

DRAFT MINUTES OF THE REGULAR MEETING OF THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS

JANUARY 10, 2019

Present: Commissioner Lumon J. May, Chairman, District 3
Commissioner Steven L. Barry, Vice Chairman, District 5
Commissioner Robert D. Bender, District 4
Commissioner Jeffrey W. Bergosh, Chairman, District 1
Commissioner Douglas B. Underhill, District 2
Honorable Pam Childers, Clerk of the Circuit Court and Comptroller
Amy Lovoy, Acting County Administrator
Alison Rogers, County Attorney
Lizabeth Carew, Administrative Specialist, Clerk and Comptroller's Office
Shamara Jernigan, Administrative Assistant, County Administrator's Office

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

Minutes prepared by: Lizabeth Carew

REGULAR BCC AGENDA

1. Call to Order

Chairman May called the Regular Meeting of the Board of County Commissioners to order at 5:47 p.m.

2. Invocation

The Board observed a moment of silence.

3. Pledge of Allegiance to the Flag

Commissioner Barry led the Pledge of Allegiance to the Flag.

4. Recommendation: That the Board adopt the agenda as prepared (or duly amended).

Motion: To adopt the agenda, as amended
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Underhill absent

DRAFT MINUTES – January 10, 2019

REGULAR BCC AGENDA – Continued

5. Commissioners' Forum:
 - A. District 1 – Commissioner Bergosh provided comments;
 - B. District 4 – Commissioner Bender provided comments;
 - C. District 5 – Commissioner Barry provided comments; and
 - D. District 3 – Commissioner May provided comments.

6. Recommendation: That the Board adopt the following Proclamations:
 - A. The Proclamation commending and congratulating Amberly Youngblood, a Paramedic in the Emergency Medical Services Division of the Public Safety Department, on her selection as the "Employee of the Month" for January 2019;
 - B. The Proclamation commending and congratulating Doug Browne, Warehouse Specialist for the Supervisor of Elections, on his retirement and for his outstanding record of service to the public;
 - C. The Proclamation commending and congratulating Roy Jones, Jr., on his many accomplishments over the past 50 years;
 - D. The Proclamation encouraging all citizens to reflect on the great sacrifices and accomplishments of Dr. Martin Luther King, Jr., as we embrace the theme of this year's celebration - "Work for the Dream: Pray, Vote, Volunteer."; and
 - E. The Proclamation proclaiming January 2019 as "National Mentor Month" in Escambia County, Florida, and encouraging all citizens to join us in recognizing and commending Big Brothers Big Sisters of Northwest Florida for providing the young people of our communities with comprehensive and effective youth mentoring services.

Motion: To approve items A through E
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Underhill absent
Speaker(s): Paula Shell

DRAFT MINUTES – January 10, 2019

REGULAR BCC AGENDA – Continued

7. Recommendation: That the Board adopt the following retirement Proclamations:
- A. The Proclamation commending and congratulating Deborah L. Vallia, Corrections Officer, Corrections Department, on 31 years of dedicated service;
 - B. The Proclamation commending and congratulating Angela R. Knight, Jail Custodial Worker, Corrections Department, on 22 years of dedicated service;
 - C. The Proclamation commending and congratulating Kevin L. Fortune, Corrections Sergeant, Corrections Department, on 30 years of dedicated service;
 - D. The Proclamation commending and congratulating Delia A. Isbell, Corrections Officer, Corrections Department, on 18 years of dedicated service; and
 - E. The Proclamation commending and congratulating Cynthia D. Simpson, Legal Office Administrator in the County Attorney's Office, on 32 years of dedicated service.

Motion: To adopt items A through E
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried 4-0, with Commissioner Underhill absent

8. Recommendation: That the Board recognize, with a pin and certificate, Audrey Martin-Washington, Customer Service Associate, County Administration, for her dedication in 25 years of service to Escambia County.

Motion: "So moved"
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously

DRAFT MINUTES – January 10, 2019

REGULAR BCC AGENDA – Continued

9. Recommendation: That the Board waive the reading of the legal advertisement(s) and accept, 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 three Public Hearings on the agenda:
- (1) The 5:45 p.m. Public Hearing, advertised in the *Pensacola News Journal* on November 16, 2018, for consideration of adopting an Ordinance amending the Official Zoning Map;
 - (2) The 5:46 p.m. Public Hearing, advertised in the *Pensacola News Journal* on December 26, 2018, for consideration of adopting an Ordinance amending LDC, Chapter 3 and Chapter 6, relating to medical marijuana; and
 - (3) The 5:47 p.m. Public Hearing, advertised in the *Pensacola News Journal* on December 26, 2018, for consideration of the issuance of additional model home permits for Lost Key C-467 Townhomes; and
- B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule January 7-January 11, 2019*, as published in the *Pensacola News Journal* on January 5, 2019.

Motion: To waive the reading
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously

CLERK OF COURTS & COMPTROLLER’S REPORT – Honorable Pam Childers, Clerk of the Circuit Court & Comptroller

I. CONSENT AGENDA

1. Recommendation: That the Board approve Records Disposition Document No. 679, for disposition of Board of County Commissioners' Records, Item 32, Minutes: Official Meetings, for the period January 4, 2018, through June 21, 2018, in accordance with State Retention Schedule GS1, since the permanent records have been digitally imaged.

Motion: To move the Clerk's Report
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

2. Recommendation: That the Board take the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:
 - A. Approve the Minutes of the Escambia County Area Transit Authority Meeting held December 6, 2018;
 - B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held December 6, 2018;
 - C. Approve the Minutes of the Regular Board Meeting held December 6, 2018;
 - D. Accept, for filing with the Board's Minutes, the Report of the Special Committee of the Whole Workshop held December 11, 2018;
 - E. Approve the Minutes of the Special Board Meeting held December 13, 2018; and
 - F. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held December 13, 2018.

Motion: To move the Clerk's Report
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

GROWTH MANAGEMENT REPORT – Horace Jones, Director, Development Services Department

I. PUBLIC HEARINGS

1. **Recommendation:** That the Board take the following action concerning the Rezoning Cases heard by the Planning Board on December 4, 2018:

A. Review and either adopt, modify, or overturn the Planning Board’s recommendations for Rezoning Cases Z-2018-11 and Z-2018-19, or remand the Cases to the Planning Board; and

B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the Rezoning Cases that were reviewed, as follows:

- (1) Case Number: Z-2018-11
Address: Dogwood Place
Property Reference Number: 34-2S-30-0040-010-003
Property Size: 9.10 (+/-) acres
From: HDMU, High Density Mixed-use district (25 du/acre)
To: Com, Commercial district (25 du/acre)
FLU Category: MU-S, Mixed-Use Suburban
Commissioner District: 3
Requested by: Margaret Hostetter and Paul Kelly Moore, Jr.,
Agent for Gilbert Nelson, Owner
PB Recommendation: Approval

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): Michael Bearden; Larry Downs, Jr.

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DRAFT MINUTES – January 10, 2019

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

1. Continued...

B. Continued...

- (2) Case Number: Z-2018-19
Address: University Parkway
Property Reference Number: 14-1S-30-3301-001-002
Property Size: 0.20 (+/-) acres
From: HDR, High Density Residential district (18 du/acre)
To: HDMU, High Density Mixed-use district (25 du/acre)
FLU Category: MU-S, Mixed-Use Suburban
Commissioner District: 4
Requested by: Wiley C. "Buddy" Page, Agent for Albert Burner, Trustee
PB Recommendation: Approval

Motion: To move the item in the affirmative
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Larry Downs, Jr.

2. Recommendation: That the Board, at the 5:45 p.m. Public Hearing, adopt an Ordinance [Number 2019-1] to amend the Official Zoning Map to include the Rezoning Cases [Z-2018-11 and Z-2018-19] heard by the Planning Board on December 4, 2018, and approved during the previous agenda item; and to provide for severability, inclusion in the Code, and an effective date.

Motion: To "move the 5:45"
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): None

GROWTH MANAGEMENT REPORT – Continued

I. PUBLIC HEARINGS – Continued

3. Recommendation: That the Board, at the 5:46 p.m. Public Hearing, review and adopt an Ordinance [Number 2019-2] amending the Land Development Code, amending Chapter 3, Zoning Regulations, Article 1, General Provisions, amending Section 3-1.4(j), "Compassionate Use of Low-THC and Medical Cannabis," to authorize medical use of marijuana, as outlined in Section 381.986, Florida Statutes (2018), as amended, and Florida Administrative Code 64-4: as amended, as an allowed use within Escambia County; amending Article 2, Mainland Districts, Article 4, Perdido Key Districts, and Article 5, Pensacola Beach Districts, adding "Marijuana Dispensing Facilities" as a permitted use, and amending Chapter 6, Definitions, to define necessary terms related to marijuana dispensing facilities.

This hearing serves at the second of two public hearings.

Motion: To "move the 5:46"
Made by: Commissioner Bergosh
Seconded by: Commissioner Underhill
Disposition: Carried unanimously
Speaker(s): None

4. Recommendation: That the Board, at the 5:47 p.m. Public Hearing, approve the issuance of building permits for construction of model townhomes within C-467 subdivision at Lost Key Golf & Beach Club. The C-467 preliminary plat has been approved through the Development Review Process. Civil construction has commenced on the C-467 subdivision and to provide additional assurances that the infrastructure will be completed the C-467 subdivision. WCI/Lennar Homes, LLC, will provide Escambia County with a Surety Bond for the civil development costs that have been certified by WCI/Lennar Homes, LLC's Engineer of Record. The development of the townhomes is permitted pursuant to the terms of WCI/Lennar Homes, LLC, Development Agreement with Escambia County.

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): None

GROWTH MANAGEMENT REPORT – Continued

II. ACTION ITEM

1. Recommendation: That the Board take the following action concerning recording of Brookhaven, Phase 1 (a 133-lot, residential subdivision), located in the Pine Forest Community, lying north of Devine Farm Road and west of South Highway 97, owned by Devine Farms, LLC, and developed by SNS Realty, Inc. Prior to recording, the County Surveyor and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 2-5.7 of the Escambia Land Development Code; also, prior to recording, the County Surveyor must sign the Final Plat, as set forth in Chapter 177.081 (1), Florida Statute:
 - A. Approve the Final Plat for recording;
 - B. Approve the street names "Stillwater Boulevard," "Conley Drive," "Blaney Drive," and "Margaret Olivia Drive";
 - C. Authorize the Chairman or Vice Chairman to execute a Two-Year Warranty Agreement with Surety.

Motion: To approve A, B, and C
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

GROWTH MANAGEMENT REPORT – Continued

III. CONSENT AGENDA

1. Recommendation: That the Board authorize the scheduling of the following Public Hearings:

February 7, 2019

- A. 5:45 p.m. – A Public Hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Planning Board on January 8, 2019:

- (1) **Case No.:** **Z-2018-17**
Address: 8891 Burning Tree Road
Property Reference No.: 06-1S-30-1000-000-024 (sections of)
Northern Portion:
From: Rec, Recreation district (du density limited to vested development)
To: MDR, Medium Density Residential district (10 du/acre)
Southern Portion:
From: Rec, Recreation district (du density limited to vested development)
To: Com, Commercial district (25 du/acre)
FLU Category: MU-U, Mixed-Use Urban
Commissioner District: 5
Requested by: Wiley C. "Buddy" Page, Agent for RNL Investment Group, LLC, Owner
- (2) **Case No.:** **Z-2019-01**
Address: 149 Highway 97 S
Property Reference No.: 09-1N-31-1000-030-005
From: LDR, Low Density Residential district (four du/acre)
To: Com, Commercial district (25 du/acre)
FLU Category: MU-S, Mixed-Use Suburban
Commissioner District: 5
Requested by: Cole Bracey with Teramore Development, LLC, Agent for Steven and Carrin Buttrick, Owners

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DRAFT MINUTES – January 10, 2019

GROWTH MANAGEMENT REPORT – Continued

III. CONSENT AGENDA – Continued

1. Continued...

- B. 5:46 p.m. Public Hearing – CIP *[Summary: The purpose of this Ordinance is to fulfill the requirements of Section 163.3177(3)(b), Florida Statutes, and Objective CIE 1.2, Five-Year Schedule, Escambia County Comprehensive Plan: 2030, by adopting the 2018-2022 update to the Five-Year Schedule of Capital Improvements];*
- C. 5:47 p.m. Public Hearing - Temporary Auto Sales Ordinance (first of two public hearings) *[Summary: The Board of County Commissioners directed staff to create an Ordinance regulating the unauthorized roadside car sales. This Ordinance will require the temporary car sales to have a local license and it must be located on the appropriately zoned parcel];* and
- D. 5:48 p.m. Public Hearing - CPA-2018-02 (second of two public hearings) *[Summary: The Escambia County Board of County Commissioners finds that an amendment to the Comprehensive Plan, OBJ FLU 3.1, Rural Development, deleting FLU 3.1.5, New Rural Communities, is necessary and appropriate based on the changing needs within the County].*

Motion: To move the Growth Management Consent Agenda
Made by: Commissioner Underhill
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): Larry Downs, Jr.

COUNTY ADMINISTRATOR'S REPORT – Amy Lovoy, Acting County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1. **Recommendation:** That the Board take the following action regarding the Petition to Vacate a portion of unopened right-of-way known as Grande Boulevard:
 - A. Authorize the scheduling of a Public Hearing for March 7, 2019, at 5:31 p.m., to consider the Petition to Vacate a portion of unopened right-of-way known as Grande Boulevard (right-of-way varies due to the shoreline of Bayou Grande), as petitioned by George and Nita Omley; and
 - B. Require the petitioner to notify all property owners within a 500-foot radius.

This request is located in Commission District 2.

Motion: To move item I-1 in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): George Omley

2. **Recommendation:** That the Board authorize the scheduling of a Public Hearing on January 24, 2019, at 9:01 a.m., to consider adoption of an Ordinance creating the Twenty One Oaks Street Lighting Municipal Services Benefit Unit.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

3. Recommendation: That the Board authorize the scheduling of a Public Hearing on January 24, 2019, at 9:02 a.m., to amend the Fiscal Year 2018/2019 Budget to include the fund balance carry-forwards.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

4. Recommendation: That the Board approve the Request for Disposition of Property Form for Visit Pensacola, Inc., for property which is described and listed on the Disposition Form. The listed item, an HP Desk 600 Computer (Property Tag 62190), has been found to be of no further usefulness to the County; thus, it is requested that it be property disposed of. The computer's motherboard cannot be repaired.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

5. Recommendation: That the Board approve the eight Request for Disposition of Property Forms for the Information Technology Department for all items of equipment, which are described and listed on the Request Forms, with reason for disposition stated. The items are to be disposed of properly.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

6. Recommendation: That the Board approve the Request for Disposition of Property Form for the Public Works Department, listing one item. The Request Form has been signed by all applicable authorities.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

7. Recommendation: That the Board confirm the appointment of Tawana Gilbert, Area Director, Vocational Rehabilitation, as the replacement for Donald J. Alveshere, former Area Director, Vocational Rehabilitation, who left the position. In accordance with CareerSource Escarosa By-Laws, it is requested that this position will be effective upon approval and will have a "no expiration" term for this area of representation to the Board.

Motion: To confirm the appointment of Ms. Gilbert to replace Mr. Alveshere
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

8. Recommendation: That the Board reappoint Adam D. Principe to the Pensacola-Escambia Development Commission (PEDC), for a two-year term, effective January 19, 2019, through January 18, 2021.

Escambia County's Community and Media Relations Office posted a General Alert on the County's website from November 20, 2018, to December 4, 2018, to seek residents interested in volunteering to be considered for an appointment to the PEDC. Mr. Principe is the only citizen who responded to the General Alert.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

9. Recommendation: That the Board appoint Janet A. Robinson to the Escambia County Disability Awareness Committee (ECADC), to serve as one of the two "At-Large" appointees, for a four-year term, effective January 10, 2019, through January 9, 2023, to replace Lisa Autrey Hopkins, who resigned.

Escambia County's Community & Media Relations Office posted a General Alert on the County's website for two weeks, from November 5, 2018, to November 19, 2018, to seek volunteers to fill one of the "At-Large" positions on the ECADC. Janet A. Robinson is the only resident who responded to the General Alert.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

10. Recommendation: That the Board take the following action:
- A. Approve Amendment No. 1 to the Memorandum of Understanding (MOU) between the Florida Department of Highway Safety and Motor Vehicles and Escambia County Corrections. The proposed Amendment to the MOU will include additional requirements regarding user access to and disclosure of data that may include the deceased date of an individual; and
- B. Authorize the Acting County Administrator to sign the Amendment.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

11. Recommendation: That the Board approve the revised Substance Abuse Policy, Section II, Part C.12, of the Board of County Commissioners' Policy Manual.

The U.S. Department of Transportation (DOT), DOT Drug Testing: Part 40, now requires testing for four semi-synthetic opioids (i.e., hydrocodone, oxycodone, hydromorphone, and oxymorphone). Reporting requirements have been changed by the DOT for the Medical Review Officer, the Employer (County), and the Employee. This revision will also include the consequences for an employee who does not follow the guidelines and/or regulations of the testing facility.

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

12. Recommendation: That the Board approve amending the Policy for Public Forum and Written Communications for Board of County Commissioners' Meetings, Section I, Part A.4, of the Board of County Commissioners' Policy Manual.

At the December 6, 2018, Board of County Commissioners' (BCC) Meeting, the Board voted to approve scheduling the first BCC Meeting of the month at 5:30 p.m., with Public Forum at 4:30 p.m., and approved scheduling the second BCC Meeting of the month at 9:00 a.m., with Public Forum at 8:30 a.m., which requires that Items A.1. and A.4. of the current Policy be revised accordingly. Board action of June 7, 2018, adopting a Resolution naming the Board's Public Forum as the "Gary Sansing Public Forum" requires that the name of the Policy be updated.

Motion: "So moved"
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Melissa Pino; Larry Downs, Jr.; Kevin Wade

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

13. Recommendation: That the Board take the following action concerning Amendment 1 to the RESTORE Direct Component (Pot 1) Multi-Year Implementation Plan (MYIP) relating to the SOAR with RESTORE Project:
- A. Authorize staff to amend the MYIP relating to the SOAR with RESTORE Project; and
 - B. Authorize staff to conduct the required 45-day public comment period for MYIP Amendment 1 relating to the SOAR with RESTORE Project.

[Funding: no local match required]

Motion: To move the balance of CAR I
For Information: The "balance of CAR I" refers to items 2 through 13, as amended to drop item 13. Items 1, 7, and 12 were held for separate votes.
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

II. BUDGET/FINANCE CONSENT AGENDA

1. Recommendation: That the Board authorize the issuance of a Purchase Order to Dynamic Security, Inc., in the amount of \$451,000, for the purchase of security services to be utilized at entrances to the M.C. Blanchard Judicial Building and the Theodore Bruno Juvenile Justice Center. Dynamic Security, Inc., is the current provider of security services at both locations. This purchase will not impact the General Revenue Fund.

[Funding: Fund 115, Court Security, Article V, Cost Center 410505, Object Code 53401, Other Contractual Services]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Recommendation: That the Board authorize Escambia County to piggyback off of the State Contract #43211500-WSCA-15-ACS, for the issuance of a Purchase Order, in the amount of \$220,312.47, for Fiscal Year 2018-2019, for the Office of Court Administration, to Technology Integration Group (TIG), Vendor Number 150525, to refresh the current server hardware for the court's electronic filing system. This system allows the judges to view and manage their court files electronically. Judges are able to electronically review and search court cases, transmit documents to the clerk, work remotely, digitally sign orders, and e-file.

[Funding: Fund 115, Article V, Escambia Technology Fund, Cost Center 410503; Santa Rosa Technology Fund, Cost Center 410515; and Okaloosa Technology Fund, Cost Center 410516, Object Codes 56401, Machinery and Equipment, and 55201, Operating Supplies]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

3. Recommendation: That the Board approve the payment to the County's General Lines Agent, USI Insurance Services, LLC, in the amount of \$261,997.03, to provide commercial property insurance through VFIS, a division of Glatfelter Insurance Group, for the Fire Department property, vehicles, and equipment, for the period of January 1, 2019, through December 31, 2019. The Statutory Death and Accident and Health Policies renew separately with individual premiums under \$50,000.

[Funding: Fund 143, Fire Services Fund, Cost Center 330206, Object Code 54501]

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried 4-0, with Commissioner Bender abstaining and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

4. Recommendation: That the Board take the following action concerning the Florida Department of Health, Bureau of Emergency Medical Oversight, Emergency Medical Services (EMS) County Grant Application for the Fiscal Year 2018/2019, in the amount of \$39,831:
- A. Adopt, and authorize the Chairman to sign, the Resolution [R2019-1] certifying that the monies received from the State of Florida EMS Trust Fund, as the Escambia County Emergency Medical Services Award, shall be used to improve and expand the County's prehospital EMS system and shall not be used to supplant existing EMS budget allocations in any manner; and
 - B. Approve, and authorize the Chairman to sign, the EMS Grant Application and Request for Grant Fund Distribution.

[Funding: Fund 110, Other Grants and Projects, Revenue Account 334221, Cost Center 330318]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

5. Recommendation: That the Board take the following action regarding the acquisition of a parcel of real property (approximately 0.3030 acres), located at 902 North 63rd Avenue, from Annie Ruth Bryans:
- A. Authorize the purchase of a parcel of real property, located at 902 North 63rd Street (approximately 0.3030 acres), from Annie Ruth Bryans, for the purchase price of \$18,500, in accordance with the terms and conditions contained in the Contract for Sale and Purchase;

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COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

5. Continued...

B. Authorize the Chairman to sign the Contract for Sale and Purchase for the acquisition of a parcel of real property, located at 902 North 63rd Street (approximately 0.3030 acres), from Annie Ruth Bryans; and

C. Authorize the County Attorney's Office to prepare and the Chairman or Vice Chairman to execute any documents, subject to Legal review and sign-off, necessary to complete the acquisition of this property without further action of the Board.

This project is located in Commission District 2.

[Funding: Fund 352, "Local Option Sales Tax III," Cost Center 210107, Object Code 56101/56301, Project #09EN0572]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

6. Recommendation: That the Board approve, and authorize the Chairman to sign, the Contract Amendment to the Fiscal Year 2018-2019 State Financial Assistance Recipient Agreement (Contract #025495), with the Florida Department of Agriculture and Consumer Services (FDACS), Division of Administration, for the Mosquito Control Division, which amends the not-to-exceed amount FDACS will pay from \$31,438.24 to \$34,480.64.

[Funding: Fund 106, Mosquito and Arthropod Control, Cost Center 220703, M&A State One Funds]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

7. Recommendation: That the Board take the following action concerning the Agreement for Emergency Solutions Grant (ESG) Program with Catholic Charities of Northwest Florida, Inc.:

- A. Approve an Agreement for the Emergency Solutions Grant Program with Catholic Charities of Northwest Florida, Inc., providing ESG support, in the amount of \$65,321, for homeless prevention and rapid rehousing financial assistance and case management services to ESG-eligible clients in Escambia County; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all related forms or documents as may be required to fully implement the Agreement.

[Funding: Fund 110, Other Grants & Projects Fund, HUD Emergency Solutions Grant, Cost Center 370293]

Motion: To drop
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Larry Downs, Jr.

8. Recommendation: That the Board adopt the Resolution [R2019-2] approving Supplemental Budget Amendment #038, Debt Service Fund (203), in the amount of \$46,863,883, to recognize proceeds from the issuance of the Series 2018 Capital Refunding Revenue Bonds and to appropriate these funds to be used to redeem three current bond issues; the Series 2011 Capital Improvement Bonds, Series 2013 Capital Improvement Bonds, and Series 2011 Sales Tax Bonds. This was necessary due to the recent Federal Tax Law changes that increased the interest rates associated with these bond issues. This new bond issue will save the County approximately \$1.9M through the final maturity of the bond.

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Recommendation: That the Board adopt the Resolution [R2019-3] approving Supplemental Budget Amendment #040, Other Grants and Projects Fund (110), in the amount of \$73,219, to recognize and appropriate prior year funds available in the HUD Emergency Solutions Grant (ESG) Program. These ESG funds will be utilized for homeless prevention and rapid rehousing activities.

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

10. Recommendation: That the Board adopt the Resolution [R2019-4] approving Supplemental Budget Amendment #043, Other Grants and Projects Fund (110), in the amount of \$5,000, to recognize proceeds from a Volunteer Florida Federal Fiscal Year 2019 Emergency Management Performance Grant (EMPG) Community Emergency Response Team (CERT) Program Grant Contract, and to appropriate these funds to implement the CERT Program. These funds are being provided to continue the effort to engage, educate, and train local citizens in their role as it relates to emergency preparedness, response, recovery, mitigation, and public health measures for all hazards.

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

11. Recommendation: That the Board approve, and authorize the Acting County Administrator to sign, the Agreement between Escambia County and Sigma Consulting Group, Inc., per the terms and conditions of PD 17-18.031, Local Agency Program Design Services for Massachusetts Avenue Sidewalk and Drainage Improvements, FPN: 440721-1-38-01, Federal No. (FAIN): D317-011-B, for a lump sum of \$352,092.

[Funding: Fund 352, Local Option Sales Tax (LOST) III, Cost Center 210126, Object Code 56301, Project #17EN3831 - \$73,000; Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #17EN3831 - \$138,000; Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #08EN0211 - \$41,092; and Fund 353, LOST IV, Cost Center 210106, Object Code 56301, Project #19EN0493 - \$100,000]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

12. Recommendation: That the Board approve, and authorize the Acting County Administrator to sign, the Agreement between Escambia County and DRMP, Inc., per the terms and conditions of PD 17-18.054, Local Agency Program Agreement CR 295A North Old Corry Field Road Sidewalk and Drainage Improvements, Construction Engineering Inspection (CEI) for Sidewalks Only & Resident Compliance Specialist Services for the Entire Project, FPN: 425745-5-68-01, Federal No. (FAIN): 9044-032-C, for an amount not to exceed \$137,410.

[Funding: Fund 352, Local Option Sales Tax (LOST) III/LAP Portion, Cost Center 210125, Object Code 56301, Project #17EN3772 - \$38,150; Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #08EN0228 - \$49,260; and Fund 151, Brownsville CRA, Cost Center 370113, Object Code 56301 - \$50,000]

Motion: To table this item
Made by: Commissioner Underhill
Seconded by: Commissioner Bender
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

13. Recommendation: That the Board approve, and authorize the Acting County Administrator to sign, the Agreement between Escambia County, Florida and Roads, Inc., of NWF, per the terms and conditions of PD 17-18.104, Local Agency Program Agreement Re-Solicit CR 295A North Old Corry Field Road Sidewalk & Drainage Improvements, FPID: 425745-5-58-01, Federal-Aid Project Number: 9044-032-C, in the amount of \$1,198,329.13.

[Funding: Fund 352, Local Option Sales Tax (LOST) III/LAP Portion, Cost Center 210125, Object Code 56301, Project #17EN3772 - \$491,838; Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #08EN0228 - \$164,282.13; Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #17EN3952 - \$440,672; and Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #13EN2188 - \$101,537]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

14. Recommendation: That the Board approve the utilization of the first of two possible one-year renewal periods, as outlined in Section 2, Term, of the Agreement Relating to Uniforms and Accessories, for Public Safety Uniforms and Accessories with Galls, LLC, per PD 16-17.093, Public Safety Uniforms and Accessories. The original Agreement was approved by the Board on November 30, 2017.

[Funding: Fund 408, Emergency Medical Services Fund, Cost Center 330302, Object Code 55201, \$90,000; Fund 143, Fire Protection Fund, Cost Center 330206, Object Code 55201 \$90,000; Fund 001, General Fund, Cost Center 330403, Object Code 55201, \$6,500; and Fund 001, General Fund, Cost Center 330402, Object Code 55201, \$1,000]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

15. Recommendation: That the Board take the following action:

- A. Authorize the County to utilize the following contracts in accordance with the Escambia County, Florida Code of Ordinances, Chapter 46, Article II, Section 46-44, Application; exemptions; and Section 46-64, Board approval:
- (1) Sourcewell (formerly NJPA), Contract #122017-FSC, for the purchase of a 2019 Elgin Broom Badger Mechanical Broom Street Sweeper, Solicitation VE 18-19.002;
 - (2) Sourcewell Contract #041217-P11, for the purchase of a 2019 Ford F-750 Diesel Grapple Truck, Solicitation VE 18-19.003;
 - (3) Sourcewell Contract #012418-ALT, for the purchase of Two LR760E70 Overcenter Articulating Aerial Device on a 2019 Freightliner M2-106 Regular Cab, 4x2 Drivetrain, Solicitation VE 18-19.004; and
- B. Authorize the Acting County Administrator to execute all related documents and Purchase Orders, in excess of \$50,000, for the Public Works - Waste Services Department, for the following Purchase Orders:
- (1) Purchase Order to Sansom Equipment Company, in the amount of \$193,797, according to the specifications outlined in Solicitation VE 18-19.002;
 - (2) Purchase Order to Petersen Industries, in the amount of \$130,241.16, according to the specifications outlined in Solicitation VE 18-19.003; and
 - (3) Purchase Order to Altec Industries, Inc., in the amount of \$349,176 (\$174.0588 per unit), according to the specifications outlined in Solicitation VE 18-19.004.

(Continued on Page 26)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

15. Continued...

In an effort to encourage competition for local businesses, and in compliance with Board-adopted policy, these vehicle purchases were advertised on the Escambia County website for 30 days. No responses were received from local vendors.

[Funding: Fund 401, Solid Waste Fund; Cost Center 230315, Projects; Object Code 56401, Machinery & Equipment]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

16. Recommendation: That the Board approve, and authorize the Acting County Administrator to sign, the Amendment of Agreement Relating to Pest and Rodent Control, for PD 17-18.056, Pest & Rodent Control Services for Escambia County Facilities, awarded by the Board on July 19, 2018. This Amendment is to acknowledge that the page covering the Escambia County Libraries was not included with the original Agreement. The page in question was included with the original bid and is part of the total Agreement amount of \$26,040 annually.

This Amendment will result in no change to the amount billed to the County by the service provider, Florida Pest Control and Chemical Company, Inc.

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

17. Recommendation: That the Board approve, and authorize the Acting County Administrator to sign, an Agreement between Escambia County, Florida, and OD Security North America, LLC, per the terms and conditions of PD 17-18.065, Full Body Scanners, for a not-to-exceed amount of \$417,090.

[Funding: Fund 001, General Fund; 175, Transportation Trust Fund; and 111, Jail Inmate Commissary; Cost Centers 290401, 290205, 290406; Object Code 56401]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

18. Recommendation: That the Board approve the payment to the County's General Lines Agent, USI Insurance Services, LLC, in the amount of \$261,997.03, to provide commercial property insurance through VFIS, a division of Glatfelter Insurance Group, for the Fire Department property, vehicles, and equipment for the period of January 1, 2019, through December 31, 2019. The Statutory Death and Accident and Health Policies renew separately with individual premiums under \$50,000.

[Funding: Fund 143, Fire Services Fund, Cost Center 330206, Object Code 54501]

Motion: To drop
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19. Recommendation: That the Board approve the issuance of three additional Fiscal Year 2018-2019 Purchase Orders and/or Blanket Purchase Orders from previously awarded or approved annual requirement Contracts or Contractual Agreements for the Human Resources Department:

	Vendor/Contractor	Not-To-Exceed Amount	Contract
A.	The Lincoln National Life Insurance Company (January – September 2019) Vendor # 425648 Life Insurance Cost Center 150110	\$266,619	
B.	Stop Loss Insurance Service, Inc. (January – September 2019) Vendor # 425652 Health Insurance Cost Center 150108 Stop Loss Insurance	\$650,000	
C.	USI Southwest, Inc. Vendor #424847 Consulting/Broker Services Cost Center 150108	\$120,000	PD 16-17.094

[Funding: Fund 501, Worker’s Compensation, Health and Life Funds]

Motion: To move the item
Made by: Commissioner Barry
Seconded by: Commissioner Underhill
Disposition: Carried 4-0, with Commissioner Bender abstaining and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

20. Recommendation: That the Board take the following action concerning compliance activity with the Affordable Care Act:

- A. Approve an Agreement with ACAwise to provide support in mailing and filing IRS documents for the County, for a two year period, from January 2019 to December 2020; and
- B. Authorize the Acting County Administrator to sign the ACAwise Agreement.

[Funding: Fund 501, Internal Service Fund, Cost Center 150108, Object Code 54501]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

21. Recommendation: That the Board adopt, and authorize the Chairman to sign, a Resolution [R2019-5] supporting the Florida Department of Transportation's request to allow the Florida - Alabama Transportation Planning Organization's (TPO) - General Planning Consultant to perform the West Cervantes Street Corridor Traffic Feasibility Study, in an amount not to exceed \$250,000. This project is located in Commission Districts 2 and 3.

[Funding: Fund 353, "Local Option Sales Tax IV," Cost Center 210106, Object Code 56301, Project # To Be Determined]

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Mike Kilmer

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

22. Recommendation: That the Board take the following action:

- A. Approve the Application for Funding Assistance regarding the Florida Department of Law Enforcement Justice Assistance Grant (JAG) County-wide Program for the After School Crime Prevention Project, in the amount of \$20,000;
- B. Authorize the Chairman to sign the Application; and
- C. Authorize Alison Rogers, the County Attorney, to sign the JAG Program Certification of Compliance.

This Grant does not require matching funds.

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

23. Recommendation: That the Board approve, and authorize the County Administrator to execute, the following Change Order to Pensacola Concrete Construction Co., Inc., for the Hallendale Drive Pipe Lining Project:

Department:	Public Works
Division:	Engineering
Type:	Addition
Amount:	\$14,942.30
Vendor:	Pensacola Concrete Construction Co., Inc.
Project Name:	Hallendale Drive Pipe Lining Project
Contract:	n/a
Purchase Order #:	190565
Chang Order (CO) #:	1
Original Contract Award:	\$44,409.05
Cumulative Amount of Change Orders Through this CO:	\$14,942.30
New Contract Amount:	\$59,351.35

This project is located in Commission District 1.

[Funding: Fund 175, Transportation Trust Fund, Cost Center 210402, Object Code 54601, Project Number N/A]

<p>Motion: To "move the balance" For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.</p>
<p>Made by: Commissioner Underhill</p>
<p>Seconded by: Commissioner Barry</p>
<p>Disposition: Carried unanimously</p>

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

24. Recommendation: That the Board approve \$1,000, to be funded from the District 5 discretionary funds, for the food bank at Harvest Christian Center, and approve the Purchase Order for this purpose.

[Funding: Fund 001, General Fund, Discretionary Money, Cost Center 110101, Object Code 58201]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

25. Recommendation: That the Board approve, and authorize the County Administrator to sign, the Amendment of Agreement for Professional Consulting Services between Escambia County, Florida, and Mott MacDonald Florida, LLC, for PD 10-11.061, Design for Kingsfield Road Extension, amending the Agreement approved by the Board on November 17, 2011, as follows:

WHEREAS, pursuant to paragraphs 2.1 and 5.1 of the Agreement, the County agreed to budget funds in the amount of \$292,853.65 equaling 30% of the total Project cost (Phase 1) and reserve the right to proceed with the remaining 70% of the Project (Phase 2) subject to an appropriation of funding and approval by the Board of County Commissioners; and

WHEREAS, the County is now prepared to appropriate the necessary funds and approve proceeding with the remaining 70% of the Project (Phase 2) as provided herein; and

WHEREAS, the Board of County Commissioners finds it in the best interest of the health, safety and welfare of the citizens of Escambia County that the Agreement should be amended as provided herein.

(Continued on Page 33)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Continued...

NOW, THEREFORE, in consideration of the mutual terms, conditions, promises and covenants hereinafter set forth, the Parties agree to amend the Agreement as follows:

1. The foregoing recitals are true and correct and incorporated herein by reference.
2. **Exhibit C** to the Agreement is hereby replaced, in part, with the attached amended fee schedule detailing remaining tasks to be performed by the Consultant as Phase 2 of the Project. Services to be performed under the Agreement as Phase 2 for the completion of the Project shall not exceed the cost of \$703,053.00.

3. Paragraph 9.3(b) is amended as follows:

(b) The Consultant acknowledges that this Agreement and any related financial records, audits, reports, plans correspondence, and other documents may be subject to disclosure to members of the public pursuant to Chapter 119, Florida Statutes. Consultant shall maintain all such public records and, upon request, provide a copy of the requested records or allow the records to be inspected within a reasonable time. Consultant shall also ensure that any public records that are exempt or exempt and confidential from disclosure are not disclosed except as authorized by law. Upon the expiration or termination of the Agreement, Consultant agrees to maintain all public records for a minimum period of five (5) fiscal years in accordance with the applicable records retention schedules established by the Florida Department of State. In the event the Consultant fails to abide by the provisions of Chapter 119, Florida Statutes, the County may, without prejudice to any other right or remedy and after giving the Consultant and its surety, if any, seven (7) days written notice, during which period the Consultant still fails to allow access to such documents, terminate the employment of Consultant. In such case, the Consultant shall not be entitled to receive any further payment. Reasonable terminal expenses incurred by the County may be deducted from any payments left owing the Consultant (excluding monies owed the Consultant for subcontractor work).

(Continued on Page 34)

COUNTY ADMINISTRATOR'S REPORT – Continued

- II. BUDGET/FINANCE CONSENT AGENDA – Continued
- 25. Continued...

IF THE CONSULTANT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONSULTANT'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT:

Escambia County
Office of the County Administrator
221 Palafox Place, Suite 420
Pensacola, Florida 32502
(850) 595-4947

[Funding: Fund 352, Local Option Sales Tax III, Cost Center 210107, Object Code 56301, Project #11EN1405]

Motion: To "move the balance"
For Information: The "balance" refers to items 1 through 25, as amended to drop item 18. Items 3, 7, 12, 19, and 21 were held for separate votes.
Made by: Commissioner Underhill
Seconded by: Commissioner Barry
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION

1. **Recommendation:** That the Board approve 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 2018/2019:
 - A. Hunting For Healing, in the amount of \$2,500; and
 - B. Pensacola Teen Challenge, in the amount of \$2,500.

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.

[Funding: Fund 121, Law Enforcement Trust Fund, Cost Center 540103, Aide to Private Organizations 58201]

Motion: "So moved"
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously

2. **Recommendation:** That the Board appoint one of the following individuals to serve in the Architect/Engineer position [on the Contractor Competency Board], for a three-year term, effective retroactively October 1, 2018, through September 30, 2021:
 - A. Gregory F. Stanley - Engineer, International Paper Company; or
 - B. John R. Oglesby - Structural Engineer, John R. Oglesby, P.E.

This vacancy on the Escambia County Contractor Competency Board comes as the result of the resignation of previously newly appointed member, Joel Cotton.

Motion: "Move John Randy Oglesby"
Made by: Commissioner Barry
Seconded by: Commissioner Underhill
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

3. Recommendation: That the Board take the following action concerning the acquisition of property, totaling approximately 0.11 acres, for drainage structures and other improvements on Lake Charlene:
 - A. Adopt a Resolution containing the following findings, declaring a public necessity, setting forth a public purpose, and acknowledging the appraised fair market value for property, totaling approximately 0.11 acres, for the Lake Charlene Project in the Warrington area drainage basin, and authorizing the property to be acquired by exercise of the County's power of eminent domain:
 - (1) Acquiring the property accomplishes a legitimate public purpose of allowing construction and maintenance of improved drainage and stormwater management structures in the Lake Charlene subdivision;
 - (2) Acquiring a fee simple interest in the property from the Lake Charlene Homeowners Association, Inc., is necessary to complete the project and to construct and maintain improved drainage and stormwater management structures in Lake Charlene subdivision;
 - (3) Exhibit "A," provided and incorporated by reference, describes the property to be acquired by the County;
 - (4) The appraised fair market value of the property is \$14,100;
 - (5) All conditions precedent to acquire the property have been satisfied; and
 - (6) It is in the best interest of the health, safety, and welfare of the citizens of Escambia County, Florida, that Escambia County acquire a fee simple interest in the property by exercise of its power of eminent domain;
 - B. Authorize, by super-majority vote, an offer of 120% of the appraised value as an incentive for the owner to agree to voluntarily convey the property, and, if the owner rejects the offer, authorize the County Attorney to initiate and undertake legal action to acquire the fee simple interest in the property owned by Lake Charlene Homeowners Association, Inc., as described on Exhibit "A" of the Resolution, by eminent domain;

(Continued on Page 37)

DRAFT MINUTES – January 10, 2019

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

3. Continued...

- C. Authorize the payment of incidental expenditures associated with the acquisition of the property;
- D. Authorize the Chairman or Vice Chairman to sign all documents required to implement these actions; and
- E. Approve the reallocation of funds from the Capital Improvement Program, in the amount of \$16,920 (at 120%), from Fund 352, Local Option Sales Tax (LOST) III, Cost Center 210107, Transportation and Drainage (T&D), Project #16EN3542, to Lake Charlene, Fund 352, LOST III, Cost Center 210107, Project Number to be Assigned.

[Funding Source: Fund 352, LOST III, Cost Center 210107]

Disposition: No action taken
Speaker(s): William Dunaway, Dean Kirschner, Mark Reed, Faye Westholm, Steven Frakes, Tim Smith, Melissa Pino, Kevin Wade, Randy Cudd, Larry Downs, Jr., Steve Dehart, Katherine Vanosdall, Christine Vanosdall, Bernie Vanosdall, Jeanne Hooper

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

- 1. Recommendation: That the Board take the following action:
 - A. Approve the settlement of a grievance, in the amount of \$1,000, filed by the International Association of EMTs and Paramedics, Local R5-325; and
 - B. Approve the Grievance Settlement Agreement and General Release by and between the Escambia County Board of County Commissioners, the International Association of EMTs and Paramedics, Local R5-325, and Jody Nezovich, and authorize the Chairman to sign the Agreement.

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

COUNTY ATTORNEY'S REPORT – Continued

I. FOR ACTION – Continued

2. Recommendation: That the Board authorize the scheduling of a Public Hearing for February 7, 2019, at 5:31 p.m., for consideration of adopting an Ordinance amending Chapter 90, Division 4, Additional Homestead Tax Exemption for Senior Citizens, that would allow the Escambia County Property Appraiser to provide for automatic renewals of additional homestead exemptions for persons age 65 and older.

Motion: To move the item in the affirmative
Made by: Commissioner Underhill
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

II. FOR DISCUSSION

1. Recommendation: That the Board discuss enforcement of the County's Ordinance prohibiting trains from obstructing roadways.

Disposition: No action taken
For Information: County Attorney Rogers advised that this item is dropped

2. Recommendation: That the Board, at the request of Commissioner Barry, discuss issues with the Kingsfield Road property acquisitions.

Motion: To approve a counter-offer to the previous County correspondence, where it references the two strips, and ask for the northern 60-foot strip, rather than 50; and make the total purchase price \$128,200, rather than \$88,200
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

III. FOR INFORMATION

1. Recommendation: That the Board accept, for information, the Attorney General's opinion on dual office-holding regarding the Human Relations Commission.

Motion: "So moved"
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously

DRAFT MINUTES – January 10, 2019

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman May declared the Regular Meeting of the Board of County Commissioners adjourned at 10:22 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: _____
Lumon J. May, Chairman

ATTEST:
Pam Childers
Clerk of the Circuit Court & Comptroller

Deputy Clerk

Approved: January 24, 2018