


MINUTES OF THE ATTORNEY-CLIENT SESSION OF THE BOARD OF COUNTY
COMMISSIONERS
HELD AUGUST 4, 2016
BOARD CHAMBERS, FIRST FLOOR, ERNIE LEE MAGAHA GOVERNMENT BUILDING
221 PALAFOX PLACE, PENSACOLA, FLORIDA
(3:09 p.m. – 4:08 p.m.)

Present: Commissioner Wilson B. Robertson, Vice Chairman, District 1
Commissioner Steven L. Barry, District 5
Commissioner Lumon J. May, District 3
Commissioner Douglas B. Underhill, District 2
Jack R. Brown, County Administrator
Alison Rogers, County Attorney
Lizabeth Carew, Administrative Specialist, Clerk and Comptroller's Office
Judy H. Witterstaeter, Program Coordinator, County Administrator's Office

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

AGENDA NUMBER

1. Call to Order 

Vice Chairman Robertson called the Attorney-Client Session to order at 3:09 p.m.

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

2. Session

Vice Chairman Robertson advised that the County Attorney requests that the Board retire to the BCC Conference Room for the Attorney-Client Session regarding the cases of Jody Nix v. Escambia County, Case No.: 3:15-cv-00379-MCR/CJK, Carolyn Davis v. Escambia County, Case No.: 2014 CA 001048, Escambia County v. Innerarity Island Development Corporation (IIDC), Case No.: 2014 CA 000237, Escambia County v. Kathy Collins & IIDC, Case No.: 2014 CA 002103, which session was advertised in the Saturday, July 23, 2016, edition of the *Pensacola News Journal*, as follows:

PUBLIC NOTICE

IT IS THE INTENTION of the Board of County Commissioners of Escambia County, Florida, to hold a private meeting with its attorneys to discuss pending litigation in the cases of Jody Nix v. Escambia County, Case No.: 3:15-cv-00379-MCR/CJK, Carolyn Davis v. Escambia County, Case No.: 2014 CA 001048, Escambia County v. Innerarity Island Development Corporation (IIDC), Case No.: 2014 CA 000237, Escambia County v. Kathy Collins & IIDC, Case No.: 2014 CA 002103, in accordance with Section 286.01(8), Fla. Stat. Such attorney/client session will be held on Thursday, August 4, 2016 at 3:00 p.m., in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida. Commissioners Grover C. Robinson, IV, Wilson B. Robertson, Douglas B. Underhill, Lumon J. May, and Steven Barry, County Administrator Jack R. Brown, County Attorney Alison P. Rogers, Deputy County Attorney Charles V. Peppler, Attorneys representing Escambia County in Case Nos. 3:15-cv-00379-MCR/CJK, 2014 CA 001048 and 2014 CA 002103 and attorney Sally B. Fox representing Escambia County only in Case No.: 2014 CA 002103. A certified court reporter will attend the attorney/client session for all cases.

RECESS: 3:11 P.M.

RECONVENE: 4:06 P.M.

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

2. Continued...

Motion made by Commissioner Barry, seconded by Commissioner Underhill, and carried 4-0, with Commissioner Robinson absent, authorizing the County Attorney's Office to take the action as authorized by the Attorney-Client Session concerning Case No.: 3:15-cv-00379-MCR/CJK, Carolyn Davis v. Escambia County. ■■■

Motion made by Commissioner May, seconded by Commissioner Underhill, and carried 4-0, with Commissioner Robinson absent, taking the following action concerning Carolyn Davis v. Escambia County, Case No.: 2014 CA 001048: ■■■

- A. Accepting and approving the Settlement and Mediation Agreement, which is attached and incorporated by reference; and
- B. Directing the County Attorney's Office to effectuate the terms of the Settlement and Mediation Agreement, including the execution of any legal instruments necessary to implement the Settlement and Mediation Agreement.

Motion made by Commissioner Underhill, seconded by Commissioner Barry, and carried 4-0, with Commissioner Robinson absent, authorizing the County Attorney's Office, in the proceeding styled Escambia County v. IIDC and Kathy Collins, as personal representative of Fayette Dennison, Case No.: 2014 CA 002103, to take such action as authorized in the Attorney-Client Session, which preceded this motion. ■■■

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

ADJOURNMENT

There being no further business to come before the Board, Vice Chairman Robertson declared the Attorney-Client Session of the Board of County Commissioners adjourned at 4:08 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

ATTEST: 

Pam Childers
Clerk of the Circuit Court & Comptroller

By: _____
Grover C. Robinson, IV, Chairman

Deputy Clerk

Approved: August 18, 2016