

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
HELD APRIL 22, 2010
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(4:34 p.m. – 6:15 p.m.)

Present: Commissioner Grover C. Robinson, IV, Chairman, District 4
(Regular Board Meeting Only)
Commissioner Kevin W. White, Vice Chairman, District 5
Commissioner Wilson B. Robertson, District 1
Commissioner Gene M. Valentino, District 2
(Regular Board Meeting Only *[arrived at 6:01 p.m.]*)
Commissioner Marie K. Young, District 3
Mrs. Lisa N. Bernau, Chief Deputy Clerk, representing the
Honorable Ernie Lee Magaha, Clerk of the Circuit Court & Comptroller
(Regular Board Meeting Only)
Mr. Larry M. Newsom, Interim 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

Vice Chairman White called the Public Forum Work Session to order at 4:34 p.m.

1. FOR INFORMATION: The Board heard the request from Susan Beckman for assistance concerning a culvert on Crabtree Church Road, which empties into her sister's driveway, and heard the request from Commissioner White that Wesley J. "Wes" Moreno, Deputy Bureau Chief, Public Works Bureau, meet with Ms. Beckman after Public Forum to discuss what options are available.

1634

4:43 P.M. – PUBLIC FORUM ADJOURNED

5:30 P.M. – REGULAR BOARD MEETING CONVENED

REGULAR BCC AGENDA

1. Call to Order

Chairman Robinson called the Regular Meeting of the Board of County Commissioners to order at 5:30 p.m.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

2. Invocation

Chairman Robinson advised that Reverend Chip Hale, Cokesbury Methodist Church, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Robinson 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 Robertson, and carried 4-0, with Commissioner Valentino absent for the vote, adopting the agenda as prepared and duly amended (*to include Commissioner Robinson's three add-on items; one concerning a Resolution supporting continuance of space exploration; one concerning a Resolution supporting total allowable red snapper catch; and one concerning presentation of a letter from Tina M. Joshua, Partnership Specialist, U. S. Census Bureau, to Marilyn Wesley*).

1732

5. Commissioners' Forum

A. District 3 – Commissioner Young advised that April 30, 2010, is weigh-in day "in the loss of five pounds for all employees of Escambia County," and, as previously agreed, she will kiss the donkey if she has not lost five pounds;

1733

B. District 2 – Commissioner Robertson advised that the obnoxious materials (*processed and pasteurized sewage sludge*) that have been stored by the Emerald Coast Utilities Authority for the past few months at a facility on Pine Forest Road will be completely removed within two weeks (*on October 1, 2009, the Board approved contacting the Department of Environmental Protection, the Florida Department of Health, the Environmental Protection Agency, and any other local, State, or Federal regulatory agency to coordinate enforcement of environmental, public health, public safety, or any other applicable regulations concerning the Septage Receiving and Processing Station located on Highway 297*);

(Continued on Page 3)

REGULAR BCC AGENDA – Continued

5. Continued...

C. District 5 – Commissioner White expressed his appreciation to Joy Jones and her staff for their work on the Bratt Community Park; and

D. District 4 – Commissioner Robinson advised that the ceremony for the 40,000 square-foot expansion of Pall Life Sciences' facility at Ellyson Industrial Park was held this afternoon, that Pall is adding 50 new jobs in Escambia County, and the annual meeting of Pall's Board of Directors was held at the Pensacola Beach Hilton Hotel.

6. Proclamations/Years of Service/Special Recognition

Motion made by Commissioner White, seconded by Commissioner Young, and carried 4-0, with Commissioner Valentino absent for the vote, taking the following action concerning Proclamations/Years of Service/Special Recognition:

1737

A. Adopting the following three Proclamations:

- (1) The Proclamation proclaiming May 1, 2010, as “Law Day” in Escambia County;
- (2) The Proclamation proclaiming May 3-9, 2010, as “Family Values Week” in Escambia County; and
- (3) The Proclamation proclaiming May 5, 2010, as “Carrie Underwood Day” in Escambia County;

B. Taking the following action concerning recognition of the Road Prison Tracking Dog Team and Road Prison Drug Interdiction Team:

- (1) Recognizing and congratulating Sergeant Charles Snow, Officer Chad Sims, Officer Jim Solchenberger, and Officer Robert Oliver for winning 4th Place against 20 other teams in the Southern States Manhunt Field Trials at Camp Robinson located in Pine Bluff, Arkansas; and

(Continued on Page 4)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

6. Continued...

B. Continued...

(2) Recognizing and congratulating Officer Mark Butler, with his K-9 Officer Harley, for winning 2nd Place in "Outside Narcotics," 4th Place in "Rooms," and 4th Place in "Overall in Detection Dog," in the United States Police Canine Association 2010 Region 1 Field Trials located in Lady Lake, Florida; and

C. Recognizing, with a pin and certificate, Linda L. Smithson, Senior Office Support Assistant, Solid Waste Management Division, Neighborhoods and Community Services Bureau, for her 30 years of dedicated service to Escambia County.

Presentation(s):

A. Proclamation proclaiming May 2010 as "Celebrate Escambia Waterways Month" in Escambia County; and

B. Certificate recognizing Mr. and Mrs. Robert G. Carr for their efforts to beautify their yard and neighborhood, as nominated by their neighbor, Mrs. Barbara Mayall.

Speaker(s):

Mike Doubek
Kelly Thompson
Barbara Mayall
Mr. and Mrs. Robert G. Carr

REGULAR BCC AGENDA – Continued

7. Proof of Publication

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried 4-0, with Commissioner Valentino absent for the vote, 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:

1759

- A. The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on April 10, 2010, for consideration of adopting an Ordinance amending the Animal Control Ordinance to provide definitions and restrictions relating to tethering animals; and
- B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule April 19, 2010 – April 23, 2010 – Legal No. 1459873*, as published in the Pensacola News Journal on April 17, 2010, as follows:

April 19	3:30 p.m.	West Florida Regional Planning Council Audit Committee
April 19	4:00 p.m.	West Florida Regional Planning Council
April 19	5:00 p.m.	District 2 Commissioner’s West-End Advisory Committee
April 20	4:00 p.m.	Health Facilities Authority
April 20	5:30 p.m.	Animal Services Advisory Committee
April 21	8:00 a.m.	Soil & Water Conservation Board
April 21	8:30 a.m.	Board of Adjustment
April 21	10:30 a.m.	Northwest Florida Regional TPO Technical Working Group
April 21	1:00 p.m.	Benefits Committee Meeting
April 21	1:00 p.m.	Development Review Committee
April 21	1:30 p.m.	Northwest Florida Regional TPO
April 22	8:30 a.m.	BCC Impasse Resolution Hearing – PBA
April 22	9:00 a.m.	Agenda Work Session
April 22	11:00 a.m.	BCC Information Technology Governance Council
April 22	4:20 p.m.	Community Redevelopment Agency
April 22	4:30 p.m.	Board of County Commissioners Public Forum
April 22	5:30 p.m.	Board of County Commissioners Public Hearings & Reports
April 23	9:00 a.m.	County Investment Advisory Committee Meeting
NEXT WEEK’S NOTE:		
April 27	1:30 p.m.	Environmental Enforcement Special Magistrate

REGULAR BCC AGENDA – Continued

8. 5:31 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried unanimously, adopting an Ordinance (*Number 2010-10*) amending Chapter 10, Article I, Section 10-3, "Definitions," and 10-16, "Cruelty to Animals," of the Escambia County Code of Ordinances; this amendment provides definitions and restrictions related to tethering animals.

1759

Speaker(s):

Sue McClure
Rusti Hobart
Deb Doney

9. Committee of the Whole Recommendation(s)

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Items A(1), A(3), and B through D, as follows, as recommended by the Committee of the Whole (C/W), at the April 15, 2010, C/W Workshop (*Item A[2] was held for a separate vote*):

1806

A. Taking the following action concerning County Administrator Recruitment (*Item 4*):

- (1) Approving that the process (*timeline*), from the point at which Human Resources creates the overall referral list, will begin August 1, 2010, and approve an employment date of October 1, 2010, for the County Administrator (*the timeline applications close date is April 30, 2010*); and
- (3) Approving *Candidates Selection for Interviews Option 2*, as follows:
 - 1) The Review Committee will give the Commissioners the top 25 candidates
 - 2) Each Commissioner will then rank their top five candidates
 - 3) Human Resources will tally the results, and the consensus favorites of between five and eight candidates will be selected for face-to-face interviews

(Continued on Page 7)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. Continued...

- B. Approving to reduce the total rental expenses; i.e., arena, parking lot, meeting room, and equipment (*in the amount of \$22,899*), by 75%, with a cap of not to exceed \$12,000 of the total waived expenses, for Junior League of Pensacola, Inc., to use the Pensacola Civic Center for its 25th Anniversary of Marketbasket fundraiser event (*Item 6*);
- C. Taking the following action concerning the acquisition of property for boat ramps (*Item 8*):
 - (1) Authorizing staff to obtain new appraisals for, and pursue the acquisition of, Parcels 1 through 4, the Highway 90 Perdido River parcels, Parcels 1 and 3 owned by Ricky and Traci Herndon, Parcel 2 owned by Michael R. Monsour, and Parcel 4 owned by Gregory and Linda J. English; and
 - (2) Authorizing staff to initiate acquisition of Properties 1, 2, 8, and 9 on the *Initiate Acquisition Checklist*, as follows, and ascertain whether or not the owner of the parcel located immediately west of (*Property 8*) 13946 River Road is willing to sell:
 - (a) Property 1 – 5925 and/or 5900 Hurst Hammock Drive, owned by Neil Smith and Joe Meeks, respectively
 - (b) Property 2 – 5905 Hurst Hammock Drive (old ramp site), owned by Charles R. and Karen S. Roberson
 - (c) Property 8 – 13946 River Road
 - (d) Property 9 – Perdido River/Highway 90 parcels (see Item C[1])
- D. Approving, conceptually, the draft Ordinance amending Chapter 30, Article II, Section 30-37, of the Escambia County Code of Ordinances; establishing that Code Enforcement Liens shall have priority equal to taxes and superiority to all other liens and encumbrances; amending Chapter 42, Article V, Section 42-164 of the Escambia County Code of Ordinances, establishing that summary abatement liens shall have priority equal to taxes and superiority to all other liens and encumbrances (*Item 9*); and
- E. Approving, relative to Fence Permits, that staff can use a portion of the \$40 permit fee for inspection (*Item 14*).

(Continued on Page 8)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. Continued...

Motion made by Commissioner Young, seconded by Commissioner Robertson, and carried 3-2, with Commissioner White and Commissioner Robinson voting "no," approving Item A(2), as follows, as amended to reflect that the Commissioners will each appoint one at-large member to the Review Committee, for a total of nine members (*instead of seven*), in Item (a):

A. Taking the following action concerning County Administrator Recruitment (*Item 4*):

(2) Approving Option 3, the hybrid (*Review*) Committee comprised of both staff and citizen appointees, as follows:

- (a) Five at-large citizens, to be selected by the Commissioners using the same ballot process that is used to appoint Planning Board and Board of Adjustment Members;
- (b) One appointee from the Clerk's staff, to be selected by the Honorable Ernie Lee Magaha, Clerk of the Circuit Court & Comptroller;
- (c) One appointee from the Sheriff's staff, to be selected by the Honorable David Morgan, Sheriff; and
- (d) The following two staff appointees:
 - 1) Amy Lovoy, Bureau Chief, Management and Budget Services Bureau
 - 2) Joy D. Blackmon, Interim Assistant County Administrator

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 unanimously, approving Consent Agenda Items 1 through 5, as follows:

1809

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

1809

- A. Payroll Expenditures for Pay Date April 16, 2010, in the amount of \$2,177,340.63;
- B. The following three Disbursement of Funds:
 - (1) March 25, 2010, to March 31, 2010, in the amount of \$13,751,775.23;
 - (2) April 1, 2010, to April 7, 2010, in the amount of \$9,641,369.21; and
 - (3) April 8, 2010, to April 14, 2010, in the amount of \$3,183,448.18;
- C. The following two Budget Comparison Reports for *(six months, or 50% of)* Fiscal Year 2009-2010:
 - (1) Summarized, by fund, Budget to Actual Comparison as of March 31, 2010; and
 - (2) Actual Revenue and Expenditure Comparison to the prior Fiscal Year as of March 31, 2010;
- D. The Investment Report for the month ended March 31, 2010; and
- E. The Tourist Development Tax Collections Data for Fiscal Year 2009-2010, which includes the February 2010 returns received in the month of March 2010; the six months revenue collected reflects 32.8% of the Budget for the Fiscal Year.

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

2. Accepting, for filing with the Board's Minutes, the Annual Audit Report for the Fiscal Year Ended September 30, 2009, as prepared by the Finance Department of the Clerk and Comptroller's Office and audited by O'Sullivan Creel, LLP, Certified Public Accountants and Consultants, and delivered by the Auditors on April 6, 2010. 1809

3. Adopting the Resolution (*R2010-68*) authorizing the write-off of \$32,305 in returned checks and accounts receivable (*that have been recorded*) in various funds of the County and have been determined to be uncollectible bad debts. 1809

4. Accepting, for filing with the Board's Minutes, the following documents received in the Clerk to the Board's Office on April 7, 2010: 1809
 - A. A copy of the audited *Northwest Florida Water Management District Financial Statements – September 30, 2009*, as provided by Jean Whitten, Director, Division of Administration, Northwest Florida Water Management District; and

 - B. The *Continuation Certificate* continuing *Bond No. 551298* through December 31, 2010, and *Increase Penalty Rider*, increasing the Bond Penalty from \$500,000 to \$900,000, effective February 17, 2009, issued by Evergreen National Indemnity Company, as Surety, on behalf of Allied Waste Services of North America, LLC, as Principal, in favor of Escambia County Solid Waste Management, as Obligee, as provided by Denee M. Rudd, Accounting Supervisor.

5. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office: 1809
 - A. Approving the Minutes of the Regular Board Meeting held April 8, 2010; and

 - B. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held April 8, 2010.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Larry M. Newsom, Interim County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-14. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Young, and carried unanimously, approving Consent Agenda Items 1 through 14, as follows:

1809

1. Approving the *Request for Disposition of Property* authorizing the disposal of a Dell CPU (Property Number 53647).
2. Approving the *Request for Disposition of Property* to be auctioned as surplus or properly disposed of (Dell CPU Property Number 51120), which is described and listed on the *Request for Disposition of Property* form, with the Bureau and reason stated.
3. Adopting the Employee Benefits Committee Policy, Section II, Part C.7, of the Board of County Commissioners' Policy Manual, which replaces and supersedes the Employee Input to the Board of County Commissioners on County Benefits Policy and provides for:
 - A. A change in the Policy title from "Employee Input to the Board of County Commissioners on County Benefits" to "Employee Benefits Committee";
 - B. Addition of the Purpose to this Policy and revision of the Scope to identify the members of the Committee, to delete the Sheriff's Department as a member of the Committee, and to add the County Attorney as a member of the Committee;
 - C. Revision of the Responsibilities of the Committee; and
 - D. Grammatical changes and verbiage changes to comply with the Board of County Commissioners' current organizational structure.

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-14. Approval of Various Consent Agenda Items – Continued

4. Adopting the Benefits Policy for Reduction in Force or Layoff, Section II, Part C.14, of the Board of County Commissioners' Policy Manual, which replaces and supersedes the Escambia County Employees Group Benefits Benefit Policy for Reduction in Force, Lay-off, or Termination, and provides for:
 - A. A change in the Policy title from "Benefit Policy for Reduction in Force, Layoff or Termination" to "Benefits Policy for Reduction in Force or Layoff";
 - B. The Purposes, Scope, and Responsibilities Sections of the Policy;
 - C. Deduction of the premium from the final check from the County, unless the coverage is cancelled in writing prior to termination of employment;
 - D. Clarification of the benefits process during a reduction in force (RIF) or layoff; and
 - E. Removal of the word "termination" from the Policy.
5. Adopting the Employee's Annual Leave/PTO Donation Policy, Section II, Part C.30, of the Board of County Commissioners' Policy Manual, which replaces and supersedes the Employee's Annual Leave Donation Policy and provides for:
 - A. Grammatical changes and verbiage changes to comply with the Board of County Commissioners' current organizational structure;
 - B. Inclusion of Paid Time Off (PTO), Management Option Benefits (MOB), Extended Leave Bank (ELB), and the elimination of County Civil Service Rules;
 - C. A written statement before a leave donation request can be published;
 - D. Clarification on leave left over from Sick Leave Pool requirements and hours transferred to the Sick Leave Pool; and
 - E. The elimination of the Sick Leave Pool Committee requirements and responsibilities.

1809

1809

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-14. Approval of Various Consent Agenda Items – Continued

6. Adopting the revised Retirement Incentive Policy, Section II, Part C.19, of the Board of County Commissioners' Policy Manual, which provides for the following: 1809

A. Grammatical changes and verbiage changes to comply with the Board of County Commissioners' current organizational structure;

B. Inclusion under A., Purpose, "the eligible requirements for," and changing B., Eligibility, 5.b., from "Special Class employees" to "Special Risk Class employees"; and

C. Deletion of the references to "attachments" from the Policy.

7. Adopting the Sick Leave Pool Policy, Section II, Part C.17, of the Board of County Commissioners' Policy Manual, which replaces and supersedes the Escambia County Employee's Sick Leave Pool Policy and provides for: 1809

A. A change in the Policy title from "Escambia County Employees Sick Leave Pool" to "Sick Leave Pool";

B. Clarification on submitting Sick Leave Pool application, requesting Sick Leave Pool Usage, and membership/re-entry requirements;

C. Grammatical changes and verbiage changes to comply with the Board of County Commissioners' current organizational structure; and

D. Changes to the requirements for employees serving on the Sick Leave Pool Committee.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-14. Approval of Various Consent Agenda Items – Continued

8. Approving to amend the Uniform Policy, Section II, Part C.23, of the Board of County Commissioners' Policy Manual, which provides for:

1809

A. Grammatical changes and verbiage changes to comply with the Board of County Commissioners' current organizational structure; and

B. Inclusion under B., Scope, "who are authorized to wear a uniform."

9. Accepting, for filing with the Board's Minutes, the March 18, 2010, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

1809

10. Taking the following action concerning a Conservation Easement for the Perdido Landfill Section Five Expansion:

1809

A. Approving the Conservation Easement between Escambia County and the State of Florida Department of Environmental Protection for the Perdido Landfill Section Five Expansion for wetland mitigation purposes;

B. Authorizing the payment of incidental expenditures associated with the recording of the Conservation Easement and any associated documents; and

C. Authorizing the Chairman to execute the Conservation Easement and any other documents associated with the granting of the Conservation Easement.

11. Authorizing the scheduling (*and advertising*) of a Public Hearing for May 6, 2010, at 5:32 p.m., for consideration of the renewal of (*Application for*) a *Permit to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility* for Rolling Hills C&D Debris Facility, owned by South Palafox Properties, LLC.

1809

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-14. Approval of Various Consent Agenda Items – Continued

12. Approving the *Request for Disposition of Property* concerning a Ricoh AF1035 Copier, Property Number 050478, and a 1994 Ford F-150 (*pickup*) work truck, Property Number 040823, currently assigned to the Extension Service, to be auctioned as surplus or properly disposed of, as described on the disposition form. 1809
13. Approving the 14 *Requests for Disposition of Property* indicating 28 items, including computers, furniture, and various other equipment, all of which are described and listed on the Requests, with reasons for disposition stated on each; the items are to be auctioned as surplus or properly disposed of. 1809
14. Authorizing the scheduling (*and advertising*) of a Public Hearing for May 20, 2010, at 5:31 p.m., to consider the Petition to Vacate an unnamed lane in Perdido Heights Subdivision, Block "A" (16 feet x approximately 568.50 feet = 9,096 square feet, or 0.21 acre), as petitioned by Betty C. Fayard, as Trustee of the John D. Fayard Revocable Trust. 1809

II. BUDGET/FINANCE CONSENT AGENDA

1-29. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 29, as follows, with the exception of Item 24, which was held for a separate vote: 1809

1. Approving, subject to Legal sign-off, to author a letter of continued support for a \$1.2 million match for a \$10 million U.S. Department of Commerce, National Institute of Standards and Technology (NIST) Grant for which the Florida Institute for 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; the County has allocated a total of \$1,200,000 as a match in the Economic Development Fund. 1809

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

2. Adopting the Resolution (*R2010-69*) approving Supplemental Budget Amendment Number 177, Solid Waste Fund (401), in the amount of \$1,860,596, to recognize certain revenue and adjust the fund balance appropriately due to an adjusting entry made by the Escambia County Clerk's Office. 1809

3. Awarding an Indefinite Quantity, Indefinite Delivery Contract, PD 09-10.024, *CR 297-A and Kingsfield Road Widening and Drainage Improvements*, to Panhandle Grading and Paving, Inc., for a total Base Bid only amount of \$1,963,338.21 (Funding: Fund 352, Local Option Sales Tax III, Account 210107, Object Code 56301, Project No. 08EN0105). 1809

4. Authorizing the County to piggyback off the National Joint Powers Purchasing Alliance Contract #100907, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, and awarding a Purchase Order to Thompson Tractor Company, in the amount of \$72,731, for the purchase of a 2008 Model D3K LGP Canopy Tractor (Funding: Fund 175, Transportation Trust Fund, Cost Center 210402, Object Code 56401). 1809

5. Awarding an Indefinite Quantity, Indefinite Delivery Contract, PD 09-10.025, *Ensley Drainage Phase II-A*, to Starfish, Inc., of Alabama, for a total amount of \$1,799,978.31 (Funding: Fund 352, Local Option Sales Tax III, Account 210107, Object Code 56301, Project No. 08EN0313). 1809

6. Awarding an Indefinite Quantity, Indefinite Delivery Contract, PD 09-10.026, *Prieto-Monticello Group Resurfacing*, to Roads, Inc., of NWF, for a total amount of \$782,435.31 (Funding: Fund 352, Local Option Sales Tax III, Account 210107, Object Code 56301, Project No. 08EN0208). 1809

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

7. Taking the following action concerning PD 09-10.023, Sheriff's Video Visitation and Training Facility (Funding: Fund 351, Local Option Sales Tax II, Cost Center 210105, Object Code 56301, Project Number 10EN1054):

1809

A. Approving the following Selection and Negotiation Committee ranking for the Sheriff's Video Visitation and Training Facility, PD 09-10.023:

- (1) Clemons Rutherford and Associates, Inc.
- (2) Hatch Mott Macdonald, Inc. (disqualified)
- (3) DAG Architects, Inc.

B. Awarding a Contract for the Sheriff's Video Visitation and Training Facility, PD 09-10.023, in the amount of \$170,398.

8. Ratifying the following April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 1000 North Navy Boulevard:

1809

A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Fun Zone Pizza, Inc., owner of commercial property located at 1000 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$10,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc. (NEFI) 2008 Community Development Block Grant (CDBG), Fund 129, Cost Center 220563, Object Code 58301, for the following improvements:

Paint the exterior walls with Industrial Polyurea coating

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

1-29. Approval of Various Consent Agenda Items – Continued

9. Ratifying the following April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 1119 North Pace Boulevard:

1809

- A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Kim's "Mini Blessings" Child Development Center, Inc., owner of commercial property located at 1119 North Pace Boulevard, Pensacola, Florida, in the Brownsville Redevelopment Area, each in the amount of \$4,815, representing an in-kind match through the Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc. (NEFI) 2008 Community Development Block Grant (CDBG), Fund 129, Cost Center 220563, Object Code 58301, for the following improvements:

Paint the exterior building and signage

- 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 April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 225 Northwest Syrcle Drive:

1809

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Gregory B. Pack, owner of residential property located at 225 Northwest Syrcle Drive, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$4,080, 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

1-29. Approval of Various Consent Agenda Items – Continued

11. Ratifying the following April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 41 South Navy Boulevard:

1809

- A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Katie Bell Nell, Trustee, owner of commercial property located at 41 South Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$10,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc. (NEFI) 2008 Community Development Block Grant (CDBG), Fund 129, Cost Center 220563, Object Code 58301, for the following improvements:

Install new fabric awnings with aluminum frame

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

12. Ratifying the following April 22, 2010, action of the Escambia County Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 420 South 1st Street:

1809

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Trevor J. Hall, owner of residential property located at 420 South 1st 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:

Replace the roof, connect to sanitary sewer, upgrade the electrical wiring, install a new central heating and air conditioning system, and 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

1-29. Approval of Various Consent Agenda Items – Continued

13. Ratifying the following April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 548 South 1st Street:

1809

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Jo Ann Welch, owner of residential property located at 548 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$900, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements:

Sanitary sewer connection

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

14. Taking the following action concerning amending the *Fee Schedule for Brownfield Designation* to set the cost of \$1,000 for the designation of properties as Brownfield Areas (Funding Source: Fund 151/Community Redevelopment Fund – new account to be assigned):

1809

- A. Adopting a Resolution (*R2010-70*) *authorizing and setting fees for certain services rendered by the Escambia County Neighborhoods/ Community Services Bureau, Community Redevelopment Agency relating to designating properties as Brownfield Areas; providing for effective date; and*

- B. Authorizing the Chairman to sign the Resolution.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

15. Approving, and authorizing the Interim County Administrator to execute, the following Change Order for the operation and maintenance of the remediation system at the former Escambia County Mosquito Control facility located at 603 West Romana Street (Funding Source: 2007/2009 Community Development Block Grant [CDBG], Fund 129, Cost Centers 220555/220410, Object Code 53101):

1809

Bureau: Neighborhoods and Community Services
Division: Community Redevelopment Agency
Type: Addition
Amount: \$48,287.49
Vendor: Cameron-Cole
Project Name: 603 West Romana Street/Former Escambia County Mosquito Control Facility
Contract: PD 06-07.038
Purchase Order Number: 291405
Change Order Number: 4
Original Award Amount: \$ 59,218.82
Cumulative Amount of Change Orders through Number 4: \$138,310.01
New Contract Total: \$197,528.83

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

16. Approving, and authorizing the Interim County Administrator to execute, the following Change Order for the demolition of derelict structures at the U.S. Army Corps of Engineers' Superfund Relocation Project, known as the Clarinda Triangle Area, funded through the Neighborhood Stabilization Program (NSP) (Funding Source: Housing and Urban Development [HUD] NSP, Fund 129, Cost Center 220502, Object Code 58301):

1809

Bureau: Neighborhoods and Community Services
Division: Community Redevelopment Agency
Type: Addition
Amount: \$517,982
Vendor: MACTEC Engineering and Consulting, Inc.
Project Name: Clarinda Triangle Superfund Relocation Project
Contract: PD 08-09.078
Purchase Order Number: 100629
Change Order Number: 1
Original Award Amount: \$ 39,633
Cumulative Amount of Change Orders through Number 1: \$517,982
New Contract Total: \$557,615

17. Ratifying the April 22, 2010, action of the Community Redevelopment Agency (CRA) rescinding the following Board action of August 20, 2009, concerning the Residential Rehab Grant Funding and Lien Agreements (for property located) at 46 Kennington Drive:

1809

- A. 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

- 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

1-29. Approval of Various Consent Agenda Items – Continued

18. Ratifying the following April 22, 2010, action of the Community Redevelopment Agency (CRA) concerning the Commercial Facade, Landscape, and Infrastructure Grant Program:

1809

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

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
L 5006 Investments, Inc.	1612 North Pace Boulevard, Suite 5	\$ 3,880
Eddie Zarahn and Adrienne Zarahn	207 Beverly Parkway	\$ 3,605
Dennis C. Paedae, Jr., and Suzanne R. Paedae	5104 North "W" Street	\$10,000
Fun Zone Pizza, Inc.	1000 North Navy Boulevard	\$ 6,478
Sojourn Associates, LLC	3 North New Warrington Road	\$ 4,578
Marcus Rimmer	4800 North "W" Street	\$ 4,960
Birch Glade Development Company	3015 Mobile Highway	\$10,000
Uniformly Yours, Inc.	103 Beverly Parkway	\$10,000
Terry L. Hale	923 West Yonge Street	\$10,000

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

19. Taking the following action concerning an insurance claim settlement for Escambia County Area Transit (ECAT) from Saint Paul Fire and Marine Insurance Company (Travelers) (Funding: Fund 320, FTA [*Federal Transit Administration*] Capital Projects, Revenue Code TBD [*To Be Determined*] per Supplemental Budget Amendment – \$0 (net); Fund 104, Mass Transit, Cost Centers 220205, 220208 – [*in the amount of*] \$71,928.89):

1809

- A. Approving and accepting the insurance settlement, in the amount of \$262,125, for the total loss damages on a 2007 Gillig Transit Bus, ECAT Bus No. 0741, County Property Number 56000 (Serial No. 15GGE291971091286), with ECAT to retain the vehicle for parts;
- B. Authorizing the Chairman to sign, subject to Legal sign-off, a Settlement Agreement from Travelers and any other documents related to this specific settlement;
- C. Authorizing the Chairman to sign the vehicle title for the purpose of obtaining the Florida Certificate of Destruction (parts-only title); and
- D. Authorizing the Chairman to sign the *Request for Disposition of Property* for the vehicle, after ECAT has removed the pertinent salvageable parts, without further action of the Board.

20. Taking the following action concerning a Resolution to cancel taxes and Tax Certificates in connection with the abandoned Saufley Construction and Demolition Debris (C&DD) Landfill recently acquired by the County:

1809

- A. Adopting the Resolution (*R2010-71*) to cancel the taxes and Tax Certificates on the abandoned Saufley C&DD Landfill, represented by Tax Account Number 09-1764-000 (*Tax Certificates 2009-5816, 2008-4591, and 2007-3818*) and Tax Account Number 09-1765-000 (*Tax Certificates 2009-5817, 2008-4592, and 2007-3819*), for the amounts of \$133.57 and \$7,988.50, respectively; and
- B. Authorizing the Chairman to execute the Resolution, without further action of the Board.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

21. Ratifying the following (*April 22, 2010*) action of the Community Redevelopment Agency concerning the Residential Rehab Grant Program:

1809

A. Approving the following 17 Residential Rehab Grant Program Cancellations of Lien, since the Grant recipients have met their Grant requirements:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
Willa D. Adams	422 North Wentworth Street	\$6,000
Rosia Ishmael	2920 North "G" Street	\$4,750
Jessie Johnson	3703 West Jackson Street	\$1,250
Karen Summerville	600 Pelham Road	\$2,400
Christopher Telhairst and Ann Telhairst	319 Northwest Syrcle Drive	\$1,665
Mary J. Armstrong	1007 West Fisher Street	\$3,436
Ernest McNeil and John H. Albritton	1200 Rio Grande Circle	\$ 888
Kenneth Harrison	3405 West Fisher Street	\$ 892
Robert W. Tubb	1221 Cheyenne Circle	\$4,532
Carrie Melton	405 Gibbs Road	\$5,925
Colvin Rancifer, Jr., and Evelyn Rancifer	2 Northwest Baublits Drive	\$3,610
Jerry Robbins and Jan Robbins	1611 West Lakeview Avenue	\$3,500
Brenda Schofield	209 Southeast Baublits Road	\$ 550
Harold Green and Shirley Green	504 Pelham Road	\$4,250
Don L. Lowell	437 South Navy Boulevard	\$3,248
Inez W. Chatwood	1280 Mahogany Mill Road Unit 13	\$3,390
	4416 Havre Way	\$3,225

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

22. Ratifying the following April 22, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement for the property located at 1002 North Navy Boulevard:

1809

A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Rydon, Inc., owner of commercial property located at 1002 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc. (NEFI) 2008 Community Development Block Grant (CDBG), Fund 129, Cost Center 220563, Object Code 58301, for the following improvements:

Install solar-powered Entrance and Exit signs

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

23. Taking the following action regarding the Emergency Management Preparedness and Assistance Grant Program Grant Contract Number 10-BG-25-01-27-01-112, Modification 2 (*to Agreement Between the Division of Emergency Management and Escambia County*):

1809

A. Approving the Florida Division of Emergency Management Emergency Management and Preparedness Assistance Grant Contract Modification 2, increasing the amount of the Grant award by \$2,800, bringing the total amount of the Contract to \$186,582, with funding to be identified in Fund 110, Other Grants and Projects, Cost Center 330405; and

B. Authorizing the Chairman to execute the Grant Contract Modification.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

24. See Page 29.

25. Taking the following action regarding the acquisition of three parcels of real property, located in the 1700 Block of Eagle Street, in Brookhollow Subdivision, from The Pensacola Bar and Harbor Pilots, Inc., to correct stormwater drainage problems in Brookhollow Subdivision, at the intersection of Ten Mile Road and Haley Lane, and at the intersection of Haley Lane and Eagle Street (Funding Source: Fund 351, Local Option Sales Tax [LOST] II, Account 210105/56101/56301, Project 10EN0275, and Fund 352, LOST III, Account 210107/56101/56301, Project 10EN0455):

1809

A. Authorizing staff to make an offer to The Pensacola Bar and Harbor Pilots, Inc., to purchase three parcels of property (totaling approximately 1.08 acres), for the total appraised amount of \$80,000; and

B. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, any documents necessary to complete the acquisition of this property.

26. Taking the following action regarding the acquisition of a parcel of real property, located at 1664 Eagle Terrace, in Brookhollow Subdivision, from Ronald E. Schaefer and Theresa Maloy Schaefer, to correct stormwater drainage problems in Brookhollow Subdivision at the intersection of Ten Mile Road and Haley Lane, and at the intersection of Haley Lane and Eagle Street (Funding Source: Fund 351, Local Option Sales Tax [LOST] II, Account 210105/56101/56301, Project 10EN0275, and Fund 352, LOST III, Account 210107/56101/56301, Project 10EN0455):

1809

A. Authorizing staff to make an offer to Ronald E. Schaefer and Theresa Maloy Schaefer to purchase a parcel of property (approximately 0.58 acre), for the appraised amount of \$37,000; and

B. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, documents necessary to complete the acquisition of this property.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

27. Taking the following action concerning the sale of 3.82 acres of real property, located at 7750 Mobile Highway, to Emerald Coast Utilities Authority (ECUA) for use as a water well site:

1809

- A. Declaring as surplus the property, owned by Escambia County, located at 7750 Mobile Highway, as described in Exhibit "B" (*to the Resolution*);
- B. Adopting a Resolution (*R2010-72*) stating the application being made, purpose for which the property is to be used, and the sale price of \$216,500, plus closing costs;
- C. Approving the sale of approximately 3.82 acres of real property, for \$216,500, which is the average of two appraisals, in accordance with the terms and conditions contained in the *Agreement for Sale and Purchase*; and
- D. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, subject to Legal review and sign-off, any documents necessary to complete the sale, without further action from the Board.

28. Taking the following action concerning the *Interlocal Agreement between Escambia County Board of County Commissioners and the City of Pensacola relating to the reconstruction of Schwab Drive* (Funding Source: Fund 351, Local Option Sales Tax II, Account 210105/56301, Project # 10EN0394):

1809

- A. Approving the Interlocal Agreement, which specifies \$34,000 in project costs for the Schwab Drive Reconstruction Project; and
- B. Authorizing the Chairman or Vice Chairman to execute the Interlocal Agreement.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-29. Approval of Various Consent Agenda Items – Continued

29. Taking the following action concerning the surplus and sale of real property, Account Number 13-3279-100, located at 510 East Brainerd Street:

1809

A. Declaring surplus the Board's real property, Account Number 13-3279-100, Reference Number 00-0S-00-9020-023-052;

B. Authorizing the sale of this property to the bidder with the highest offer, received from sealed bids, above the minimum bid of \$6,531, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and

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

24. Acquisition of Real Property

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action regarding the acquisition of a parcel of real property, located at 906 North 57th Avenue, from Robert D. Ozment, Jr., and Sadie C. Ozment, to be used to expand the parking lot for the Felix Miga Senior Citizen Center (Funding Source: Fund 352, Local Option Sales Tax III, Account 210802/56101/56301, Project 10PR0412):

1810

A. Authorizing staff to make an offer to Robert D. Ozment, Jr., and Sadie C. Ozment to purchase a parcel of property (approximately 0.39 acre), for the appraised amount of \$18,000; and

B. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, any documents necessary to complete the acquisition of this property.

Speaker(s):

Jim Lindt

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1-4. Approval of Various For Action Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving For Action Items 1 through 4, as follows:

1812

1. Accepting, for filing with the Board's Minutes, the letter, from the Florida Department of Environmental Protection, dated March 22, 2010, to limit the liability of the County for existing contamination at the Saufley Landfill, and authorize recording (*the letter*) with the Clerk of the Court.
2. Taking the following action concerning M & H Profit, Inc. v. City of Panama City, Case No. SC10-471:
 - A. Ratifying the filing of *Escambia County's Notice of Intent to File Amicus Brief* in the pending petition for review filed by M & H Profit, Inc., in the Florida Supreme Court.; and
 - B. Approving the filing of a motion for leave to file an amicus brief, with a proposed amicus brief, should the Florida Supreme Court accept jurisdiction based upon the petition for review filed by M & H Profit, Inc.
3. Approving the filing of a lawsuit in the County Court of Escambia County, Florida, against Brian Coker, seeking recovery of property damages, in the amount of \$7,725.49, incurred as a result of a motor vehicle accident that occurred on August 5, 2009.
4. Ratifying the filing of petition for hearing with the Department of Juvenile Justice, to contest the reduction of the credit for payment of predisposition secure detention costs for juvenile offenders, to which Escambia County is entitled.

1812

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PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

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

1. Adoption of a Resolution

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the Resolution (R2010-73) supporting *(the continuance of) space exploration (through the United States of America's Space Program)* requesting Senators Bill Nelson and George Lemieux and Congressman Jeff Miller *(to)* seek legislative support for continued space exploration.

1812

2. Red Snapper Regulation

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, ratifying the Chairman's signature and submittal of the letter to the National Oceanographic and Atmospheric Administration supporting the proposed rule to increase the red snapper Total Allowable Catch from 5.0 million to 6.945 million pounds.

1813

3. Special Presentation

Motion made by Commissioner Young, seconded by Commissioner Robertson, and carried 4-0, with Commissioner Valentino absent for the vote, approving a Special Presentation of a letter of appreciation to Marilyn Wesley, Deputy Bureau Chief, Neighborhoods and Community Services Bureau, for her participation in Census 2010 for Escambia County, from Tina M. Joshua, Partnership Specialist, Partnership and Data Services Division, U. S. Census Bureau.

1754

ANNOUNCEMENTS

1. FOR INFORMATION: The Board:

- A. Was advised by Chairman Robinson that Bill Weeks and the students of Leadership Pensacola (LEAP) were present for tonight's meeting; and
- B. Was advised by Commissioner Valentino that Mrs. Ann Brett, mother of Valerie Russenberger and mother-in-law of Ray Russenberger, passed away recently.

1813

1814

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES

ADJOURNMENT

There being no further business to come before the Board, Chairman Robinson declared the Regular Meeting of the Board of County Commissioners adjourned at 6:15 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Ernie Lee Magaha
Clerk of the Circuit Court & Comptroller

By: _____
Grover C. Robinson, IV, Chairman



Deputy Clerk

Approved: May 6, 2010