

**MINUTES OF THE ATTORNEY-CLIENT SESSION OF THE ESCAMBIA COUNTY BOARD  
OF COUNTY COMMISSIONERS**

**OCTOBER 18, 2018**

Present: Commissioner Jeffrey W. Bergosh, Chairman, District 1  
Commissioner Steven L. Barry, District 5  
Commissioner Grover C. Robinson IV, District 4  
Commissioner Douglas B. Underhill, District 2  
Honorable Pam Childers, Clerk of the Circuit Court and Comptroller  
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, Vice Chairman, District 3

Location: Ernie Lee Magaha Government Building, Board Chambers, First Floor, 221 Palafox  
Place, Pensacola, Florida

Minutes prepared by: Lizabeth Carew

**AGENDA NUMBER**

1. **Call to Order**

Chairman Bergosh called the Attorney-Client Session to order at 8:32 a.m.

2&3. **Session**

Chairman Bergosh advised that:

- A. The County Attorney desires direction concerning the case of *Daniel Smillie, Jr. v. Department of Retirement Management Services and Escambia County, Florida, Case No. R-14-28255-PEN*;

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ATTORNEY-CLIENT SESSION MINUTES – Continued

AGENDA NUMBER – Continued

2&3. Session – Continued

- B. County Attorney requests that the Board retire to the BCC Conference Room for the Attorney/Client Session regarding the case of *Daniel Smillie, Jr. v. Department of Retirement Management Services and Escambia County, Florida, Case No. R-14-28255-PEN*, which session was advertised via the *Pensacola News Journal* on Saturday, October 6, 2018, 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 the case of *Daniel Smillie, Jr., v. Department of Retirement Management Services and Escambia County, Florida, Case No. R-14-28255-PEN*, in accordance with Section 286.01(8), Florida Statutes. Such attorney/client session will be held at 8:30 a.m., on Thursday, October 18, 2018, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida, and is expected to last approximately thirty minutes. 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, and Assistant County Attorney Meredith D. Crawford and a certified court reporter will attend the attorney/client session.

- C. The session is expected to last about thirty (30) minutes and the following are expected to attend: Commissioners Bergosh, May, Underhill, Robinson, and Barry; and County Attorney Alison Rogers and Assistant County Attorney Meredith Crawford. Acting County Administrator Amy Lovoy will be not be present.

RECESS: 8:35 A.M. – COMMISSIONER BERGOSH, COMMISSIONER UNDERHILL, COMMISSIONER BARRY, COMMISSIONER ROBINSON, AND COUNTY ATTORNEY ALISON ROGERS RETIRED TO THE BCC CONFERENCE ROOM

RECONVENE: 8:49 A.M. – COMMISSIONER BERGOSH, COMMISSIONER UNDERHILL, COMMISSIONER BARRY, COMMISSIONER ROBINSON, AND COUNTY ATTORNEY ALISON ROGERS RETURNED TO BOARD CHAMBERS

ATTORNEY-CLIENT SESSION MINUTES – Continued

ADJOURNMENT

There being no further business to come before the Board, Chairman Bergosh declared the Attorney-Client Session of the Board of County Commissioners adjourned at 8:49 a.m.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Pam Childers  
Clerk of the Circuit Court & Comptroller

By: \_\_\_\_\_  
Jeff Bergosh, Chairman

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Deputy Clerk

Approved: November 1, 2018