

THROUGH THESE DOORS WALK ONLY THE FINEST PEOPLE – THE CITIZENS OF ESCAMBIA COUNTY. DECISIONS ARE MADE IN THIS ROOM AFFECTING THE DAILY LIVES OF OUR PEOPLE. DIGNIFIED CONDUCT IS APPRECIATED.

CHAMBER RULES

1. IF YOU WISH TO SPEAK, YOU WILL BE HEARD.
2. YOU MUST SIGN UP TO SPEAK. SIGN-UP SHEETS ARE AVAILABLE AT THE BACK OF THE ROOM.
3. YOU ARE REQUESTED TO KEEP YOUR REMARKS BRIEF AND FACTUAL.
4. BOTH SIDES ON AN ISSUE WILL BE GRANTED UNIFORM/MAXIMUM TIME TO SPEAK.
5. DURING QUASI-JUDICIAL HEARINGS (I.E., REZONINGS), CONDUCT IS VERY FORMAL AND REGULATED BY SUPREME COURT DECISIONS. VERBAL REACTION OR APPLAUSE IS NOT APPROPRIATE.

PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED

AGENDA

Board of County Commissioners
Regular Meeting – July 10, 2008 – 5:30 p.m.
Governmental Complex – First Floor

1. Call to Order.

(PLEASE TURN YOUR CELL PHONE TO THE VIBRATE, SILENCE, OR OFF SETTING)

2. Invocation – Commissioner Young.
3. Pledge of Allegiance to the Flag.
4. Are there any items to be added to the agenda?

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

5. Commissioners' Forum.
6. Proclamations/Special Recognition.

Recommendation: That the Board take the following action concerning Proclamations/Special Recognition:

- A. Recognize and thank the Pensacola Dog Fanciers' Association, Inc., and the Five Flags Dog Training Club for their donation of pet oxygen mask kits to each of the Escambia County Fire Rescue Departments; and
- B. Accept the Certificates of Appreciation from the Marine Corps League on behalf of the Escambia County Road Prison and Escambia County Solid Waste Management for their support of the "Help Them Call Home Program," as requested by Mike Baxter, Marine Corps League.

AGENDA – BOARD OF COUNTY COMMISSIONERS

July 10, 2008

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7. Employee of the Month Proclamations – None.
8. Written Communication.
 - A. June 7, 2008 – Communication from Frankie C. McIntosh, Chairman, Board of Trustees, Pace Temple Christian Methodist Episcopal Church, requesting that the Board forgive the liens against property located at 3001 West Cervantes Street; and
 - B. Undated Communication from Karl E. Lewis and Karl D. Lewis requesting that the Board waive the interest and penalties relative to two Code Enforcement Liens against property located at 2523 North "L" Street.
9. Did the Clerk's Office receive the proofs of publication for the Public Hearing(s) on the agenda and the Board's Weekly Meeting Schedule?

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*.

10. **5:31 p.m. Public Hearing for consideration of adopting an Ordinance creating the Maple Oaks West Phase II Street Lighting MSBU.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Maple Oaks West Phase II Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and make the following findings of fact:

- A. Lots in the District are specially benefited since street lighting not only increases the market value of an individual lot in the District, but also increases safety in the District surrounding individual lots and the ability of lot owners to use their individual lots after dark;
- B. The benefit from improved street lighting varies according to the relative size of the affected lots; residential lots benefit from improved street lighting uniformly because of the small variation in size throughout the District;
- C. The non-ad valorem special assessments levied represent a fair and reasonable apportionment of the cost of the special benefit received by each lot and do not represent a fair share of the cost of general governmental service provided to residents in the unincorporated areas of Escambia County; and
- D. Lots which do not receive a special benefit have been and shall be excluded from the non-ad valorem special assessment for street lighting.

11. Reports:

Clerk of the Circuit Court & Comptroller
Growth Management
County Administrator
County Attorney

12. Items added to the agenda.

13. Announcements.

14. Adjournment.

**BACKUP NOT INCLUDED WITH THE CLERK'S REPORT IS AVAILABLE FOR REVIEW IN
THE OFFICE OF THE CLERK TO THE BOARD
ESCAMBIA COUNTY GOVERNMENTAL COMPLEX, SUITE 130**

REPORT OF CLERK OF THE CIRCUIT COURT & COMPTROLLER
July 10, 2008

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

Recommendation: That the Board accept, for filing with the Board's Minutes, the following three Reports prepared by the Clerk & Comptroller's Finance Department:

A. Payroll Expenditures for Pay Date June 27, 2008, in the amount of \$2,214,267.35; and

B. The following two Disbursement of Funds:

(1) June 12, 2008, to June 18, 2008, in the amount of \$12,858,220.55; and

(2) June 19, 2008, to June 25, 2008, in the amount of \$2,461,028.09.

2. Recommendation Concerning Accounts Receivable Write-Off

Recommendation: That the Board adopt the Resolution authorizing the write-off of \$3,084.61 in returned checks and accounts receivable in various funds of the County that have been determined to be uncollectible bad debts.

3. Recommendation Concerning Acceptance of CIAC Minutes

Recommendation: That the Board accept, for filing with the Board's Minutes, the Minutes of the Quarterly Meeting of the County Investment Advisory Committee (CIAC) held April 25, 2008, as prepared by the Clerk to the Board's Office.

I. CONSENT AGENDA – Continued

4. Recommendation Concerning Acceptance of Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, the original *Research Agreement, Sponsor Agreement ID: Escambia-001-2007*, approved by the Board on June 21, 2007, and received in the Clerk to the Board's Office on June 30, 2008.

5. Recommendation Concerning Minutes and Reports

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 Public Forum Work Session and Regular Board Meeting held June 19, 2008;
- B. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole (C/W) Workshop held June 12, 2008; and
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held June 19, 2008.

GROWTH MANAGEMENT REPORT

July 10, 2008

I. PUBLIC HEARINGS

1. Review of Rezoning Cases

RECOMMENDATION: That the Board take the following actions:

- A. Review and either adopt, modify, or overturn the Rezoning Hearing Examiner's recommendation for rezoning cases Z-2008-08, Z-2008-09, Z-2008-10, Z-2008-11; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases reviewed.

Case No.:	Z-2008-08
Location:	12555 Block of Sorrento Road and 4524 Blackfoot Drive
Property Reference No.:	08-3S-32-6000-017-015 & 08-3S-32-6000-031-001
Property Size:	0.37 portion of 8.10 (+/-) acres
From:	SDD, Special Development District (non-cumulative), Low Density (3du/acre), C-1, Retail Commercial District (cumulative) (25du/acre)
To:	C-1, Retail Commercial District (cumulative) (25du/acre)
FLU Category:	C, Commercial
Commissioner District:	2
Requested by:	William L. Merrill, P.E., Agent for Pensacola Equities, LLC., Owners
RHE Recommendation:	Approval
Speakers:	Stacey Ward Horace Jones William L. Merrill

Case No.:	Z-2008-09
Location:	4529 Saufley Field Road
Property Reference No.:	01-2S-31-2104-000-000
Property Size:	0.497 (+/-) acres
From:	R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre)
To:	C-1, Retail Commercial District (cumulative) (25du/acre)

FLU Category: C, Commercial
Commissioner District: 1
Requested by: Wiley C. "Buddy" Page, Agent for Ward & Dorothy Engelhard, Owners
RHE Recommendation: Approval
Speakers: Stacey Ward
Horace Jones
Wiley C. "Buddy" Page

Case No.: **Z-2008-10**
Location: 4529 ½ & 4539 Saufley Field Road
Property Reference No.: 01-2S-31-2104-000-001 & 01-2S-31-2105-000-000
Property Size: 1.026 (+/-) acres
From: R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre) & R-6, Neighborhood Commercial District & Residential (cumulative), High Density (25du/acre)
To: C-1, Retail Commercial District (cumulative) (25du/acre)
FLU Category: C, Commercial
Commissioner District: 1
Requested by: Wiley C. "Buddy" Page, Agent for Therell & Patricia Roberts, Owners
RHE Recommendation: Approval
Speakers: Stacey Ward
Horace Jones
Wiley C. "Buddy" Page

Case No.: **Z-2008-11**
Location: 2071, 2799, 2800 West Kingsfield Road & 3598 Devine Farms Road
Property Reference No.: 30-1N-31-3302-000-000, 31-1N-31-1101-000-004 & 35-1N-31-2101-000-000
Property Size: 777.43 (+/-) acres
From: VR-1, Villages Rural Residential Districts (1du/4acres) VR-2, Villages Rural Residential Districts (1du/0.75 acre) & VAG-2, Villages Agricultural Districts, Gross Density (1du/5acre Min. lot size = 5 acres unless clustered. If clustered lot size = 1 acre, AIPD-2 Airfield Influence Planning District Overlay NOLF8

To: V-2A, Villages Single-Family Residential, District (3du/acre) & R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre) AIPD-2, Airfield Influence Planning District Overlay, NOLF 8

FLU Category: R, Residential
Commissioner District: 5
Requested by: Robert A. Emmanuel, Agent for Devine Farms, LLC., Owners

RHE Recommendation: Approval
Speakers: Stacey Ward
Horace Jones
Robert A. Emmanuel
James W. Bradley
Peggy A. Carlson
Dan Smithson
Debbie Bremser
Howard C. Teachey
Garry Travis Ellison

2. 5:45 p.m. – Thursday, July 10, 2008, Public Hearing – Amendment to the Official Zoning Map

RECOMMENDATION: That the Board adopt an ordinance to amend the Official Zoning Map to include Rezoning Cases Z-2008-08, Z-2008-09, Z-2008-10 and Z-2008-11.

3. 5:46 p.m. – Thursday, July 10, 2008, Public Hearing – “Public School Facilities Element”

RECOMMENDATION: That the Board review and approve the comprehensive plan amendment regarding the Public School Facilities Element (PSFE).

4. 5:47 p.m. – Thursday, July 10, 2008, Public Hearing – LDC Article 2, “Administration”

RECOMMENDATION: That the Board review and approve for adoption an ordinance to the Land Development Code (LDC); Amending Article 2 “Administration”, Section 2.10.06, to add provisions regarding setbacks as shown on approved subdivision plats.

5. 5:48 p.m. – Thursday, July 10, 2008 Public Hearing – LDC Article 6, PODs

RECOMMENDATION: That the Board conduct the first of two public hearings to review an ordinance amending Part III of The Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as

amended, Amending Article 6 "Zoning Districts", Section 6.04.12 which deals with the use of portable storage containers in residential zoning districts; section 6.04.14 to clarify existing text from tenant to occupant; and section 6.04.15 creating no fee for a county container notification.

II. ACTION ITEM

1. FY 06/07 Comprehensive Plan Implementation Annual Report

RECOMMENDATION: That the Board review and approve the FY 06/07 Comprehensive Plan Implementation Annual Report.

III. CONSENT AGENDA

1. Scheduling of Public Hearings

Recommendation: That the Board schedule the following public hearing(s):

- A. 5:45 p.m. – Thursday, August 07, 2008** – A public hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Rezoning Hearing Examiner (RHE) for cases heard on June 23, 2008.

Case No.: Z-2008-12
Location: 821 North 65th Avenue
Property Reference No.: 11-2S-31-6304-000-000
Property Size: 2.49 (+/-) acres
From: R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre)
To: R-5, Urban Residential/Limited Office District, High Density (20du/acre) (cumulative)
FLU Category: MU-2, Mixed Use 2
Commissioner District: 1
Requested by: W.R. Ward, Agent for D&W Investments Inc., Owners

Case No.: Z-2008-13
Location: 4851 Saufley Field Road
Property Reference No.: 01-2S-31-4105-000-000
Property Size: 3.3 (+/-) acres
From: R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre)
To: R-5, Urban Residential/Limited Office District, High Density (20du/acre) (cumulative)
FLU Category: C, Commercial & R, Residential

Commissioner District: 1
Requested by: W.R. Ward, Agent for John Drysdale and Frank Abad, Owners

Case No.: **Z-2007-66 (Remanded by the BCC 05/15/2008)**

Location: 831 & 1000 Block Trammel Blvd
Property Reference No.: 26-1S-30-2101-003-034 & 26-1S-30-2101-001-034

Property Size: 0.39(+/-) acres
From: R-5, Urban Residential/Limited Office District, (cumulative) High Density (20du/acre)
To: R-6, Neighborhood Commercial and Residential District (cumulative), High Density (25 du/acre)

FLU Category: MU-1, Mixed Use 1
Commissioner District: 3
Requested by: Willie Gaines, Owner

- B. 5:46 p.m. – Thursday, August 7, 2008** – A public hearing to review an ordinance amending Part III of The Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as amended, Amending Article 7 "Performance Standards" Section 7.01.03, to establish guidelines for fund expenditures referring to the Tree Restoration Fund; and amending Section 7.01.04, to reference the adopted fee schedule for mitigation tree .

**COUNTY ADMINISTRATOR'S REPORT
JULY 10, 2008**

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning an Interlocal Agreement for Joint Use of the Public Safety Data Center – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Interlocal Agreement between Escambia County and the School Board of Escambia County for the joint use of the Public Safety Data Center:

- A. Approve the Interlocal Agreement between Escambia County and the School Board of Escambia County for the joint use of the Public Safety Data Center; and**
- B. Authorize the Chairman to execute the Interlocal Agreement.**

2. Recommendation Concerning Lease of Property Located at 1610 Albany Avenue – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action regarding the lease of land and residence to the Perdido Bay Tribe of the Southeastern Lower Muscogee Creek Indians, Inc., within the Jones Swamp Wetland Preserve to develop as an educational and cultural center:

- A. Adopt a Resolution authorizing the lease of real property to the Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc., for \$1.00 per year beginning July 10, 2008, for a five-year period with a renewal option for an additional five-year term;**
- B. Authorize the chairman to sign the Resolution;**
- C. Approve a Lease Agreement between Escambia County and the Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc., for that portion of property located at 1610 Albany Avenue, Pensacola, Florida, for \$1.00 per year beginning July 10, 2008, for a five-year period with a renewal option for an additional five-year term; and**
- D. Authorize the chairman to sign the Lease Agreement.**

COUNTY ADMINISTRATOR'S REPORT

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3. **Recommendation Concerning the Scheduling of a Public Hearing for Designation of 2800 Hollywood Avenue as a Brownfield Area – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board approve the scheduling and advertising the first of two Public Hearings on July 24, 2008, at 5:31 p.m., to receive public input on the designation of 2800 Hollywood Avenue, Pensacola, Florida, 32505, as a brownfield area within the Palafox Redevelopment Area for the purpose of affordable housing.

4. **Recommendation Concerning Acceptance of Stormwater Retention Parcel on Olive Road – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action, concerning the County's acceptance of the Florida Department of Transportation (FDOT) stormwater retention parcel on Olive Road:

- A. Confirm the previous Board action of June 22, 1999, as amended on October 7, 1999, concerning the Joint Project Agreement relative to the purchase of real property and construction of a stormwater treatment pond at the intersection of Olive Road and Ninth Avenue;
- B. Authorize the Chairman to sign all documents necessary to complete this transaction; and
- C. Authorize the payment of incidental expenses associated with the recording of the Deed.
5. **Recommendation Concerning Out-of-County Travel – ICMA 94th Annual Conference – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board authorize out-of-County travel for Robert R. McLaughlin, County Administrator, to attend the International City County Managers Association's (ICMA) 94th Annual Conference in Richmond, Virginia, on September 21-24, 2008.

6. **Recommendation Concerning Urban Services Report for the Annexation of Baptist Hospital Properties and Adjacent Properties – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board accept, for filing with the Board's Minutes, the Urban Services Report for the Annexation of Baptist Hospital Properties and Adjacent Properties, as submitted by Sherry H. Morris, Planning Services Administrator, the City of Pensacola.

COUNTY ADMINISTRATOR'S REPORT

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7. Recommendation Concerning Replacement 9-1-1 System – Michael Hardin, Public Safety Bureau Chief

RECOMMENDATION: That the Board ratify the Chairman's signature on the Motorola Communications System Agreement to allow purchase of a replacement 9-1-1 System, as approved by the Board in its meeting held June 19, 2008.

8. Recommendation Concerning Disposition of Surplus Equipment – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve the Requests for Disposition of Surplus Equipment to be sold as surplus or appropriately disposed of, all of which are described on six requests, as provided by various County Bureaus for the reasons stated on each, the value of which is estimated at under \$5,000.

II. Budget/Finance Consent Agenda

1. **Recommendation Concerning Supplemental Budget Amendment #269 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #269, Other Grants and Projects Fund (110), in the amount of \$60,388, to recognize proceeds from a State of Florida Department of Transportation, Local Agency Program Agreement, and to appropriate these funds for a design for sidewalks along Airway Drive.

2. **Recommendation Concerning Supplemental Budget Amendment #270 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #270, Other Grants and Projects Fund (110), in the amount of \$100,000, to recognize proceeds from a State of Florida Department of Transportation, County Incentive Grant Program Agreement, and to appropriate these funds for infrastructure improvements on Olive Road at Gregg Road.

3. **Recommendation Concerning Supplemental Budget Amendment #271 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #271, Other Grants & Projects (110), in the amount of \$350,000, to recognize proceeds from the Northwest Florida Water Management District's Florida Forever Funding Agreement, Contract Number 08-042, and to appropriate these funds for the Second and Sunset Wetland Water Quality Improvements Project.

4. **Recommendation Concerning Supplemental Budget Amendment #273 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #273, Other Grants and Projects Fund (110), in the amount of \$112,500, to recognize proceeds from a State of Florida Department of Transportation, County Incentive Grant Program Agreement, and to appropriate these funds for infrastructure improvements at Olive Road and Cody Lane intersection.

5. **Recommendation Concerning Florida Department of Children and Families Contract – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Florida Department of Children and Families Contract AH401:

- A. Approve Contract AH401 between Escambia County Board of County Commissioners and the Florida Department of Children and Families;
- B. Ratify the Chairman's signature on Contract AH401; and
- C. Adopt the Resolution approving Supplemental Budget Amendment #272, Other Grants and Projects Fund (110), in the amount of \$95,280, to recognize proceeds from the Florida Department of Children and Families Contract AH401, and to appropriate these funds for forensic mental health specialist services.

6. **Recommendation Concerning 2nd and Sunset Avenue Environmental Restoration and Culvert Replacement – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.064, "2nd & Sunset Avenue Environmental Restoration & Culvert Replacement" to Starfish, Inc., in the amount of \$437,852.35. [Funding to be provided in Fund 110, Grant Fund, Cost Center TBD, Object Code TBD – \$350,000, Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project Number 08EN0382 – \$87,852.35]

7. **Recommendation Concerning Various Road Materials Pricing Agreement – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning PD 06-07.082, Various Road Materials Pricing Agreement:

- A. Approve Amendment 1 for pricing adjustments to the Agreement between the Board of County Commissioners of Escambia County, Florida and APAC-Southeast, Inc.; and
- B. Approve Amendment 1 for pricing adjustments to the Agreement between the Board of County Commissioners of Escambia County, Florida and Roads, Inc., of NWF.

COUNTY ADMINISTRATOR'S REPORT

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8. Recommendation Concerning Re-bid, Beulah Road and Nine Mile Road Intersection Improvements – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.102, “C.R. 99 (Beulah Rd) and U.S. 90-A (Nine Mile Rd) Intersection and Signal Improvements-Re-bid” to Roads, Inc., of NWF, in the amount of \$401,801.39. [Funding to be provided in Fund 102, “Economic Development Agreement Grant”, Cost Center 360616, Object Code 56301, in the amount of \$321,588, and Fund 351, LOST II, Cost Center 210105, Object Code 56301, Project Number 08EN0841, in the amount of \$80,213.39]

9. Recommendation Concerning Resurfacing Copter, Pinestead, Untriener & Clay Groups – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.065, “Resurfacing Copter Group, Pinestead Group, Untriener Road and Clay Street” to Roads, Inc., of NWF, in the amount of \$826,423.95. [Funding to be provided in Fund 333, New Road Construction, Cost Center 210204, Object Code 56301, Project Number 08EN0208 – \$817,560, and Fund 351, LOST II, Cost Center 210105, Object Code 56301, Project Number 05EN0808 – \$8,863.95]

10. Recommendation Concerning Sunset-Coral Group Resurfacing – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.069, “Sunset-Coral Group Resurfacing” to Roads, Inc., of NWF, in the amount of \$947,000.85. [Funding to be provided in Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project Number 08EN0208]

11. Recommendation Concerning ECAT Fuel Tank Installation – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a Contract for “ECAT Fuel Tank Installation, PD 07-08.103”, to Coastal Tank Works, LLC, in accordance with the terms and conditions of the solicitation, in the amount of \$148,160, with funding available from Fund 320 (FTA Capital Project Fund), Cost Center 360528.

12. **Recommendation Concerning Professional Services for Beulah Regional Park (Mobile Highway) – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Professional Services for Beulah Regional Park (Mobile Highway):

- A. Approve the Selection/Negotiation Committee Ranking for Professional Services for Beulah Regional Park (Mobile Highway), Task Order 02-03.79.13.1.PW/Parks (PD 07-08.046):
 - 1. Hatch Mott MacDonald of Florida;
 - 2. PBS&J; and
 - 3. Fabre Engineering; and

- B. Award Task Order 02-03.79.13.1.PW/Parks, Professional Services for Beulah Regional Park (Mobile Highway) (reference # PD 07-08.046), per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055 to Hatch Mott MacDonald of Florida in the amount of \$65,247.

[Funding: Fund 351, LOST II, Cost Center 350213, Object Code 56301]

13. **Recommendation Concerning Joint Participation Agreement Number 2 Providing FDOT Service Development Funding for Crosstown Route / ECAT – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Florida Department of Transportation (FDOT), Supplemental Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4217341 84 01:

- A. Approve the Service Development Crosstown Route Supplemental JPA Number 2, providing for FDOT participation in the operation of Escambia County Area Transit Route 63 traveling along SR 296, in the amount of \$100,000, for Fiscal Year 2009;

- B. Adopt the authorizing Resolution; and

- C. Authorize the Chairman to execute the JPA and Resolution.

14. Recommendation Concerning Joint Participation Agreement Providing FDOT Service Development Funding for SR 292 on Perdido Key / ECAT – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Florida Department of Transportation (FDOT), Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4234921 84 01:

- A. Approve the Joint Participation Agreement (JPA), providing FDOT Service Development funding for a new weekend Escambia County Area Transit service route on SR 292 (Sorrento Road) to Perdido Key, enhancing mass transportation in that area, in the amount of \$50,000, for Fiscal Year 2009;
 - B. Adopt the authorizing Resolution; and
 - C. Authorize the Chairman to execute the JPA and Resolution.
15. Recommendation Concerning Joint Participation Agreement Providing FDOT Service Development Funding for West Side Service / ECAT – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Florida Department of Transportation (FDOT), Supplemental Public Transportation Joint Participation Agreement (JPA), Financial Project Number 4234911 84 01:

- A. Approve the Service Development West Side Service JPA, providing for FDOT participation in the operation of a new Escambia County Area Transit route, enhancing service to southwest Escambia County, in the amount of \$191,500, for Fiscal Year 2009;
 - B. Adopt the authorizing Resolution; and
 - C. Authorize the Chairman to execute the JPA and Resolution.
16. Recommendation Concerning FDOT Multi-Year Joint Participation Agreement Notification of Funding #2 / ECAT – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board approve and authorize the Chairman to sign the Multi-Year Joint Participation Agreement Notification of Funding #2, to Florida Department of Transportation (FDOT), Public Transportation Joint Participation Agreement (JPA), Financial Project Number 414101184 01, providing \$694,888, in Florida State Block Grant Funding, in support of Escambia County Area Transit (ECAT) service during Fiscal Year 2009.

17. **Recommendation Concerning Acquisition of Rights-of-Way and Easements on Kingsfield Road and County Road 97 – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board authorize staff to initiate the purchase process on properties for the acquisition of rights-of-way and easements on Kingsfield Road and County Road 97. This includes, but is not limited to obtaining title commitments, Phase I Environmental Assessments, appraisals, surveys and conducting inspections as needed. [Funding Source: Fund 351, LOST II, Account 210105/56301/56101, Project 07EN0375]

18. **Recommendation Concerning Contract for Interruptible Natural Gas Service – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Contract for Interruptible Natural Gas Service with the City of Pensacola (d/b/a Energy Services of Pensacola):

- A. Approve the City of Pensacola (d/b/a Energy Services of Pensacola) Contract for Interruptible Natural Gas Service for 2935 North L Street, 1200 West Leonard Street, 357 South Baylen Street and 201 South Palafox Street, establishing service subject to the current City Rate Schedule GAF (Almost Firm Service, Ordinance No. 43-00); and
- B. Authorize the Chairman or Vice Chairman to execute all documents relating to the Contract as required.

[Utility Costs are Funded in Cost Center 310601, Object Code 54301]

COUNTY ADMINISTRATOR'S REPORT

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19. Recommendation Concerning Change Order for New One Stop Building – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board approve and authorize the County Administrator to execute the following Change Order:

Bureau:	Public Works Bureau	
Division:	Facilities	
Type:	Addition	
Amount:	\$98,000.00	
Vendor:	Bay Design	
Project Name:	New One Stop Building	
Contract:	PD# 01-02.080	
PO #:	280573-3 (270570-5) (261601)	
Contract CO #:	9	
Original Award Amount:		\$801,800.00
Cumulative Amount for Contract Change Orders thru #9:		<u>\$207,755.00</u>
New Contract Total:		\$1,009,555.00

[Funding Source: Fund 351, LOST II, Cost Center 110261, Object Code 56201, Project Number 05AD0029]

20. Recommendation Concerning Ten Mile Road at Chemstrand Road Intersection Improvement Project – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board authorize Staff to initiate the purchase process on properties for the acquisition of rights-of-way and easements for the Ten Mile Road at Chemstrand Road Intersection Improvement Project. This includes, but is not limited to obtaining title commitments, Phase I Environmental Assessments, appraisals, surveys and conducting inspections as needed.

[Funding Source: Fund 352, LOST Tax III, Account 210107/56301/56101, Project Number 08EN0255]

COUNTY ADMINISTRATOR'S REPORT

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21. **Recommendation Concerning Electrical Repair Services / Time and Materials – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief / Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board approve and authorize the County Administrator to execute the following Change Order:

Bureau:	Neighborhood & Community Services / Public Works
Division:	Parks Programs / Parks / Marine Maintenance
Type:	Addition
Amount:	\$25,000.01
Vendor:	Greg Williams Electric, Inc.
Project Name:	Electrical Repair Services / Time and Materials
Contract:	PD 04-05.12
PO No.:	280412
CO No.:	2
Original Award Amount:	\$46,000.00
Cumulative Amount of Change Orders through this CO:	<u>\$29,000.00</u>
New Contract Total:	<u>\$75,000.00</u>

[Fund 352, LOST III, Cost Center 350231, Equestrian Center - \$11,000.01; Fund 001 General Fund, Cost Center 350226, Park Maintenance - \$9,000; and Fund 351, LOST II, Cost Center 350213, Parks Capital - \$5,000]

COUNTY ATTORNEY'S REPORT
July 10, 2008

I. FOR INFORMATION:

1. Billy E. Grantham and Helen F. Grantham vs. Escambia County, a political subdivision of the State of Florida, by and through its Board of County Commissioners – Case No.1D08-2885

On June 12, 2008, Lisa Minshew, Attorney representing the Granthams, appealed to the District Court of Appeal asking for a review of the final order of the Circuit Court of Escambia County which reviewed the Board's decision. Circuit Court Judge Nicholas Geeker entered an Order on May 16, 2008 denying the Granthams' Petition for Writ of Certiorari and thereby upholding the County's latest denial of the requested rezoning of 9610 Chemstrand Road.