

MINUTES OF THE ATTORNEY-CLIENT SESSION OF THE BOARD OF COUNTY  
COMMISSIONERS  
HELD MARCH 16, 2017  
BOARD CHAMBERS, FIRST FLOOR, ERNIE LEE MAGAHA GOVERNMENT BUILDING  
221 PALAFOX PLACE, PENSACOLA, FLORIDA  
(3:32 p.m. – 4:22 p.m.)

Present: Commissioner Douglas B. Underhill, Chairman, District 2  
Commissioner Jeffrey W. Bergosh, Vice Chairman, District 1  
Commissioner Steven L. Barry, District 5  
Commissioner Grover C. Robinson IV, District 4  
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 Lumon J. May, District 3

AGENDA NUMBER

1. Call to Order

Chairman Underhill called the Attorney-Client Session to order at 3:32 p.m.

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

AGENDA NUMBER – Continued

2. Session

Chairman Underhill 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. A.E. New, Jr., Inc., Caldwell and Associates, Inc. and Escambia County, Florida, Case No.: 2015 CA 000722, Escambia County Circuit Court; Bitco National Insurance Co., et al. v. A.E. New, Jr., Inc., Escambia County, Florida, et al., Case No.: 3:15-cv-00444-MCR/CJK, U.S. District Court, Northern District of Florida, which session was advertised in the Saturday, March 11, 2017, 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. A.E. New, Jr., Inc., Caldwell and Associates, Inc. and Escambia County, Florida, Case No.: 2015 CA 000722, Escambia County Circuit Court; Bitco National Insurance Co., et al. v. A.E. New, Jr., Inc., Escambia County, Florida, et al., Case No.: 3:15-cv-00444-MCR/CJK, U.S. District Court, Northern District of Florida, in accordance with Section 286.01(8), Florida Statutes. Such attorney/client session will be held at 3:30 p.m., on Thursday, March 16, 2017, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida. Commissioners Douglas B. Underhill, Jeff Bergosh, Lumon J. May, Grover C. Robinson, IV, Steven L. Barry, County Administrator Jack Brown, County Attorney Alison P. Rogers, Charles V. Pepler, Deputy County Attorney and Lawson Hester, attorneys representing Escambia County in the foregoing litigation. A certified court reporter will attend and report the attorney/client session.

RECESS: 3:33 P.M.

RECONVENE: 4:22 P.M

MINUTES OF THE ATTORNEY-CLIENT SESSION – Continued

ADJOURNMENT

There being no further business to come before the Board, Chairman Underhill declared the Attorney-Client Session of the Board of County Commissioners adjourned at 4:22 p.m.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

ATTEST: 

Pam Childers  
Clerk of the Circuit Court & Comptroller

By: \_\_\_\_\_  
D. B. Underhill, Chairman

\_\_\_\_\_  
Deputy Clerk

Approved: April 6, 2017