

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

**APRIL 2, 2020**

Present: Commissioner Steven L. Barry, Chairman, District 5  
Commissioner Robert D. Bender, Vice Chairman, District 4  
Commissioner Jeffrey W. Bergosh, District 1  
Commissioner Lumon J. May, District 3  
Commissioner Douglas B. Underhill, District 2  
Janice Gilley, County Administrator  
Alison Rogers, County Attorney  
DeLana Allen-Busbee, Administrative Specialist, Clerk and Comptroller's Office  
Alain Espinosa, Legal Office Administrator, County Attorney's Office  
Shamara Jernigan, Agenda Program Coordinator, County Administrator's Office

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

Minutes prepared by: DeLana Allen-Busbee

**REGULAR BCC AGENDA**

1. Call to Order

Chairman Barry called the Regular Meeting of the Board of County Commissioners to order at 5:35 p.m.

2. Invocation

Reverend Christie Hord, Rector, St. John's Episcopal Church, delivered the invocation.

3. Pledge of Allegiance to the Flag

Commissioner Bender led the Pledge of Allegiance to the Flag.

MINUTES – APRIL 2, 2020

REGULAR BCC AGENDA – Continued

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

<b>Motion:</b> So moved
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

5. Commissioners' Forum:

- A. District 3 – Commissioner May provided comments;
- B. District 1 – Commissioner Bergosh provided comments;
- C. District 4 – Commissioner Bender provided comments;
- D. District 5 – Commissioner Barry provided comments; and
- E. County Administrator Gilley also provided comments.

6. 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:

- A. The following Public Hearings on the agenda:

- (1) The 5:31 p.m. Public Hearing, advertised in the *Escambia Sun Press* on March 12, 2020, for consideration of the Petition to Vacate a Utility and Drainage Easement located at 2318 Copter Road;
- (2) The 5:35 p.m. Public Hearing, which was properly advertised and rescheduled at the March 5, 2020, Regular BCC meeting, for the consideration of the Petition to Vacate Two Drainage Easements located in the 7200 Block of Hilburn Road;

- B. The *Board of County Commissioners – Escambia County, Florida, Meeting Schedule March 30 – April 3, 2020*, as published in the *Pensacola News Journal* on March 28, 2020.

<b>Disposition:</b> No action taken
<b>For Information:</b> The Clerk's office did not receive proofs for the remaining public hearings on the agenda and all were rescheduled.

MINUTES – APRIL 2, 2020

REGULAR BCC AGENDA – Continued

7. Recommendation: That the Board take the following action:
- A. Reschedule the April 2, 2020, 5:31 p.m. Public Hearing for consideration of the Petition to Vacate a Utility and Drainage Easement, located at 2318 Copter Road, as petitioned by Henry Floyd Pruett, Jr., Trustee for the Henry Floyd, Jr. Revocable Living Trust, meeting date and time to be determined;
  - B. Reschedule the April 2, 2020, 5:32 p.m. Public Hearing for consideration of adopting an Ordinance creating the Makenna Estates Street Lighting MSBU, to May 7, 2020, 5:32 p.m.;
  - C. Reschedule the April 2, 2020, 5:33 p.m. Public Hearing for consideration of adopting an Ordinance creating the Sonoma Ridge Street Lighting MSBU, to May 7, 2020, 5:31 p.m.;
  - D. Reschedule the April 2, 2020, 5:35 p.m. Public Hearing for the Consideration of the Petition to Vacate Two Drainage Easements located in the 7200 Block of Hilburn Road, as petitioned by SNS Iron Rock LLC, represented by its agent, Rodney Sutton, meeting date and time to be determined;
  - E. Reschedule the April 2, 2020, 5:45 p.m. Public Hearing - CIP Ordinance, meeting date and time to be determined;  
*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 2019-2023 update to the Five-Year Schedule of Capital Improvements.*
  - F. Reschedule the April 2, 2020, 5:46 p.m. Public Hearing LSA-2019-05 - 7045 Pine Forest Road (first of two public hearings), meeting date and time to be determined;  
*Summary: Applicant is requesting to change the Future Land Use from Commercial to Mixed-Use Urban.*
  - G. Reschedule the April 2, 2020, 5:47 p.m. Public Hearing Perdido Landfill - Renewal of Concrete Recycling Facility Permit, meeting date and time to be determined;  
*Summary: Review and approve, modify, or deny the renewal of a permit for a concrete recycling facility located at 13009 Beulah Road.*

(Continued on Page 4)

MINUTES – APRIL 2, 2020

REGULAR BCC AGENDA – Continued

7. Continued...

- H. Reschedule the April 2, 2020, 5:48 p.m. Public Hearing Brickton Borrow Pit Permit Renewal, meeting date and time to be determined; and

*Summary: Review and approve, modify, or deny the renewal of a permit for a borrow pit located at 8800 N. Highway 29.*

- I. Reschedule the April 2, 2020, 5:48 p.m. Public Hearing Brickton Borrow Pit Permit Renewal, meeting date and time to be determined; and

*Summary: Review and approve, modify, or deny the renewal of a permit for a borrow pit located at 8800 N. Highway 29.*

<p><b>Motion:</b> Move to approve the slate A through I, moving the ones that are not time certain to the May 7<sup>th</sup> Regular meeting.</p>
<p><b>For Information:</b> The Board discussed the expenses concerning the rescheduling of these hearings being borne by the County.</p>
<p><b>Made by:</b> Commissioner Bergosh</p>
<p><b>Seconded by:</b> Commissioner Bender</p>
<p><b>Disposition:</b> Carried 3-1, with Commissioner Underhill voting “no” and Commissioner May temporarily out of Board Chambers.</p>

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

**I. CONSENT AGENDA**

1. **Recommendation:** That the Board accept, for filing with the Board's Minutes, the Tourist Development Tax (TDT) Collection Data for the January 2020 returns received in the month of February 2020, as prepared by the Finance Department of the Clerk and Comptroller's Office. This is the fifth month of collections for the Fiscal year 2020; total collections for the month of January 2020 returns was \$487,261.36; this is a 4.48% increase from January 2019 returns; total collections year to date are .52% more than the comparable time frame in Fiscal Year 2019.

<b>Motion:</b> Move the Clerk’s Report
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

2. **Recommendation:** That the Board accept, for filing with the Board's Minutes, the Investment Portfolio Summary Report for the month ended February 29, 2020, as required by Ordinance Number 95-13. On February 29, 2020, the portfolio market value was \$359,333,865 and portfolio earnings totaled \$615,675 for the month. The short term portfolio achieved a yield of 1.81%. The long-term CORE portfolio achieved a yield of 1.05%.

<b>Motion:</b> Move the Clerk’s Report
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

3. **Recommendation:** That the Board accept, for filing with the Board's Minutes, the Resolution [R2020-24] Declaring a State of Local Emergency due to the imminent threat posed by COVID-19, dated March 16, 2020.

<b>Motion:</b> Move the Clerk’s Report
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

CLERK & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA - Continued

4. Recommendation: That the Board take the following action concerning Minutes and Reports prepared by the Clerk to the Board's office:
  - A. Accept, for filing with the Board's Minutes, the Reports of the Agenda Work Session and the Gary Sansing Public Forum held March 5, 2020;
  - B. Approve the Minutes of the Regular Board meeting held March 5, 2020;
  - C. Approve the Minutes of the Attorney-Client Session held March 12, 2020;
  - D. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held March 12, 2020; and
  - E. Approve the Minutes of the Special BCC meeting held March 20, 2020.

<b>Motion:</b> Move the Clerk's Report
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Janice Gilley, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1. Recommendation: That the Board accept for filing with the Board's Minutes, the March 5, 2020, Community Redevelopment Agency's (CRA) Meeting Minutes, prepared by Melanie Johnson, CRA Administrative Assistant.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

2. Recommendation: That the Board approve the Amendment to Interlocal Agreement between the City of Pensacola and Escambia County, Florida, for Exchange of Solid Waste Services, amending Article 2, Neighborhood Cleanups and Yard Trash Disposal, Paragraph 2.1.

This Amendment changes the scheduled cleanup day from Wednesdays to Fridays and increases the County cleanup area from 600 to 1200 homes, at no cost to County Environmental Code Enforcement, in exchange for the County providing disposal of City residential vegetative waste, at no cost to the City.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

3. Recommendation: That the Board approve the two Request for Disposition of Property Forms [for the Roads and Bridges Department and Pensacola Beach Public Works Department]. The Request Forms have been signed by all applicable authorities.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

4. Recommendation: That the Board approve the three Request for Disposition of Property Forms for the Corrections Department, Work Annex Division and the Jail, for property which is described and listed on the Disposition Forms, with reasons for disposition stated. The listed items have been found to be of no further usefulness to the County; thus, it is requested that they be auctioned as surplus or properly disposed.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

5. Recommendation: That the Board approve the one Request for Disposition of Property Form for the Office of Management and Budget for one Bizhub C352 Serial Number 311702282, ID F2503 Copier. The copier has reached the end of its service life, is no longer functioning, and is now of no value. Due to the condition of the item, we are requesting it be declared surplus and disposed of properly.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

6. Recommendation: That the Board take the following action concerning the State of Florida Department of Transportation (FDOT) Assignment Agreements:
- A. Approve the State of Florida Department of Transportation Assignment Agreement for Perdido Key Drive from the Alabama State Line to the West Entrance of Perdido Key State Park;
  - B. Approve the State of Florida Department of Transportation Assignment Agreement for Perdido Key Drive from West of Perdido Key State Park Entrance to Gongora Drive; and
  - C. Adopt the Resolutions [R2020-27 and R2020-28] authorizing the Chairman to sign the State of Florida Department of Transportation Assignment Agreements.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

7. Recommendation: That the Board take the following action concerning the Park License and Management Agreements for County athletic parks between Escambia County and volunteer athletic associations:

A. Approve each of the Agreements authorizing license and management of County-owned property for public recreation purposes with the following volunteer athletic organizations:

1. Bellview Football Club at Bellview Park;
2. Brent Baseball Youth Sports Association at Brent Baseball Park;
3. Brent Youth Sports Association at Brent Football Park;
4. Cantonment Football Club at Cantonment Athletic Park;
5. D.R.E.A.M. (Diverse Relentless Empowered Achievers of Munificence Youth Development) at Mayfair Park;
6. Ensley Youth Sports Association, Inc., at John R. Jones Park;
7. Five Flags Knights Lacrosse, Inc., at Brent Baseball Park;
8. Miracle League of Pensacola at John R. Jones Park;
9. Molino Recreation Association at Don Sutton Park;
10. Myrtle Grove Athletic Association at Myrtle Grove Park;
11. Northwest Escambia Bradberry Park at Harvey C. Bradberry Park;
12. Pensacola Futbol Club, Inc., at Ashton Brosnaham Park;
13. Perdido Bay Futbol Club, Inc., at Baars Field;
14. Perdido Bay Futbol Club, Inc., at Southwest Escambia County Sports Complex Park;
15. Perdido Bay Youth Sports Association, Inc., at Southwest Escambia County Sports Complex Park; and
16. Youth Association of NE Pensacola at John R. Jones Park; and

B. Authorize the Chairman to sign each Park License and Management Agreement for the same aforementioned 16 volunteer athletic organizations, effective upon Board approval.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

8. Recommendation: That the Board take the following action:
- A. Approve the updated Unlawful Harassment Policy to include a grievance process; and
  - B. Approve scheduling a public hearing on June 4, 2020, at 5:32 p.m. to consider amending ch. 2, Art. V, Div. 1, Sections 2-205 through 2-207 of the Escambia County Code of Ordinances to allow for corresponding amendments to the MSPB (Merit System Protection Board) Ordinance.

<b>Motion:</b> Move the Technical/Public Service Consent Agenda in its entirety
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

II. BUDGET/FINANCE CONSENT AGENDA

1. Recommendation: That the Board ratify the following April 2, 2020, action of the Board of County Commissioners of Escambia County, acting in its capacity as the Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Program Funding and Lien Agreements:
- A. Approving the Agreements between Escambia County CRA and Inez Robinson, Gwendolyn Robinson, Francisca Marshall, and Tonya Mitchell, as Joint Tenants with Right of Survivorship, owners of residential property located at 2403 North Baylen Street, Palafox Redevelopment District, each in the amount of \$3,939, representing an in-kind match through the Palafox Tax Increment Financing (TIF), Fund 151, Cost Center 370115, total electrical rewiring upgrade; and
  - B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement the Grant awards.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Recommendation: That the Board take the following action concerning the sidewalk and drainage projects located in the Englewood and Brownsville Redevelopment Areas:
  - A. Approve the Avery Street Sidewalk & Drainage Projects, in the amount of \$193,801.02, including, but not limited to the following: mobilization, clearing and grubbing, earthwork excavation, storm sewer removal and replacement, utility relocation, lateral pavement patch, installation of approximately 1600 linear feet of sidewalk, reconstruction of roadside ditch, connection of existing pond drop structure and wall repair; and
  - B. Approve and authorize the County Administrator to sign the Purchase Order to Chavers Construction, Inc., in excess of \$25,000, and any other related documents necessary to implement the Avery Street Sidewalk and Drainage Projects.

Project located in District 3

[Funding Source: Fund 352, LOST III, Cost Center 220102, Project#20NE4253, CRA Capital Projects, CRA Brownsville and Englewood]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3. Recommendation: That the Board take the following action concerning the Contract Award for State Housing Initiatives Partnership (SHIP) Housing Rehabilitation Services for 195 Pine Street:

A. Authorize the County Administrator to sign the SHIP Housing Rehabilitation Services Program Agreement between Escambia County, Florida; Design Homebuilders, Inc., Contractor; and Margaret A. Stallworth, Owner; per the terms and conditions of NED S-R-2020-6, NED SHIP Housing Repair for 195 Pine Street, for \$31,510; and

B. Authorize the issuance of a Purchase Order.

[Funding: Fund 120/2018 SHIP, Cost Center 370205 or 2019 SHIP, Cost Center 370206-\$30,000; and Fund 124/Affordable Housing, Cost Center 370290-\$1510]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

4. Recommendation: That the Board take the following action concerning the Contract Award for State Housing Initiatives Partnership (SHIP) Housing Rehabilitation Services for 201 Pine Street:

A. Authorize the County Administrator to sign the SHIP Housing Rehabilitation Services Program Agreement between Escambia County, Florida; David H. Griffin Enterprises, LLC, Contractor; and Earlene Jackson, Owner; per the terms and conditions of NED S-R-2020-7, NED SHIP Housing Repair for 201 Pine Street, for \$38,100; and

B. Authorize the issuance of a Purchase Order.

[Funding: Fund 120/2018 SHIP, Cost Center 370205 or 2019 SHIP, Cost Center 370206-\$30,000; and Fund 124/Affordable Housing, Cost Center 370290-\$8,100]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

5. Recommendation: That the Board take the following action concerning the Lee Street Sidewalks, Drainage, and Sanitary Sewer Project:

A. Approve the Interlocal Cost-Sharing Agreement, subject to legal approval, between Escambia County and the Emerald Coast Utilities Authority (ECUA) for construction services for the Lee Street Sidewalks, Drainage, and Sanitary Sewer Project; and

B. Authorize the Chairman or Vice Chairman to sign the Agreement.

[Funding: Fund 352/LOST III, NESD/CRA: \$900,000; Fund 129/2018 CDBG, Cost Center 370232: \$27,725; and Fund 129/2019 CDBG, Cost Center 370234: \$474,080]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

6. Recommendation: That the Board take the following action concerning the Contract Award for Community Development Block Grant (CDBG) Housing Rehabilitation Services for 990 Muscogee Road:

A. Authorize the County Administrator to sign the CDBG Housing Rehabilitation Services Program Agreement between Escambia County, Florida; McDELT, LLC, Contractor; and Eddie C. McCants, Owner; per the terms and conditions of NED C-R-2020-3, NED CDBG Housing Repair for 990 Muscogee, for a base bid of \$38,900; and

B. Authorize the issuance of a Purchase Order.

[Funding: Fund 129/2016 CDBG Housing Rehab, Cost Center 370227]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

7. Recommendation: That the Board recognize the donation of \$30,000, from The Friends of the West Florida Public Library, and appropriate these funds into the Library Donations Cost Center to be used to support and promote West Florida Public Libraries.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Recommendation: That the Board approve and authorize the County Administrator to execute the following Change Order #1, in excess of \$50,000, adding funds to Purchase Order 200658, issued to Pensacola Winsupply Co., Inc.:

Department:	Facilities Management
Division:	Maintenance
Type:	Addition
Amount:	\$20,000
Vendor:	Pensacola Winsupply Co., Inc.
	Blanket Purchase Order
Purchase Order:	200658
Change Order:	1
Original Award Amount:	\$32,000
Change Order # 1	\$20,000
New Purchase Order Total:	\$52,000

[Funding Source: Fund 001, General Fund, Cost Center 310203, Object Code 54601]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Recommendation: That the Board approve and authorize the County Administrator to execute the following Change Orders to Keep Pensacola Beautiful, in the amount of \$57,341.50, on Contract PD 16-17.008, Agreement for Maintenance of County Parks and Boat Ramps:

Department:	Parks and Recreation
Type:	Addition
Amount:	\$53,552.00
Vendor:	Keep Pensacola Beautiful
Project Name:	Maintenance of County Parks and Boat Ramps
Contract:	PD 16-17.008
PO#:	200751
CO#:	1
Original Purchase Order Amount:	\$75,583.00
This CO#1 Amount:	\$53,552.00
New Purchase Order Amount:	\$129,135.00

Department:	Parks and Recreation
Division:	Fishing Bridge
Type:	Addition
Amount:	\$3,789.50
Vendor:	Keep Pensacola Beautiful
Project Name:	Maintenance of County Parks and Boat Ramps
Contract:	PD 16-17.008
PO#:	200749
CO#:	2
Change Order 1:	Object Code Change Only
Original Purchase Order Amount:	\$5,577.00
Cumulative Amount of Change Orders Through this CO:	\$3,789.50
New Purchase Order Amount:	\$9,366.50

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MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Continued...

[Funding: Fund 001, General Fund, Cost Center 350226, Parks Maintenance, \$12,963.50; Fund 101, Restricted Fund, Cost Center 350236, Fishing Bridge, \$3,789.50; Fund 118, and Fund 353, LOST IV, Cost Center 350221, Parks Projects, \$40,588.50]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

10. Recommendation: That the Board approve and authorize the County Administrator to execute and ratify Change Order #1 to Knowles On Site Repair, Inc., adding funds for the repair and maintenance of the Fire Department fleet vehicles:

Department:	Public Safety
Division:	Fire Rescue
Type:	Addition
Amount:	\$50,000
Vendor:	Knowles On Site Repair, Inc.
Project Name:	N/A
Contract:	N/A
Purchase Order #:	200481
Change Order #:	1
Original Award Amount:	\$100,000 (BCC Approved 10/3/19)
Change Order #1 as requested:	\$50,000
Total:	\$150,000

Due to the aging fleet and the increased call volume, repair cost is increasing. The repair of the engine and ladder trucks are essential to the operational needs of the Fire Department.

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MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

10. Continued...

[Funding Source: Fund 143, Fire Department, Cost Center 330206, Fire Department Paid]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

11. Recommendation: That the Board approve and authorize the County Administrator to execute and ratify the following Change Order #1 to Ward International Trucks, Inc., adding funds for the repair and maintenance of the Fire Department fleet vehicles:

Department:	Public Safety
Division:	Fire Department
Type:	Addition
Amount:	\$25,000
Vendor:	Ward International Trucks, Inc.
Project Name:	N/A
Contract:	N/A
Purchase Order #:	200321 (BCC Approved 10/3/19)
Change Order #:	1
Original Award Amount:	\$25,000
Change Order #1 as requested:	\$25,000
Total:	\$50,000

Due to the aging fleet and the increased call volume, repair cost is increasing. The repair of the engine and ladder trucks are essential to the operational needs of the Fire Department.

(Continued on Page 19)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

11. Continued...

[Funding Source: Fund 143, Fire Department, Cost Center 330206, Fire Department Paid]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

12. Recommendation: That the Board take the following action concerning Default on the Purchase of County-Owned Real Property Located at PARK - Spanish Trail Villa, Account #01-0319-190, Reference #: 06-1S-29-3500-000-044:

- A. Declare Jeff Limanowski, the successful bidder of the above-referenced parcel, to be in default of the terms of the Contract between him and the County for the purchase of County-owned parcel located at PARK - Spanish Trail Villa, for failure to close in the timeframe prescribed by the terms of the Contract;
- B. Retain the deposit made by Jeff Limanowski, in the amount of \$532, for the parcel located at PARK - Spanish Trail Villa; and
- C. Authorize the parcel to be re-advertised for sale at another auction, or remove from the surplus list.

This property is located in District 4.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

13. Recommendation: That the Board adopt the Resolution [R2020-29] approving Supplemental Budget Amendment #055, General Fund (001), in the amount of \$23,554, to recognize the Sheriffs off-duty officer, public records, auto repairs, miscellaneous reimbursements/fees, and investigative costs, and to appropriate these funds back into the Sheriffs Administrative Budget, to offset operational expenses associated with providing law enforcement services in Escambia County.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

14. Recommendation: That the Board adopt the Resolution [R2020-30] approving Supplemental Budget Amendment #072, Escambia Restricted Fund (101), in the amount of \$14,560, to recognize a contribution from The Docks on Old River Condominium Association, Inc., and to appropriate these funds to be used at the Perdido Key Kayak Launch, located at 14200 Perdido Key Drive, to contract the installation of a 300' concrete sidewalk from the parking lot to the launch point, providing an ADA accessible surface.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers
<b>Web-based commenter(s):</b> Ellen Fortinberry

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

15. Recommendation: That the Board adopt the Resolution [R2020-31] approving Supplemental Budget Amendment #079, General Fund (001), in the amount of \$20,693, to recognize the Sheriffs off-duty officer, public records, auto repairs, miscellaneous reimbursements/fees, and investigative costs, and to appropriate these funds back into the Sheriffs Administrative Budget, to offset operational expenses associated with providing law enforcement services in Escambia County.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

16. Recommendation: That the Board adopt the Resolution [R2020-32] approving Supplemental Budget Amendment #082, Gulf Coast Restoration Fund (118), in the amount of \$423,120, to recognize Grant proceeds from the Florida Department of Environmental Protection (FDEP) Agreement #DH012, and to appropriate these funds for the construction of a public park at the headwaters of Carpenter Creek.

The Natural Resource Damage Assessment (NRDA) Florida Trustee Implementation Group (TIG) has included the Carpenter Creek Headwater Park Amenities Project within Florida's Final Restoration Plan. The project will provide and enhance recreational opportunities through the construction of a public park at the headwaters of Carpenter Creek. The project is a companion to the NRDA water quality improvement project, both of which are part of the RESTORE Act Direct Component (Pot 1) funded Carpenter Creek and Bayou Texar Watershed Management Plan. The project will enhance public access by providing a new recreational opportunity in an area with no current recreational access. The trail and paddle-craft launch will allow users to access the lake feature of the creek, a result of a series of beaver dams. The new parking area will also enhance public access to the area. The passive recreation area will feature tables and benches to allow users to enjoy the park views while maintaining the native tree canopy. The educational signage will enhance awareness of the restoration efforts and importance of the creek and watershed.

(Continued on Page 22)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

16. Continued...

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

17. **Recommendation:** That the Board adopt the Resolution [R2020-33] approving Supplemental Budget Amendment #083, Gulf Coast Restoration Fund (118), in the amount of \$1,599,600, to recognize Grant proceeds from the Florida Department of Environmental Protection (FDEP) Agreement #DH006, and to appropriate these funds to be used for the design, permitting, construction, and property acquisition of the Carpenter Creek Headwater Water Quality Improvements Project.

The Natural Resource Damage Assessment (NRDA) Florida Trustee Implementation Group (TIG) has included the Carpenter Creek Headwater Water Quality Improvements Project within Florida's Final Restoration Plan. The project will reduce pollutant loading and hydrologic degradation in this urban watershed. The project includes restoration of County-owned 2.6 acre wetland; acquisition of 6 acres of land for construction of a stormwater treatment facility; and construction of a stormwater treatment facility to capture and treat stormwater that flows off Olive Road into Carpenter Creek, which ultimately flows into Bayou Texar. The restored wetland will improve habitats and species that depend on wetland habitats, stabilize the soils, and reduce erosion and sediment loading into Carpenter Creek. The project is a companion to the Carpenter Creek Headwater Park recreational project, and both are part of the RESTORE Act Direct Component (Pot 1) funded Carpenter Creek and Bayou Texar Watershed Management Plan.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

18. Recommendation: That the Board take the following action concerning the Fiscal Year 2020/2021 Miscellaneous Appropriations Agreement between Escambia County and Visit Pensacola, Inc.:

A. Approve allocating a portion of the remaining available balance in the Tourist Promotion Fund, Fund 108, to Visit Pensacola, Inc., from Cost Center 360101, in the amount of \$929,682.00, and from Cost Center 360105, in the amount of \$470,318.00, for a combined total of \$1,400,000.00; and

B. Approve the Amendment to the Miscellaneous Appropriations Agreement, amending Section 3, increasing the allocation by \$1,400,000, for a total allocation of \$7,849,534.00, to be paid from the Tourist Promotion Fund (108), Cost Centers 360101 and 360105, Account 58201; and amending Exhibit "A" as follows:

1. Direct programming: Expenses of ~~\$4,925,816~~ \$6,034,817 related to acquiring visitors to the destination. This includes the purchase of advertising, payments for firms managing the advertising, public relations and market research programs, registration and travel for related trade shows and conferences, brochures and collateral, consumer promotions, sales promotions, website development and marketing, production of marketing materials, and customer sites/familiarization trips. Also included are expenses related to the marketing and operational support of local festivals and events that occur in Escambia County and attract visitors to our community;
2. Operations: Expenses of ~~\$340,622~~ \$396,944 related to the operations of the Visit Pensacola office and the Pensacola Sports Association (PSA); and
3. Personnel: Expenses of ~~\$1,183,096~~ \$1,417,773 related to salaries and benefits for employees working for Visit Pensacola and the Pensacola Sports Association (PSA);

C. Authorize the Chairman to sign the Amendment and all other necessary documents; and

D. Authorize the execution of the necessary Change Order.

(Continued on Page 24)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

18. Continued...

This is the first of possible multiple amendments to the Visit Pensacola (VP) Miscellaneous Appropriations Agreement (MAA) with Escambia County for Fiscal Year 2019/20. Due to the COVID-19 Pandemic and associated responses affecting tourism in the area and Tourist Development Tax (TDT) collections, staff is recommending a more conservative funding increase due to the many uncertainties at this time. TDT collections will be monitored over the coming months and if determined to be stable, additional funding amendment(s) may be brought back to board requesting an increase in the VP MAA to support tourism related activities in Escambia County.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

19. Recommendation: That the Board approve the reallocation of funds from Fund 352, Local Option Sales Tax (LOST) III, Transportation and Drainage, in the amount of \$1,215,011, as indicated below:

**FROM:**

Type	Project No.	Description	District	Amount
T	08EN0021	Beulah Road Improvements (1/2 of current budget \$1,229,076, transferring 1/2 of project located in District 5, other 1/2 in District 1 will remain in project)	5	\$614,538
T	12EN1728	I-10 Interchange/Beulah	5	\$600,473
		<b>Total to Transfer</b>		<b>\$1,215,011</b>

(Continued on Page 25)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19. Continued...

**TO:**

Type	Project No.	Description	District	Amount
T	09EN0115	Muscogee Road- Jack's Branch (CR97N) to Nowak)	5	\$1,215.011
		<b>Total</b>		<b>\$1,215,011</b>

[Funding Source: Fund 352, "Local Option Sales Tax III," Account 210107, Transportation and Drainage]

<b>Motion:</b> Move the items
<b>For Information:</b> The "items" refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

20. Recommendation: That the Board approve the reallocation of funds from Fund 353, Local Option Sales Tax (LOST) IV, in the amount of \$1,884,000, as indicated below:

	FROM	TO	FUND	DISTRICT	FROM PROJECT NAME	TO PROJECT NAME	AMOUNT
A	FY 2020	FY 2020	353	3	Pinestead	Wedgewood, Ensley & Englewood Sidewalks Plan	\$941,512
B	FY 2021	FY 2020	353	3	Pinestead	Wedgewood, Ensley & Englewood Sidewalks Plan	\$942,488
					<b>TOTAL</b>		<b>\$1,884,000</b>

(Continued on Page 26)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

20. Continued...

[Funding Source: Fund 353, Local Option Sales Tax (LOST) IV, Cost Center 210106, Transportation and Drainage]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

21. Recommendation: That the Board take the following action concerning the State of Florida Department of Transportation Off-System Project Agreement for Right-of-Way Acquisition for the O.C. Phillips Road Over Brushy Creek Bridge No. 484029:

- A. Approve the State of Florida Department of Transportation Off-System Project Agreement for Right-of-Way Acquisition for the O.C. Phillips Road Over Brushy Creek Bridge No. 484029; and
- B. Adopt a Resolution [R2020-34] authorizing the Chairman to sign the Off-System Project Agreement for Right-of-Way Acquisition.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

22. Recommendation: That the Board approve the reallocation of funds from Fund 353, Local Option Sales Tax (LOST) IV, Commission District 1 Discretionary Funds, in the amount of \$1,100,000, as follows:

	Type	Funding	Description	District	Amount
A	Discretionary	Fund 353/LOST IV	Dunaway Lane	1	\$200,000
B	Discretionary	Fund 353/LOST IV	Cerny Road/Muldoon Road Sidewalks, Street Lights and Drainage Improvements	1	\$700,000
C	Discretionary	Fund 353/LOST IV	Beulah Regional Park Improvements	1	\$200,000
			<b>Total</b>		<b>\$1,100,000</b>

[Funding Source: Fund 353, Local Option Sales Tax IV, Cost Center 110102, Commission District 1 Discretionary Funds]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

23. Recommendation: That the Board take the following action concerning the conveyance of a portion of real property, located at 3085 and 3105 Robertson Road, to Jerry David Westmoreland:

- A. Authorize conveyance of a Quit Claim Deed to Jerry David Westmoreland, to confirm the return of this portion of real property previously conveyed to Escambia County in 1995; and
- B. Authorize the Chairman or Vice Chairman to execute the Quit Claim Deed, and have it recorded at the County's expense in the Clerk of the Court Public Records.

This property is located in Commission District 2.

[Funding: Funds for incidental expenses associated with the recording of documents are available in an Engineering Escrow Account accessed by the Escambia County Clerk's Office.]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

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

- A. Approve and authorize the County Administrator to sign a Purchase Order for One 2020 Ford F-250 to Bozard Ford Co., in the amount of \$28,608, per the terms and conditions of PD 19-20.034, One Ford F-250 or Equivalent; and
- B. Allow the utilization of the Florida Sheriff's Association Contract pricing FSA 19-VEL27.0, as bid by Bozard Ford Co.

Vendor/Contractor	Amount	Contract Number
Bozard Ford Co. Funding: Fund 001, General Fund Cost Center 221001, Water Quality Admin Object Code 56401, Machinery & Equipment	\$28,608.00	PD 19-20.034

Specification PD 19-20.034, One Ford F-250 or Equivalent, was posted to Vendor Registry on February 20, 2020, and was issued to 37 registrants representing 26 firms. The solicitation was viewed by 11 firms and downloaded by eight.

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Recommendation: That the Board award and authorize the County Administrator to sign a Purchase Order, in excess of \$50,000, for two Nissan Pathfinder 4X4's to Terry Taylor's DeLand Nissan, Inc., in the amount of \$53,340, per the terms and conditions for PD 19-20.028.

Vendor/Contractor	Amount	Contract Number
Terry Taylor's DeLand Nissan [Fund 175, Transportation Trust Fund; Cost Center 211101, Engineering Admin; Object Code 56401, Machinery & Equipment]	\$53,340	PD 19-20.028

Specification PD 19-20.028 was posted to Vendor Registry on February 14, 2020, and was issued to 52 registrants representing 35 firms. The solicitation was viewed by 12 firms and downloaded by seven.

<b>Motion:</b> Move the items <b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May <b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

26. Recommendation: That the Board award the first of two one-year renewal options allowed per the Agreement for PD 16-17.005, Pharmacy Services for Escambia County Detention Center with Diamond Drugs, Inc. d/b/a Diamond Pharmacy Services, with an estimated Fiscal Year 2019-2020 expenditure of \$1,421,383.

[Funding: Fund 001, General Fund; Cost Center 290402, Inmate Medical; Object Code 55201, Operating Supplies]

<b>Motion:</b> Move the items <b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May <b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

27. Recommendation: That the Board take the following action concerning the Federal Transit Administration (FTA) Fiscal Year 2020 Annual Certifications and Assurances for Escambia County:

- A. Approve and authorize the Chairman to sign the FTA Fiscal Year 2020 Certifications and Assurances for the Federal Transit Administration Assistance Programs; and
- B. Approve and authorize the Senior Assistant County Attorney to sign the Affirmation of Applicant's Attorney declaration on the FTA Fiscal Year 2020 Certifications and Assurances for the Federal Transit Administration Programs.

<b>Motion:</b> Move the items
<b>For Information:</b> The "items" refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

28. Recommendation: That the Board approve the funding of \$2,500 to The First Tee of Northwest Florida - "Golf Ball Gala", from Commissioner Jeff Bergosh's discretionary money.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The "items" refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

29. Recommendation: That the Board approve the funding of \$2,500 to St. Vincent de Paul, Alfred Washburn Center, "Dinner Dance", from Commissioner Jeff Bergosh's discretionary money.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The "items" refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

30. Recommendation: That the Board approve the funding of \$250 to City Streets to Student Athletes, Inc., from Commissioner Jeff Bergosh's discretionary money.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The "items" refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

31. Recommendation: That the Board approve funding \$7,500 to sponsor a travel event for the Greater Little Rock Baptist Church Youth Group from Commissioner Lumon May's discretionary fund.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

32. Recommendation: That the Board approve the funding of \$4,500 from 4th Cent Tourist Development Tax (TDT), to sponsor the 2020 Gulf Coast Summer Fest Jazz Edition.

[Funding: Fund 108, 4th Cent TDT, Cost Center 360105, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

33. Recommendation: That the Board approve the funding of a \$500 sponsorship to bring Civil Rights Icon, Elizabeth Eckford, to Pensacola, from Commissioner Lumon May's discretionary fund.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

34. Recommendation: That the Board approve the funding of \$2,500 to sponsor the Gulf Coast Bike and Car Music Fest, presented by CC Biggs Productions, from Commissioner Lumon May's discretionary fund.

[Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110101, Object Code 58201]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

35. Recommendation: That the Board approve issuing an Emergency Purchase Order, in the amount of \$88,865.86, to TAW Power Systems, Inc., on Sourcewell Contract #120617-KOH, to purchase one Kohler 300 KW Generator.

[Funding Source: Fund 501, Internal Service Fund, Cost Center 140836, Object Code 53401]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

36. Recommendation: That the Board take the following action concerning a sidewalk project located in the Palafox Redevelopment Area:

- A. Approve the Limoges Drive Sidewalk Project, in the amount of \$66,964.80, to perform construction activities including, but not limited to, approximately 800 linear feet of sidewalk, drainage, mobilization, clearing and grubbing, driveway entrances replacement, utility relocation, excavation, and sod replacement within the rights-of-way; and
- B. Approve and authorize the County Administrator to sign the Purchase Order to Chavers Construction, Inc., in excess of \$25,000, and any other related documents necessary to implement the Landes Drive Sidewalk Project.

Project located in District 3

[Funding Source: Fund 151, CRA Palafox Redevelopment, Cost Center 370115]

<b>Motion:</b> Move the items
<b>For Information:</b> The “items” refer to all items in the Budget/Finance Consent Agenda (1 through 36).
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

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 F.S. 932.7055(5) for Outside Agency partners in Escambia County, for Fiscal Year 2019/2020:
  - A. First United Methodist Church Pensacola, in the amount of \$1,000;
  - B. Pensacola Recreational Fisherman's Association, in the amount of \$1,000;
  - C. New World Believers, in the amount of \$5,000;
  - D. Pathways for Change, Inc., in the amount of \$12,000;
  - E. Civitan International, in the amount of \$4,000;
  - F. Pensacola Chapter Military Officers Association of America, in the amount of \$4,000;
  - G. National Flight Academy, in the amount of \$25,000; and
  - H. Studer Community Institute, 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.

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

<b>Motion:</b> Move the items
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0 with Commissioner Underhill temporarily out of Board Chambers

2. Recommendation: That the Board either approve, by super majority vote, or deny the following action:
  - A. Authorize the purchase of real property located at 165 Diego Circle, from David T. Shack, for the Erress Boulevard and Diego Circle Blight Reduction Project, in the amount of \$14,500 (County's appraised value is \$9,000);
  - B. Approve the Contract for Sale and Purchase for the acquisition of real property located at 165 Diego Circle (.0360 acres); and

(Continued on Page 37)

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

2. Continued...

- C. Authorize 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.

This parcel is located in District 3.

[Funding: Fund 129/2017 CDBG, Cost Center 370231]

<b>Motion:</b> Move the item
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

3. Recommendation: That the Board either approve, by super majority vote, or deny the following action:

- A. Authorize the purchase of real property, located at 4215 Erress Boulevard, from Hayden McCullers, for the Erress Boulevard and Diego Circle Blight Reduction Project, in the amount of \$11,000 (County's appraised value is \$9,000);
- B. Approve the Contract for Sale and Purchase for the acquisition of real property located at 4215 Erress Boulevard (.0756 acres); and
- C. Authorize 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.

This parcel is located in the District 3.

[Funding: Fund 129, 2017 CDBG, Cost Center 370231]

<b>Motion:</b> Move the item
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Underhill
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

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

- A. Reappoint Dr. Laura P. Bryant to the West Florida Public Library Board of Governance, for a two-year term, effective March 1, 2020, to February 28, 2022; and
- B. Appoint one of the following to the West Florida Public Libraries Board of Governance, for a two-year term, effective March 1, 2020 to February 28, 2022, to replace Sally B. Fox, whose appointment expired on March 1, 2020:
  - 1. Diane Davis;
  - 2. Catherin Storey; or
  - 3. Grace Buenavista

Escambia County's Community and Media relations Office posted a General Alert on the County's website from January 6, 2020, to February 14, 2020, to seek volunteers to be considered for an appointment to the West Florida Public Library Board of Governance. The Resumes of three individuals interested in serving and of one individual interested in continuing to serve on the Board of Governance were received.

<b>Motion:</b> Move that we drop the item until the next regularly scheduled meeting
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

5. Recommendation: The following positions are provided for your consideration and information:

- A. That the Board confirm the hiring of Mr. Wesley Hall as Assistant County Administrator, with an annual salary of \$136,000, a \$400 monthly vehicle allowance, and up to \$5,000 for relocation expenses. This position is currently budgeted in the Fiscal Year 2019-2020; and
- B. That the Board confirm the hiring of Ms. Debbie Bowers as Assistant County Administrator, with an annual salary of \$136,000 and a \$400+ monthly vehicle allowance. This position is currently budgeted in the Fiscal Year 2019-2020.

<b>Motion:</b> Move item 5, A and B, in the affirmative
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Recommendation: That the Board discuss information and strategies pertaining to COVID-19, including the following topics:
- a. Update of current facts and response to COVID-19 - Eric Gilmore
  - b. Families First Coronavirus Response Act (FFCRA) - Jana Still
  - c. Small business recovery Grant program
  - d. Miscellaneous issues related to COVID-19

<b>Motion:</b> Move that effective Monday we waive the box fare for transit
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously
<b>Speaker(s):</b> Cris Dosev, Barbara Mayall, and Larry Downs, Jr.
<b>Web-based commenter(s):</b> Celeste Crooks, Joy Kristin, Samdra Rhoden, Dr. Julia Hart, John Smith, Beverly James, Marilyn Brown, Chandra Smiley, Dianne Krumel, Michael Minton, Frances Hinely, Helaine Gottschalk, Darrell Weeks, Alice Krueger, April Adams, and Cara Sprigg

<b>Motion:</b> So moved [the Escambia County Small Business COVID-19 Recovery Grant, as presented] with equitable distribution of funds among the five districts
<b>For Information:</b> The Board discussed the grant criteria, the application process, and gave information regarding the Commissioners' expectations for the distribution of the funds. The Board also requested that the amount be increased to \$103,000 so that 40 businesses can be funded and asked for information on the applications be brought back to the May 7 <sup>th</sup> meeting.
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously
<b>Speaker(s):</b> Kelly Massey and Scott Luth

**COUNTY ATTORNEY’S REPORT** – Alison Rogers, County Attorney

**I. FOR ACTION**

1. Recommendation: That the Board approve the withdrawal of this office from further representation of Escambia County in this case and approve the substitution of Joseph Hammons in place of this office during the pendency of this litigation.

<b>Motion:</b> Move the balance in the affirmative
<b>For Information:</b> The balance refers to County Attorney’s Report Action items 1 through 4, as amended to drop item 3.
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner May
<b>Disposition:</b> Carried unanimously

2. Recommendation: That the Board take the following action concerning a Temporary Right of Entry Agreement with CSX Transportation, Inc., for the Bradley Boulevard Dirt Road Paving Project (this item was placed on the County Attorney’s agenda at Commissioner Barry’s request):

- A. Approve the Temporary Right of Entry Agreement with CSX Transportation, Inc.; and
- B. Authorize the Chairman or Vice-Chairman to execute the Agreement.

[Note that this Temporary Right of Entry Agreement requires the County to agree to terms the County Attorney’s Office usually advises against. However, CSX has declined any amendments to its language.]

[Funding: Fund 353 LOST IV, Cost Center 210106, Object Code 56301, Project Number 20EN1185]

<b>Motion:</b> Move the balance in the affirmative
<b>For Information:</b> The balance refers to County Attorney’s Report Action items 1 through 4, as amended to drop item 3.
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner May
<b>Disposition:</b> Carried unanimously

MINUTES – APRIL 2, 2020

COUNTY ATTORNEY’S REPORT – Continued

I. FOR ACTION – Continued

- 3. Recommendation: That the Board authorize the Chairman to execute the proposed settlement with the FDOH.

<b>Motion:</b> Move the balance in the affirmative
<b>For Information:</b> The balance refers to County Attorney’s Report Action items 1 through 4, as amended to drop item 3.
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner May
<b>Disposition:</b> Carried unanimously

- 4. Recommendation: That the Board take the following action:
  - A. Approve the Settlement Agreement and General Release of All Claims which resulted from mediation in which the sum of \$85,000.00 will be paid to Escambia County in exchange for the execution of mutual general releases by and between Escambia County and Spirit Solutions, Inc. and Spirit, Inc.; and
  - B. Authorize the Chairman to execute the Settlement Agreement and Mutual General Release of all Claims to effectuate the agreed upon settlement.

<b>Motion:</b> Move the balance in the affirmative
<b>For Information:</b> The balance refers to County Attorney’s Report Action items 1 through 4, as amended to drop item 3. This item is in relation to the case of Esc. Co. v. Spirit, Inc./Spirit Solutions, Inc., Case No. 2019 CA 001402.
<b>Made by:</b> Commissioner Bergosh
<b>Seconded by:</b> Commissioner May
<b>Disposition:</b> Carried unanimously

COUNTY ATTORNEY’S REPORT – Continued

**II. FOR DISCUSSION**

1. Recommendation: That the Board discuss and consider taking the following actions:
  - A. Ratification of Escambia County State of Local Emergency Resolution R2020-26; and
  - B. Ratification of Escambia County Emergency Order EO 20-3, regarding public meetings; and
  - C. Extension of Escambia County Emergency Order related to Beach Closures [EO 20-4]; and
  - D. Extension of Escambia County Emergency Order related to Tolling Permits [EO 20-5].

<b>Motion:</b> Move that we continue the closure of the beach until further action from the Board
<b>Made by:</b> Commissioner May <b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-1, with Commissioner Underhill voting “no”
<b>Speaker(s):</b> Mike Waters, Chance Walsh, Margie Mitchell, Barbara Mayall, Chip Simmons, and Larry Downs, Jr. <b>Web-based commenter(s):</b> Corinne Lenzo, Melissa Pino, Mark Faulkner, Lenore Taylor, Mary Bell Lunsford, Bryan Seifstein, Patricia Simmons, Diane Wahlquist, Charlotte Paddock, Christine Perlman, Kim Finley, Kathleen Green, Frederick Tufts, Kim Carmichael, Angela Bridged, Mark Thompson, Kelly Green, Ellen Fortinberry, Cindy Andresen, Rich Andresen, Regina Palmer, Debbie Waters, Kody Corduan, Melissa Corduan, Kim Engelhardt, V. Morris, Lilly Eubanks, Christy Woodring, Gay Nord, Wendy Myers, Barry Haftel, Anna Romero, Debra Little, Sandy Hill, Tracy Carlton, John Hill, Katy Lauderdale, Jacqueline Thomas, Ralph Allsopp, Madison Thompson, Sharon Clardy, Josh Green, Leyton Krohn, Susan Burgess, Jacob Gunn, Anita Feliciano, Hannah Waltman, Kimberly Graham, Lewis Attardo, Reilly Thompson, Donald Denby, Gabe Kale, Josh Lloyd, Karen Waltman, Morgan Taylor, Katie Blaine, Valerie Hawkins, Nolan Hasting, Lacey Carlile, Debora Hauck, Timothy Hauck, Sean Fell, Grace Ferebee, Theo Chenet, “Cabin Fevered Surfer,” Dawn Thiery, Bryan Nunez, Hale Leal, Sherry Crutchfield, Norman Krueger, Thomas Taylor, Mary Gutierrez, Austin Binegar, Dawn Rudolph, Leason Dancaescu, Justin Bradburn, Gabe Wilson, Cherilyn Ramsey, Ben Loftin, Austin Van Meter, Josh Reeves, Abraham Wilson, Abi Leto, Julie Remke, Cinnamon Swift, Sarah Everhart, Luke Baldwin, Elizabeth Melton, Matthew V., Mylene Angus, Alexander McBride-Taylor, Jake McCaskill, Collin Kagan. Ron Helms, Chris Mayer, Sarabeth Gordon, Wallace West, Annalie Janus, Cole Smith, Tommy Printiss, and Charles Taylor

(Continued on Page 43)

MINUTES – APRIL 2, 2020

COUNTY ATTORNEY'S REPORT – Continued

II. FOR DISCUSSION – Continued

1. Continued...

<b>Motion:</b> Move CAT II-1, A, B, and D
<b>Made by:</b> Commissioner Underhill
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried unanimously

2. Recommendation: That the Board approve, and authorize the Chairman to sign, a Resolution [R2020-35] extending the State of Local Emergency.

<b>Motion:</b> So moved
<b>Made by:</b> Commissioner Bender
<b>Seconded by:</b> Commissioner Bergosh
<b>Disposition:</b> Carried unanimously

III. FOR INFORMATION

1. Recommendation: That the Board accept the following information that the Florida Commission on Human Relations has found that there was no reasonable cause to sustain the complaint by Ms. Barnes that the County had violated the Florida Civil Rights Act of 1992 when Ms. Barnes was terminated from her employment.

<b>Disposition:</b> No action taken
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ITEMS ADDED TO THE AGENDA – COMMISSIONER LUMON J. MAY

1. Recommendation: That the Board approve funding \$2,700.00 to support A.F.M. Church of God, Inc. Scholarship program [from] Commissioner Lumon May's discretionary fund.

<b>Motion:</b> That the Board approve \$2,700 to support the A.F.M. Church of God Scholarship program
<b>Made by:</b> Commissioner May
<b>Seconded by:</b> Commissioner Bender
<b>Disposition:</b> Carried 4-0, with Commissioner Underhill out of Board Chambers

MINUTES – APRIL 2, 2020

**ANNOUNCEMENTS** – None.

**ADJOURNMENT**

There being no further business to come before the Board, Chairman Barry declared the Regular Meeting of the Board of County Commissioners adjourned at 9:50 p.m.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

By: \_\_\_\_\_  
Steven Barry, Chairman

ATTEST:

Pam Childers  
Clerk of the Circuit Court & Comptroller

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

Approved: May 7, 2020