

MINUTES OF THE ATTORNEY-CLIENT SESSION OF THE BOARD OF COUNTY  
COMMISSIONERS  
HELD SEPTEMBER 1, 2016  
BOARD CHAMBERS, FIRST FLOOR, ERNIE LEE MAGAHA GOVERNMENT BUILDING  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(3:34 p.m. – 3:54 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  
Honorable Pam Childers, Clerk of the Circuit Court and Comptroller  
Jack R. Brown, County Administrator  
Alison Rogers, County Attorney  
Susan Woolf, General Counsel to the Clerk  
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 3:34 p.m.

2. Publication ■

Motion made by Commissioner Barry, seconded by Commissioner May, and carried 3-0, with Commissioner Underhill and Commissioner Robinson absent, taking the following action:

- A. Ratifying the scheduling of a private meeting with the Board's attorneys to discuss pending litigation, in accordance with Section 286.011(8), Florida Statutes, for September 1, 2016 at 3:30 p.m.; and

(Continued on Page 2)

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

2. Continued...

- B. Ratifying the advertising of the Public Notice, printed below, in the *Pensacola News Journal* on Saturday, August 27, 2016:

**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 *Allen, Clarke, et al. v. AE New, Jr., Inc., et al.* and *Bitco National Insurance Co., et al. v. AE New, Jr., Inc., et al.* in accordance with section 286.01(8), Fla. Stat. Such attorney/client session will be held on Thursday, September 1, 2016 at 3:30 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. Pepler, and Attorney Lawson Hester representing Escambia County and a certified court reporter will attend the attorney/client session.

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

3. 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 Allen, Clarke, et al. v. AE New, Jr., Inc., et al. and Bitco National Insurance Co., et al. v. AE New, Jr., Inc., et al., which session was advertised in the Saturday, August 27, 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 *Allen, Clarke, et al. v. AE New, Jr., Inc., et al.* and *Bitco National Insurance Co., et al. v. AE New, Jr., Inc., et al.* in accordance with section 286.01(8), Fla. Stat. Such attorney/client session will be held on Thursday, September 1, 2016 at 3:30 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, and Attorney Lawson Hester representing Escambia County and a certified court reporter will attend the attorney/client session.

RECESS: 3:35 P.M.

RECONVENE: 3:53 P.M.

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

3. Continued...

Motion made by Commissioner Underhill, seconded by Commissioner Barry, and carried 4-0, with Commissioner Robinson absent, directing counsel to continue negotiations, as discussed during the Shade Session. ■

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 3:54 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: September 22, 2016