

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE  
BOARD OF COUNTY COMMISSIONERS  
HELD AUGUST 6, 2009  
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(4:32 p.m. – 6:08 p.m.)

Present: Commissioner Marie K. Young, Chairman, District 3  
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

Absent: Commissioner Grover C. Robinson, IV, Vice Chairman, District 4

PUBLIC FORUM WORK SESSION

Chairman Young called the Public Forum Work Session to order at 4:32 p.m.

1. FOR INFORMATION: The Board heard comments from Chuck Emling, Nancy Forester, Jerry Ellis, Jeff Townsend, and John Kuder, in support of the funding request from The Zoo Northwest Florida (see Page 4, Item 7.B). 1632  
1650
2. FOR INFORMATION: The Board:
  - A. Heard the request from Jeff Marker, Karen Cook, and Bruce Raymon that the Board reverse (*veto*) the Santa Rosa Island Authority's (SRIA) decision to approve the request of the Sandshaker Lounge to erect a sign in the right-of-way on Pensacola Beach; and 1640
  - B. Heard the request from John Asmar, Attorney for the Sandshaker Lounge, that the Board take no action at this time concerning the SRIA's approval of Sandshaker's request.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC FORUM WORK SESSION – Continued

3. FOR INFORMATION: The Board heard comments from Andrew Blewer concerning a boat ramp in north Perdido Bay, and was advised by Commissioner Robertson that he has met with the Plant Manager at International Paper (IP), and that IP might have property that it can donate for a boat ramp. 1655
  
4. FOR INFORMATION: The Board heard comments from L. Gary Sansing regarding various issues, including transportation in the north end of the County and the County's Budget, as well as the economy. 1658

5:04 P.M. – PUBLIC FORUM ADJOURNED

5:31 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 5:31 p.m.

2. Invocation

Chairman Young advised that Reverend Freddie Augustine, Associate Pastor, First Corinthian Baptist 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 4-0, with Commissioner Robinson absent, adopting the agenda, as prepared and duly amended (*to include Commissioner Young's add-on item concerning The Pensacola Civic Center Ice Rink Upgrade*). 1733

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

5. Commissioners' Forum

- A. District 2 – Commissioner Valentino acknowledged the County's Lobbyist, Richard Gentry, and expressed his appreciation to Mr. Gentry for successfully lobbying for \$4.5 million for Escambia County, attempting to secure the removal of the Perdido Key density cap, assisting with the establishment of the Regional Transportation Finance Authority, and getting a fencing Ordinance on retention ponds overturned; and 1734
  
- B. District 1 – Commissioner Robertson, at the request of Commissioner Young, presented a Certificate of Appreciation to County Administrator McLaughlin, on behalf of the Community Corrections Division, Corrections Bureau. 1738

For Information: The Board heard comments from Richard Gentry, who acknowledged, and expressed his appreciation to, County Administrator McLaughlin and County staff for their assistance during the Legislative Session.

6. Proclamations/Special Recognition

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, taking the following action concerning Proclamations/Special Recognition: 1739

- A. Ratifying the Proclamation, dated July 30, 2009, commending the Honorable G. J. Roark, III, for his years of public service and extending best wishes to him on his retirement; and
  
- B. Recognizing, with a pin and certificate, Abraham M. "Mike" Logan, Maintenance Technician, Maintenance Branch of the Facilities Management Division of the Public Works Bureau, for his dedication and 30 years of service to Escambia County.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

7. Written Communication

A. Code Enforcement Case – 213 Carver Street

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, approving to deny the request (*for \$90,000 reimbursement from the County for the dilapidated structure that was demolished by the County*), relative to a communication, dated May 6, 2009, from Robert Eugene Riley concerning Environmental Code Enforcement Case No.: CE 07-0200450, for property located at 213 Carver Street.

1741

B. The Zoo Northwest Florida

The Board, relative to the July 27, 2009, email communication from Danyelle Lantz, Executive Director, The Zoo Northwest Florida, regarding a proposal for continued County support for The Zoo Northwest Florida, heard the request from Commissioner White, with consensus, that the Board refer to the August 13, 2009, Committee of the Whole Workshop, the request from Ms. Lantz for funding for The Zoo, in the amount of \$125,000, from the 4th Cent Tourist Development Tax.

1741

Speaker(s):

Danyelle Lantz

REGULAR BCC AGENDA – Continued

8. Proof of Publication

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

1758

A. The following five Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on July 23, 2009, for consideration of vacating, on the Board's own motion, a portion of Virginia Avenue;
- (2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on July 22, 2009, for consideration of the Petition to Vacate a portion of Dunaway Lane, as petitioned by Charles E. Bell;
- (3) The 5:33 p.m. Public Hearing, advertised in the Pensacola News Journal on July 25, 2009, as five separate notices, for consideration of adopting five Ordinances to amend the Barrancas, Brownsville, Englewood, Palafox, and Warrington Redevelopment Trust Fund Ordinances;
- (4) The 5:45 p.m. Public Hearing, advertised in the Pensacola News Journal on July 20, 2009, for consideration of adopting an Ordinance to amend the Land Development Code, Article 4, "Subdivisions and Site Plans"; and
- (5) The 5:46 p.m. Public Hearing, advertised in the Pensacola News Journal on July 20, 2009, for consideration of adopting an Ordinance to amend the Land Development Code, Article 5, "Concurrency Management"; and

(Continued on Page 6)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

8. Continued...

- B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule August 3, 2009 – August 7, 2009 – Legal No. 1414557*, as published in the Pensacola News Journal on August 1, 2009, as follows:

1758

August 3 5:30 p.m. Marine Advisory Committee  
August 5 9:00 a.m. Construction Industry Competency Board  
August 5 1:00 p.m. Development Review Committee  
August 6 9:00 a.m. Agenda Work Session  
August 6 1:30 p.m. Citizens Environmental Committee  
August 6 3:00 p.m. Workforce Escarosa Career Council  
August 6 4:20 p.m. Trustees of the Escambia County Council of 4-H Clubs  
August 6 4:30 p.m. Board of County Commissioners Public Forum  
August 6 5:30 p.m. Board of County Commissioners Public Hearings & Reports

NEXT WEEK'S NOTE:

August 10 8:30 a.m. Planning Board  
August 10 1:00 p.m. FL-AL TPO – Technical Coordinating Committee  
August 10 3:30 p.m. FL-AL TPO – Citizens Advisory Committee

9. 5:31 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, taking the following action regarding the vacation, on the Board's own motion, of a portion of Virginia Avenue (approximately 61 feet x 240 feet = 14,640 square feet or 0.34 acre), as requested by Pensacola Habitat for Humanity, Inc.:

1758

- A. Approving the Vacation;
- B. Adopting the Resolution (*R2009-154*) to Vacate; and
- D. Authorizing the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorizing the Chairman or Vice Chairman to execute them at that time.

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

10. 5:32 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, taking 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:

1759

- A. Approving the Petition to Vacate;
- B. Accepting the Hold/Harmless Agreement;
- C. Adopting the Resolution (*R2009-155*) to Vacate; and
- D. Authorizing the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorizing the Chairman or Vice Chairman to execute them at that time.

Speaker(s) – None.

11. 5:33 p.m. Public Hearing

A. Barrancas Redevelopment Trust Fund Ordinance

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting the Ordinance (*Number 2009-22*) amending the Barrancas Redevelopment Trust Fund Ordinance (*Number*) 2008-24, to allow for a 50% allocation of revenue for community redevelopment projects in the Tax Increment Financing (TIF) District for Fiscal Year 2009-2010.

1800

B. Brownsville Redevelopment Trust Fund Ordinance

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting the Ordinance (*Number 2009-23*) amending the Brownsville Redevelopment Trust Fund Ordinance (*Number*) 2008-25, to allow for a 50% allocation of revenue for community redevelopment projects in the TIF District for Fiscal Year 2009-2010.

1800

(Continued on Page 8)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

11. Continued...

C. Englewood Redevelopment Trust Fund Ordinance

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting the Ordinance (*Number 2009-24*) amending the Englewood Redevelopment Trust Fund Ordinance (*Number 2008-25*), to allow for a 50% allocation of revenue for community redevelopment projects in the TIF District for Fiscal Year 2009-2010.

1800

D. Palafox Redevelopment Trust Fund Ordinance

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting the Ordinance (*Number 2009-25*) amending the Palafox Redevelopment Trust Fund Ordinance (*Number 2008-25*), to allow for a 50% allocation of revenue for community redevelopment projects in the TIF District for Fiscal Year 2009-2010.

1800

E. Warrington Redevelopment Trust Fund Ordinance

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting the Ordinance (*Number 2009-26*) amending the Warrington Redevelopment Trust Fund Ordinance (*Number 2008-25*), to allow for a 50% allocation of revenue for community redevelopment projects in the TIF District for Fiscal Year 2009-2010.

1800

Speaker(s) – None.



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. CONSENT AGENDA

1-5. Approval of Various Consent Agenda Items

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried 4-0, with Commissioner Robinson absent, approving Consent Agenda Items 1 through 5, as follows (*Item 4 was not held for a separate vote because the Speaking Request Form submitted by Andrew Blewer was inadvertently mistaken as a request to address Item I-4 on the County Administrator's Report*):

1801

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 July 24, 2009, in the amount of \$2,181,258.40; and
  - B. The following two Disbursement of Funds:
    - (1) July 16, 2009, to July 22, 2009, in the amount of \$4,337,096.63; and
    - (2) July 23, 2009, to July 29, 2009, in the amount of \$1,514,740.35.
2. Accepting, for filing with the Board's Minutes, Budget Comparison Reports for the third quarter of Fiscal Year 2008-2009, as follows:
  - A. Summarized, by fund, Budget to Actual Comparison as of June 30, 2009;
  - B. Detailed Expenditure Budget Comparison (Budget to Actual) as of June 30, 2009; and
  - C. Detailed Revenue Budget Comparison (Budget to Actual) as of June 30, 2009.
3. Accepting, for filing with the Board's Minutes, the two certified proofs of publication for advertisements published in The Escambia Sun Press, LLC, on July 16, 2009, for unclaimed monies held by the Office of the Clerk of the Circuit Court & Comptroller, for Cash Bonds and Refunds/Overpayments.

1801

1801

1801

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

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

4. Approving five forms, *Request for Disposition of Property*, indicating 12 items of equipment to be sold as surplus and/or appropriately disposed of, with a carrying value of \$198,204.52, and one form, *Request for Reinstatement of Property*, with a carrying value of \$2,041.42; the Requests were prepared by various County Bureaus and state the reasons for disposition. 1801

Speaker(s):

Andrew Blewer

1802

5. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office: 1801

A. Approving the Minutes of the Regular Board Meeting held July 23, 2009;

B. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held July 23, 2009, as follows:

1. FOR INFORMATION: The agenda package for the 5:30 p.m., July 23, 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;
  - 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
- 1-5. Approval of Various Consent Agenda Items – Continued
5. Continued...
- B. Report of the July 23, 2009, Agenda Work Session – Continued
  1. Continued...
    - D. Shirley L. Gafford, Program Coordinator, County Administrator's Office; County Attorney Rogers; Joy D. Blackmon, Bureau Chief, Public Works Bureau; Marilyn Wesley, Director, Community Services; Kenneth Gordon, General Manager, Escambia County Area Transit; Michael Watts, Risk Management; and Claudia Simmons, Purchasing Manager, reviewed the County Administrator's Report;
    - E. County Attorney Rogers reviewed the County Attorney's Report; and
    - F. Commissioner Young reviewed her add-on item.
- C. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held July 16, 2009, as follows:

1801

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 July 11, 2009, in the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule July 13, 2009 – July 17, 2009, Legal No. 1411973*.

(Continued on Page 12)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

3. Consolidation Study Commission – (For Discussion No Backup)

- A. Discussion – The C/W discussed the (*Escambia County*) Consolidation Study Commission (*ECCSC*), and heard the request from Kenneth B. Bell, Chairman, ECCSC, for cooperation from County staff relative to providing information regarding revenue and expenditure categories for the County so that the ECCSC can fulfill its legislative mandate, which is to study and develop a proposed consolidation plan for local governments or unification of administrative services, and to specify how such a consolidated government or unification of services might operate; and
- B. Board Direction – The C/W recommends the Board authorize staff to cooperate in providing information to the ECCSC, as well as Special Advisory Committees and Subcommittees of the ECCSC, and approve that, when necessary, staff will attend the meetings of the ECCSC and its Special Advisory Committees and Subcommittees to present information.

**Recommended 5-0**

(Continued on Page 13)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

4. Maritime Museum – (For Discussion No Backup)

A. Discussion – The C/W discussed the Maritime Museum, and the C/W:

- (1) Heard the request from Miller Caldwell that the County consider opportunities that might be identified to implement the strategic planning and proceed with the site work for the State of Florida Maritime Museum (*and Research Center*) Project, in memory of Vice Admiral Jack H. Fetterman, and was advised by Mr. Caldwell that:
  - (a) Although approximately \$5.5 million in private funds have been raised, with a match by (*the State of Florida's Alec P.*) Courtelis (*program for university facilities*) funding, additional funding is still needed; and
  - (b) The Haas Center at The University of West Florida (UWF) is in the process of updating its study of the project's impact on Escambia County, which had indicated \$25 million in additional tourism revenues and \$1 million to \$2 million in additional taxes;
- (2) Was advised by Commissioner Robertson that those involved with the Maritime Museum might request the funds from the \$7 million that the Emerald Coast Utilities Authority (ECUA) might return to the County (*on April 19, 2007, the County entered into an Interlocal Agreement with ECUA which provided that the County would make available to ECUA the sum of \$7 million for funding the relocation of the Main Street Waste Water Treatment Plant [WWTP]*); however, most of the County's LOST (*Local Option Sales Tax*) is committed for projects;

(Continued on Page 14)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

4. Continued...

A. Continued...

- (3) Was advised by Commissioner White, with confirmation from County Attorney Rogers, that LOST funds cannot be used because the County does not own the facility;
- (4) Was advised by Commissioner Robinson that the Museum is a worthwhile issue to consider funding from tourism (*Tourist Development Tax*) dollars;
- (5) Heard the suggestion from Commissioner Valentino that the Board consider a conduit bond initiative for this issue, then, if the ECUA refunds the \$7 million because the ECUA received additional and the WWTP Project is under budget, the \$7 million could be used toward the debt service;
- (6) Was advised by Mr. Caldwell that it is his understanding that ECUA had borrowed approximately \$130 million to complete the WWTP Project; therefore, even if the Project is under budget, ECUA would obviously use the excess funds to reduce the debt on that loan;
- (7) Was advised by Commissioner Young that, although the Board is interested in supporting the Museum, no funds are currently available;

(Continued on Page 15)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

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

5. Continued...

C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

4. Continued...

A. Continued...

(8) Heard the request from Commissioner Robertson that this issue be referred to the TDC (*Tourist Development Council*) for consideration of funding from TDT proceeds, and was advised by Commissioner Robinson that there are no available 4th Cent TDT funds;

(9) Heard comments from Nancy Fetterman regarding the selection of Escambia County as the State's location for the Maritime Museum; and

(10) Heard comments from Dr. Judy Bense, President, UWF, who advised that she is aware the Board does not have the funds today, but that she would appreciate any future assistance the Board can offer, and she believes it is important that the Museum and the ball park, as the anchors for the Park, be constructed simultaneously; and

B. Board Direction – None.

(Continued on Page 16)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

5. U. S. Census Bureau "Awareness Campaign" / Formation of a "Complete Count" Committee

A. Discussion – The C/W discussed U. S. Census Bureau "Awareness Campaign" / Formation of a "Complete Count" Committee, and the C/W:

- (1) Heard the request from Tina Joshua, Partnership Specialist for the U. S. Census Bureau, that the Board appoint a liaison to work with U. S. Census employees to establish a "Complete Count Committee" to raise awareness on the importance of completing the Census questionnaires, which will be mailed in March 2010; and
- (2) Was advised by County Administrator McLaughlin that, since she has been actively working with Ms. Joshua, Marilyn Wesley, Deputy Bureau Chief, Neighborhood and Community Services Bureau, Community Affairs Division, would be an excellent liaison, with a consensus to appoint Ms. Wesley as the County's liaison to assist the U. S. Census Bureau with its Awareness Campaign; and

B. Board Direction – None.

(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
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 6. Downtown Technology Park Interlocal Agreement (Referred from 05/19/2009 C/W)
  - A. Discussion – The C/W viewed and discussed a PowerPoint Presentation, entitled, *Downtown Technology Campus, Potential Amendments to the Inter-local Agreement*, which was also provided in hard copy, presented by Charles Wood, Pensacola Bay Area Chamber of Commerce, and the C/W:
    - (1) Heard the request from Mr. Wood that the Board consider the following changes to the Downtown Technology Park Interlocal Agreement between the County and the City of Pensacola (City):
      - (a) Amend the Agreement to allow for EDATEs (*Economic Development Ad Valorem Tax Exemptions*) and allow for the PEDC (*Pensacola-Escambia Economic Development Council*) to offer land, either free of charge or for sale at below market value, to companies that commit to creating jobs and capital investment;
      - (b) Add that parking at the Civic Center will be shared with companies that locate in the Technology Park, and that existing parking lots on the Civic Center site may be used for a parking structure, if necessary;
      - (c) Add that property may be sold prior to Final Plat approval by the City, and that funds received from the sale of lots in the Technology Campus will be utilized for economic development projects;

(Continued on Page 18)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

6. Continued...

A. Continued...

(1) Continued...

(d) Add the City's Stormwater fund as an alternative source of revenue;  
and

(e) Add that additional City properties may be conveyed to PEDC, at  
the discretion of the City, to be utilized for economic development  
purposes;

(2) Was advised by County Attorney Rogers that she has concerns  
regarding selling or conveying property prior to Final Plat approval, and  
heard her request that the Board allow her to work with the City's  
attorneys to ensure that there is no violation of the State subdivision  
law; and

(3) Was advised by County Administrator McLaughlin that the Agreement  
being drafted by staff provides that if a property is offered as a "give  
away," the City's CRA (*Community Redevelopment Agency*) will  
provide repayment to the County because it was considered in the  
original Agreement as an investment, which the City does not support,  
and further, if the Board agrees to revise the provision which allows for  
the County portion of a property deeded to PEDC to be donated, the  
County will not receive a return on its investment; and

(Continued on Page 19)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

6. Continued...

B. Board Direction – None.

7. Rural Work Program Liaison – West Florida Regional Planning Council

A. Discussion – The C/W discussed the Rural Work Program Liaison – West Florida Regional Planning Council, and heard an update from Mary Beth Washnock, Senior Transportation Planner, West Florida Regional Planning Council, concerning rural area projects in the Florida Department of Transportation Five Year Work Program for Fiscal Years 2010-2014, and heard her request that staff provide input concerning rural area priorities by August 10, 2009; and

B. Board Direction – None.

8. Mixed-Income Residential Development (Belmont/Devilliers)

A. Discussion – The C/W discussed the Mixed-Income Residential Development (Belmont/Devilliers), and the C/W:

- (1) Was advised by Franklin Kimbrough that a national developer is requesting that the Board consider adopting a Resolution identifying the need to obtain a high quality mixed-income residential development within the downtown area and/or close-in older neighborhoods as a top priority for Escambia County; and

(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
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

(2) Was advised by Commissioner Young that because there are existing mixed-income residential communities in the downtown area, she does not support the Resolution; and

B. Board Direction – The C/W recommends that the Board adopt the Resolution.

**Recommended 4-1, with Commissioner Young voting "no"**

Speaker(s):

Deborah Dunlap  
Reverend Eugene Franklin  
Fred Gunther

(Continued on Page 21)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

9. Funding Downtown Library – (For Discussion No Backup)

A. Discussion – The C/W discussed Funding Downtown Library, and the C/W:

- (1) Was advised by County Administrator McLaughlin that at the March 17, 2009, Joint City-County Meeting, the Deputy Mayor of the City Pensacola requested that the Board contribute \$3 million toward the new library branch;
- (2) Was advised by Commissioner Robinson that if the City partners with the County, and includes the County in the decision-making process and/or establishment of libraries in the community, he will support the City's request; however, if the City expects to receive the funding without participation/input from the County, the request will not be supported; and
- (3) Was advised by Commissioner Young that there is a consensus to deny the Deputy Mayor's request; and

B. Board Direction – None.

(Continued on Page 22)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

10. Economic Development – (For Discussion No Backup)

- A. Discussion – The C/W heard the request from County Administrator McLaughlin that discussion concerning Economic Development be postponed until the August 13, 2009, C/W Workshop; and
- B. Board Direction – None.

11. University Mall Redevelopment

- A. Discussion – The C/W discussed University Mall Redevelopment, and the C/W:
  - (1) Was advised by T. Lloyd Kerr, Bureau Chief, Development Services Bureau, that DRC (*Development Review Committee*) Project #08070092, University Mall Improvements, has been delayed;
  - (2) Heard the request from Commissioner Robinson that staff work with the Planning Board to amend to the County's Ordinance to encourage and define redevelopment, by addressing redevelopment requirements;

(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

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

5. Continued...

C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

11. Continued...

A. Continued...

(3) Was advised by Dave Hemphill, Baskerville-Donovan, Inc., Engineer of Record, that the following two issues need to be resolved with regard to the Project:

(a) To meet the current (*Land Development*) Code requirements, two acres of asphalt must be replaced with grass; and

(b) The developer would like to remove the structure on the property and wants assurance that the development rights will be retained;

(4) Was advised by County Attorney Rogers that the development rights issue can be addressed through a development agreement, or the Planned Unit Development process could potentially resolve some of the issues; and

(5) Was advised by Commissioner Young that it was the consensus of the Board to refer the issue of redevelopment standards to the Planning Board; and

B. Board Direction – None.

(Continued on Page 24)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

- 12. Board Consolidation (Planning Board, Board of Adjustment, and Rezoning Hearing Examiner)
  - A. Discussion – The C/W discussed a PowerPoint Presentation, entitled, *Board Consolidation*, and heard the request from T. Lloyd Kerr, Bureau Chief, Development Services Bureau, with a consensus, for consolidation of the Rezoning Hearing Examiner and the Planning Board only, effective at the beginning of next Fiscal Year (*October 1, 2009*); and
  - B. Board Direction – None.
- 13. Technology and Public Records / Sunshine
  - A. Discussion – The C/W discussed Technology and Public Records / Sunshine, and heard the request from County Attorney Rogers for Board permission to draft a policy regarding the use of technology, as it relates to public records and the Florida Sunshine Law, and the C/W:
    - (1) Heard the request from Commissioner White that the policy include a provision that cellular phones are not to be used during Board Meetings;

(Continued on Page 25)



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

13. Continued...

A. Continued...

(2) Was advised by County Attorney Rogers that the proposed policy should address the following issues:

(a) County business should not be discussed on private email accounts and, in the event that County business is discussed in a private email account, the email should be forwarded to the Commissioner or the Commissioner's Aide as soon as possible;

(b) County business should not be conducted via instant messaging or text messaging;

(c) Cellular phones should not be used during any BCC Meeting/Workshop; and

(d) County business should not be discussed on any social networking site; i.e., Facebook; and

B. Board Direction – The C/W was advised by Commissioner Young that County Attorney Rogers should provide a draft policy for the Board's consideration.

(Continued on Page 26)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

14. State Bill 360 (Growth Management Bill) – (For Discussion No Backup)

A. Discussion – The C/W discussed State Bill (SB) 360 (Growth Management Bill), and the C/W:

(1) Was advised by County Attorney Rogers that the Board should be aware of the following issues addressed in SB 360:

(a) The Bill created, throughout the State of Florida, areas that are exempt from traffic concurrency, and the City of Pensacola has qualified as one of those exempt areas; and

(b) The Bill mandates two-year extensions to most development orders and building permits, as long as they fall within a certain date range; and

(2) Was advised by County Attorney Rogers that a private law firm in Miami has asked if Escambia County is interested in joining seven municipalities and one county in a lawsuit to challenge the Bill, with a consensus that the County will not participate in the lawsuit; and

B. Board Direction – None.

(Continued on Page 27)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

15. Fishing Bridge – (For Discussion No Backup)

A. Discussion – The C/W discussed the Fishing Bridge, and the C/W was advised by Commissioner Young that the consensus of the Board is to continue discussion after the shade meeting (Attorney-Client Session) to be held on July 23, 2009; and

B. Board Direction – None.

16. Construction and Demolition Debris Facility Located at 5660 Saufley Field Road

A. Discussion – The C/W was advised by Commissioner Young that this item has been pulled from the Agenda; and

B. Board Direction – None.

17. Anti-tether Ordinance

A. Discussion – The C/W discussed an Anti-tether Ordinance, and heard the request from Commissioner Robertson that this issue be referred to the Animal Services Advisory Committee, once the Committee is established; and

B. Board Direction – None.

(Continued on Page 28)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

18. Sale of the Pensacola Civic Center

- A. Discussion – The C/W heard the request from Commissioner Valentino that the Board consider any reasonable offer to purchase The Pensacola Civic Center; and
- B. Board Direction – None.

19. Florida Institute for Human and Machine Cognition – National Institute of Standards and Technology Letter of Intent to Apply for a \$10 Million Grant

- A. Discussion – The C/W discussed Florida Institute for Human and Machine Cognition – National Institute of Standards and Technology Letter of Intent to Apply for a \$10 Million Grant, and the C/W:
  - (1) Was advised by County Administrator McLaughlin that IHMC (*Florida Institute for Human and Machine Cognition*) has requested that the Board consider providing a letter of support for a \$1.2 million match for a \$10 million Federal Stimulus Grant from the National Institute of Standards and Technology, which will be utilized to expand IHMC's robotics operation; and
  - (2) Upon inquiry from Commissioner Valentino, was advised by Commissioner Robinson and Commissioner White that the County's match could be provided from the \$3 million allocated for economic development; and

(Continued on Page 29)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the July 16, 2009, C/W Workshop – Continued

AGENDA NUMBER – Continued

19. Continued...

- B. Board Direction – The C/W recommends the Board approve, subject to Legal sign-off, authoring a letter of support for a \$1.2 million match for a \$10 million National Institute of Standards and Technology Grant, for which the Florida Institute of Human and Machine Cognition (IHMC) is applying, to be utilized for a LEED (*Leadership in Energy and Environmental Design*) Gold Certified State-of-the-Art Robotics and Assistive Technologies Research Laboratory to be built on IHMC's property, with the County's match to be funded from \$3 million allocated for economic development.

**Recommended 5-0**

Speaker(s):

Julie Sheppard

20. Adjourn

Chairman Young declared the C/W Meeting adjourned at 12:26 p.m.

(Continued on Page 30)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

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

5. Continued...

D. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole Budget Workshop held July 21, 2009, as follows:

1801

AGENDA NUMBER

1. Call To Order

Chairman Young called the Committee of the Whole (C/W) to order at 9:03 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 July 18, 2009, in the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule July 20, 2009 – July 24, 2009, Legal No. 1413266*.

3. Financial Overview

A. Discussion – The C/W heard a financial overview from Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, and the C/W:

(1) Was advised by Ms. Lovoy that the General Fund Budget is \$22.5 million less than at this time last year;

(2) Upon inquiry from Commissioner White, was advised by Ms. Lovoy that this (*proposed*) Budget is sustainable for this Fiscal Year only; and

(Continued on Page 31)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

- 3. Continued...
  - A. Continued...
    - (3) Was advised by Commissioner Robertson that he does not support an increase in property taxes or a reduction in the millage rate; and
  - B. Board Direction – None.
- 4. Outside Agencies – Health Facilities Authority
  - A. Discussion – The C/W discussed Outside Agencies – Health Facilities Authority, and the C/W heard the request from Ms. Lovoy for Board direction regarding two items that were "yellow lined" at the last C/W Budget Workshop; i.e., funding for Escambia Community Clinics and the Lakeview Center, both of which were placed at a 50% funding level, with the other 50% to be requested from the Escambia County Health Facilities Authority, and the C/W:
    - (1) Was advised by County Attorney Rogers that the Executive Director of the Health Facilities Authority had provided a letter advising that the Authority's funds (*\$3 million in investment earnings*) were not to be used to replace existing funding, but to enhance funding provided by the County or other sources, to increase available health care services;

(Continued on Page 32)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

4. Continued...

A. Continued...

(2) Heard the request from Commissioner Valentino that the County Administrator attend the Health Facilities Authority's Meeting tonight (*July 21, 2009*) and request an increase in the County's initial funding request (*in the amount of \$231,459*), with a consensus that the Authority, in its discretion, can provide the funding directly to Lakeview Center and Escambia Community Clinics, the two agencies for which the funding is requested; and

(3) Was advised by County Attorney Rogers that the Health Facilities Authority has taken a conservative approach to its ability to spend the funds, since the Health Facilities Authority has outstanding bonds and because of an agreement with the Internal Revenue Service that requires that the Health Facilities Authority retain a portion of the proceeds; and

B. Board Direction – None.

(Continued on Page 33)



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

5. Outside Agencies – Other Issues

- A. Discussion – The C/W discussed Outside Agencies – Other Issues, and the C/W:
  - (1) Heard the request from Commissioner Robinson that the Board use the entire \$3 million (*earmarked for early retirements*), from which \$402,000 was allocated for Foundations for the Future and \$150,000 for Pensacola-Escambia County Promotion and Development Commission (PEDC), and cap the amount received from the franchise fee, in order to "kick-start" economic development;
  - (2) Heard the request from Commissioner Valentino that the Board escrow the funds until a method of economic development funding is decided;
  - (3) Heard the request from Commissioner Young that discussion concerning economic development be continued at the August 13, 2009, C/W Workshop;
  - (4) Upon inquiry from Commissioner White regarding proposed position reductions, was advised by Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, that there is no Assistant County Administrator position in the proposed Fiscal Year 2009-2010 Budget;

(Continued on Page 34)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

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

5. Continued...

D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

5. Continued...

A. Continued...

(5) Upon inquiry from Commissioner Robinson, was advised by County Administrator McLaughlin that the inability to hire sufficient staff on a temporary basis, which resulted in the inability to provide proper cover at Period Landfill, resulted in a landfill fire, which is an environmental violation; therefore, the four temporary Equipment Operator positions, funded through the Solid Waste Enterprise Fund, were restored to permanent positions in order to meet the *(staffing)* demands and environmental requirements of the DEP (*Department of Environmental Protection*) and the EPA (*Environmental Protection Agency*);

(6) Was advised by Commissioner Valentino, regarding Bad Debt, in the amount of \$4,326,000, Page 74 of the *Revised Proposed Budget FY 2009/2010*, Emergency Medical Services (EMS) Fund, that efforts should be made to increase the collection or reduce the cost of service, and heard his suggestion that credit card payments be requested for ambulance transports; and

(7) Heard the request from Commissioner Robinson that EMS issues be scheduled for discussion at a future C/W Workshop; and

B. Board Direction – None.

(Continued on Page 35)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

- 6. Board of County Commissioners – Long Range Planning/Land Development Code Re-write
  - A. Discussion – The C/W discussed Board of County Commissioners – Long Range Planning/Land Development Code Re-write, and was advised by Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, that the Board had previously allocated \$1 million for the Land Development Code (LDC) Re-write Project, and the C/W:
    - (1) Heard the suggestion from T. Lloyd Kerr, Bureau Chief, Development Services Bureau, that the LDC Re-write Project be accomplished in-house, which will require approximately 24 months to complete, as opposed to contracting the Project, with funding to be accomplished by transferring funds from the Professional Services account to Personnel;
    - (2) Was advised by Mr. Kerr that savings from performing the LDC Re-write in-house could be utilized for Perdido Key Overlay Project, which could be contracted out, and which he estimates would cost between \$300,000 and \$400,000, and, further, that a group of citizens has indicated they have raised funds which they will contribute to the Project, and the remainder of the funds could be deposited into the General Fund for Countywide projects;
    - (3) Upon inquiry from Commissioner Robertson, was advised by Mr. Kerr that the West Florida Regional Planning Council staff could possibly assist with the LDC Re-write;

(Continued on Page 36)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

- 6. Continued...
  - A. Continued...
    - (4) Upon inquiry from Commissioner Young, was advised by Mr. Kerr that outside professional assistance would be engaged if warranted; however, he does not anticipate any need for outside assistance; and
    - (5) Heard the suggestion from Commissioner Robinson that staff work with the engineering community, and was advised by Mr. Kerr that staff is engaging the local stakeholders and receiving public input; and
  - B. Board Direction – The C/W was advised by Chairman Young that the consensus is to proceed with the LDC Re-write in-house, consider the Perdido Key Overlay Project at a later date, and transfer the balance (*of the amount allocated for the LDC Re-write*) to the General Fund.

(Continued on Page 37)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

7. Board of County Commissioners – Reserve Levels

A. Discussion – The C/W discussed Board of County Commissioners – Reserve Levels, and the C/W:

(1) Upon inquiry from Commissioner Robinson, was advised by Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, that the proposed Budget was balanced by borrowing funds from Reserves; and

(2) Was advised by Commissioner White that he does not support using Reserves for Contingency to balance the Budget; and

B. Board Direction – None.

8. Local Option Sales Tax Projects

A. Discussion – The C/W discussed Local Option Sales (LOST) Tax Projects, and the C/W:

(1) Heard the request from Amy Lovoy, Bureau Chief, Management and Budget Services Bureau, that the Board provide direction as to how to allocate \$11,632,356 returned by Pensacola Junior College because the Joint Use Training Facility Project will not be pursued, and \$1 million in interest for the disaster recovery loans, for a total of \$12,632,356;

(Continued on Page 38)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

- (2) Heard the request from County Administrator McLaughlin that \$5.9 million for the Saufley C&DD Closure Cost, be considered as a planning figure in the Board's deliberations;
- (3) Heard the request from Commissioner Robertson that the bulk of the \$5.9 million be allocated to redevelop the Saufley Field C&DD, which is referred to as Mount Saufley, as a Commerce Park, and was advised by Ms. Lovoy that the primary portion of the LOST has been allocated through the life of the tax; however, the Board chose to not allocate a specific portion each year;
- (4) Heard the suggestion from Commissioner Robinson that the \$1 million for closure at grade after excavation of waste be eliminated, and advised that he could support funding the remaining \$4.9 million; \$4.5 million for the disposal and \$400,000 for construction of stormwater controls;

(Continued on Page 39)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

(5) Was advised by County Administrator McLaughlin that:

(a) The cost, even with reducing the level to ten feet above grade, is \$5.75 million, which covers excavation, transportation, sod, and the liner;

(b) Three civil liens, which total between \$250,000 and \$350,000, is included in the cost; however, the Department of Environmental Protection is willing to waive its liens; and

(c) The \$30,000 per year design permitting and long term care costs for the next five years will be funded from the Solid Waste Enterprise Fund;

(6) Upon inquiry from Commissioner Robertson, was advised by County Attorney Rogers that she will verify that the new liens were timely filed;

(7) Was advised by County Administrator McLaughlin that the funds can be cash-flowed; however, staff needs to know that the funds are identified and earmarked;

(Continued on Page 40)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

- (8) Heard the request from Commissioner Robinson that \$1 million be allocated from the \$1.5 million in the uncommitted funds for the C&DD project;
- (9) Was advised by Ms. Lovoy that pending projects also include \$1.2 million to support the IHMC (*Florida Institute of Human and Machine Cognition*) and a portion of the \$3 million that the Board wishes to set aside for economic development;
- (10) Was advised by Commissioner White that he would prefer to use (*a portion of the*) \$3 million set-aside to fund the IHMC request, as opposed to using LOST funds;
- (11) Was advised by Commissioner Valentino that the Saufley project could be funded at \$5.7 million if the Board identifies the unrestricted use of funds that are miscellaneous appropriations to fund the IHMC request;

(Continued on Page 41)



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

- (12) Was advised by County Attorney Rogers that, after meeting with IHMC representatives, she has learned that IHMC is a 501(c)(3) organization, and is designated for the public benefit, under the auspices of the Board of Governors of the State University System, which means that:
  - (a) LOST funds might be used to purchase land for IHMC, with an agreement as to how to manage any structure built on the land; or
  - (b) The Board might provide a miscellaneous appropriations to IHMC from *(a portion of)* the \$3 million that the Board indicated it wishes to use for economic development, which will require a Miscellaneous Appropriations Agreement, or use the Economic Development Incentive Ordinance, which is a more difficult process;
- (13) Heard the request from Commissioner White that the Board utilize a Miscellaneous Appropriations Agreement with IHMC, and allocate the \$3 million set-aside for economic development, which leaves the \$1.5 million that is uncommitted, then an additional \$1 million can be allocated for the Saufley C&DD project, which brings the total of that project to \$4.7 million, which leaves a balance of \$500,000, with concurrence from Commissioner Valentino and Commissioner Robertson;

(Continued on Page 42)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

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

5. Continued...

D. Report of the July 21, 2009, C/W Budget Workshop – Continued

AGENDA NUMBER – Continued

8. Continued...

A. Continued...

(14) Was advised by County Administrator McLaughlin that staff is asking for a total of \$5.9 million to remediate the Saufley Landfill;

(15) Heard the request from Commissioner Robertson that the allocation for the Saufley Landfill C&DD be increased to \$5.9 million, which would leave an uncommitted balance of \$300,000, instead of \$500,000;

(16) Heard the request from Commissioner White that the Barrineau Park Road resurfacing project be funded by allocating the uncommitted balance of \$389,156 and reducing the Molino School Project allocation from \$2,500,000 to \$2,089,000 and allocating the difference, for a total of \$800,000; and

(17) Was advised by Ms. Lovoy that a Budget Amendment for \$12,632,356 will be provided before the end of the Fiscal Year; and

B. Board Direction – None.

9. Adjourn

Chairman Young declared the C/W Meeting adjourned at 12:05 p.m.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. PUBLIC HEARINGS

1. 5:45 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting an Ordinance (*Number 2009-27*) amending Part III of the Escambia County Code of Ordinances (1999), the Land Development Code, amending Article 4, "Subdivisions and Site Plans," Section 4.04.13.A, "Drainage System," to add specifics for basin slopes, stormwater retention, and ramp construction materials, and to remove the pond maintenance fee.

1801

2. 5:46 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, adopting an Ordinance (*Number 2009-28*) amending Part III of the Escambia County Code of Ordinances (1999), the Land Development Code, amending Article 5, "Concurrency Management," Sections 5.10.01, 5.10.02, and 5.12.01, to establish exceptions to using annual traffic counts in the annual update to the Traffic Volume & Level of Service Report, in response to disasters affecting traffic volumes, where this change will provide an option for developers to proceed under certain conditions, despite a failure of transportation concurrency, by contributing their proportionate fair share cost of improving the transportation network to mitigate their impact.

1802

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-6. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, approving Consent Agenda Items 1 through 6, as follows, with the exception of Item 4, which was held for a separate vote (*because the Speaking Request Form submitted by Andrew Blewer was intended as a request to address the Board concerning Item I-4 on the Clerk of the Circuit Court & Comptroller's Report, but was inadvertently mistaken as a request to address this Item*):

1802

1. Accepting, for filing with the Board's Minutes, the Information Report concerning the following two requests for forgiveness of Code Enforcement Liens:

1802

Mr. Jimmy Nguyen – 3510 Mobile Highway  
Mr. Paul Senay and Ms. Betty Shrout – 2302 North "T" Street

2. Authorizing the scheduling of a Public Hearing for September 3, 2009, at 5:31 p.m., to consider the Petition to Vacate alleyways and an unnamed right-of-way in Wilder Subdivision (approximately 36,620 square feet, or 0.84 acre), as petitioned by Glen and Claire Dunaway.

1802

3. Taking the following action concerning a reappointment/appointment to the Northwest Florida Regional Transportation Planning Organization (NWFRTPO):

1802

- A. Confirming the Florida-Alabama Transportation Planning Organization's reappointment of Commissioner Kevin W. White to the NWFRTPO to serve another four-year term, effective March 11, 2009, through March 10, 2013; and
- B. Confirming the Florida-Alabama Transportation Planning Organization's appointment of Commissioner Grover C. Robinson, IV, to the NWFRTPO to serve a four-year term, effective March 11, 2009, through March 10, 2013.

4. See Page 45.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

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

5. Taking the following action concerning approval of the State of Florida, Division of Emergency Management, Federally-Funded Public Assistance Agreement for April Flooding, FEMA-1831-DR, which is necessary for Escambia County to receive Federal and State Financial Assistance:

1802

A. Approving the Federally-Funded Public Assistance Agreement for April Flooding, FEMA-1831-DR; and

B. Authorizing the Chairman to sign the Agreement.

6. Authorizing the scheduling of a Public Hearing for the establishment of a street lighting Municipal Services Benefit Unit (MSBU) on August 20, 2009, at 5:32 p.m., to consider the adoption of an Ordinance creating the Canterbury Woods Subdivision Street Lighting MSBU.

1802

4. CIAC Reappointment

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried 4-0, with Commissioner Robinson absent, approving to reappoint Robert A. Beargie to the (*County*) Investment Advisory Committee (CIAC), to serve another three-year term, effective August 22, 2009, through August 21, 2012.

1803

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-17. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson absent, approving Consent Agenda Items 1 through 17, as follows:

1807

1. Taking the following action regarding the Emergency Management Preparedness and Assistance Grant Program Award Letter for Agreement #09-BG-03-01-27-01-195:

1807

- A. Approving the State of Florida, Division of Emergency Management, Emergency Management and Preparedness Assistance Grant Award Letter, providing Federal funds, in the amount of \$81,058, to assist in improving the daily and emergency operations of our local Division of Emergency Management and to assist in local disaster preparations and community outreach; these funds will be identified in Fund 110, Other Grants and Projects, Cost Center 330405; and

- B. Authorizing the Chairman to sign the Award Letter.

2. Awarding an Indefinite Quantity, Indefinite Delivery, Unit Price Contract, PD 08-09.074, "Innerarity Point MSBU," to Roads, Inc., of NWF, for a total amount of \$342,430.45 (Funding: Fund 177, *[Municipal Services Benefit Unit]* MSBU Innerarity Island Fund, Cost Center 140963, Object Code 56301).

1807

3. Approving to extend, for one year, the Contract to Securitas Security Services USA, Inc., for "Security Services for Various County Buildings," PD 05-06.136, under the current terms and conditions with no wage increases for Fiscal Year 2009-2010 (Funding: Fund 114, Misdemeanor and Probation Fund, Cost Center 290305, Object Code 53401; Fund 001, General Fund, Cost Center 110201, Object Code 53401; and Fund 115, Article V Fund, Cost Center 410505, Object Code 53401).

1807

4. Awarding an Indefinite Quantity, Indefinite Delivery, Unit Price Contract to Aero Training & Rental, Inc., PD 08-09.052, Landfill Mining, Perdido Landfill, for a total amount of \$4,623,981.97 (Funding: Fund 401, Solid Waste Fund, Cost Center 220605, Object Code 56301).

1807

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued.

5. Adopting the Resolution (*R2009-156*) approving Supplemental Budget Amendment Number 308, Other Grants and Projects Fund (110) and General Fund (001), in the amount of \$868,610, to recognize the Homeless Prevention and Rapid Re-Housing Program (HPRP) Grant, and to appropriate these funds to support a coordinated system for delivery of financial assistance and services throughout Escambia County, to either prevent individuals and families from becoming homeless or to help those who are experiencing homelessness, as prescribed by HPRP eligibility requirements.

1807

6. Adopting the Resolution (*R2009-157*) approving Supplemental Budget Amendment Number 309, Solid Waste Fund (401), in the amount of \$3,000, to recognize proceeds from an International Paper Company Foundation Grant and to appropriate these funds for recycling education.

1807

7. Authorizing the County to piggyback off the Agreement between the City of Margate and Cutler Repaving, Inc., for Hot in Place Asphalt Project Bid No. 2009-010, for an amount up to \$325,000, for repaving portions of Highway 95A, Chemstrand Road, and West Kingsfield Road, in accordance with the Escambia County Code of Ordinances, Chapter 46-44, Application; exemptions, and Section 46-64, Board approval to award a Contract (Funding: Fund 351, Local Option Sales Tax II Fund, Cost Center 210105, Object Code 56301, Project Number 05EN0808, Resurfacing).

1807

8. Taking the following action concerning the sale of real property, Account Number 05-2454-500, Tax Reference Number 09-2S-30-0900-181-009, located at 2310 Truman Avenue:

1807

A. Declaring surplus the Board's real property, Account Number 05-2454-500, Tax Reference Number 09-2S-30-0900-181-009;

B. Authorizing the sale of the property to the bidder with the highest offer received above the minimum bid of \$4,370, without further action of the Board; and

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

9. Taking the following action concerning the sale of real property, Account Number 07-0780-000, Tax Reference Number 34-2S-30-0660-000-014, located at 3712 Theresa Street:

1807

- A. Declaring surplus the Board's real property, Account Number 07-0780-000, Tax Reference Number 34-2S-30-0660-000-014;
- B. Authorizing the sale of the property to the bidder with the highest offer received above the minimum bid of \$3,486, without further action of the Board; and
- C. Authorizing the Chairman to sign all documents related to the sale.

10. Taking the following action regarding the purchase of three parcels of property for the Jones Swamp Wetland Preserve, totaling approximately 1.59 acres, located off Decatur Avenue, owned by Lavaughn Bradley, his son Lavaughn Bradley, Jr., and his daughter Linda Sue Pulos (Funding Source: Fund 110, "Jones Swamp Wetland Preserve Grant," Account 212411/56101):

1807

- A. Authorizing the purchase of one parcel of property (Tax Reference Number 35-2S-31-1000-001-109) from Lavaughn Bradley, Lavaughn Bradley, Jr., and Linda Sue Pulos, for a purchase price of the appraised amount of \$34,000, in accordance with the terms and conditions contained in the Contract for Sale and Purchase;
- B. Authorizing the purchase of two parcels of property (Tax Reference Numbers 35-2S-31-1000-010-093 and 35-2S-31-1000-250-093) from Lavaughn Bradley, for a purchase price of the appraised amount of \$50,000, in accordance with the terms and conditions contained in the Contract for Sale and Purchase;
- C. Authorizing the payment of documentary stamps because the property is being purchased for governmental use for wetlands restoration, wetland mitigation, and water quality improvement; and
- D. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, any documents necessary to complete the purchase, without further action from the Board.



PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

11. Taking the following action concerning the sale of real property, Account Number 11-2631-000, Tax Reference Number 09-1N-31-1000-072-001, located at 242 Madrid Road:
- A. Declaring surplus the Board's real property, Account Number 11-2631-000, Tax Reference Number 09-1N-31-1000-072-001;
  - B. Authorizing the sale of the property to the bidder with the highest offer received above the minimum bid of \$15,276, without further action of the Board; and
  - C. Authorizing the Chairman to sign all documents related to the sale.
12. Approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 112, Disaster Recovery Fund, Cost Center 310104, Object Code 56201, Project #05AD0029):

1807

1807

Bureau:	Public Works Bureau	
Division:	Facilities Management	
Type:	Addition	
Amount:	\$13,000	
Vendor:	Bay Design Associates Architects	
Project Name:	Design of New One Stop Building	
Contract:	PD 01-02.080	
Purchase Order Number:	280573-6 (270570-5) (261601)	
Change Order Number:	12	
Original Award Amount:		\$ 801,800
Cumulative Amount of Change Orders through Number 12:		<u>\$ 220,755</u>
New Contract Total:		\$1,022,555

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

13. Taking the following action concerning the lease of County-owned space at 100 East Blount Street, Pensacola, Florida, to the Department of Emergency Management, State of Florida:

1807

A. Approving the First Amendment to the Lease with the State of Florida, Department of Emergency Management, to extend, until October 31, 2012, the lease of 2,176 square feet of office space, located at 100 East Blount Street, Pensacola, Florida, at a rate of \$0 per year, for the purpose of providing administrative office space; and

B. Authorizing the Chairman to execute all documents necessary to complete this transaction.

14. Taking the following action regarding the submission of the Fiscal Year 2011 Rollover Attestation Application for the Historical Resources Grants-in-Aid Grant for the Restoration of the Escambia County Old Courthouse Phase IV (Funding: dollar-for-dollar local match of \$350,000 will be required if the Grant is awarded; this is required to be allocated and obligated if awarded):

1807

A. Approving the submission of the 2011 Fiscal Year Rollover Attestation Grant Application to the Florida Department of State;

B. Adopting, and authorizing the Chairman to sign, the Resolution (*R2009-158*) authorizing or affirming:

(1) The submission of the 2011 Fiscal Year Rollover Attestation for Recommended 2009 Special Category Grant Application to the Florida Department of State; and

(2) The availability of \$350,000 as local matching funds for the Historical Resources Grants-in-Aid Grant, should the Grant be awarded; and

C. Authorizing the Chairman and the County Administrator to sign all documents required to receive and implement the Grant.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

15. Approving issuance of a Purchase Order to Roads, Inc., of NWF, in the amount of \$342,300, on Contract PD 06-07.082, "Various Road Materials Pricing Agreement 2007," to provide hot mix asphalt to Escambia County; Escambia County Road Division will deliver hot mix asphalt to site for the contractor to resurface Highway 95A, from East Roberts Road to U.S. Highway 29, Chemstrand Road, from Kingsfield Road to Nine Mile Road, and Kingsfield Road, from Eleven Mile Creek Bridge to Highway 97 (Funding Source: Fund 351, "Local Option Sales Tax II," Account 210105/56301, Project No. 05EN0808, "Resurfacing").

1807

16. Taking the following action concerning a Prospective Purchaser Agreement between Escambia County and the State of Florida Department of Environmental Protection:

1807

A. Approving the Agreement between Escambia County and the State of Florida Department of Environmental Protection, to modify, close, and monitor the Saufley Construction and Demolition Debris Facility, located at 5660 Saufley Field Road, Pensacola, Florida (Fund 352, [*Local Option Sales Tax*] LOST III); and

B. Authorizing the Chairman to execute the document upon approval.

17. Approving, and authorizing the County Administrator to execute, the following Change Order (Funding Source: Fund 175, "Transportation Trust Fund," Account 210304/56301):

1807

Bureau:	County Administrator	
Division:	Transportation and Traffic Operations Department	
Type:	Addition	
Amount:	\$53,730.65	
Vendor:	Gulf Coast Traffic Engineers, Inc.	
Project Name:	Installation, Refurbish and Removal of Pavement Markers	
Contract:	PD 07-08.120	
Purchase Order Number:	290903	
Change Order Number:	1	
Original Award Amount:		\$ 200,000.00
Cumulative Amount of Change Orders through this Change Order:		\$ 53,730.65
New Contract Total:		\$ 253,730.65

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Dropped – Scheduling of a Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried 4-0, with Commissioner Robinson absent, approving to drop the recommendation that the Board schedule a Public Hearing for August 20, 2009, at 5:33 p.m. to consider adopting an Ordinance amending Section 18-34(14) of the Escambia County Code of Ordinances, by allowing contractors holding a lapsed vinyl siding installation license to apply for and receive reinstatement of the license through the Escambia County Contractor Competency Board.

1807

ITEMS ADDED TO THE AGENDA – COMMISSIONER MARIE YOUNG

1. Ice Rink Upgrade – Pensacola Civic Center

Motion made by Commissioner Valentino, seconded by Commissioner Robertson, and carried 4-0, with Commissioner Robinson absent, awarding a Contract to Rink Systems, Inc., the sole bidder, for The Pensacola Civic Center Ice Rink Update, PD 08-09.075, in the amount of \$216,800.

1807

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 6:08 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: August 20, 2009