items – Continued

3. Continued...

D. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held May 14, 2009, as follows:

AGENDA NUMBER

1. Call To Order

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

2. Was the Meeting Properly Advertised?

The C/W was advised by Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, that the Meeting was advertised in the Pensacola News Journal on May 9, 2009, in the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule May 11, 2009 – May 15, 2009, 2009, Legal No. 1400757.*

3. Patriot Guard – Presentation of Proclamation by Commissioner Valentino

A. Discussion – The C/W:

- (1) Viewed a video presentation regarding the Patriot Guard Riders, presented by Larry Daniel, and heard comments from two unidentified members of the Patriot Guard Riders of Northwest Florida; and
- (2) Observed Commissioner Valentino present the Proclamation proclaiming May 2009 as “National Military Appreciation Month,” with special recognition to the group of volunteers known as the "Patriot Guard Riders"; 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
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

4. SAFER (Staffing for Adequate Fire and Emergency Response) Grant

A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Safer Grant – Staffing for Adequate Fire and Emergency Response*, presented by John Sims, Fire Services Manager, and the C/W:

- (1) Was advised by Mr. Sims that staff will be requesting the Board's approval of an increase in the Fire Services Municipal Services Benefit Unit (MSBU) rate; and
- (2) Was advised by County Administrator McLaughlin that the MSBU rate is anticipated to increase by a maximum of \$25, over a five-year period, and that staff will provide, for discussion at the June 2009 C/W Workshop, the minimum fees for commercial property and some suggested fees for residential property; and

B. Board Direction – The C/W recommends the Board approve proceeding with the SAFER 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]*).

Recommended 5-0

(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
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

5. Possible Purchase of Property for Sheriff's South Precinct

A. Discussion – The C/W was advised by Commissioner Young that discussion concerning the possible purchase of property for the Sheriff's South Precinct was dropped, and was advised by David Wheeler, Deputy Bureau Chief, Public Works Bureau, that the owner of the property located at 4504 Twin Oaks Drive had leased the property to the Veterans' Administration; therefore, it was no longer available for purchase; and

B. Board Direction – None.

6. Gulf Coast Aerospace Defense (GCAD)

A. Discussion – The C/W discussed the Gulf Coast Aerospace Defense (GCAD), and the C/W:

- (1) Was advised by County Administrator McLaughlin that the GCAD Coalition is an initiative to promote the region comprised of the four (*Florida*) Panhandle Counties and Mobile County, Alabama, as a domestic and international location for aerospace and defense, to recruit companies, foster partnerships, support entrepreneurs, and recruit talent, and that last year there were visits from more than 37 countries and resumes were received from more than 1,000 people who are eligible for these types of endeavors;

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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
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

6. Continued...

A. Continued...

(2) Was advised by County Administrator McLaughlin that the Santa Rosa County Board of Commissioners provided the initial financial support, in the amount of \$150,000, with the tacit understanding that the other counties in the region would continue to support this venture; and

(3) Heard the request from Commissioner Robinson, with a consensus, that the \$150,000 funding for the second phase of this initiative be discussed at the June 2009 C/W Workshop; and

B. Board Direction – None.

7. Comprehensive Annual Financial Report

A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Comprehensive Annual Financial Report*, presented by Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services; 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
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

8. Arts Council of Northwest Florida Lease Agreement to Occupy the Main Floor Old County Courthouse

A. Discussion – The C/W heard an update from David Wheeler, Deputy Bureau Chief, Public Works Bureau, concerning The Arts Council of Northwest Florida, Inc., Lease Agreement to Occupy the Main Floor Old County Courthouse, and the C/W:

- (1) Upon inquiry from Commissioner White, was advised by Mr. Wheeler that the annual cost of maintenance, custodial services, and utilities for the Old County Courthouse is approximately \$48,000, half of which is attributed to utilities;
- (2) Was advised by Mr. Wheeler that the Arts Council has submitted an application to the Tourist Development Council (TDC) for a recurring grant, in the amount of \$88,800 per year, from 3rd Cent Tourist Development Tax (TDT) funds, to support expenses directly related to the Arts and Cultural Information Center;
- (3) Was advised by Catherine Guin, Executive Director of the Arts Council, that the request for 3rd Cent TDT funds will be presented to the TDC at its quarterly meeting on June 2, 2009; and
- (4) Heard the request from Commissioner Robinson that the funding come from 4th Cent TDT proceeds, if the TDC does not approve the application for 3rd Cent TDT funds; and

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 8. Continued...
- B. Board Direction – The C/W was advised by Commissioner Young that staff should proceed with the Lease and, if there are any concerns, provide a report at the June 4, 2009, Regular Board Meeting.
- 9. Public/Private Partnership to Fund Study and Develop a District Overlay Plan for the Perdido Key Area
 - A. Discussion – The C/W heard an update from Commissioner Valentino concerning a Public/Private Partnership to Fund a Study and Develop a District Overlay Plan for the Perdido Key Area, and the C/W:
 - (1) Heard the request from Commissioner White that the Board publish a Request for Proposals (RFP) to study the costs associated with the overlay district; and
 - (2) Heard comments from Eddie McMillan, Perdido President's Forum, and his request that the Board adopt a moratorium on electronic gambling devices; and

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

9. Continued...

B. Board Direction – The C/W recommends the Board take the following action concerning a public/private partnership to fund a study and develop a district overlay plan for the Perdido Key area:

- (1) Enact a Countywide emergency moratorium 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) Advertise a Request for Proposals to study the costs associated with establishing an overlay district for Perdido Key.

Recommended 5-0

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

10. Emergency Communications Update (Referred from 04/09/2009 C/W)

- A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Emergency Communications*, presented by Bob Boschen, Communications Manager, Public Safety Bureau; and
- B. Board Direction – The C/W recommends the Board take the following action concerning Emergency Communications:
 - (1) Approve 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) Approve upgrading the CAD System, at a cost of approximately \$85,000 for application software and hardware (servers/workstations).

Recommended 5-0

(Continued on Page 17)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 11. Downtown Technology Park Interlocal Agreement (Referred from 04/09/2009 C/W)
 - A. Discussion – The C/W was advised by Commissioner Young that discussion concerning the Downtown Technology Park Interlocal Agreement was referred to the June 11, 2009, C/W Workshop; and
 - B. Board Direction – None.
- 12. Forgiveness of Liens Related to Liens Created by the Order of the Environmental Enforcement Special Magistrate / Tax Deed Purchase Screening Process (Referred from 04/09/2009 C/W) (For Discussion – No Backup)
 - A. Discussion – The C/W discussed Forgiveness of Liens Related to Liens Created by the Order of the Environmental Enforcement Special Magistrate / Tax Deed Purchase Screening Process, and was advised by County Attorney Rogers that she will assist with drafting a policy that will allow certain Code Enforcement issues to be resolved administratively, including liens filed against homestead property and violations that have not been abated by the property owners; 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
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 13. Draft Letter and Agreement Concerning Santa Rosa County Use of Escambia County Reef Sites (Referred from 04/09/2009)
 - A. Discussion – The C/W heard the request from Robert Turpin, Chief, Marine Resources Division, for Board direction regarding the Draft Letter and Agreement Concerning Santa Rosa County Use of Escambia County Reef Sites; and
 - B. Board Direction – The C/W recommends the Board approve proceeding with the *Interlocal Agreement Relating to Escambia County's Artificial Reef Sites*.

Recommended 5-0

(Continued on Page 19)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

14. Establishment of a Pensacola Civic Center Advisory Committee

- A. Discussion – The C/W heard an update from Keith Wilkins, Deputy Bureau Chief, Neighborhoods and Community Services Bureau, concerning Establishment of a Pensacola Civic Center Advisory Committee; and
- B. Board Direction – The C/W recommends the Board approve recommending 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.

Recommended 5-0

Speaker(s):

John Panyko
Robert Wilson

(Continued on Page 20)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

15. Jones Creek East Stream Restoration Property Acquisition

- A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, entitled, *Jones Creek East Stream Restoration*, presented by Taylor "Chips" Kirschenfeld, Water Quality, Public Works Bureau; and
- B. Board Direction – The C/W recommends the Board authorize 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.

Recommended 5-0

16. Appointments to Boards and Committees Policy

- A. Discussion – The C/W discussed Appointments to Boards and Committees Policy, and the C/W:
 - (1) Heard the request from Commissioner Robinson that the Board adhere to its Policy regarding appointments to Boards and Committees;
 - (2) Was advised by County Attorney Rogers that the current Policy for serving more than one term provides that the Board can waive its Policy (*Appointment Policy and Procedures, Section I, Part B.1*) only once for any individual; and

(Continued on Page 21)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

16. Continued...

A. Continued...

(3) Heard the request from Commissioner Robinson and Commissioner White that the one-time waiver provision remain in the Policy; and

B. Board Direction – The C/W was advised by Commissioner Young that the County Attorney will draft a letter to advise the various agencies that, beginning July 1, 2009, the Board will adhere to its Policy.

17. Animal Services Advisory Committee

A. Discussion – The C/W discussed the Animal Services Advisory Committee; and

B. Board Direction – The C/W recommends the Board authorize the County Attorney to provide, at the Regular Board Meeting in July, a Resolution regarding the establishment of an Animal Services Advisory Committee.

Recommended 5-0

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
- 3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 18. BRACE (Be Ready Alliance Coordinating for Emergencies) – Waiver of Civic Center Rental Fee for Hurricane Expo, June 20, 2009
 - A. Discussion – The C/W discussed the BRACE (Be Ready Alliance for Coordinating for Emergencies) – Waiver of Civic Center Rental Fee for Hurricane Expo, June 20, 2009; and
 - B. Board Direction – The C/W recommends the Board approve waiving the fees, in the amount of \$18,000, for the BRACE Hurricane Expo to be held at The Pensacola Civic Center on June 20, 2009.

Recommended 5-0

Speaker(s):

Dave Cobb

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

- 1. 4th of July Fireworks on Pensacola Beach

The C/W recommends the Board approve appropriating \$15,000 from 4th Cent Tourist Development Tax proceeds to fund miscellaneous expenses associated with the July 4, 2009, *Kaboom – Pensacola Beach Fireworks Display*.

Recommended 5-0

(Continued on Page 23)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-3. Approval of Various Consent Agenda Items – Continued
3. Continued...
- D. Report of the May 14, 2009, C/W Workshop – Continued

ITEMS ADDED TO THE AGENDA – COMMISSIONER WILSON B. ROBERTSON

1. FOR INFORMATION: The C/W was advised by Commissioner Robertson that the County should not assume the "lead" for (*Escambia*) All For One, and was advised by County Administrator McLaughlin that he had provided advice to All For One regarding how issues were previously addressed through the Haas Center (*for Business Research and Development at the University of West Florida*).

AGENDA NUMBER – Continued

19. Adjourn

Chairman Young declared the C/W Meeting adjourned at 1:28 p.m.

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

I. ACTION ITEM

1. Kambreon Final Plat

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning recording of the Final Plat of Kambreon East (a 30-lot, single-family residential subdivision with a public street), located in the Ensley community, lying on West Detroit Boulevard and between Untreiner and Fowler Avenues, owned and developed by Ronald A. Johnson; 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:

1824

- A. Approving the Final Plat for recording;
- B. Approving the street name “James Taylor Lane”;
- C. Accepting all public easements, drainage improvements within public easements/public parcels, and Parcel “A” (an 0.89-acre Retention Pond), as depicted upon the Final Plat, for permanent County maintenance; the cost of maintenance for drainage improvements are to be funded through the establishment of a stormwater management Municipal Services Benefit Unit; and
- D. Authorizing the Chairman or Vice Chairman to execute a *Two-Year Warranty Agreement for Streets and Drainage Improvements Without Surety/Financial Security*.

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

2-9. Approval of Various Consent Agenda Items

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried unanimously, approving Consent Agenda Items 2 through 9, with the exceptions of Items 4 through 6, which were held for separate votes (*Item 1 was also held for a separate vote*):

1825

1. See Page 27.
2. Adopting the revised Escambia County Safety Policy Manual (Section II, B.5), effective June 4, 2009, to reflect the current reporting authority for Risk Management, as well as the County's updated safety practices.
3. Taking the following action concerning a Memorandum of Understanding (MOU) between the Escambia County Sheriff's Office and Escambia County BCC (*for operational relocation*):
 - A. Approving the *Memorandum of Understanding Between Escambia County and the Escambia County Sheriff's Office for Operational Relocation* that identifies the roles and responsibilities outlined for use of the Sheriff's Office facilities in the event Escambia County Emergency Management and/or the Escambia County Emergency Operations Center (EOC) must relocate normal or emergency operations due to an event rendering the Emergency Management and/or EOC facilities unusable; and
 - B. Authorizing the Chairman to sign the MOU.
4. See Page 27.
5. See Page 28.
6. See Page 29.

1825

1825

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

- I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued
- 2-9. Approval of Various Consent Agenda Items – Continued
7. Taking the following action concerning the operation and maintenance of the Escambia County Area Transit (ECAT):

1825

 - A. Approving the *Assignment of Agreements between Escambia County, Florida, and Veolia Transportation Services, Inc.*, for operation and maintenance of ECAT, to include the Escambia County Area Transit Management Services Agreement, dated August 19, 2004, and a Management Agreement for Non-Transit Vehicles Maintenance Services, dated February 17, 2005, previously managed by ATC/Vancom, Inc.; and
 - B. Authorizing the Chairman to sign the Agreement.
8. Taking the following action concerning a reappointment to the Escambia County Health Facilities Authority:

1825

 - A. Waiving the Board's Policy, Section I, Part B.1(D), Appointment Policy and Procedures; and
 - B. Reappointing Heber Christopher Brooks, Sr., for an additional four-year term, effective August 22, 2009, through August 21, 2013, as requested by Dr. Nell Potter, Chairman, Escambia County Health Facilities Authority.
9. Adopting the Resolution (*R2009-118*) approving the appointment of Mr. Tom Bell, effective June 4, 2009, as a replacement on the Board of Directors of the Governmental Facilities Leasing Corporation, for Mr. Brian De Maria, who resigned.

1825

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1. Revised Risk Management Policy and Procedures

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the revised Risk Management Policy and Procedures (Section II, B.18), effective June 4, 2009, to reflect the current reporting authority for Risk Management, as well as the County's updated Risk Management practices.

1826

Speaker(s):

Andrew Blewer

4. Donation of Surplus Equipment

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, taking the following action concerning disposition of surplus equipment and donation of a 1996 Gradall Excavator (Property Number 43932, Serial Number 0413245), to Jefferson County, Florida:

1830

- A. Approving the *Request for Disposition of Property* for the Gradall Excavator (Property Number 43932, Serial Number 0413245), which has minimal value and is not needed for County purposes, to be appropriately disposed of through donation to Jefferson County, Florida;
- B. Adopting a Resolution (*R2009-116*) authorizing conveyance of the Gradall Excavator (Property Number 43932, Serial Number 0413245), to Jefferson County, Florida, in compliance with Section 274.06, Florida Statutes; and
- C. Authorizing the Chairman to sign required documents related to the donation.

Speaker(s):

Andrew Blewer

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

5. Donation of Surplus Equipment

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning disposition of surplus equipment and donation of a 1995 International Aerial Bucket Truck (Property Number 40792, Serial Number 1HTSCACNXSH620441), to the Santa Rosa Island Authority:

1832

- A. Rescinding the Board's action of May 15, 2008, approving disposal of the International Aerial Bucket Truck by online auction site;
- B. Approving the *Request for Disposition of Property* for the 1995 International Aerial Bucket Truck;
- C. Adopting a Resolution (*R2009-117*) authorizing conveyance of the bucket truck (Property Number 40792, Serial Number 1HTSCACNXSH620441), to the Santa Rosa Island Authority, in compliance with Section 274.06, Florida Statutes; and
- D. Authorizing the Chairman to sign all documents related to the donation.

Speaker(s):

Andrew Blewer

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

6. Scheduling of a Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried 4-1, with Commissioner White voting "no," taking the following action concerning an Ordinance to impose an additional motor fuel tax:

1835

- A. Authorizing the scheduling (*and advertising*) of a Public Hearing at 5:32 p.m., on June 18, 2009, to consider (*adopting*) an Ordinance related to the imposition of an additional motor fuel tax, as allowed under Florida Statute 336.025; and
- B. Approving to place on the June 11, 2009, Agenda for the Committee of the Whole Workshop, a discussion for the imposition of the same motor fuel tax.

Speaker(s):

Andrew Blewer

II. BUDGET/FINANCE 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 3, with the exception of Items 4, 7, 8, and 9, which were held for separate votes:

1836

- 1. Adopting the Resolution (*R2009-119*) approving Supplemental Budget Amendment Number 243, Disaster Recovery Fund (112) and the General Fund (001), in the amount of \$1,000,000, to transfer funds from the General Fund and to appropriate these funds for interest payments for Fiscal Year 2007-2008 and Fiscal Year 2008-2009 on loans used to finance disaster recovery associated with Hurricanes Ivan and Dennis.
- 2. Awarding a Contract to Engineered Cooling Systems, Inc., in the amount of \$116,000 annually, for Maintenance Service for Central Energy Plant, PD 08-09.044, for a period of three years, to be renewed for two additional 12-month periods, up to a maximum of 60 months, with the Contract effective date as July 1, 2009 (Funding Source: Cost Center 210602, Object Code 54601).

1836

1836

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

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

3. Dropping the recommendation that the Board take the following action concerning the State of Florida VISA Purchasing Card Services Contract Number 973-120-97-1:

1836

A. Terminate the utilization of the State of Florida VISA Purchasing Card Services Contract Number 973-120-97-1, with Bank of America; and

B. Authorize the County to piggyback off of the City of Port St. Lucie Procurement Card Program Linking Authorization Contract #20070062, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications and exemptions; and Section 46-64, Board Approval, and award a Contract to FIA Card Services, N.A., a Bank of America Company, for use of the Purchasing Card Program and rebate with Bank of America, at no cost to the County, PD 08-09.053, for a period of 36 months, contingent on approval by the County Attorney's office.

4. See Page 33.

5. Approving the extension of the Contract with Horton Emergency Vehicles for "Purchase of Ambulances," PD 05-06.048, through June 15, 2011, in accordance with the terms and conditions of the solicitation and annual appropriation of funds (Funding Source: Fund 352 [Local Option Sales Tax III], Cost Center 330435).

1836

6. Taking the following action concerning the surplus and sale of real property located at 1608 West DeSoto Street:

1836

A. Declaring surplus the Board's real property, Account Number 15-0980-100, Reference Number 00-0S-00-9060-024-093, acquired by tax deed; 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;

B. Authorizing the sale of this property to the bidder with the highest offer received from sealed bids above the minimum bid of \$6,034, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and

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

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

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

7. See Page 33.

8. See Page 34.

9. See Page 36.

10. Approving Amendment #1 to the Contract PD 06-07.077, Design-Build Services for U.S. 90 (Nine Mile Road) / Hummingbird Boulevard Intersection, with American Consulting Engineers of Florida, LLC, and Ingram Signalization, to provide for the following (Funding: Fund 351, Local Option Sales Tax II, Account 210105, Object Code 56301, Project No. 06EN0625):

1836

A. SECTION 3. CONTRACT AMOUNT, is amended to read as follows:

In consideration of the faithful performance by Design-Build Firm of the covenants in this Agreement to the full satisfaction and acceptance of County, County agrees to pay, or cause to be paid, to Design-Build Firm in accordance with the terms of this Agreement the following Guaranteed Maximum Price (GMP) amount for the Project (herein "Contract Amount"): ~~\$To Be Negotiated~~ \$592,397.38.

B. SECTION 4. DESIGN-BUILD FIRM FEES, is amended to read as follows:

A. Pre-construction Phase Fee. For the performance of the design services set forth herein and for profit and overhead related to these services, a total fee of ~~\$55,395.63~~ \$114,145.38 shall be paid to the Design-Build Firm. The Pre-construction Phase Fee for the Project shall be paid according to completion of specific tasks required for approval of the final plans in monthly payments of \$27,697.81 each, as set forth in the Exhibit (Schedule of Tasks). The first monthly payment may be requested shall become due thirty (30) days following the issuance by the County of the Notice To Proceed with the design services for the Project and monthly thereafter based on the project schedule and approval by County of deliverables. ~~as set forth in Exhibit M. (Design Fee proposal) and Exhibit J. (Schedule of Project Fees).~~

(Continued on Page 32)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

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

10. Continued...

C. SECTION 4. DESIGN-BUILD FIRM FEES, is amended to read as follows:

B. Construction Phase Fee. Prior to commencement of the Construction phase of the Project, the County will direct the Design-Build Firm in writing to proceed with that Construction Phase. The Design-Build Firm's compensation for services performed during the Construction Phase shall be a total fee of ~~\$To Be Negotiated~~ \$478,252.00 (However, the County retains the right to review the need and effectiveness of any employee or employees assigned by the Design-Build Firm, should the County question the need for the employee or employees). The Construction Phase Fee shall be paid ~~in monthly payments of \$To Be Negotiated each and one final monthly payment of \$To Be Negotiated~~ at the conclusion of the Project as set forth in the Exhibit (Schedule of Tasks).

D. SECTION 6. CONTRACT TIME AND LIQUIDATED DAMAGES, is amended to read as follows:

A. Time is of the essence in the performance of the Work under this Agreement. Design-Build Firm shall commence the Work within ten (10) calendar days from the Commencement Date, established in each Phase's Notice to Proceed. No Work shall be performed at the Project site prior to such Commencement Dates. Design-Build Firm shall provide forty-eight (48) hours notice prior to beginning the Work. The Work shall be substantially completed within ~~To Be Negotiated~~ One Hundred Eighty (180) calendar days from the Commencement Date. The Work shall be fully completed and deemed ready by the County for final completion within ~~To Be Negotiated~~ Thirty (30) calendar days from the Substantial Completion Date. The Contract Time shall be the time period from the Commencement Date to the date of final completion totaling ~~To Be Negotiated~~ Two Hundred Ten (210) calendar days.

B. County and Design-Build Firm recognize that, since time is of the essence for this Agreement, the County will suffer financial loss if the Work is not substantially completed within the time specified. Should Design-Build Firm fail to substantially complete the Work within the time period noted above, County shall be entitled to assess, as liquidated damages, but not as a penalty, ~~\$To Be Negotiated~~ \$100.00 for each calendar day thereafter until Substantial Completion is achieved.

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

4. Contract to Southern Tires, Inc.

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, awarding a Contract to Southern Tires, Inc., for “Waste Tire Removal and Recycling,” PD 08-09.045, for a period of one year, to be renewed for two additional 12-month periods, up to a maximum of 36 months, with an effective date of September 2, 2009, in accordance with the terms and conditions of the solicitation, with an estimated expenditure of \$90,000; funding is available from Fund 401 (Solid Waste Fund), Cost Center 220604.

1837

7. Innerarity Island Road Paving MSBU

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning Innerarity Island Road Paving Municipal Services Benefit Unit (MSBU):

1838

- A. Approving an interfund loan from the Local Option Sales Tax Fund (352), to the MSBU Assessment Program Fund (177), in an amount not to exceed \$475,000, to pay costs associated with improving Innerarity Point Road; the interfund loan will have a maximum repayment schedule of 10 years and will be repaid from MSBU assessments; and
- B. Adopting *(the Resolution [R2009-120] approving)* Supplemental Budget Amendment Number 246, MSBU Assessment Program Fund (177), in the amount of \$475,000, to recognize the proceeds of the interfund loan and to appropriate these funds for Innerarity Point Road improvements.

Speaker(s):

Andrew Blewer

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Subgrant Applications

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning the Edward Byrne Memorial Justice Assistance Grant (JAG) Program – American Recovery and Reinvestment Act of 2009 – State Solicitation:

1840

A. Approving the following Subgrant Applications to be submitted for funding under the Edward Byrne Memorial JAG Program – American Recovery and Reinvestment Act of 2009 – State Solicitation, administered by the Florida Department of Law Enforcement:

- (1) ESCAMBIA COUNTY SHERIFF'S OFFICE – The Sheriff's Office is seeking to establish an Inmate Mental Health re-offenses Intensive Case Management and Court Liaison Program in an effort to reduce the number of mentally ill inmates in the jail population, via early intervention, and to decrease the rate of and probation violations; the amount of the Grant request is \$200,000;
- (2) ESCAMBIA COUNTY SHERIFF'S OFFICE – The Sheriff's Office is seeking to increase funding for the Bike Patrol Program and overtime hours for sworn law enforcement and non-sworn support of the Narcotics Unit in an effort to reduce narcotic violations in and around Escambia County through increased surveillance and arrests of narcotics criminals; the amount of the Grant request is \$190,001;
- (3) ESCAMBIA COUNTY DRUG COURT TREATMENT PROGRAM – The Court Administrator's Office is seeking funding for treatment services and transportation assistance for drug offenders; the amount of the Grant request is \$143,650;
- (4) PENSACOLA JUNIOR COLLEGE POLICE DEPARTMENT – The Pensacola Junior College Police Department is seeking funding for video surveillance cameras in order to enhance security to improve safety to the community they serve; the amount of the Grant request is \$45,000; and

(Continued on Page 35)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Continued...

A. Continued...

(5) STATE ATTORNEY'S OFFICE – The State Attorney's office is seeking funding for an assistant state attorney and legal secretary to be assigned to the Gulf Coast Kid's House to manage physical and sexual abuse cases involving children; the amount of the Grant Request is \$122,470; and

B. Authorizing the Chairman, as the County's representative, to sign the Subgrant Applications, acceptance documents, amendments, and requests for payment, or other related documents, as may be required.

For Information: The Board heard a disclosure from Commissioner Robinson that he serves as a non-paid Officer on a community Board with Pensacola Junior College; however, he is not precluded from voting on this issue.

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Amendment #1 for PD 05-06.075

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robertson abstaining (*and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*), approving *Amendment #1 to the Agreement Between Escambia County, Florida, and Thompson Engineering, Inc.*, for General Consultant Services for PD 05-06.075, Project Development and Environmental (PD&E) Studies for State Road 292 (Perdido Key Drive) from the Alabama State Line to the South End of the Theo Baars Bridge; PD 05-06.076, PD&E Studies for State Road 292 (Sorrento Road) from the South End of the Theo Baars Bridge to State Road 173 (Blue Angel Parkway); PD 05-06.077, PD&E Studies for State Road 173 (Blue Angel Parkway) from State Road 292 (Sorrento Road) to U.S. Highway 98 (Lillian Highway); and PD 05-06.078, PD&E Studies for Pinestead Road – Longleaf Drive Corridor from Pine Forest Road to U.S. Highway 29; which provides that (Funding: Fund 152, "Southwest Sector," Account 210508/56301, Blue Angel, Project 08EN0662 *[in the amount of]* \$85,000; Fund 152, "Southwest Sector," Account 110269/56301, Sorrento, Project 08EN0662 *[in the amount of]* \$85,000; Fund 352, "LOST *[Local Option Sales Tax]* III," Account 210107/56301, Perdido Key, Project 09EN**** NEW *[in the amount of]* \$127,600; Fund 352, "LOST III," Account 210107/56301, Pinestead/Longleaf, Project 08EN0078, *[in the amount of]* \$85,000):

1840

- A. The Parties agree to add additional services to the Agreement's Scope of Work, as set forth in the "Scope of Services," incorporated as Exhibit "A";
- B. The County agrees to pay the Consultant under this First Amendment, as compensation for these additional services, a total fee of \$382,600, as set forth in the "Estimate of Fees," incorporated as Exhibit "B";
- C. The schedule for completion of these additional services shall be in accordance with Exhibit "B"; such schedule may be modified from time to time upon mutual consent of the Parties;

(Continued on Page 37)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Continued...

D. The Parties 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

E. This Agreement shall be governed by and construed in accordance with the laws of the State of Florida, and the Parties stipulate that venue for any State or Federal court action or other proceeding relating to this matter, which is a subject of this Agreement, shall be in Escambia County, Florida.

Speaker(s):

Barbara Mayall

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Scheduling of a Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, authorizing the scheduling (*and advertising*) of a Public Hearing on Thursday, June 18, 2009, at 5:33 p.m., to consider adopting an Ordinance authorizing the sale of surplus County property by internet auction.

1843

ITEMS ADDED TO THE AGENDA – None.

ANNOUNCEMENTS

1. FOR INFORMATION: The Board heard an update from Commissioner Robinson concerning issues discussed at the FAC (*Florida Association of Counties*) Conference he attended today in Crestview, and was advised by Commissioner Robinson that discussions included the possibility that the State will consider drilling and gaming as revenue sources and a request to reduce Commissioners' salaries throughout the State of Florida.

1843

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ANNOUNCEMENTS – Continued

2. FOR INFORMATION: The Board heard the request from Commissioner Young that the County Administrator take appropriate action to address complaints regarding military citizens who are being overcharged for taxicab fares. 1846

3. FOR INFORMATION: The Board heard the request from Commissioner Valentino that the next Committee of the Whole Workshop agenda include discussion concerning what is and is not acceptable behavior at the lectern. 1847

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 6:48 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 18, 2009