

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
HELD AUGUST 20, 2009
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(4:32 p.m. – 7:03 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
(Regular Meeting Only)
Mr. Robert R. "Bob" McLaughlin, County Administrator
Mrs. Alison Rogers, County Attorney
Mrs. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services
Mrs. Shirley L. Gafford, Program Coordinator, County Administrator's Office
Mrs. Doris Harris, Deputy Clerk to the Board

PUBLIC FORUM WORK SESSION

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

1. FOR INFORMATION: The Board heard the request from L. Gary Sansing that the Commissioners read an editorial in today's issue of the Pensacola News Journal and heard comments from Mr. Sansing regarding various other issues. 1632

2. FOR INFORMATION: The Board heard:
 - A. Heard the request from Cassandra Steen that the Board allow her to make monthly payments, in the amount \$75, on a Code Enforcement Lien against property at 317 Hicks Street; and 1638

 - B. Heard the request from Commissioner Young, with consensus, that Commissioner White add this issue to the agenda for tonight's Regular BCC Meeting.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC FORUM WORK SESSION – Continued

3. FOR INFORMATION: The Board:

- A. Heard the request from Gregg Beck that a proposal, which was provided to the County Attorney's Office by Charles Wood, concerning pricing of County-owned industrial land, be given priority consideration; and
- B. Was advised by County Attorney Rogers that this issue is on the agenda for the September Committee of the Whole Workshop.

1644

4:55 P.M. – PUBLIC FORUM ADJOURNED

5:30 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 5:30 p.m.

2. Invocation

Chairman Young 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 Robinson, and carried unanimously, adopting the agenda as prepared and duly amended (*to include Commissioner Robertson's add-on item concerning a Cooperative Agreement with the Escambia County School Board; Commissioner White's two add-on items, one concerning a Task Order Professional Services Agreement with the Escambia County School Board and one concerning a Code Enforcement Lien; Commissioner Young's two add-on items, one concerning a waiver of the Noise Abatement Ordinance and one concerning letters of support relating to SB 530 and HR 1899; the County Attorney's Report; and Addendum #1 to the County Attorney's Report [Item I-2]*).

1732

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

5. Commissioners' Forum

A. District 4 – Commissioner Robinson:

- (1) Advised that the Celebrate Pensacola, Inc., 450th Celebration (*of the founding of Pensacola by Don Tristan de Luna*) activities last Saturday included a 50-year time capsule that contains photographs of the Commissioners; and
- (2) Expressed his appreciation to the firefighters, law enforcement, and emergency personnel who responded to the recent (*tanker*) truck accident on the Interstate (*Interstate 110 and Interstate 10*) that resulted in a tar spill on Davis Highway; and

1733

- B. District 5 – Commissioner White expressed his appreciation to the firefighters and emergency personnel who responded to the Interstate 110/Interstate 10 accident to which Commissioner Robinson referred.

1734

6. Proof of Publication

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

1740

A. The following three Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in The Escambia-Sun Press, LLC, on July 30, 2009, for consideration of the Petition to Vacate a portion of a 20-foot-wide alleyway located in Block 29, Englewood Heights Subdivision, as petitioned by Terry Hale;
- (2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on August 10, 2009, for consideration of adopting an Ordinance creating the Canterbury Woods Subdivision Street Lighting MSBU; and

(Continued on Page 4)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

6. Continued...

A. Continued...

(3) The 5:35 p.m. Public Hearing, advertised in the Pensacola News Journal on August 10 and August 12, 2009, for consideration of a Permit to construct, operate, modify, or close a Land Clearing Debris Facility, for Northwest Florida Pit One, LLC, owned by Heaton Brothers Construction; and

B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule August 17, 2009 – August 21, 2009 – Legal No. 1418416*, as published in the Pensacola News Journal on August 15, 2009, as follows:

August 17	4:00 p.m.	West Florida Regional Planning Council
August 17	5:00 p.m.	District 2 Commissioner's West-End Advisory Committee
August 18	1:30 p.m.	Environmental Enforcement Special Magistrate
August 18	2:00 p.m.	River Road Ribbon Cutting
August 18	4:00 p.m.	Health Facilities Authority
August 19	8:00 a.m.	Soil & Water Conservation Board
August 19	1:00 p.m.	Development Review Committee
August 20	9:00 a.m.	Agenda Work Session
August 20	9:00 a.m.	Board of Electrical Examiners
August 20	11:00 a.m.	BCC Information Technology Governance Council
August 20	4:20 p.m.	Community Redevelopment Agency
August 20	4:30 p.m.	Board of County Commissioners Public Forum
August 20	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
August 21	9:00 a.m.	Investment Advisory Committee
NEXT WEEK'S NOTE:		
August 24	8:30 a.m.	Planning Board Workshop

REGULAR BCC AGENDA – Continued

7. 5:31 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action regarding the vacation of a portion of a 20-foot-wide alleyway (approximately 3,000 square feet, or 0.06 acre) located in Block 29, Englewood Heights Subdivision, as petitioned by Terry Hale:

1740

- A. Approving the Petition to Vacate;
- B. Accepting the Hold/Harmless Agreement;
- C. Adopting the Resolution (*R2009-159*) 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.

REGULAR BCC AGENDA – Continued

8. 5:32 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, adopting, and authorizing the Chairman to sign, the Ordinance (*Number 2009-29*) creating the Canterbury Woods Subdivision Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and making the following findings of fact:

1741

- A. Lots in the District are specially benefited since street lighting not only increases the market value of an individual lot in the District, but also increases safety in the District surrounding individual lots and the ability of lot owners to use their individual lots after dark;
- B. The benefit from improved street lighting varies according to the relative size of the affected lots; residential lots benefit from improved street lighting uniformly because of the small variation in size throughout the District;
- C. The non-ad valorem special assessments levied represent a fair and reasonable apportionment of the cost of the special benefit received by each lot and do not represent a fair share of the cost of general governmental service provided to residents in the unincorporated areas of Escambia County; and
- D. Lots which do not receive a special benefit have been and shall be excluded from the non-ad valorem special assessment for street lighting.

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. 5:35 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried 3-2, with Commissioner Robertson and Commissioner Young voting "no," taking the following action concerning a Permit to construct, operate, modify, or close a Land Clearing Disposal Facility, for Northwest Florida Pit 1, LLC, Disposal Facility, owned by Heaton Brothers Construction (Funding: Solid Waste Fund 401/34302):

1741

- A. Ratifying the scheduling and advertisement of the Public Hearing scheduled for 5:35 p.m., on Thursday, August 20, 2009; and
- B. Authorizing the Bureau Chief of Neighborhoods and Community Services Bureau to sign the approved *Permit to Construct and/or Operate a Land Clearing Debris Disposal Facility*.

Speaker(s):

Jean Matthews
Robert Sauls
Myra Whiteman
Terrie Cash

For Information: The Board received two photographs, one of which is an aerial, depicting the Ambush Construction and Demolition Debris Pit and the Northwest Florida Pit 1, as provided by Jean Matthews.

REGULAR BCC AGENDA – Continued

10. Committee of the Whole Recommendation(s)

A. The Zoo Northwest Florida

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried 4-1, with Commissioner Robinson voting "no," dropping the August 13, 2009, Committee of the Whole (C/W) recommendation that the Board approve that The Zoo Northwest Florida will receive no funds from the 4th Cent Tourist Development Tax (TDT) proceeds (*relative to the request from Danyelle Lantz, Executive Director of The Zoo, for \$125,000 in 4th Cent TDT funding for The Zoo [C/W Item 4]*).

1755

B. Economic Development Funding

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning Economic Development Funding, as recommended by the Committee of the Whole (C/W), at the August 13, 2009, C/W Workshop (*C/W Item 6*), as amended to reflect "...\$402,000, to be matched cash and in-kind," Item (1), and "...franchise fees above the actual revenues for Fiscal Year 2008-2009, Item (2):

1800

- (1) Approving an allocation from the Economic Development Fund, in the amount of \$150,000, for the Pensacola-Escambia Promotion and Development Commission, and approving an allocation for Foundations for the Future, in the amount of \$402,000, to be matched cash and in-kind, plus an additional \$200,000, contingent upon a private-sector cash match; and
- (2) Approving that any growth in the franchise fees above the actual revenues for Fiscal Year 2008-2009 will be set aside strictly for economic development.

C. Technology Policy

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, adopting the revised *County Commissioners' Technology Policy*, distributed by the County Attorney, as amended to change "storyform" to "story forum" in the Policy, and approving to forward the adopted Policy to the Information Technology Governance Council to determine whether the Policy should be woven into existing County Policies that apply to County employees (*C/W Item 7*).

1801

(Continued on Page 9)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

10. Continued...

D. Arcade Amusement Centers and Bingo

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, approving to refer to T. Lloyd Kerr, Bureau Chief, Development Services Bureau, and the Planning Board, to address the zoning categories for arcades and bingo, the issue concerning Regulation of Arcade Amusement Centers and Bingo, as recommended by the Committee of the Whole (C/W), at the August 13, 2009, C/W Workshop (C/W Item 8), as amended to add " and other regulations" after "zoning categories."

1802

Speaker(s):

Julie Zolnierek

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 White, seconded by Commissioner Robertson, and carried unanimously, approving Consent Agenda Items 1 through 5, as follows:

1804

1. Accepting, for filing with the Board's Minutes, the following five Reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:

1804

A. Payroll Expenditures for Pay Date August 7, 2009, in the amount of \$2,150,074.15;

B. The following two Disbursement of Funds:

(1) July 30, 2009, to August 5, 2009, in the amount of \$14,303,249.81; and

(2) August 6, 2009, to August 12, 2009, in the amount of \$12,101,861.93;

(Continued on Page 10)

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

1. Continued...

C. The Investment Report for the month ended July 31, 2009; and

1804

D. The Tourist Development Tax Collections Data for Fiscal Year 2008-2009, which includes June 2009 returns received in the month of July 2009; the ten months revenue collected to date reflects 69% of the Budget for the Fiscal Year.

2. Approving nine (9) forms, *Request for Disposition of Property*, indicating 32 items of 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.

1804

3. Taking the following action concerning the *Application for Permit for Fortune Tellers, Clairvoyants, Etc.*, as submitted by Mandy Stevens, d/b/a Deja'Vu, on August 6, 2009, in accordance with Ordinance Number 90-22:

1804

A. Accepting, for filing with the Board's Minutes, the Application for Permit to purchase an Occupational License to engage in business as a Fortuneteller;

B. Accepting the *Report of Clerk*; and

C. Approving the *Order as to Permit*.

4. Accepting, for filing with the Board's Minutes, the following documents provided to the Clerk to the Board's Office:

1804

A. Closing documents relating to the sale of property, located at 4687 Cerny Road, to Nic Gonzalez, based on the Board's January 4, 2007, action declaring the property surplus and authorizing its sale to the highest bidder, as executed by the Chairman on August 5, 2009, and received in the Clerk to the Board's Office on August 6, 2009; and

B. The Northwest Florida Water Management District Standard Format Tentative Budget Submission, as provided by Larry R. Wright, Deputy Executive Director, Northwest Florida Water Management District, and received in the Clerk to the Board's Office on August 6, 2009.

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

1804

- A. Approving the Minutes of the Regular Board Meeting held August 6, 2009;
- B. Approving the Minutes of the Meeting of Trustees for Escambia County Council of 4-H Clubs held August 6, 2009; and
- C. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held August 6, 2009, as follows:

- 1. FOR INFORMATION: The agenda package for the 5:30 p.m., August 6, 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, and County Attorney Rogers read Commissioner Robinson's position statement regarding the funding request from The Zoo Northwest Florida;
 - B. Patricia L. Sheldon, Clerk & Comptroller's Administrator of Financial Services, reviewed the Clerk's Report;
 - C. T. Lloyd Kerr, Bureau Chief, Development Services Bureau, reviewed the Growth Management Report, and County Administrator McLaughlin advised that the Santa Rosa Island Authority (SRIA) approved a request for a sign to be erected in the right-of-way on Pensacola Beach, regarding which a citizen would be asking the Board to exercise its veto authority;
 - D. Shirley L. Gafford, Program Coordinator, County Administrator's Office; County Attorney Rogers; Randy Wilkerson, Executive Director, Neighborhood Enterprise Foundation, Inc.; and David Wheeler, Deputy Bureau Chief, Public Works Bureau; reviewed the County Administrator's Report;

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-5. Approval of Various Consent Agenda Items – Continued
- 5. Continued...
- C. Report of the August 6, 2009, Agenda Work Session – Continued
 - 1. Continued...
 - E. County Attorney Rogers reviewed the County Attorney's Report; and
 - F. Commissioner Young reviewed her add-on item.

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 Robinson, and carried unanimously, approving Consent Agenda Items 1 through 6, as follows:

1805

- 1. Approving to extend the 2009 Ad Valorem Tax Roll prior to completion of the Value Adjustment Board Hearings to afford the taxpayers of Escambia County the opportunity to pay their property taxes during each of the four discount periods, as allowed by Florida Statute 197.323.
- 2. Authorizing the scheduling (*and advertising*) of a Public Hearing for September 3, 2009, at 5:32 p.m., to consider (*adopting an Ordinance*) amending Chapter 46, Article 2, Division 3, Section 46-86, of the Escambia County Code of Ordinances (Purchasing Ordinance), setting forth the procedures for amendments/changes after award to restore language removed by scrivener's error; providing for inclusion in the Code; providing for an effective date.

1805

1805

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

3. Accepting, for filing with the Board's Minutes, the Information Report concerning the following request for forgiveness of a Code Enforcement Lien:

1805

Mr. Claude and Mrs. Sherrell Ward – 1233 Betts Avenue

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

1805

Mr. Matthew Harper – 4514 Florelle Way
Mr. Richard S. Temple, Jr. – 214 Pace Parkway

5. Accepting, for filing with the Board's Minutes, the July 23, 2009, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

1805

6. Taking the following action regarding the Library Construction Grant Application for the Old Molino Elementary School Project (Funding Source: there are no budgetary impacts at this time):

1805

- A. Authorizing re-submission to the Florida Department of State (*Division of Library and Information Services*), the *Public Library Construction Grant Application* for the Old Molino Elementary School Library Project;
- B. Adopting the Resolution (*R2009-160*) as part of the Application packet; and
- C. Authorizing the Chairman to sign the Resolution and all Grant-related documents relevant to this project.

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

3-25. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving Consent Agenda Items 3 through 25, as follows, with the exception of Item 23, which was held for a separate vote (Items 1 and 2 were also held for separate votes), as amended to revise the Supplemental Budget Amendment for Item 7, to change the Account Code from 56401 to 563xxx, which will be a new Code due to reporting requirements:

1806

3. Awarding a Contract, PD 08-09.093, for Design Build Services for 10 Mile Road and Ashton Brosnaham Entrance Intersection Signal, to Ingram Signalization, Inc., in the amount of \$100,000 (Funding: Fund 351, "Local Option Sales Tax II," Cost Center 210105, Object Code 56301, Project Number 05EN0915).

1806

4. Taking the following action concerning PD 07-08.134, General Paving, Drainage, and Resurfacing Pricing Agreement:

1806

A. Approving one 12-month extension, effective October 1, 2009, of the Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.134, to each of the following contractors, accepting those price changes (increases/decreases) as indicated on the price lists:

- APAC-Southeast, Inc. – no Unit Price changes requested
- Gulf Atlantic Constructors, Inc. – no Unit Price changes requested
- Panhandle Grading & Paving, Inc.
- Pensacola Concrete Construction Co.
- Roads, Inc., of NWF
- Starfish, Inc., of Alabama
- Utility Service Co., Inc. – no Unit Price changes requested

B. Authorizing the subject Contract for use by various Bureaus utilizing the accepted Bid Form Price Listing and Balance-of-Line items, as defined within the Special Terms and Conditions of the Solicitation, to determine the lowest bid for a project; and

(Continued on Page 15)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

4. Continued...

C. Authorizing the issuance of Individual or Blanket Purchase Orders, in accordance with Chapter 46 of the Escambia County Code of Ordinances, in an accumulative amount of \$2,000,000 per contractor, during Fiscal Year 2009-2010, to be issued from the following Funding (*Sources*): Fund 333, New Road Construction Fund, Cost Center 210204, Object Code 56301; Fund 351, Local Option Sales Tax (LOST) II, Cost Center 210105, Object Code 56301; Fund 352, LOST III, Cost Center 210107, Object Code 56301; Fund 181, Master Drainage Basins, Cost Centers 210719 through 210736, Object Code 56301; Fund 175, Transportation Trust Fund, Cost Center 210304, Object Code 56301.

1806

5. Amending the Board's action of July 9, 2009, concerning awarding Contract PD 08-09.076, for Design Build Services for West Pensacola Fire Department Emergency Vehicle Signal, to Ingram Signalization, Inc., in the amount of \$153,000, to change the Funding Source from Fund 352 (*LOST III*), Cost Center 330228, Object Code 56301, to Fund 351, "Local Option Sales Tax (LOST) II," Cost Center 210105, Object Code 56301, Project # 08EN0869, due to a scrivener's error.

1806

6. Adopting the Resolution (*R2009-162*) approving Supplemental Budget Amendment Number 270, General Fund (001) and Economic Development Fund (102), in the amount of \$3,000,000, to recognize a transfer of funds from the General Fund and appropriate these funds in the Economic Development Fund for economic (*development*) initiatives in Escambia County.

1806

7. Adopting the Resolution (*R2009-163*) approving Supplemental Budget Amendment Number 320, FTA Capital Project Fund (320), in the amount of \$4,031,579, to recognize proceeds from the Federal Transit Administration (FTA), American Recovery and Reinvestment Act of 2009 Funding Grant FL 96-X007, for Transit Capital Assistance, and to appropriate these funds for diesel-powered mass transit buses and lift-equipped minibuses for Escambia County Area Transit use.

1806

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

8. Adopting the Resolution (*R2009-164*) approving Supplemental Budget Amendment Number 321, Local Option Sales Tax (LOST) III (*[Fund] 352*), in the amount of \$85,675, to recognize insurance proceeds received for vandalism damage to Brent Ballpark and to appropriate these funds back to the LOST III Fund from which repairs were paid.

1806

9. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 3245 Barrancas Avenue:

1806

A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and John H. and Deborah L. Blackwell, owners of residential property located at 3245 Barrancas Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, each in the amount of \$5,362, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), Fund 151, Cost Center 220519, Object Code 58301, for the following improvements:

Install new storm windows and storm shutters

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

10. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 108 South 2nd Street:

1806

A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Jessica Boyd, owner of residential property located at 108 South 2nd Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$6,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Electrical rewiring and install a new central heating and air conditioning system

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

11. Taking the following action regarding the 2008-2010 State Housing Initiatives Partnership (SHIP) Local Housing Assistance Plan and related matters (Funding: Fund 120/SHIP, Cost Center to be assigned):

1806

- A. Adopting a Resolution (*R2009-165*) approving Amendment #2 to the Board-approved Escambia/ Pensacola SHIP Program 2008-2010 Local Housing Assistance Plan, to officially incorporate the Escambia/Pensacola Florida Homebuyer Opportunity Program Strategy and the accompanying allocation of \$419,555 into the subject Plan; and
- B. Authorizing the Chairman or Vice Chairman to execute the Resolution and other documents as may be required to implement the Amendment.

12. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 216 Bryant Road:

1806

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Manley P. and Reta A. George, owners of residential property located at 216 Bryant Road, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$2,651, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Install new storm windows

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

13. Ratifying the following (*August 20, 2009*) action of the Community Redevelopment Agency (CRA) (Funding: Fund 151, Barrancas Tax Increment Financing [TIF], Cost Center 220519, Object Code 56301, [*in the amount of*] \$24,233; Brownsville TIF, Cost Center 220515, Object Code 56301, [*in the amount of*] \$24,233; Palafox TIF, Cost Center 22517, Object Code 56301, [*in the amount of*] \$24,234):

1806

A. Approving the following Selection/Negotiation Committee Ranking for PD 08-09.002, Design Build CRA Sidewalk Project #1, Phase 1: Lakewood Street and West Blount Street; Phase 2: Montpelier Drive:

- (1) Panhandle Grading and Paving, Inc., and Sigma Consulting Group, Inc.
- (2) Hernandez & Swift Associates, Inc., and Landmark Engineering & Land Planning, Inc.
- (3) Gulf Atlantic Constructors, Inc., and Geci & Associates, Inc.

B. Awarding a Contract, PD 08-09.002, Design Build CRA Sidewalk Project #1, Phase 1: Lakewood Street and West Blount Street; Phase 2: Montpelier Drive, to Panhandle Grading and Paving, Inc., and Sigma Consulting Group, Inc., for a Design Phase Fee of \$72,700.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

14. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 46 Kennington Drive:

1806

A. Rescinding the May 21, 2009, Board's action approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Philip A. Pope, for residential property located at 46 Kennington Drive, each in the amount of \$850;

B. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Philip A. Pope, owner of residential property located at 46 Kennington Drive, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$1,497, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Sanitary sewer connection

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

15. Taking the following action regarding the Neighborhood Stabilization Program (NSP) Agreement with Pensacola Habitat for Humanity, Inc. (Funding: Fund 129/NSP, Cost Center 220502):

1806

A. Approving the *Non-Profit Agency Agreement* with Pensacola Habitat for Humanity, Inc., committing a total of \$600,000 in NSP funds to partially finance the acquisition of eligible, foreclosed, or abandoned vacant properties and/or construction of new homes, for occupancy by NSP-eligible, very low, and low income families; and

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

16. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements (*for property located*) at 115 Southeast Gilliland Road:

1806

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Allison Shanahan, owner of residential property located at 115 Southeast Gilliland Road, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$5,975, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Install new storm windows

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

17. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning two separate Residential Rehab Grant Funding and Lien Agreements (Original Funding Sources: Fund 151, Barrancas Tax Increment Financing [TIF], Cost Center 220519, Object Code 58301; and Fund 151, Brownsville TIF, Cost Center 220515, Object Code 58301):

1806

- A. Rescinding the July 24, 2008, Board's action approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and John Michael, owner of property located at 500 North Wentworth Drive, Pensacola, Florida, each in the amount of \$5,445, for the following improvement:

Install a new roof and windows replacement

- B. Rescinding the January 22, 2009, Board's action approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Myrtle Barnes, owner of property located at 1202 Wisteria Avenue, Pensacola, Florida, each in the amount of \$332, for the following improvement:

Replace a picture window

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

18. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning the Facade Grant Funding and Lien Agreements (*for property located*) at 3790 Barrancas Avenue:

1806

A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Tippy's Tavern, Inc., owner of commercial property located at 3790 Barrancas Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, each in the amount of \$10,000, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), Fund 151, Cost Center 220519, Object Code 58301 and/or 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301, for the following improvements:

Sanitary sewer connections

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

19. Taking the following action concerning approval of the Fiscal Year 2009-2010 State Aid to Libraries Grant Agreement (Funding Source: the Grant amount shall be calculated in accordance with Chapter 257, Florida Statutes, and guidelines of the State Aid to Libraries Grant Program; the first payment to be made upon execution of the Agreement, and the remaining payment will be made by June 30, 2010):

1806

A. Approving the *Florida Department of State, Division of Library and Information Services, State Aid to Libraries Grant Agreement*, for Fiscal Year 2009-2010; and

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

20. Taking the following action concerning traffic restrictions – speed limitations (funds are budgeted in Fund 175, Transportation Trust Fund, Cost Center 250701 and Account Code 53401, for sign installations):

1806

A. Adopting the Resolutions (*R2009-166, R2009-167, and R2009-168*) for the reduction in speed, from 30 miles per hour to 25 miles per hour, for the following roadway segments:

- (1) Longbranch Drive, from Old Chemstrand Road to Lake Drive
- (2) Liberty Loop Road, from Longbranch Drive to Longbranch Drive
- (3) Gren Mill Court, from Longbranch Drive to the West End

B. Authorizing the Chairman to sign the Resolutions for these roadways.

21. Approving issuance of a Purchase Order to Roads, Inc., of NWF, in the amount of \$59,574.54, on Contract PD 07-08.134, "General Paving, Drainage and Resurfacing Pricing Agreement," for the resurfacing and reconstruction of the Ensley Volunteer Fire Department parking lot (Funding Source: Fund 352, Local Option Sales Tax III, Project No. 09FS0095 – Ensley Fire Station, Cost Center 330228/Account 56301).

1806

22. Taking the following action concerning annual grant funding received from the Florida Department of Agriculture and Consumer Services for Mosquito Control:

1806

A. Approving the Fiscal Year 2009-2010 Annual Certified Budget for the Mosquito Control Division, Publics Works Bureau; and

B. Authorizing the Chairman to sign the *Annual Certified Budget for Mosquito Control*.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

23. See Page 27.

24. Taking the following action concerning the Fiscal Year 2009-2010 Federal Transit Administration (FTA) ARRA (American Recovery and Reinvestment Act of 2009) Funding Grant FL 96-X007, for Capital Assistance for Mass Transit Projects for Escambia County Area Transit (ECAT) (Funding Source: Fund 320, FTA Capital Projects; Cost Center to be assigned):

1806

- A. Accepting FTA Grant Project FL 96-X007, providing \$4,031,579 in Federal assistance for mass transit projects;
- B. Authorizing ECAT's General Manager, via the Federal Transportation Electronic Award and Management System (TEAM), to execute the Grant by using the FTA-approved password and pin for the Chairman;
- C. Approving the issuance of a Purchase Order, in the amount of \$3,806,990, and authorize the County to piggyback off the Agreement between LYNX and Gillig Corporation for the purchase of ten diesel-powered mass transit buses for ECAT; and
- D. Approving the issuance of a Purchase Order Contract to Transit Plus, at Florida Trips State Contract pricing, in an amount not to exceed \$224,589, for the purchase of three minibuses for ADA (Americans with Disabilities Act) paratransit contractor use under lease from ECAT.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3-25. Approval of Various Consent Agenda Items – Continued

25. Ratifying the following (*August 20, 2009*) action of the Escambia County Community Redevelopment Agency (CRA) concerning two separate Commercial Facade, Landscape, and Infrastructure Grant Funding and Lien Agreements (Original Funding Sources: Fund 151, Brownsville Tax Increment Financing [TIF], Cost Center 220515, Object Code 58301; and Fund 151, Englewood TIF, Cost Center 220520, Object Code 58301):

1806

A. Rescinding the July 24, 2008, Board's action approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Marchetti, Inc., owner of property located at 2203 and 2205 North Pace Boulevard, Pensacola, Florida, each in the amount of \$8,571, for the following improvement:

Landscaping improvements and installing a metal ornamental fence

B. Rescinding the January 22, 2009, Board's action approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Anna Nguyen, owner of property located at 3725 Mobile Highway, Pensacola, Florida, each in the amount of \$9,917, for the following improvement:

Painting the exterior buildings

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1. On-Site Employee Health Clinic, PD 08-09.048

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried 4-1, with Commissioner Young voting "no," approving to re-bid (*PD 08-09.048*), relative to the recommendation that the Board take the following action concerning the On-Site Employee Health Clinic, PD 08-09.048 (Funding: Fund 501, Internal Service Fund, Cost Center 140609):

1806

A. Approve the ranking of the following two proposals received in response to the solicitation:

- (1) Concentra Health Services, Inc.
- (2) Sacred Heart Health System

B. Award the Contract for On-Site Employee Health Clinic, PD 08-09.048, to Concentra Health Services, Inc., for a term of 36 months, as follows:

Fiscal Year 2009-2010	Year 1	\$ 580,000
Fiscal Year 2010-2011	Year 2	\$ 556,202
Fiscal Year 2011-2012	Year 3	\$ <u>571,486</u>
Total		\$1,707,688

Speaker(s):

Molly Nobles
David McLarnen
Allison Zutter

For Information: The Board:

- A. Heard Commissioner Robertson disclose that, although his company has a business relationship with Sacred Heart Health System and Baptist Health Care, he is not precluded from voting on this issue; and
- B. Viewed a PowerPoint Presentation, which was also provided in hard copy, regarding the Contract for On-Site Employee Health Clinic, as presented by Denise Barton, Sacred Heart Health System.

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Supplemental Budget Amendment Number 313

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried unanimously, adopting the Resolution (*R2009-161*) approving Supplemental Budget Amendment Number 313, Local Option Sales Tax (350), Local Option Sales Tax II (351), and Local Option Sales Tax III (352), in the amount of \$12,632,356, to recognize funds returned to the County by the Pensacola Junior College Foundation, with interest earnings, and to appropriate these funds for the following projects:

1829

- Saufley Landfill Closure – \$5,900,000
- Wedgewood School Renovations – \$3,000,000
- Molino School Renovations – \$2,089,156
- Fire Training Facility – \$843,200
- Barrineau Park Road – \$800,000

Speaker(s):

Honorable David Morgan
Henrique Dias

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

23. Approval of a Subgrant Application

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning the Edward Byrne Memorial Justice Assistance Grant Program – JAG Countywide – Federal Fiscal Year 2009:

1842

A. Approving the following Subgrant Applications to be submitted for funding under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program – JAG Countywide – Federal Fiscal Year 2009, administered by the Florida Department of Law Enforcement:

- (1) ESCAMBIA COUNTY SHERIFF'S OFFICE – The Escambia County Sheriff's Office is seeking to initiate a joint law enforcement effort in cooperation with the University of West Florida Police Department; this project will purchase equipment and pay overtime for law enforcement personnel to establish and train bike patrol officers for the University of West Florida Police Department; both agencies will participate in and conduct joint training in the use of an effective bike unit on university property; the amount of the Grant Request is \$70,588; and
- (2) PENSACOLA JUNIOR COLLEGE POLICE DEPARTMENT – The Pensacola Junior College Police Department is seeking to enhance campus security by purchasing a large voice system for the Ninth Avenue and Warrington campuses; without a public address system in place, it is difficult to make mass notification to an entire campus; the large voice system will improve the ability to alert students, faculty, staff, and visitors on each campus in the event of an emergency situation, by allowing immediate and simultaneous communication, both by siren and voice command, to all areas of each campus; the amount of the Grant Request is \$142,120; 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 Commissioner Robinson disclose that he is an Officer of the Pensacola Junior College Foundation; however, because of the not-for-profit nature of his position, he is not precluded from voting on this issue.

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION

1. COPS Hiring Grant

Motion made by Commissioner Robinson, seconded by Commissioner Whitehead, and carried unanimously, taking the following action concerning the Community Oriented Policing Services (COPS) Hiring Grant:

1845

- A. Approving, accepting, and authorizing the Chairman to sign the Grant Application entitled, "COPS Hiring Recovery Program Grant 2009," made in the name of Escambia County Sheriff's Office, Florida, for \$3,344,620;
- B. Authorizing the Sheriff of Escambia County, Florida, to act as the Implementing Agency and Designee for the Chairman of the Board of County Commissioners for the Grant Program, to include the following:
 - (1) Make the necessary Assurances and Certifications as to the expenditure of funds under the Program; and
 - (2) Sign, or validate online, any other program requirements as may be required by the funding authority; and
- B. Authorize the Sheriff to sign, or validate online, any other program requirements as may be required by the funding authority relating to the Chief Executive of the County; and
- C. Approving, and agreeing to fund at the conclusion of federal funding, all sworn officer positions awarded under the CHRP (Cops Hiring Recovery Program) Grant, for a period of 12 months; the retained CHRP-funded position(s) should be added to the grantees law enforcement budget with State and/or local funds over and above the number of locally-funded positions that would have existed in the absence of the Grant.

Speaker(s):

Honorable David Morgan
Derek Whidden
L. Gary Sansing

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

2. Adoption of a Resolution

Motion made by Commissioner Robinson, seconded by Commissioner Whitehead, and carried unanimously, adopting the Resolution (R2009-169) reaffirming the Board's opposition to offshore mineral exploration and extraction in the areas off the coast of Florida in the Gulf of Mexico, and authorizing the Chairman to sign the Resolution, as amended to add "within 125 miles of the coastline" after "extraction."

1842

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Molino/Wedgewood School Properties

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning the purchase of the Molino and Wedgewood School properties:

1735

- A. Approving the Short-Term On-Site Security and License Agreements ("License Agreements"), with the current caretakers of the properties, Napoleon Powell and Jay Camac;
- B. Approving the First Amendments to the Contracts for Sale and Purchase ("First Amendments") of the Molino and Wedgewood School properties, and authorize closing to occur on or before August 21, 2009, regardless of whether the caretakers have executed the License Agreements or provided the County with the required certificates of insurance; and
- C. Authorizing the Chairman to execute the documents that are approved by the Board.

Speaker(s):

Honorable Malcolm Thomas
Honorable Patty Hightower

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Continued

1. FOR ACTION – Continued
2. Power Plant Site Lease

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, approving, and authorizing the Chairman to execute, the *Power Plant Site Lease* with Gulf Power Company (*regarding the Escambia County Landfill Gas-to-Energy Project*).

1843

ITEMS ADDED TO THE AGENDA – COMMISSIONER WILSON B. ROBERTSON

1. Approval of a Cooperative Agreement

Motion made by Commissioner Robertson, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning a Cooperative Agreement between Escambia County and the Escambia County School Board (Transportation Fund 275, Cost Center 290205, Object Code 55201):

1855

- A. Approving the Cooperative Agreement between Escambia County and the Escambia County School Board that provides for vocational training of incarcerated adult students located in the Escambia County Road Prison for a not-to-exceed amount of \$25,000; and
- B. Authorizing the Chairman to execute the Agreement.

ITEMS ADDED TO THE AGENDA – COMMISSIONER KEVIN W. WHITE

1. PD 02-03.79

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning PD 02-03.79, Professional Services as Governed by Florida Statute 287.055 (A&E Services) :

1859

A. Awarding Task Order-based Continuing Contracts to Bayside Consulting Group of Northwest Florida, LLC, per PD 02-03.79, Professional Services as Governed by Florida Statute 287.055 (A&E Services), on a "Maximum Ceiling" basis fee schedule as follows:

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

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

2. Code Enforcement Lien – Cassandra A. Steen

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Commissioner White's verbal recommendation and waiving the County's Partial Payment Policy to allow Ms. Cassandra A. Steen to pay \$75 per month on a Code Enforcement Lien against property at 317 Hicks Street (*on March 19, 2009, the Board approved waiving the fines, in the amount of \$770, and collecting the hard costs [in the amount of \$3,350]*).

1900

ITEMS ADDED TO THE AGENDA – COMMISSIONER MARIE K. YOUNG

1. Special Even Permit Application

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning the waiver of the Escambia County Noise Abatement Ordinance for Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida:

1900

- A. Approving the "Special Event Permit Application" for a limited waiver of the noise restrictions, imposed by the Escambia County Noise Abatement Ordinance, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 11:59 p.m. (directly after the game), Saturday, August 22, 2009; and
- B. Approving the "Special Event Permit Application" for a limited waiver of the noise restrictions, imposed by the Escambia County Noise Abatement Ordinance, pending post season outcome of games, to extend time for the fireworks display being presented by Pensacola Pelicans Professional Baseball at Pelican Park at the University of West Florida, from 10:00 p.m. through 11:59 p.m. (directly after the game), Friday, September 4, 2009.

2. Muscogee Nation of Florida

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, dropping, and scheduling for consideration at the September 3, 1009, Regular Board Meeting, the recommendation that the Board authorize the Chairman, as requested by Walton County, to sign letters of support for Federal Recognition of the Muscogee Nation of Florida and send the letters to the Committee Chairs who are considering Bills SB 530 and HR 1899 that are presently before Congress; both Bills have been referred to their respective Committees, the Senate Committee on Indian Affairs, and the House Committee on Natural Resources; the job at hand is to urge these Bills through the Committee process and on to the floor of the House and the Senate.

1901

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ANNOUNCEMENTS – None.

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 7:03 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: September 3, 2009