Chairman Bergosh called the Public Forum Work Session to order at 4:32 p.m.

1. **FOR INFORMATION**: The Board heard comments from Bill Fetke concerning economic and workforce development, TRIUMPH funds, and privatization of Pensacola Beach.

2. **FOR INFORMATION**: The Board heard comments from Dzung and Hung Nguyen concerning MSBU charges on their tax bill.

3. **FOR INFORMATION**: The Board heard comments from Paula Montgomery concerning the No Place for a Child Campaign.

4. **FOR INFORMATION**: The Board heard comments from Lilly Eubanks concerning the Law Enforcement Trust Fund.

5. **FOR INFORMATION**: The Board heard comments from the following individuals concerning the privatization of Pensacola Beach:
   - Dianne Krumel
   - Sarah Hall
   - Lorrie Newman
   - Anita Feliciano
6. **FOR INFORMATION**: The Board heard comments from Larry Downs, Jr., concerning the requirement to include cost of construction on building permits.

5:26 P.M. – PUBLIC FORUM ADJOURNED
5:46 P.M. – REGULAR BOARD MEETING CONVENED

**REGULAR BCC AGENDA**

1. **Call to Order**
   
   Chairman Bergosh called the Regular Meeting of the Board of County Commissioners to order at 5:46 p.m.

2. **Invocation**
   
   Michael Hoffman of Christ Church delivered the Invocation.

3. **Pledge of Allegiance to the Flag**
   
   Commissioner Bergosh led the Pledge of Allegiance to the Flag.

4. **Adoption of the Agenda**
   
   Motion made by Commissioner Barry, seconded by Commissioner Robinson, and carried unanimously, adopting the agenda as prepared and duly amended.

5. **Commissioner’s Forum**
   
   A. District 2 – Commissioner Underhill announced that he recently attended the DEP BMAP annual meeting at the Central Office Complex regarding work done at Bayou Chico and shared comments regarding the achievements concerning Bayou Chico over the past year;

   B. District 4 – Commissioner Robinson expressed his appreciation for the work done on Bayou Chico; expressed his appreciation for being a part of the Dr. Martin Luther King, Jr., celebrations, including the prayer breakfast and the parade; and expressed his thanks to emergency operations staff at the EOC and in the Road Department;

   (Continued on Page 3)
5. Continued…

C. District 5 – Commissioner Barry offered praise to the Road Department and Wes Moreno for proactive activities taken in regards to the cold weather; thanked Jack Brown and Joy Tsubooka for their quick dissemination of information; and thanked William Reynolds of northescambia.com for being a resource for citizens;

D. District 3 – Commissioner May expressed his enjoyment of the Dr. Martin Luther King, Jr., parade festivities and his appreciation for those who worked together to make it a success and read a quote by Dr. Martin Luther King, Jr.; and

E. District 1 – Commissioner Bergosh expressed his thanks to staff who assisted in preparation for the Dr. Martin Luther King, Jr., parade and the success of the event; and thanked the road crew and the deputies who worked to secure bridges and ensure safety, as well as all first responders working in the cold weather.

6. Proclamations

Motion made by Commissioner May, seconded by Commissioner Robinson, and carried unanimously, taking the following action:

A. Adopting the Proclamation recognizing January 21-27, 2018, as Escambia County School Choice Week and calling this observance to the attention of all of our citizens; and

B. Adopting the Proclamation recognizing Be Ready Alliance Coordinating for Emergencies as the recipient of the 2017 Federal Emergency Management Agency Individual and Community Preparedness Award for Awareness to Action.

7. Written Communication

Motion made by Commissioner May, seconded by Commissioner Barry, and carried unanimously, approving to drop the December 1, 2017, communication from Berry Leonard requesting full lien release for 25 East Devane Street and 120 West Johnson Avenue.
8. Proof of Publication

Motion made by Commissioner Robinson, seconded by Commissioner May, 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:

A. The following two Public Hearings on the agenda:

   (1) The 5:31 p.m. Public Hearing, advertised in the Pensacola News Journal on January 15, 2018, for consideration of adopting a Resolution amending the Fiscal Year 2017-2018 Budget; and

   (2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on January 5, 2018, for consideration of adopting an Ordinance creating the Saverna Park Subdivision Street Lighting Municipal Services Benefit Unit (MSBU); and

9. 5:31 p.m. Public Hearing

Motion made by Commissioner Underhill, seconded by Commissioner Robinson, and carried unanimously, adopting the Resolution [R2018-4] approving Supplemental Budget Amendment #021, in the amount of $100,278,172, to recognize certain revenues and adjust fund balance estimates for the following funds: General Fund (001), Escambia County Restricted Fund (101), Code Enforcement Fund (103), Mass Transit Fund (104), M&A State Fund (106), Tourist Promotion Fund (108), Other Grants & Projects Fund (110), Detention/Jail Commissary Fund (111), Library Fund (113), Misdemeanor Probation Fund (114), Article V Fund (115), Development Review Fees Fund (116), Perdido Key Beach Mouse Fund (117), Gulf Coast Restoration Fund (118), Law Enforcement Trust Fund (121), Escambia Affordable Housing (124), Handicapped Parking Fund (130), Family Mediation Fund (131), Fire Protection MSBU Fund (143), E-911 Operations Fund (145), HUD-CDBG Housing Rehab Fund (146), HUD Home Fund (147), Community Redevelopment Fund (151), Southwest Sector CRA Fund (152), Bob Sikes Toll Bridge Fund (167), Transportation Trust Fund (175), MSBU Assessment Fund (177), Master Drainage Basin Fund (181), Series 2017 Capital Projects Fund (311), Local Option Sales Tax III Fund (352), Solid Waste Fund (401), Building Inspections Fund (406), EMS Fund (408), Civic Center Fund (409), and the Internal Service Fund (501), and to appropriate these funds accordingly.

Speaker(s) – None.

10. 5:32 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner May, and carried unanimously, taking the following action concerning the Saverna Park Subdivision Street Lighting Municipal Services Benefit Unit (MSBU):

A. Ratifying the scheduling of a Public Hearing on January 18, 2018, at 5:32 p.m., to consider adoption of an Ordinance creating the Saverna Park Street Lighting MSBU; per Board action on September 7, 2017, staff was directed to bring the Saverna Park MSBU request back to the Board; the assessments have been revised from an estimated $250 to $120 per year; the first year's total assessment will cover roughly 21 months, or an estimated $222 per property, due to the timing of establishing the MSBU; and

(Continued on Page 6)
REGULAR BCC AGENDA – Continued

10. Continued…

B. Adopting, and authorizing the Chairman to sign, the Ordinance [Number 2018-2] and all related documents creating the Saverna Park Subdivision Street Lighting MSBU, with an estimated ongoing assessment of $120 after a first-year estimated assessment of $222, covering approximately 21 months, and making the following findings of fact:

(1) Lots in the District are specially benefited since street lighting not only increases the market value of an individual lot, but also increases safety in the District surrounding individual lots and the ability of lot owners to use their individual lots after dark;

(2) The benefit from improved street lighting varies according to the relative size of the affected lots; residential lots benefit from improved street lighting uniformly because of the small variation in size throughout the District;

(3) The non-ad valorem special assessments levied represent a fair and reasonable apportionment of the cost of the special benefit received by each lot and do not represent a fair share of the cost of general governmental service provided to residents in the unincorporated areas of Escambia County; and

(4) Lots which do not receive a special benefit have been and shall be excluded from the non-ad valorem special assessment for street lighting.

Speaker(s) – None.
I. CONSENT AGENDA

1&2. Approval of Two Consent Agenda Items

Motion made by Commissioner Barry, seconded by Commissioner May, and carried unanimously, approving Consent Agenda Items 1 and 2, as follows:

1. Accepting, for filing with the Board's Minutes, the following documents provided to the Clerk to the Board's Office:
   
   A. The Pensacola-Escambia County Promotion and Development Commission, Pensacola, Florida, Financial Statements for year ended September 30, 2017;
   
   B. Closing documents related to the sale of real property located at 200 Seamarge Lane Block, as approved by the Board on July 10, 2014; and
   
   C. The General Release and Hold Harmless Agreement executed by Carolyn Davis, based on the Board's action of August 4, 2016, during the Attorney-Client Session held concerning Carolyn Davis vs. Escambia County, Case Number 2014 CA 001048.

2. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

   A. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held January 4, 2018; and
   
   B. Approving the Minutes of the Regular Board Meeting held January 4, 2018.
GROWTH MANAGEMENT REPORT  – Horace Jones, Director, Development Services Department

I. ACTION ITEM

1. The Preserve at Deer Run Phase I Plat

Motion made by Commissioner Underhill, seconded by Commissioner May, 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 the plat of The Preserve at Deer Run Phase I, a 76-lot residential subdivision, developed by D.R. Horton, Inc.:

A. Approving the Final Plat for recording after the Official Record Book and Page number of the recorded access easements are annotated on the face of the plat; and

B. Approving the following street names: Deer Run Boulevard, Whitetail Lane, Milo Court, and Booner Circle.

II. CONSENT AGENDA

1. Scheduling a Public Hearing

Motion made by Commissioner Barry, seconded by Commissioner Underhill, and carried unanimously, authorizing the scheduling of the following Public Hearing:

February 1, 2018

5:49 p.m. – a Public Hearing – Permit renewal for Bellview Site Contractors, Inc., Concrete and Asphalt Recycling Facility – 3300 Godwin Lane
COUNTY ADMINISTRATOR'S REPORT – Jack R. Brown, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-11. Approval of Various Consent Agenda Items

Motion made by Commissioner Robinson, seconded by Commissioner Underhill, and carried unanimously, approving Consent Agenda Items 1 through 11, as follows, as amended to drop Item 1:

1. Dropping the recommendation that the Board take the following action concerning the vacation of a 20-foot-wide drainage easement located between 12980 and 12990 Ogden Drive and:

   A. Authorize the scheduling of a Public Hearing for February 15, 2018, at 5:31 p.m., to consider the vacation of a drainage easement located between 12980 and 12990 Ogden Drive; and

   B. Direct staff to notify all property owners within a 500-foot radius, or all properties using Ogden Drive, Rosirito Place, and Tracey Road for access.

2. Accepting, for filing with the Board's Minutes, the November 30, 2017, Community Redevelopment Agency's (CRA) Meeting Minutes, prepared by Melanie Johnson, CRA Administrative Assistant.

3. Approving the appointment of Tawana Gilbert, Area Supervisor, Division of Vocational Rehabilitation, to the CareerSource Escarosa Board of Directors to fill the vacancy left by Brenda Moorer, Area Director, Division of Vocational Rehabilitation, who resigned from the Board on September 29, 2017; the Workforce Investment and Opportunity Act (WIOA) authorizes a representative from Vocational Rehabilitation [to] sit on the Regional Workforce Board; a three-year term is being requested, as outlined in the CareerSource Escarosa bylaws; this term will begin on January 18, 2018, and will end on January 17, 2021.

4. Approving the Request for Disposition of Property Form for the Property Appraiser's Office for all of the equipment, which is described and listed on the Request Form, with reason for disposition stated; the items are to be auctioned as surplus or disposed of properly.

5. Approving, and authorizing the Chairman to execute, an Addendum to the Management Services Agreement between Escambia County, Florida, and SMG, for the Pensacola Bay Center, memorializing consent to a Change in Control due to the recent acquisition of SMG by Onex Corporation.
I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-11. Approval of Various Consent Agenda Items – Continued

6. Approving, and authorizing the Chairman to sign, the Amendment to Pensacola Bay Center Ice Hockey License Agreement between Escambia County, Florida, Pensacola Ice LLC, and SMG, for the presentation of professional ice hockey; the Amendment modifies the Agreement approved by the Board on September 24, 2015, to include provisions for any future agreement that may be entered into by the County for the presentation of professional basketball at the Pensacola Bay Center; schedule adjustments for home ice hockey games and playoff games; and to increase the term of the current Agreement from three years to six years.

7. Taking the following action concerning the Site Access Agreement for the property at 1316 North "P" Street:

   A. Approving the Site Access Agreement to allow the State of Florida, Department of Environmental Protection (FDEP), to locate contamination, determine contamination levels, and, when necessary, remove and remediate contamination, which may be performed by the FDEP and its contractor; and

   B. Authorizing the Chairman to sign the Agreement and subsequent documents related to the project, subject to Legal review and sign-off.

8. Taking the following action:

   A. Reappointing Sally Bussell Fox to the West Florida Public Library Board of Governance for a two-year term, effective March 1, 2018, to February 28, 2020; and

   B. Appointing Laura P. Bryant to the West Florida Public Library Board of Governance for a two-year term, effective March 1, 2018, to February 28, 2020, to replace Lyn C. Tobin, whose appointment expires on February 28, 2018.

Escambia County's Community and Media Relations Office posted a General Alert on the County's website, from November 17, 2017, to December 17, 2017, to seek volunteers to be considered for an appointment to the West Florida Public Library Board of Governance (WFPLBG); the resume of one individual who is interested in serving and the resume of one individual who is interested in continuing to serve on the WFPLBG were received.
I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

1-11. Approval of Various Consent Agenda Items – Continued

9. Approving, and authorizing the Chairman to sign, the Provider Agreement as a condition for Escambia County Board of County Commissioners/Escambia County EMS (Emergency Medical Services) to continue to participate as a provider under the Alabama Medicaid Program, with the provision that any litigation concerning any part of the Agreement shall be conducted in either the Circuit Court of Montgomery County, Alabama, or the United States District Court for the Middle District of Alabama, Northern Division.

10. Confirming and acknowledging, for the Board's Official Record, the appointment of Commissioner Lumon May to the Council on Aging by the Council on Aging Board of Directors at their December 7, 2017, Annual Board Meeting; Commissioner May's new two-year term is effective December 2017 to December 2019.

11. Amending its action of November 30, 2017, CAR III-3, confirming Chairman Bergosh’s 2018 annual appointments to boards and committees on which Commissioners serve, to clarify that Commissioner May, who was appointed to the Area Housing Commission, rather than serving a one-year appointment, shall serve a term of four years, effective November 30, 2017, through November 29, 2021, as required by Chapter 80-578, the Special Act creating the Area Housing Commission; the bylaws of the Area Housing Commission further state that the term begins from the date of appointment; if a vacancy occurs during Commissioner May’s term of service, the County will have the opportunity to make another appointment, pursuant to the Special Act.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA

1-8. Approval of Various Consent Agenda Items

Motion made by Commissioner Robinson, seconded by Commissioner May, and carried unanimously, approving Consent Agenda Items 1 through 8, as follows:

1. Ratifying the following January 18, 2018, action of the Board of County Commissioners of Escambia County, acting in its capacity as the Escambia County Community Redevelopment Agency (CRA), concerning the eight Residential Rehab Grant Program Funding and Lien Agreements:

A. Approving the following eight Residential Rehab Grant Program Funding and Lien Agreements:

   (1) The Agreements between Escambia County CRA and Gladys Irene Castle, owner of residential property located at 2413 Atwood Drive, Atwood Redevelopment District, each in the amount of $2,600, representing an in-kind match through the Atwood Tax Increment Financing (TIF), Fund 151, Cost Center 370120, to replace roof;

   (2) The Agreements between Escambia County CRA and Willis Cornelius and Connie Faye Fails, owners of residential property located at 1716 West Saint Joseph Street, Englewood Redevelopment District, each in the amount of $2,080, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 370117, to replace roof;

   (3) The Agreements between Escambia County CRA and Belinda G. Glencoe, owner of residential property located at 8809 Chisholm Road, Ensley Redevelopment District, each in the amount of $4,787, representing an in-kind match through the Ensley Tax Increment Financing (TIF), Fund 151, Cost Center 370119, to replace roof;

   (4) The Agreements between Escambia County CRA and Mary K. Hall and Dustin M. Reeves, owners of residential property located at 2117 and 2119 Eliasberg Avenue, Warrington Redevelopment District, each in the amount of $2,975, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 370114, to replace windows;

(Continued on Page 13)
II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-8. Approval of Various Consent Agenda Items – Continued

1. Continued…

A. Continued…

(5) The Agreements between Escambia County CRA and Herbert W. and Janet L. Kuehne, owners of residential property located at 2215 Klinger Street, Atwood Redevelopment District, each in the amount of $2,050, representing an in-kind match through the Atwood Tax Increment Financing (TIF), Fund 151, Cost Center 370120, to replace sanitary sewer connection;

(6) The Agreements between Escambia County CRA and Noel L. Munoz, owner of residential property located at 111 Kalash Road, Warrington Redevelopment District, each in the amount of $2,615, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 370114, for total electrical rewiring upgrade;

(7) The Agreements between Escambia County CRA and Susan Smith, owner of residential property located at 429 Baublits Court, Warrington Redevelopment District, each in the amount of $4,397, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 370114, to replace windows; and

(8) The Agreements between Escambia County CRA and Timothy S. Smith, Jr., owner of residential property located at 310 Sunset Avenue, Warrington Redevelopment District, each in the amount of $4,400, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 370114, to replace roof; and

B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement the Grant awards.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-8. Approval of Various Consent Agenda Items – Continued

2. Ratifying the following January 18, 2018, action of the Board of County Commissioners of Escambia County, acting in its capacity as the Escambia County Community Redevelopment Agency (CRA), concerning the cancellation of the Residential Rehab Grant Program Liens:

   A. Approving the following cancellations of 19 Residential Rehab Grant Program Liens, as the Grant recipients have met their one-year of compliance with the Residential Grant Program:

<table>
<thead>
<tr>
<th>Property Owners</th>
<th>Address</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>JC and Ann Beau</td>
<td>215 North Old Corry Field Road</td>
<td>$2,645</td>
</tr>
<tr>
<td>Michael Bosso</td>
<td>116 South 2nd Street</td>
<td>$507</td>
</tr>
<tr>
<td>Thomas E. Bosso</td>
<td>504 South 1st Street</td>
<td>$6,000</td>
</tr>
<tr>
<td>Brian M. Curley</td>
<td>3104 West Gadsden Street</td>
<td>$1,693</td>
</tr>
<tr>
<td>Gayla M. Dionne</td>
<td>3 Southeast Kalash Road</td>
<td>$1,392</td>
</tr>
<tr>
<td>Samuel W. Edwards</td>
<td>724 Lakewood Road</td>
<td>$3,142</td>
</tr>
<tr>
<td>Patrick F. Finan</td>
<td>409 Labree Road</td>
<td>$3,650</td>
</tr>
<tr>
<td>Reta A. George and Manley P. George, III</td>
<td>216 Bryant Road</td>
<td>$1,200</td>
</tr>
<tr>
<td>Zachary M. Grant, Samuel C. Grant, and Jennifer H. Grant</td>
<td>1513 North &quot;X&quot; Street</td>
<td>$2,750</td>
</tr>
<tr>
<td>Bernard J. Jacobs</td>
<td>210 Greve Road</td>
<td>$1,275</td>
</tr>
<tr>
<td>William R. Lackey</td>
<td>20 Milton Road</td>
<td>$2,350</td>
</tr>
<tr>
<td>Gerald D. and Anita M. Lagos</td>
<td>7605 Old Hickory Drive</td>
<td>$5,973</td>
</tr>
<tr>
<td>Carol A. McKenzie</td>
<td>101 Northwest Kalash Road</td>
<td>$1,100</td>
</tr>
<tr>
<td>Kathy L. Saldana</td>
<td>210 Bryant Road</td>
<td>$3,090</td>
</tr>
<tr>
<td>Terry D. and Debra A. Slade</td>
<td>2410 North &quot;S&quot; Street</td>
<td>$6,000</td>
</tr>
<tr>
<td>Robert Pollack and Stephanie Schowalter</td>
<td>3719 Idlewood Drive</td>
<td>$5,231</td>
</tr>
<tr>
<td>Walter J. Smith and Terri L. Stine</td>
<td>1204 Poppy Avenue</td>
<td>$6,000</td>
</tr>
<tr>
<td>Terri Stine</td>
<td>12 Nimitz Court</td>
<td>$5,682</td>
</tr>
<tr>
<td>Joy K. Weirick</td>
<td>4544 Monpellier Road</td>
<td>$3,388</td>
</tr>
</tbody>
</table>

   B. Authorizing the Chairman to execute the Cancellation of Lien documents.
II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-8. Approval of Various Consent Agenda Items – Continued

3. Approving, and authorizing the Chairman to sign, FWC Agreement No. 15104-A2 (Amendment No. 2) with the State of Florida, Florida Fish and Wildlife Conservation Commission (FWC), relating to the Ex-Oriskany PCB Artificial Reef Monitoring Project, which will extend the agreement expiration date from December 31, 2018, to December 31, 2019; increase the number of individual reef fish PCB samples analyzed from 120 to 141 fish; and increase the maximum compensation from $90,000 up to $105,750 (Funding source: Fund 110, Other Grants and Projects Fund, Cost Center 220338, Oriskany PCB Monitoring; no matching funds are required).

4. Taking the following action concerning the Agreement for Professional Staff Services for Small Quantity Generator Program (SQG) by and between the West Florida Regional Planning Council and Escambia County, Florida (Funding: Fund 401, Solid Waste Fund, Cost Center 230306, Object Code 53101):

   A. Approving the Agreement for Professional Staff Services for Small Quantity Generator Program (SQG); and

   B. Authorizing the Chairman to sign the Agreement.

5. Approving, and authorizing the County Administrator to issue, a Purchase Order in the amount of $300,000 to DRMP, Inc., on Contract PD 13-14.080, for the Signalization Continuing Services Consultant Contract, to fund the 5th year (July 1, 2017, to June 30, 2018) of the Joint Project Agreement with the Florida Department of Transportation (FDOT) (Funding source: Fund 175, Transportation Trust Fund, Cost Center 211201, Object Code 53101).

6. Approving the issuance of a Purchase Order, for a not-to exceed amount of $139,375, to Transportation Control Systems to purchase controllers via the State Approved Product List (APL) for signal upgrades (Funding: Fund 352, "LOST III," Cost Center 210107, Object Code 56301, Project #17EN3988; the Joint Project Agreement (JPA) established that Escambia County will be reimbursed up to $140,000 for the purchase of the controllers).

7. Approving, and authorizing the Chairman to sign, the 2017 Department of Environmental Protection Voluntary Cleanup Tax Credit Application and Affidavit for County-owned property at 603 West Romana Street (Funding source: In the event of monetary gain, funds will be deposited in Fund 129, CDBG HUD Entitlement, Brownfields).
II. **BUDGET/FINANCE CONSENT AGENDA** – Continued

1-8. **Approval of Various Consent Agenda Items** – Continued

8. Adopting the Resolution [R2018-5] approving Supplemental Budget Amendment #032, General Fund (001), in the amount of $31,054, to recognize the Sheriff's off-duty officer, employee expenses, and miscellaneous reimbursements/fees, and to appropriate these funds back into the Sheriff's administrative budget to offset operational expenses.

III. **FOR DISCUSSION**

1. **Settlement Offer for CDBG Mortgage**

   Motion made by Commissioner Underhill, seconded by Commissioner Barry, and carried unanimously, approving to offer the property owner a counter-offer to settle this issue for the amount of $17,000, concerning the settlement offer for the Community Development Block Grant (CDBG) mortgage for property located at 200 West Winthrop Avenue.

2. **Purchase of Real Property**

   Motion made by Commissioner Barry, seconded by Commissioner May, and carried unanimously, taking the following action regarding the purchase of real property located at 5533 Sun Valley Drive (approximately 0.46 acres), from Erik F. Hawn (Funding source: Fund 352, "LOST III," Cost Center 210107, Object Code 56101, Project #15EN3252, "Crescent Lake"):

   A. Authorizing the purchase of real property located at 5533 Sun Valley Drive (approximately 0.46 acres), from Erik F. Hawn, for the purchase price of $134,000;

   B. Approving the Contract for Sale and Purchase for the acquisition of real property at 5533 Sun Valley Drive (approximately 0.46 acres), from Erik F. Hawn; and

   C. Authorizing the County Attorney’s Office to prepare, and the Chairman or Vice Chairman to execute, subject to Legal review and sign-off, any documents necessary to complete the acquisition of this property, without further action of the Board.
COUNTY ADMINISTRATOR’S REPORT – Continued

III. FOR DISCUSSION – Continued

3. Innerarity Island Development Corporation Water System Transition

Motion made by Commissioner Underhill, seconded by Commissioner Robinson, and carried unanimously, taking the following action:

A. Directing staff to finalize the transition requirements in order to move all water service provided on Innerarity Island previously provided by the Innerarity Island Development Corporation Water System to the ECUA and to draft up the transition documents for that to be brought back to this Board by March 1, if possible, and if not, by the next possible meeting;

B. Directing that County staff finalize all of the costs associated with the transition or the upgrading of this water system to meet ECUA standards and provide a document that can then be presented to the citizens of Innerarity Island showing what that total cost was in detail; and

C. Approving the Chairman to write a letter of thanks to the City of Gulf Breeze for their amazing partnership during this time, which, quite frankly, we could not have gotten to where we are today without their assistance.

Speaker(s):

Lois Benson

4. Acquisition of Forest Creek Apartments

Motion made by Commissioner Underhill, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, providing further direction regarding the two appraisals obtained for the acquisition of Forest Creek Apartments (Funding: FEMA Flood Mitigation Grant, fund and cost center to be determined):

A. Authorizing staff to negotiate a contract for the purchase of Forest Creek Apartment Complex, with the following contingencies:

1. Contingent upon the receipt of the funds awarded to Escambia County by the Federal Emergency [Management] Agency (FEMA), per the terms and conditions of the Federally-Funded Subaward and Grant Agreement Number 18FM-X8-01027-01-XXX, in the amount of $17,529,729.66;

(Continued on Page 18)
III. FOR DISCUSSION – Continued

4. Continued…

   A. Continued…

   2. Contingent upon FEMA determination that the agreed-upon price is appropriate under the terms of FEMA award;

   B. Authorizing staff to continue with the standard due diligence associated with acquisition of real property; and

   C. Authorizing staff to bring any counter offers back to the Board for further discussion.

Speaker(s):

Larry Downs, Junior
Bill Fetke
Laura Merritt

5. Allocation of Law Enforcement Trust Funds

   Motion made by Commissioner Underhill, seconded by Commissioner Barry, and carried 4-0, with Commissioner Robinson having left the meeting, approving the following allocations of Law Enforcement Trust (LET) Funds, per the requirements of Florida Statute 932.7055(5), for outside agency partners in Escambia County for Fiscal Year 2017/2018 (Funding source: Fund 121, Law Enforcement Trust Fund, Cost Center 540103, Aids to Private Organizations 58201):

   A. Chain Reaction, in the amount of $5,000; and

   B. Escambia County Council of PTAs, in the amount of $5,000.

   Upon approval of these funding allocations, the Sheriff’s Office will process all appropriate paperwork and submit for payment from LET Funds to the Escambia Clerk of the Circuit Court and Comptroller.

Speaker(s):

Kristin Fairchild
III. FOR DISCUSSION – Continued

6. Flood Mitigation Assistance Program Agreement

Motion made by Commissioner Underhill, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, taking the following action concerning the Federal Emergency Management Agency (FEMA) Flood Mitigation Assistance (FMA) Program Agreement for Forest Creek Acquisition/Relocation Project (Funding: FEMA Flood Mitigation Grant, Fund and Cost Center to be determined; match funding, fund, and cost center to be determined):

A. Accepting the award of $17,529,729.66 in FEMA Flood Mitigation Assistance;

B. Approving, and authorizing the Chairman to execute, the FEMA Federally-Funded Subaward and Grant Agreement;

C. Authorizing staff to determine match funds, in the amount of $1,947,747.74, for the Agreement; and

D. Authorizing the Chairman or County Administrator, as appropriate, to execute all FEMA grant-related documents, as required to complete and implement the grant process and complete project-related activities.

7. Escambia County Correctional Facility

The Board took no action concerning the following (Funding: Fund 311, Series 2017 Project Fund, Cost Center 290408):

A. Hear and discuss the preliminary report from Goodwyn, Mills and Cawood, Inc. (GMC), on the performance appraisal of the County’s Design Criteria Professional (DCP);

B. Review the provided invoice reconciliation and approve for payment the provided invoice from the DLR Group, as per the terms of PD 13-14.082;

C. Review and approve the provided draw schedule for the payments of tasks for Phase VI of PD 13-14.082, for a total of $925,100, per the terms of PD 13-14.082; and

D. Approve payment for Phase VII in equal installments for the final two months prior to completion of the project.
III. FOR DISCUSSION – Continued

8. Allocation of Law Enforcement Trust Funds

   The Board took no action concerning the recommendation to approve the allocation of $10,000 of Law Enforcement Trust (LET) Funds to the American Heart Association, per the requirements of Florida Statute 932.7055(5), for outside agency partners in Escambia County, for Fiscal Year 2017/2018 (Funding source: Law Enforcement Trust Fund-121, Cost Center 540103, Aids to Private Organizations-58201).

   Upon approval of these funding allocations, the Sheriff’s Office will process all appropriate paperwork and submit for payment from LET funds to the Escambia Clerk of the Circuit Court and Comptroller.

COUNTY ATTORNEY’S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1-6. Approval of Various Action Items

   Motion made by Commissioner Underhill, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, approving Action Items 1 through 6, as follows, with the exception of Item 3, which was held for a separate vote:

   1. Authorizing the out-of-county travel for County Attorney Alison Rogers to the 2018 Eleventh Circuit Judicial Conference that will be held Wednesday, May 2 - 5, 2018, in Ponte Vedra Beach, Florida.

   2. Taking the following action:

      A. Scheduling a private meeting with its attorneys to discuss pending litigation in accordance with Section 286.011(8), Florida Statute, for February 1, 2018, at 8:00 a.m.; and

   (Continued on Page 21)
COUNTY ATTORNEY’S REPORT – Continued

I. FOR ACTION – Continued

1-6. Approval of Various Action Items – Continued

2. Continued…

B. Approving the public notice below to be advertised in the Pensacola News Journal on Sunday, January 21, 2018.

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 the pending appeal before the Administration Commission of David Morgan, Sheriff, Escambia County, FL, in accordance with Section 286.011(8), Florida Statutes. Such attorney/client session will be held at 8:00 a.m., on Thursday, February 1, 2018, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida, and is expected to last approximately an hour. Commissioners Jeff Bergosh, Lumon J. May, Douglas B. Underhill, Grover C. Robinson, IV, and Steven L. Barry, County Administrator Jack Brown, County Attorney Alison P. Rogers, Charles V. Peppler, Deputy County Attorney, attorneys representing Escambia County in the foregoing litigation will be attending. A certified court reporter will attend and report the attorney/client session.

3. See Page 22.

4. Authorizing the scheduling of a Public Hearing on Thursday, February 1, 2018, at 5:32 p.m., to consider an Ordinance amending Volume I, Chapter 70, Article VIII, Division 3, Section 70-827, Exhibit A, of the Escambia County Code of Ordinances, relating to the Innerarity Island Development Corporation Sewage System Improvements Municipal Service Benefit Unit to revise the boundaries of the District.

5. Authorizing the scheduling of a Public Hearing on Thursday, February 1, 2018, at 5:31 p.m., to consider adopting an Ordinance amending Chapter 86 to implement regulations regarding collocation of small wireless facilities and installation of wireless support structures in County rights-of-way.

6. Authorizing the scheduling of a Public Hearing on Thursday, February 1, 2018, at 5:34 p.m., to consider adopting an Ordinance extending by 90 days the moratorium on permitting collocation of small wireless facilities in County rights-of-way.
I. FOR ACTION – Continued

3. Scheduling a Public Hearing

Motion made by Commissioner Barry, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, authorizing the scheduling of a Public Hearing on Thursday, February 1, 2018, at 5:33 p.m., to consider an Ordinance creating Volume I, Chapter 99, Sections 99-1 through 99-2, establishing the Escambia County Area Transit Authority as a Dependent Special District of Escambia County for the purpose of providing public transportation.

Speaker(s):

Bill Fetke

II. FOR DISCUSSION

1. Eminent Domain Property Acquisition

No action was taken regarding the recommendation that the Board consider whether to adopt a Resolution approving the request of the Emerald Coast Utilities Authority (ECUA) to exercise its power of eminent domain to acquire property at 400 Well Line Road.

Speaker(s):

Robert Ross
Larry Downs, Jr.
Brad Odom

2. Vacation of Unopened Right-of-Way

Motion made by Commissioner Barry, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, taking the following action concerning the vacation of the unopened right-of-way portion of Kersey Road, on the Board's own motion:

A. Directing the Department of Public Works to Schedule a Public Hearing to consider the vacation of the unopened right-of-way portion of Kersey Road; and

B. Authorizing the expenditure of funds for all costs associated with this vacation.
III. FOR INFORMATION

1. Informational Report

The Board took no action regarding recommendation that the Board accept the informational report [as provided] concerning Beach Club Towers Home Owners' Association v. Chris Jones, Property Appraiser and Scott Lunsford, Tax Collector, et al., Case No. 2015 CA 002021, and Portofino Tower Three Homeowners' Association v. Chris Jones, Property Appraiser and Scott Lunsford, Tax Collector, et al., Case No. 2015 CA 002017.

VERBAL ITEM ADDED TO THE AGENDA – COMMISSIONER STEVEN BARRY

1. Permit and Inspection Fees

Motion made by Commissioner Barry, seconded by Commissioner May, and carried 4-0, with Commissioner Robinson having left the meeting, waiving the permit and inspection fees going back to Tuesday the 16th through the end of January.

For Information: On January 4, 2018, the Board approved the waiver of permitting and inspection fees for plumbing permits obtained for repairs resulting from damage caused by the recent hard freeze, for fourteen (14) days, beginning January 1, 2018, and ending at close of business on January 14, 2018 (Commissioner Barry’s Add-on Item Number 2).

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman Bergosh declared the Regular Meeting of the Board of County Commissioners adjourned at 7:52 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Pam Childers
Clerk of the Circuit Court & Comptroller

By: ________________________________
Jeff Bergosh, Chairman

______________________________
Deputy Clerk

Approved: February 1, 2018