

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 AND TELEVISED

AGENDA

Board of County Commissioners
Regular Meeting – February 2, 2012 – 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 White.
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. Presentation - Paul Looney, President of the National Association of Environmental Professionals (NAEP), to express appreciation to Escambia County for hosting the NAEP Board of Directors' Annual Meeting on January 21, 2012.
7. Written Communication - January 17, 2012 - Fax communication from Joan Jones requesting to appear before the Board to discuss the Escambia County Noise Ordinance and her RV Park.

8. 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.

9. 5:31 p.m. Public Hearing for consideration of the Petition to Vacate portions of two unnamed rights-of-way in National Land Sales Company's Subdivision, as petitioned by Michael J. Kirsch and Charles P. Andrews.

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, take the following action concerning the vacation of portions of two unnamed rights-of-way (approximately 44,562 square feet or 1.02 acres) in National Land Sales Company's Subdivision, as petitioned by Michael J. Kirsch and Charles P. Andrews:

A. Approve the Petition to Vacate portions of two unnamed rights-of-way (approximately 44,562 square feet or 1.02 acres) in National Land Sales Company's Subdivision, as petitioned by Michael J. Kirsch and Charles P. Andrews;

B. Accept the Hold/Harmless Agreement;

C. Adopt the Resolution to Vacate; and

D. Authorize the Chairman or Vice Chairman to accept the documents as of the date of delivery of the documents to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to execute them at that time.

The Petitioners own property abutting portions of two unnamed rights-of-way, as shown on the plat of the National Land Sales Company's Subdivision, as recorded in Plat Deed Book 128, at Page 541, of the public records of Escambia County, Florida. This portion of the National Land Sales Company's Subdivision is located south of Interstate 10 (I-10) and east of Pine Forest Road. The Petitioners are requesting that the Board vacate any interest the County has in that portion of a 15-foot-wide unnamed right-of way extending east to west along the south boundary line of the National Land Sales Company's Subdivision and that portion of a 30-foot-wide unnamed right-of-way extending north to south and bordered on the west by Lots 47 and 50 and bordered on the east by Lots 46 and 51 of the National Land Sales Company's Subdivision, as shown on Exhibit "A" (approximately 44,562 square feet or 1.02 acres). Both rights-of-way are unimproved and heavily wooded.

10. Reports:

CLERK & COMPTROLLER'S REPORT

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

I. Consent Agenda

1. Recommendation Concerning the Acceptance of Reports Prepared by the Clerk of the Circuit Court & Comptroller's Finance Department

That the Board accept, for filing with the Board's Minutes, the following three reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:

A. Payroll Expenditures for Pay Date January 20, 2012, in the amount of \$2,214,786.39; and

B. The following two Disbursement of Funds:

(1) January 12, 2012, to January 18, 2012, in the amount of \$442,249.31; and

(2) January 19, 2012, to January 25, 2012, in the amount of \$9,161,663.09.

2. Recommendation Concerning Acceptance of Documents Provided to the Clerk to the Board's Office

That the Board accept, for filing with the Board's Minutes, the following three documents provided to the Clerk to the Board's Office:

A. Closing documents relating to the acquisition of property, located at 5650 Saufley Field Road, from Michael and Sandra Johnson, David Johnson, Genevieve Hollis, and Martha Morgan, based on the Board's June 16, 2011, action authorizing the purchase of three parcels of real property located adjacent to Saufley Field Construction and Demolition site, executed by the Chairman on December 21, 2011, and received in the Clerk to the Board's Office on December 30, 2011;

B. *Amendment #2 to the Escambia Area Transit Management Services Agreement between Escambia County, Florida and Veolia Transportation Services, Inc.*, as approved by the Board on September 1, 2011, and executed by the Chairman and received in the Clerk to the Board's Office on January 17, 2012; and

C. Original *DEP Agreement No. G0281, Amendment No. 2*, as executed by the Chairman on December 29, 2011, based on the Board's January 7, 2010, approval of the State of Florida Grant Agreement between the State of Florida Department of Environmental Protection (DEP) and the Escambia County Board of County Commissioners, DEP Agreement No. G0281, for the Jones Creek East Stream Restoration and Wetland Stormwater Treatment Project, as received in the Clerk to the Board's Office on January 17, 2012.

3. Recommendation Concerning Minutes and Reports Prepared by the Clerk to the Board's Office

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 Regular Board Meeting held January 19, 2012;
- B. Approve the Minutes of the Attorney-Client Session held January 19, 2012;
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held January 19, 2012; and
- D. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held January 12, 2012.

GROWTH MANAGEMENT REPORT

I. Public Hearings

1. Recommendation Concerning the Review of the Rezoning Cases heard by the Planning Board on January 9, 2012

That the Board take the following action concerning the rezoning cases heard by the Planning Board on January 9, 2012:

- A. Review and either adopt, modify, or overturn the Planning Board's recommendations for Rezoning Cases Z-2011-17 and Z-2012-01 or remand the cases back to the Planning Board; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases that were reviewed.

1. Case No.: **Z-2011-17**
Address: 9991 Guidy Lane
Property Reference No.: 07-1S-30-1018-000-000
Property Size: .35(+/-) acres
From: R-2, Single Family District (cumulative) Low-Medium Density
To: R-5, Urban Residential/Limited Office District, (cumulative) High Density (Requested by applicant at meeting)
FLU Category: MU-U, Mixed Use Urban
Commissioner District: 5
Requested by: Wiley C. "Buddy" Page, Agent for Charles and Linda Welk, Owners
Planning Board Recommendation: Approval
Speakers: Buddy Page
Steven White

2. Case No.: **Z-2012-01**
Address: 9869 North Loop Rd
Property Reference No.: 13-3S-31-7101-000-001
14-3S-31-2101-000-000
Property Size: 43.4 (+/-)
From: RR, Rural Residential District (cumulative) Low Density (2 du/acre)
To: AMU-2, Airfield Mixed Use-2 District (cumulative to AMU-1 only)

Future Land Use: MU-S, Mixed Use Suburban
Overlay Area: AIPD-1, APZ-1; AIPD-2
Commissioner District: 2
Requested by: Jesse W. Rigby, Agent for James Hinson, Jr., Owner
Planning Board: Approved rezoning of western portion in AIPD-2 to
Recommendation: AMU-2; eastern portion within AIPD-1 to remain RR,
Rural Residential
Speakers: Jesse Rigby, Jeff Sauer, Brenda Sauer, John
Roberts, Dot Hamilton, William Roloph, Thomas
Brown

2. 5:45 p.m. A Public Hearing for Consideration for Adopting an Ordinance Amending the Official Zoning Map

That the Board adopt an Ordinance to amend the Official Zoning Map to include the rezoning cases heard by the Planning Board on January 9, 2012 and approved during the previous agenda item and to provide for severability, inclusion in the code, and an effective date.

3. 5:46 p.m. A Public Hearing Concerning the Review of an LDC Ordinance Article 8 "Wayfinding Signs"

That the Board of County Commissioners (BCC) review and adopt an Ordinance amending Article 8, Section 8.02.00, to define "Wayfinding Signs"; amending Article 8, Section 8.04.02.B, to include wayfinding signs among the signs that may be located in the right-of-way.

II. Consent Agenda

1. Recommendation Concerning the Scheduling of Public Hearings

That the Board authorize the scheduling of the following Public Hearings:

Thursday, March 1, 2012

A. 5:45 p.m. - A Public Hearing - LDC Ordinance - Article 13 - SRIA Flood Plain Ordinance; and

B. 5:46 p.m. - A Transmittal Hearing - Comprehensive Plan Revision.

COUNTY ADMINISTRATOR'S REPORT

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning the Request for Disposition of Property for the Solid Waste Management Department - Patrick T. Johnson, Solid Waste Management Department Director

That the Board approve the Request for Disposition of Property Form for the Solid Waste Management Department for property which is described and listed on the Disposition Form, 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.

2. Recommendation Concerning the Non-Exclusive License Agreement between Escambia County and Northwest Florida Modelers, Inc. - Patrick T. Johnson, Solid Waste Management Department Director

That the Board take the following action concerning the Non-Exclusive License Agreement between Escambia County and Northwest Florida Modelers, Inc.:

A. Approve the Non-Exclusive License Agreement between Escambia County and Northwest Florida Modelers, Inc., for use of a parcel of property at the north end of Jamesville Road on the closed Beulah Landfill; and

B. Authorize the Chairman to sign the Non-Exclusive License Agreement.

3. Recommendation Concerning Fire Municipal Services Benefit Unit Adjustments Made During Fiscal Year 2010-2011 - Amy Lovoy, Management and Budget Services Department Director

That the Board accept, for filing with the February 2, 2012, Board's Minutes, the Information Report concerning Fire Municipal Services Benefit Unit (MSBU) adjustments made to tax accounts during Fiscal Year 2010-2011.

4. Recommendation Concerning the Office of Public Information and Communications Communications Policy - Cameron J. "Cam" Johnson, Interim Public Information Manager

That the Board adopt the revised Office of Public Information and Communications Communications Policy, Section I, Part A.14, of the Board of County Commissioners' Policy Manual.

5. Recommendation Concerning Memorandum of Agreement by and between the Florida Department of Corrections and Escambia County Fire and Rescue - Michael D. Weaver, Public Safety Department Director

That the Board take the following action concerning the Memorandum of Agreement by and between Florida Department of Corrections and Escambia County Fire and Rescue:

A. Approve the Memorandum of Agreement (MOA) to establish and maintain support during an actual or anticipated emergency at the Century Correctional Institution; and

B. Authorize the Chairman to sign the MOA.

6. Recommendation Concerning Authorizing the Conveyance of Real Property to the City of Pensacola - Keith Wilkins, REP, Community & Environment Department Director

That the Board take the following action concerning authorizing the conveyance to the City of Pensacola (City) a parcel of County property located within and adjacent to the area known as Escambia Treating Company Superfund site, located within the Palafox Redevelopment Area (CRA), in accordance with the terms of the Agreement for Sale and Purchase attached to the Resolution:

A. Adopt the Resolution authorizing the conveyance to the City of Pensacola a parcel of County property located in the vicinity of the Escambia Wood Treating Company site, in accordance with the terms of the Agreement for Sale and Purchase, subject to the City's satisfactory completion and review of the environmental due diligence studies. The purchase price is \$1; and

B. Authorize the Chairman to execute the Resolution, Agreement for Sale and Purchase, Deed and all other documents necessary to complete the transaction.

7. Recommendation Concerning the Request for Disposition of Property for the Community & Environment Department - Keith Wilkins, REP, Community & Environment Department Director

That the Board approve the three Requests for Disposition of Property Forms for the Community & Environment Department 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 properly disposed.

8. Recommendation Concerning a Resolution Regarding Establishing Toll Facilities on Existing Roadways - Joy D. Blackmon, P.E., Public Works Department

That the Board take the following action concerning the use of toll facilities on existing public roadways:

A. Adopt the Resolution opposing the use of toll facilities to fund the replacement of the Three Mile Bridge; and

B. Authorize the Chairman to sign the Resolution.

The Three Mile Bridge, which connects Pensacola and Gulf Breeze, was originally constructed in 1960, with a design that projected a 50-year life span.

In January 2011, the Florida Department of Transportation (FDOT) initiated the Three Mile Bridge Project Development and Environmental (PD&E) Study. FDOT, encouraging the use of alternate financial means to fund the construction shortfall, currently plans to create a toll facility to subsidize a portion of the cost of this bridge replacement.

Escambia County is requesting that FDOT not use toll facilities on existing public roadways. We would like to suggest that they use funding other than tolls, such as the bonding of capacity dollars through the Regional Transportation Finance Authority (RTFA)/US 98 Corridor Authority or public/private partnerships, etc.

9. Recommendation Concerning a Letter to Florida Department of Transportation (FDOT) Regarding Concerns with Project Development and Environmental Studies (PD&E) - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning a letter to Florida Department of Transportation (FDOT) regarding concerns with the Project Development and Environmental Studies (PD&E):

A. Approve the letter to the Florida Department of Transportation relaying concerns associated with review times, financial consistency and updates in regards to PD&E Studies; and

B. Authorize the Chairman to sign the letter.

During the January 11, 2012, Florida-Alabama Transportation Planning Organization (TPO) Meeting, the TPO approved the TPO staff to send a letter to the Federal Highway Administration and the Florida Department of Transportation expressing concerns they have with progress of the PD&E Studies. The main concerns are review time, financial consistency and updates.

During the January 12, 2012, Committee of the Whole Meeting, staff was directed to compose a letter, for the Chairman's signature, to FDOT expressing similar concerns that Escambia County has with the progress of the PD&E Studies.

10. Recommendation Concerning adopting the Escambia County Social Media Policy - Ron Sorrells, Human Resources Department Director

That the Board adopt the Escambia County Social Media Policy, Section II, Part C.1, of the Board of County Commissioners' Policy Manual, to provide employees with guidance for participating in a social media, including County-hosted social media and non-County social media in which the employee's affiliation is known, identified or presumed.

11. Recommendation Concerning Renaming the Wedgewood Community Center and Park - Wilson B. Robertson, Chairman, District One

That the Board amend its action of January 19, 2012, and approve waiving the Board of County Commissioners' Naming County Facilities Policy, Section 1, D9 B., to allow both the requisitioning and the erection of a sign renaming the Wedgewood Community Center and Park as the "Marie K. Young Community Center and Park", at any time prior to Commissioner Young leaving office.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning the Award of Contract PD 11-12.006, Vehicle Maintenance/FIRE/EMS - Amy Lovoy, Management and Budget Services Department Director

That the Board award an Indefinite Quantity Indefinite Delivery Contract, PD 11-12.006, for Vehicle Maintenance/Fire/EMS, to Sunbelt Fire, Inc., in accordance with the terms and conditions of the Contract, for a term of 12 months, for an annual amount of \$250,000, with an option to extend two years and authorize the Chairman to execute the Contract.

[Funding Source: Fund 143, Fire Protection, Cost Center 330206, Fire Paid, Object Code 54601, Maintenance]

2. Recommendation Concerning Agreement with the State of Florida's Agency for Health Care Administration (AHCA) on behalf of Escambia Community Clinics - Amy Lovoy, Management and Budget Services Department Director

That the Board take the following actions concerning the Agency for Health Care Administration (AHCA):

A. Approve the Letter of Agreement between AHCA and Escambia County, in the amount of \$85,495, allowing the County to participate in the Low Income Pool, which will provide matching dollars to the Escambia Community Clinics (ECC); and

B. Decrease the Fiscal Year 2011/2012 allocation to ECC by \$85,495 and increase the allocation to AHCA by the same amount.

3. Recommendation Concerning PD 11-12.008, Beulah Landfill Remedial Action Plan (RAP), Phase 1 - Amy Lovoy, Management and Budget Services Department Director

That the Board award a Unit Price Contract to Tanktek, Inc., dba Envirotek, per the terms and conditions of PD 11-12.008, Beulah Landfill Remedial Action Plan (RAP), Phase 1, in the amount of \$186,012.

[Funding: Fund 401, Solid Waste Fund, Cost Center 230309, Solid Waste Closed Landfills, Object Code 54601, Repairs and Maintenance]

4. Recommendation Concerning Burgess Road - Joy D. Blackmon, P.E., Public Works Department Director

That the Board take the following action concerning Burgess Road:

A. Approve the Joint Participation Agreement (JPA) between the State of Florida Department of Transportation and Escambia County, Financial Project Number 218429-1-38-01, in the amount of \$1.1 million, for State Road (SR) 742 (Burgess Road), from SR 95 (US 29) to Hilburn Road;

B. Adopt the Resolution authorizing the Chairman to sign the JPA between the State of Florida Department of Transportation and Escambia County;

C. Authorize the Chairman to sign the Agreement and the Resolution and any subsequent documents relating to the JPA; and

D. Approve and authorize the County Administrator to execute the following Change Order:

Department:	Public Works
Division:	Infrastructure Branch/Engineering Division
Type:	Addition
Amount:	\$1,560,766.22
Vendor:	Hatch Mott MacDonald Florida, LLC
Project Name:	Burgess Road PD&E Design Re-Evaluation from State Road 29 on SR 742 (West Burgess Road) ending at East SR 742 (at Creighton Road)
Contract:	PD 09-10.012 "Burgess Road PD&E Design Re-Evaluation from State Road 29 on SR 742 (West Burgess Road) ending at East SR 742 (at Creighton Road)"
PO No.:	101157
CO No.:	1
Original Award Amount:	\$638,198.03
Cumulative Amount of Change Orders through this CO:	\$1,560,766.22
New Contract Total	\$2,198,964.25

The Joint Participation Agreement (JPA) developed by the Florida Department of Transportation (FDOT) specifies that a Resolution be adopted authorizing the Chairman to sign the Agreement. FDOT and Escambia County have identified the need for roadway improvements on SR 742 (Burgess Road) from SR 95 (US 29) to Hilburn Road. Escambia County agrees to provide a portion of the design cost and FDOT agrees to provide a portion of the design cost. The estimated design cost, as set forth in the FDOT-adopted work program for this project is \$1.6 million, with the County's portion \$500,000 and FDOT's portion \$1.1 million. The County will be required to provide design plans to FDOT for review and coordination. The Agreement between the County and FDOT requires that the design be completed by June 30, 2014.

Meeting in regular session on March 18, 2010, the Board approved awarding a Task Order to Hatch Mott MacDonald Florida, LLC, on Contract PD 09-10.012, "Burgess Road PD&E Design Re-Evaluation from State Road 29 on SR 742 (West Burgess Road) ending at East SR 742 (at Creighton Road)"- Phase 1. Phase 1 of this project required re-evaluation and engineering services necessary to determine the need to modify the project and evaluate changes in impact, including consideration of all social, economic, environmental effects and mitigation required by the Federal Highway Administration (FHWA.) At the conclusion of Phase I, the Contract stated that the Consultant shall prepare the design scope of services for Phase 2. This Change Order, Phase 2, will provide final design plans, including all necessary surveys, investigations and coordination for the project design. The fees for Phase 2 were negotiated in accordance with the terms detailed in this Contract, Section 5, Method of Compensation, at compensation determined to be fair, competitive and reasonable, considering the scope and complexity of the project and consistent with JP funds. A Complete Scope of Services, dated October 3, 2011, is attached.

[Funding Source: Fund 352, "LOST III", Cost Center 210107, Object Code 56301, Project #11EN1643]

5. Recommendation Concerning the Office of Criminal Conflict and Civil Regional Counsel Lease - Joy D. Blackmon, P.E., Public Works Department Director

That the Board adopt a Resolution to approve and authorize the Chairman to sign a Lease Agreement between Escambia County and the Office of Criminal Conflict and Civil Regional Counsel for space located on the Second Floor of the Old Escambia County Courthouse, located at 223 Palafox Place, Pensacola, Florida 32502, more particularly described in Exhibit "A". The Lease will commence on the date it is executed by both parties and end on June 30, 2014. The Lease may be renewed for two successive terms of twelve months, provided Lessee delivers to the County written notice of its intent to renew at least ninety days prior to the expiration of the current term.

Rent from this Lease will be deposited into the General Fund (001). During the initial term of the Lease, the Lessee shall pay to the County a rental fee in the amount of \$2,184 per month. For any renewal term(s), the Lessee shall pay the County a rental fee, in the amount of \$2,040 per month.

In 2007 the Regional Conflict Counsel, now known as the Office of Criminal Conflict and Civil Regional Counsel, occupied office space in the Old Escambia County Courthouse as shown in Exhibit "A" of the Lease Agreement. In October 2010 a meeting was held with all concerned parties, and the County Administrator directed Facilities Management to negotiate a fee-based Lease Agreement with the Office of Criminal Conflict and Civil Regional Counsel.

6. Recommendation Concerning Sale of Double-wide Trailer (Former Medical Supply Trailer), Located at 2257 North Baylen Street - Michael D. Weaver, Public Safety Department Director

That the Board take the following action concerning the sale of a double-wide trailer, formerly used by Escambia County EMS (Emergency Medical Services) for medical supplies storage, located at 2257 North Baylen Street (situated immediately north of the Escambia County Health Clinic):

A. Declare surplus the trailer and approve the Request for Disposition of Property Form for Asset ID B901626, which is obsolete. Its continued use is uneconomical, inefficient and serves no useful function to the County;

B. Authorize the sale of the trailer to the bidder with the highest offer received above the minimum bid of \$176, in accordance with Section 46-3, Escambia County Code of Ordinances, without further action of the Board. The trailer will be advertised on the Internet auction website for a minimum of seven days prior to commencement of bidding. The minimum bid will be credited to Fund 408, Emergency Medical Services; proceeds in excess of the minimum bid will be credited to Fund 175, Transportation Trust; and

C. Authorize the Chairman to sign all documents related to the sale.

7. Recommendation Concerning Purchase Order to EnRoute Emergency Systems, LLC, for Mapping and Routing Software for EMS Vehicles - Michael D. Weaver, Public Safety Department Director

That the Board approve and authorize a Purchase Order, in the amount of \$214,100.65 (prepay and add), to EnRoute Emergency Systems, LLC, for the purchase, installation and maintenance of software for mapping and routing of EMS (Emergency Medical Services) vehicles.

[Funding Source: Fund 408, Emergency Medical Services, Cost Center 330302, EMS Operations]

COUNTY ATTORNEY'S REPORT

I. For Action

1. Recommendation Concerning Acceptance of Defense by Roads, Inc. and its Insurer in *Theresa M. Guy, et al. v. Roads, Inc. of NWF and Escambia County, FL* and *Dawn Ashby, et al. v. Roads, Inc. of NWF and Escambia County, FL*; *Escambia County, FL v. Roads, Inc. of NWF* (Case Nos. 2010 CA 002044 and 2010 CA 003112)

That the Board:

A. Approve the acceptance of the tender of defense by Travelers Insurance as the insurer for Roads, Inc. of NWF as outlined in the attached letter on condition of reimbursement of filing fees of \$790.00; and

B. Approve the substitution of Yancey Langston, Esq. of the Moore, Hill & Westmoreland, P.A. law firm to represent and defend Escambia County in the above-referenced lawsuit(s) in place of the Escambia County Attorney's Office.

2. Recommendation Concerning the Settlement of a Workers' Compensation Claim Involving Maxine Fountain

That the Board of County Commissioners approve a washout Workers' Compensation settlement to former employee Maxine Fountain, in the amount of \$30,000, inclusive of attorney's fees and costs.

3. Recommendation Concerning a Workers' Compensation Underpayment Issue Involving Dianne Mick

That the Board of County Commissioners approve a one-time payment of \$179,780.18 to Workers' Compensation claimant Diane Mick to compensate her for an underpayment of permanent total supplemental benefits from January 1, 1998 to September 27, 2010. This amount includes statutorily-imposed penalties and interest.

11. Items added to the agenda.
12. Announcements.
13. Adjournment.