

MINUTES OF THE PUBLIC FORUM WORK SESSION AND REGULAR MEETING OF THE
BOARD OF COUNTY COMMISSIONERS
HELD AUGUST 19, 2010
BOARD CHAMBERS, FIRST FLOOR, ESCAMBIA COUNTY GOVERNMENTAL COMPLEX
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(4:30 p.m. – 5:58 p.m.)
(Distributed August 20, 2010)

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
Commissioner Marie K. Young, District 3
Mr. Larry M. Newsom, Interim County Administrator
Mrs. Alison Rogers, County Attorney
Mrs. Patricia L. Sheldon, Clerk and 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 4:30 p.m.

1. FOR INFORMATION: The Board heard comments from L. Gary Sansing concerning the economy and various other local, national, and world issues.
2. FOR INFORMATION: The Board heard comments from Diane Rademacher regarding a complaint filed with the Contractor Competency Board against the contractor who installed her roof, and the Board:
 - A. Heard the request from Commissioner Robertson that Interim County Administrator Newsom review the matter and provide a report at the next (*September 2, 2010*) Regular Board Meeting; and
 - B. Heard the request from County Attorney Rogers that Interim County Administrator Newsom share information with the County Attorney's Office, since the Competency Board has already heard and dismissed this complaint.

4:43 P.M. – PUBLIC FORUM ADJOURNED

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

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA

1. Call to Order

1730

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

2. Invocation

Chairman Robinson advised that Brother Nathaniel Nix, Gulf Coast Church of Christ, 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

1733

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the agenda as prepared.

5. Commissioners' Forum – District 4:

1734

A. Commissioner Robinson encouraged everyone to vote on Tuesday (*August 24, 2010*); and

B. Marilyn Wesley, Deputy Bureau Chief, Community & Environment Bureau, read a letter dated August 11, 2010, from George Grandy, Jr., Atlanta Regional Director, United States Department of Commerce, Economics and Statistics Administration, U.S. Census Bureau, expressing appreciation to the Board for assisting the Census Bureau in achieving a complete and accurate count for the 2010 Census.

REGULAR BCC AGENDA – Continued

6. Proclamations

1737

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning Proclamations:

- A. Adopting the Proclamation commending and congratulating Michael A. Hughes, Storekeeper/Warehouse Technician, Public Works Bureau, on his retirement after 10 years of service; and
- B. Taking the following action concerning the adoption/ratification of the following two Proclamations:
 - (1) Adopting the Proclamation commending and congratulating Pastor Charles D. Thomas for 15 years of dedicated service to the St. James Missionary Baptist Church; and
 - (2) Ratifying the Proclamation, dated July 28, 2010, commending and congratulating Dr. Bernard C. Yates, Pastor of Zion Hope Primitive Baptist Church, for 25 years of faithful and dedicated service to the Church and community.

7. Written Communication

A. Charles Roberts – 908 Brookhills Drive

1737

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving to accept the \$600 as payment and release only the property at 908 Brookhills Drive, relative to the May 5, 2010, communication from Charles Roberts requesting that the Board waive the daily fines accrued due to Code Enforcement violations against property located at 908 Brookhills Drive and accept \$600 as payment in full for the hard costs involved in cleaning the lot.

(Continued on Page 4)

REGULAR BCC AGENDA – Continued

7. Continued...

B. Sue King – 170 Calvert Oaks Drive

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving to accept the \$500 and release only the property at 170 Calvert Oaks Drive, relative to the July 26, 2010, communication from Sue King, on behalf of Bank of America National Association, requesting that the Board release a Code Enforcement Lien against property located at 170 Calvert Oaks Drive.

8. Proof of Publication

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

1739

A. The following six Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on July 31, 2010, for consideration of adopting a Resolution amending the Warrington Area Redevelopment Plan;
- (2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on August 5, 2010, for consideration of the Petition to Vacate a portion of Talbert Street, as petitioned by BRACE, LLC;
- (3) The 5:33 p.m. Public Hearing, advertised in the Pensacola News Journal on August 6, 2010, for consideration of JAG Program 2010 funds;
- (4) The 5:34 p.m. Public Hearing, advertised in the Pensacola News Journal on August 7, 2010, for consideration of adopting an Ordinance amending Chapter 78 of the Code of Ordinances relating to Artificial Waterways and Land Use and Environmental Dispute Resolution;

(Continued on Page 5)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

8. Continued...

A. Continued...

- (5) The 5:35 p.m. Public Hearing, advertised in the Pensacola News Journal on August 7, 2010, for consideration of adopting an Ordinance repealing Chapter 78, Article III, of the Code of Ordinances, relating to Setback Regulations; Chapter 78, Article V, relating to the Comprehensive Plan; and Chapter 78, Article VII, relating to the Rezoning Hearing Examiner; and
- (6) The 5:36 p.m. Public Hearing, advertised in the Pensacola News Journal on August 9 and August 10, 2010, for consideration of the renewal of 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; and

B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule August 16, 2010 – August 20, 2010 – Legal No. 1480959*, as published in the Pensacola News Journal on August 14, 2010, as follows:

- August 16 4:00 p.m. West Florida Regional Planning Council
 - August 17 4:00 p.m. Health Facilities Authority
 - August 18 8:00 a.m. Soil & Water Conservation Board
 - August 18 8:30 a.m. Board of Adjustment
 - August 18 10:30 a.m. NW Florida Regional TPO – Technical Working Group
 - August 18 1:00 p.m. Development Review Committee
 - August 18 1:30 p.m. NW Florida Regional Transportation Planning Organization
 - August 19 9:00 a.m. Agenda Work Session
 - August 19 9:00 a.m. Board of Electrical Examiners
 - August 19 9:00 a.m. Land Development Code Revision Subcommittee Meeting
 - August 19 11:30 a.m. Workforce Escarosa Board of Directors Special Meeting
 - August 19 4:20 p.m. Community Redevelopment Agency
 - August 19 4:30 p.m. Board of County Commissioners Public Forum
 - August 19 5:30 p.m. Board of County Commissioners Public Hearings & Reports
- NEXT WEEK'S NOTE:
- August 23 6:30 p.m. Fire Services Citizens Advisory Committee

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. 5:31 p.m. Public Hearing

1739

Motion made by Commissioner Valentino, seconded by Commissioner Young, and carried unanimously, ratifying the following (*August 19, 2010*) action of the Escambia County Community Redevelopment Agency (Funding Sources: Warrington Tax Increment Financing [TIF] Trust Fund 151, Cost Center 220516; Community Development Block Grant funds; Local Option Sales Tax funds; non-County funding sources to be determined):

- A. Adopting a Resolution (*R2010-152*) of the Board of County Commissioners of Escambia County, Florida, amending the Warrington Area Redevelopment Plan adopted by the Board of County Commissioners on April 19, 2001; providing for severability; providing for an effective date; and
- B. Authorizing the Chairman to sign and execute the Resolution.

Speaker(s):

Charles Green

10. 5:32 p.m. Public Hearing

1740

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action regarding the Petition to Vacate a portion of Talbert Street (60 feet x approximately 512 feet = 30,720 square feet, or 0.71 acre), as petitioned by BRACE, LLC;

- A. Approving the Petition to Vacate;
- B. Accepting the Hold/Harmless Agreement;
- C. Adopting the Resolution (*R2010-155*) to Vacate; and
- D. Authorizing the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorizing the Chairman or Vice Chairman to execute them at that time.

Speaker(s):

Kevin Bodo

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

11. 5:33 p.m. Public Hearing

1741

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following concerning Edward Byrne Memorial Justice Assistance Grant (JAG) Program Fiscal Year 2010 Local Solicitation Funds:

- A. Ratifying the scheduling of the August 19, 2010, 5:33 p.m. Public Hearing, for the purpose of soliciting public comment on the proposed use of JAG Program 2010 funds received from the United States Department of Justice; and
- B. Approving the application and the proposed use of JAG Program 2010 funds as follows: Escambia County Sheriff's Office, to include overtime salaries and law enforcement support purchases; the total estimated amount of funds for Escambia County, Florida, is \$198,300.

Speaker(s) – None.

12. 5:34 p.m. Public Hearing

1741

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting an Ordinance (*Number 2010-26*) amending (*Volume 1*) Chapter 78, Article IV, Section 78-95, of the Escambia County Code of Ordinances, relating to Artificial Waterways, to clarify the means to petition for waiver; and amending Chapter 78, Article VIII, Sections 78-211 through 78-220, of the Escambia County Code of Ordinances, relating to Land Use and Environmental Dispute Resolution, to identify the presiding (*judicial*) officer as a Special Magistrate; providing for severability; providing for inclusion in the Code; providing for an effective date.

Speaker(s) – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC HEARINGS – Continued

13. 5:35 p.m. Public Hearing

1742

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting an Ordinance (*Number 2010-27*) repealing (*Volume 1*) Chapter 78, Article III, of the Escambia County Code of Ordinances, relating to Setback Regulations; Chapter 78, Article V, of the Escambia County Code of Ordinances, relating to the Comprehensive Plan; and Chapter 78, Article VII, of the Escambia County Code of Ordinances, relating to the Rezoning Hearing Examiner; providing for inclusion in the Code; providing for an effective date.

Speaker(s) – None.

14. 5:36 p.m. Public Hearing

1742

Motion made by Commissioner White, seconded by Commissioner Robertson, and carried 4-0, with Commissioner Valentino abstaining (*and filing Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*), authorizing the renewal of 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.

Speaker(s) – None.

15. Committee of the Whole (C/W) Recommendations

A. Chamber Recovery Committee

1743

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, referring to the September 2, 2010, Regular Board Meeting, the August 12, 2010, C/W recommendation that the Board approve identifying \$35,000 from some of the County's Economic Development funds for "seed money" to be used by the Chamber Recovery Committee (*for the initiative specifically aimed at coastal recovery and creation of jobs, based on the issues created by the Deepwater Horizon Oil Spill*), and approve filing a claim with BP to attempt to recover the funds (*C/W Item 3*).

(Continued on Page 9)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

PUBLIC HEARINGS – Continued

15. Continued...

B. Road Prison Standard Operating Procedures

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, referring to the September 9, 2010, C/W Workshop, the August 12, 2010, C/W recommendation that the Board adopt the Escambia County Road Prison Standard Operating Procedures, *Use of Inmate Labor Policy*, Chapter 8, Part 5, and *Sale of Inmate Produced Items Policy*, Chapter 8, Part 6 (C/W Item 6).

C. Mooring Field Pilot Program

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving to drop the Mooring Field Pilot Program and directing staff to draft a Mooring Ordinance, relative to the August 12, 2010, C/W recommendation that the Board approve referring to the full Board for additional input, with no recommendation, the discussion concerning the Mooring Field Pilot Program (C/W Item 7).

D. Waiver of Fees Policy for Use of Civic Center and Discussion on Scheduling Policy

- (1) Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, authorizing staff to publish an RFP for the *Cost Benefit Analysis Scope – Pensacola Civic Center* to include specifically looking at the sale of The (Pensacola) Civic Center and adding to the Scope of Work to schedule hearings for receipt of public input, relative to the August 12, 2010, C/W recommendation that the Board authorize staff to publish a Request for Proposals (RFP) for the *Cost Benefit Analysis Scope – Pensacola Civic Center* (C/W Item 8).
- (2) Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving, notwithstanding an extreme, unusual emergency, to adopt a "No Waiver" Policy for the Civic Center, as recommended at the August 12, 2010, C/W Workshop (C/W Item 8).

(Continued on Page 10)

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

15. Continued...

E. Rebanding of Communications System

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, referring to the September 2, 2010, Regular Board Meeting, the August 12, 2010, C/W recommendation that the Board take the following action concerning Rebanding of the Communications System (*C/W Item 10*):

- (1) Approve Option 4, Standards-based digital radio system, at a cost of \$12.5 million, based on the Alabama State Contract and the Houston-Galveston Inter-local Contract; and
- (2) Approve the following funding mechanism, as outlined on the one-page document entitled *P25 Project*, pending staff's verification that the drainage issues on Pensacola Beach can be resolved with the balance of the Pensacola Beach Back Taxes:

Grant	\$ 1,000,000.00
CAD/AVL	478,188.00
Microwave Tower (Warrington)	181,351.00
Public Safety Facility	30,489.70
Public Safety Storage	13,245.00
Pensacola Beach Back Taxes	3,133,745.30
Fuel Station Cover @ new Public Safety site	200,000.00
Rebanding Initiative	4,362,811.00
Code Enforcement	157,291.00
Emergency Management	24,667.00
Solid Waste	3,341.00
EMS	462,374.00
Fire	1,131,736.00
Sheriff's LOST	1,200,000.00
Road Prison	120,761.00
Total	<u>\$12,500,000.00</u>

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

1-4. Approval of Various Consent Agenda Items

1750

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

1. Accepting, for filing with the Board's Minutes, the following six Reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:
 - A. Payroll Expenditures for Pay Date August 6, 2010, in the amount of \$2,175,593.75;
 - B. The following two Disbursement of Funds:
 - (1) July 29, 2010, to August 4, 2010, in the amount of \$9,105,408.15; and
 - (2) August 5, 2010, to August 11, 2010, in the amount of \$3,462,152.77;
 - C. The following two Budget Comparison Reports for (10 months, or 83% of) Fiscal Year 2009-2010:
 - (1) Summarized, by fund, Budget to Actual Comparison as of July 31, 2010; and
 - (2) Actual Revenue and Expenditure Comparison to the prior Fiscal Year as of July 31, 2010;
 - D. The Investment Report for the month ended July 31, 2010.
2. Approving *Records Disposition Document No. 440*, for disposition of Board of County Commissioners' Records, Item 32a, Minutes: Official Meetings (Transcripts: Microfilmed on Rolls 461 through 463), for the period January 7, 2010, through March 29, 2010, in accordance with State Retention Schedule GS1, since the permanent records have been scanned and/or microfilmed.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

CLERK OF COURTS & COMPTROLLER'S REPORT – Continued

- I. CONSENT AGENDA – Continued
- 1-4. Approval of Various Consent Agenda Items – Continued
 3. Accepting, for filing with the Board's Minutes, the following documents received in the Clerk to the Board's Office:
 - A. The July 20, 2010, letter from Peter V. Neffenger, Deputy National Incident Commander, Deepwater Horizon Response, acknowledging receipt of the Resolution (*R2010-113*) requesting suspension or waiver of Federal Clean Water Act Regulations, and a waiver of Jones Act restrictions against foreign vessels, relating to the Deepwater Horizon Oil Spill, as received in the Clerk to the Board's Office on August 3, 2010; and
 - B. The Northwest Florida Water Management District *August 1, 2010, Standard Format Tentative Budget Submission (Pursuant to section 373.536, Florida Statutes)*, as provided by Jean Whitten, Director, Division of Administration, Northwest Florida Water Management District, and received in the Clerk to the Board's Office on August 6, 2010.
 4. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:
 - A. Approving the Minutes of the Regular Board Meeting held August 5, 2010;
 - B. Approving the Minutes of the Attorney-Client Session held August 5, 2010; and
 - C. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held August 5, 2010.

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

I. ACTION ITEM

1. Claridge Park Final Plat

1751

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning recording of the Final Plat of Claridge Park (a 35-lot, single-family residential subdivision), located in the Pine Forest Community on Bush Street, and lying west of Ashland Avenue and south of West Nine Mile Road, developed by D.R. Horton, Inc.; prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief, and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E of the Escambia County Land Development Code; also, prior to recording the County Surveyor must sign the Final Plat, as set forth in Chapter 177.081 (1), Florida Statutes:

- A. Approving the Final Plat for recording;
- B. Approving the street names "Ridgebrook Court" and "Claridge Place";
- C. Accepting all public easements and drainage improvements within public easements/public parcels, as depicted upon the Final Plat, for permanent County maintenance; the costs of maintenance for drainage improvements are to be funded through the establishment of a stormwater management Municipal Services Benefit Unit; and
- D. Authorizing the Chairman or Vice Chairman to execute a *Two-Year Warranty Agreement for Streets and Drainage Improvements Without Surety/Financial Security (Corporation)*.

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

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-13. Approval of Various Consent Agenda Items

1751

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 13, as follows, as amended to drop Item 2:

1. Approving the *Request for Reinstatement of Property* for a printer being used in the Office of Transportation and Traffic Operations; this paperwork was inadvertently omitted at the time of transfer, and this action will update the Clerk's Office Asset Inventory List.
2. Dropping the recommendation that the Board allow the recruitment and hiring for vacant, funded positions shown on the list provided; these positions have been frozen for external hiring since September of last year (2009).
3. Approving to extend the 2010 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.
4. Approving the 2010 Annual Update to the Pensacola Urbanized Area/Escambia County Ten-Year Transit Development Plan, as prepared by Escambia County Area Transit, for submission to the Florida Department of Transportation.
5. Approving the *Request for Disposition of Property* for property which is described and listed on the Form, with reason for disposition stated; the items are to be auctioned as surplus or properly disposed of.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-13. Approval of Various Consent Agenda Items – Continued

6. Taking the following action concerning the County Administrator's appointee to the Escambia County Animal Services Advisory Committee:
 - A. Confirming the appointment of Marc D. DeWees, Escambia County Sheriff's Office, as an at-large and law enforcement representative to the Escambia County Animal Services Advisory Committee, with the term of the appointment to be effective August 19, 2010, through August 18, 2013; and
 - B. Requesting the County Administrator's Office to provide a letter of appreciation to Christina Hernandez for her service.
7. Accepting, for filing with the Board's Minutes, the July 22, 2010, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.
8. Taking the following action concerning appointments to the BID (Building Inspections Division) Inspections Fund Advisory Board (IFAB):
 - A. Appointing Thomas Henry, Thomas Home Corporation, for a three-year term, effective October 1, 2010, through September 30, 2013 (Construction Industry Trade), to replace West Calhoun, West Calhoun Construction Company, Inc., whose term expires September 30, 2010;
 - B. Appointing William L. Merrill, P.E., to fill the unexpired term of Paul E. Stanley, BB&T Corporation, effective through September 30, 2011 (Licensed Architect, Professional Engineer, or Construction Lending and Finance); Mr. Stanley recently resigned due to a relocation affiliated with a job promotion; and
 - C. Requesting the County Administrator's Office to provide letters of appreciation to Mr. Calhoun and Mr. Stanley for their years of service on the BID IFAB.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-13. Approval of Various Consent Agenda Items – Continued

9. Approving the reappointment of Steven Barry to the Pensacola-Escambia (*Promotion and*) Development Commission, for a two year-term, effective August 16, 2010, through August 15, 2012.
10. Taking the following action concerning a reappointment to the County Investment Advisory Committee:
 - A. Waiving the Board's Policy, Section I, Part B 1. (D), Appointment Policy and Procedures; and
 - B. Reappointing M. Blaise Adams to the County Investment Advisory Committee, to serve another three-year term, effective August 22, 2010, through August 21, 2013.
11. Approving the reappointment of Charles C. Sherrill, Jr., to the Escambia County Value Adjustment Board, to serve another one-year term, effective September 1, 2010, through August 31, 2011.
12. Approving the *Request for Disposition of Property*, Asset (*Property*) Number 50710, and removal from the Asset Inventory, one 2002 personal computer, which is described and listed on the Disposition Form with Bureau and reason stated.
13. Approving the *Request for Reinstatement of Property*, County Property Number 55597, which will return to the Asset Inventory, one Canon RE-455X XGA Document Camera, which is described and listed on the Reinstatement Form with Bureau and reason stated.

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-26. Approval of Various Consent Agenda Items

1752

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 26, as follows, with the exception of Items 16, 17, 19, 20, and 25, which were held for separate votes, as amended to drop Item 15:

1. Taking the following action concerning a Local Agency Program (LAP) Agreement with the State of Florida Department of Transportation, for funding (not to exceed \$416,801), for construction of sidewalks near Bellview Elementary School:
 - A. Approving the *State of Florida Department of Transportation Local Agency Program Agreement* between the State of Florida Department of Transportation and Escambia County, for construction of sidewalks along the north side of Bellview Avenue, from Mers Lane to Dallas Avenue, and along the west side of Dallas Avenue, from Seattle Avenue to Tucson Avenue, as part of the Safe Routes to School Program in Escambia County;
 - B. Adopting a Resolution (*R2010-156*) authorizing the execution of the LAP Agreement; and
 - C. Authorizing the Chairman to sign the LAP Agreement and Resolution.
2. Adopting the Resolution (*R2010-157*) approving Supplemental Budget Amendment Number 286, Other Grants and Projects Fund (110), in the amount of \$5,298, to recognize Grant funds from the Florida Department of State and to appropriate these funds for the Escambia County Supervisor of Elections, to be used for polling place accessibility for persons with disabilities.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-26. Approval of Various Consent Agenda Items – Continued

3. Taking the following action concerning the Resolution supporting an Application to the Florida Department of Environmental Protection (FDEP) for State funds, for the 2010-2011 Florida Beach Erosion Control Program Budget, for the Perdido Key Nourishment Project (Funding: no direct budgetary impact at this time; however, there will be a local match required when the Perdido Key Nourishment Project is constructed and for continued maintenance of the project post-construction to maximize eligibility for Federal Emergency Management Agency funds in the event of a declared disaster; construction is projected to be in the fall of 2011, pending identification of a local funding source):

- A. Adopting the Resolution (*R2010-158*) supporting an Application to the FDEP for State funds, under Section 161.091, Florida Statutes, for the 2010-2011 Florida Beach Erosion Control Program Budget, to be allocated for the Perdido Key Beach and Dune Restoration Project; and

- B. Authorizing the Chairman to sign the Resolution.

4. Taking the following action concerning Amendment #1 to the Neighborhood Stabilization Program (NSP) Agreement with Pensacola Habitat for Humanity, Inc. (Funding: Fund 129/NSP, Cost Center 220502):

- A. Approving *Amendment #1 Non-Profit Agency Agreement (Agency: Pensacola Habitat for Humanity, Inc.) Escambia County Neighborhood Stabilization Program*, to increase NSP funding from \$600,000 to \$630,000, to partially finance the acquisition of additional, eligible, foreclosed, or abandoned vacant properties and/or construction of additional new homes for occupancy by NSP-eligible, very low and low income families; and

- B. Authorizing the Chairman or Vice Chairman to execute the Amendment 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

1-26. Approval of Various Consent Agenda Items – Continued

5. Taking the following action concerning the Neighborhood Stabilization Program (NSP) Agreement with Loaves and Fishes Soup Kitchen, Inc. (Funding: Fund 129/NSP, Cost Center 220502, and/or Fund 120/SHIP, Cost Center 220428):

A. Approving the *Non-Profit Developer Agreement Loaves and Fishes Soup Kitchen, Inc., Escambia County Neighborhood Stabilization Program*, committing a maximum of \$350,000 in NSP and/or State Housing Initiatives Partnership (SHIP) funds to finance the following:

- (1) All costs associated with negotiation, acquisition, and closing on the purchase of a foreclosed or abandoned property meeting the requirements of the NSP;
- (2) Clearance of blighting conditions (including deteriorated and abandoned structures);
- (3) General property improvements; and
- (4) Construction of a permanent housing facility for homeless or formerly homeless persons and/or 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

1-26. Approval of Various Consent Agenda Items – Continued

6. Ratifying the following August 19, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 2401 North “L” Street:

- A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County, a political subdivision of the State of Florida, acting in its capacity as the Escambia County CRA, and Henry L. Arnold, owner of commercial property located at 2401 North “L” Street, Pensacola, Florida, in the Englewood Redevelopment Area, each in the amount of \$1,210, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, 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.

7. Ratifying the following August 19, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 518 South 1st Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County CRA, and Carol Fae Crona, owner of residential property located at 518 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$799, 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

1-26. Approval of Various Consent Agenda Items – Continued

8. Ratifying the following August 19, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 5 Northwest Syrcle Drive:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County CRA, and Vincent Distefano, owner of residential property located at 5 Northwest Syrcle Drive, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$3,288, 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.

9. Ratifying the following August 19, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 414 South 1st Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County CRA, and David Smith, owner of residential property located at 414 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$825, 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

1-26. Approval of Various Consent Agenda Items – Continued

10. Taking the following action regarding the Emergency Management Preparedness and Assistance Grant Program, Grant Contract #11-FG-15-01-27-01-XXX (Funding Source: Fund 110, Other Grants and Projects, Cost Center 330XXX):
 - A. Approving the State of Florida, Division of Emergency Management, *Federally-Funded Subgrant Agreement* providing Federal funds, in the amount of \$96,370, to assist in improving the daily and emergency operations of the County's local Division of Emergency Management and to assist in local disaster preparations and community outreach; and
 - B. Authorizing the Chairman or Vice Chairman to execute the Contract.
11. Awarding an Indefinite Quantity, Indefinite Delivery Contract, PD 09-10.062, Chimes Way Park & Concordia Improvements, to Chavers Construction, Inc., for a total amount of \$431,867.45 (Funding: Fund 151, CRA [*Community Redevelopment Agency*] Palafox Tax Increment Financing, Cost Center 220517, Object Code 56301, [*in the amount of*] \$206,480.45; Fund 129, CDBG [*Community Development Block Grant*] HUD [*Housing and Urban Development*] Entitlement Fund, Cost Center 220563, Object Code 56301, [*in the amount of*] \$148,537.50; and Fund 181, Master Drainage Basin, Cost Center 210725, Object Code 56301, [*in the amount of*] \$76,849.50).
12. Awarding an Indefinite Quantity, Indefinite Delivery, Contract, PD 09-10.063, Jones Swamp Wetland Restoration Project, to Starfish, Inc., of AL, for a total amount of \$207,448.76 (Funding: Fund 110, Grants and Projects, Cost Center 221013, Object Code 56301).
13. Awarding an Indefinite Quantity, Indefinite Delivery Contract, PD 09-10.067, Pelt and Seals Dirt Road Paving, to Roads, Inc., of NWF, for a total amount of \$310,457.25 (Funding: Fund 352, Local Option Sales Tax III, Cost Center 210107, Object Code 56301, Project No. 10EN0085).

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-26. Approval of Various Consent Agenda Items – Continued

14. Awarding a Contract for the Audio Visual (*Systems*) Upgrades at Escambia County Public Safety, PD 09-10.071, to All Pro Sound, Inc., in the amount of \$89,911 (Funding: Fund 352, Local Option Sales Tax III, Cost Center 330435, Object Code 56401, Project # 10PS0058).
15. Dropping the recommendation that the Board take the following action concerning Disaster Management Consultant Services, PD 09-10.061 (Funding: Fund 112, Disaster Recovery Fund):
 - A. Approve, and authorize the Chairman to sign, multiple-award Contracts for Disaster Management Consultant (*Consulting*) Services, PD 09-10.061, to GlobalOptions, Inc., and PB Americas, Inc.; and
 - B. Authorize the Contract, Disaster Management Services, PD 09-10.061, which was originally awarded to GlobalOptions Inc., to be assigned to Witt Group Holdings, LLC (*per the "Assignment of the Agreement [PD 09-10.061] between Escambia County, Florida, and GlobalOptions, Inc., to Witt Group Holdings, LLC*), effective August 19, 2010.
16. See Page 27.
17. See Page 27.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-26. Approval of Various Consent Agenda Items – Continued

18. Approving, and authorizing the Interim County Administrator to execute, the following Task Orders on Contract PD 02-03.79, “Professional Services (*as Governed by Florida Statute 287.055*),” for Construction, Engineering, Inspection, and Project Management Services (Funding Source: Fund 352, Local Option Sales Tax III, Account 210107/56301, Project #09EN0305 – [*in the amount of*] \$65,903.27-Brickyard Road; Project #09EN0033 – [*in the amount of*] \$107,905.28-Airway Drive; and Project #10EN0078 – [*in the amount of*] \$62,719.55-Bartow):
 - A. Task Order to Metric Engineering, Inc., for the Brickyard Road Dirt Road Paving Project, for a not-to-exceed amount of \$65,903.27;
 - B. Task Order to Hatch, Mott, MacDonald, LLC, for the Airway Drive Sidewalk and Drainage Project, for a not-to-exceed amount of \$107,905.28; and
 - C. Task Order to Volkert, Inc., for the Bartow Area Drainage Project, for a not-to-exceed amount of \$62,719.55.
19. See Page 28.
20. See Page 28.
21. Approving the reallocation of funds, totaling \$75,000, from the Fiscal Year 2009-2010 Capital Improvement Program, from Muscogee Road Phase 3 (District 5), to the Magnolia Lakes Estate Stormwater Pond Rehabilitation Project (District 5) (Funding Source: Fund 352, Local Option Sales Tax III, Account [*Cost Center*] 210107).
22. Taking the following action concerning annual Grant funding received from the State of Florida, Department of Agriculture and Consumer Services (*Division of Agricultural Environmental Service*), for Mosquito Control:
 - A. Approving the Fiscal Year 2010-2011 Annual Certified Budget for the Mosquito Control Division, Public 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

1-26. Approval of Various Consent Agenda Items – Continued

23. Taking the following action concerning approval of the Fiscal Year 2010-2011 Contract Agreement between the Florida Department of Agriculture and Consumer Services (FDACS) and the Escambia County Board of County Commissioners, FDACS Contract #016046, for Mosquito Control (the expected revenue, in the amount of \$35,000, for Fiscal Year 2010-2011, from the State of Florida, will supplement funds provided by Escambia County to operate the Mosquito Control Division of the Facilities Management Branch of the Public Works Bureau; this State Grant funding will be separate from County General Funds and will be held accountable in Cost Center 210902, Fund 106, Mosquito Control Fund):

A. Approving the annual Contract Agreement; and

B. Authorizing the Chairman to sign the annual Contract Agreement.

24. Authorizing travel expenses related to interviews for finalists/candidates for the position of County Administrator; the recruitment plan budgeted up to \$10,000 for travel of candidates; funding is available in Cost Center 110201, Account (*Object Code*) 54001.

25. See Page 29.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-26. Approval of Various Consent Agenda Items – Continued

26. Taking the following action regarding the submission of the Historical Resources Grants-In-Aid Application to the Florida Department of State for the Restoration of Escambia County Old Courthouse Phase IV of IV (Funding: a dollar-for-dollar local match of \$350,000 will be required if the Grant is awarded; this is required to be allocated and obligated upon award of the Grant):

A. Approving the submission of a competitive Historical Resources Grants-In-Aid Application to the Florida Department of State, in the amount of \$350,000, subject to Legal sign-off, to secure matching funds for the Restoration of the Escambia County Old Courthouse Phase IV of IV;

B. Adopting, and authorizing the Chairman to sign, the Resolution (*R2010-159*) authorizing or affirming:

(1) The submission of the \$350,000 Historical Grants-In-Aid Application to the Florida Department of State;

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

(3) That Escambia County will secure bids and/or proposals for the Restoration of the Escambia County Old Courthouse in an open and competitive manner, in accordance with the Escambia County Purchasing Ordinance; and

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

CHAIRMAN ROBINSON RELINQUISHED THE CHAIR TO COMMISSIONER WHITE

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

16. PD&E Study – SR 289

1753

Motion made by Commissioner Robertson, seconded by Commissioner Valentino, and carried 4-0, with Commissioner Robinson abstaining (*and filing Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers*), taking the following action concerning Task Order Contract, PD 09-10.057, SR 289 (Ninth Avenue) from Underwood Avenue to SR 742 (Creighton Road) Project Development and Environmental (PD&E) Study (Funding: Fund 352, Local Option Sales Tax III, Cost Center 210107, Object Code 56301, Project 08EN0534):

A. Approving the following Selection/Negotiation Committee Ranking:

- (1) Baskerville-Donovan, Inc.
- (2) Hatch Mott MacDonald Florida, LLC
- (3) Fabre Engineering, Inc., d/b/a Fabre Engineering & Surveying

B. Awarding Task Order Contract, PD 09-10.057, SR 289 (Ninth Avenue) from Underwood Avenue to SR 742 (Creighton Road) Project Development and Environmental (PD&E) Study, per the terms and conditions of Contract PD 02-03.079, Professional Services, as Governed by Florida Statute 287.055, to Baskerville-Donovan, Inc., for a lump sum amount of \$699,999.45.

VICE CHAIRMAN WHITE RELINQUISHED THE CHAIR TO COMMISSIONER ROBINSON

17. ECAT Bus Wash

1754

Motion made by Commissioner Robertson, seconded by Commissioner White, and carried unanimously, awarding a Contract to NS Corporation for the Escambia County Area Transit (ECAT) Bus Wash, PD 09-10.052, in the amount of \$232,067; the Bus Wash System is to replace the unsafe and non-useable existing system at the ECAT property; it provides for an automated, hands-free way of washing the buses and trolleys assigned to ECAT (Funding: Fund 320, FTA [*Federal Transit Administration*] Capital Project, Cost Center 220211, Object Code 56301).

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19-20. Approval of Two Consent Agenda Items

Motion made by Commissioner Robertson, seconded by Commissioner White, and carried unanimously, approving Consent Agenda Items 19 and 20, as follows:

1756

19. Taking the following action regarding the acquisition of a parcel of real property, located at 5900 Hurst Hammock Road, from Joe Meeks and Lynda Meeks (Funding Source: Fund 352, Local Option Sales Tax III, Cost Center 220102 [NESD Capital Projects], Object Code 56101, Project 08NE0018 [Boat Ramps]):
 - A. Authorizing staff to make an offer to Joe Meeks and Lynda Meeks to purchase a parcel of property (approximately 0.46 acre), for the appraised amount of \$63,000; 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.

20. Taking the following action regarding the acquisition of a parcel of real property, located at 5925 Hurst Hammock Road, from Richard N. Smith, Sheila E. Smith, and Neil H. Smith (Funding Source: Fund 352, Local Option Sales Tax III, Cost Center 220102 [NESD Capital Projects], Object Code 56101, Project 08NE0018 [Boat Ramps]):
 - A. Authorizing staff to make an offer to Richard N. Smith, Sheila E. Smith, and Neil H. Smith to purchase a parcel of property (approximately 0.44 acre), for the appraised amount of \$84,000; 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.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Miscellaneous Appropriations Agreements for Outside Agencies

1756

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning approval of the Fiscal Year 2009-2010 Miscellaneous Appropriations Agreements for Outside Agencies:

- A. Approving the following Miscellaneous Appropriations Agreements to be paid from the funding provided by BP (*British Petroleum*) Cost Center 360103:
 - (1) *Amendment #1 to Miscellaneous Appropriations Agreement between Escambia County and Pensacola Bay Area Chamber of Commerce, Inc.*, increasing funding from \$451,844 to \$626,844; and
 - (2) *Miscellaneous Appropriations Agreement between Escambia County and Fiesta of Five Flags Association, Inc.*, in the amount of \$50,000;
- B. Authorizing the Chairman to sign the Agreements and all other necessary documents; and
- C. Authorizing the execution of the necessary Purchase Orders.

III. FOR DISCUSSION

1. Health Facilities Authority Appointment

1757

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, appointing, by ballot, Rodney L. Kendig to the Escambia County Health Facilities Authority, for a four-year term, effective August 22, 2010, through August 21, 2014.

COUNTY ATTORNEY'S REPORT – None.

ITEMS ADDED TO THE AGENDA – None.

ANNOUNCEMENTS – None.

PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

ADJOURNMENT

1758

There being no further business to come before the Board, Chairman Robinson declared the Regular Meeting of the Board of County Commissioners adjourned at 5:58 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

ATTEST:

By: _____
Grover C. Robinson, IV, Chairman

Ernie Lee Magaha
Clerk of the Circuit Court & Comptroller



Deputy Clerk

Approved: September 2, 2010