

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 – August 7, 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 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. Proclamations – None.
7. Employee of the Month Proclamations/Retirement Proclamations.

Recommendation: That the Board adopt the following four Proclamations:

- A. The Proclamation commending and congratulating Jane E. Jernigan, Senior Office Support Assistant, Development Services Bureau, Building Inspections Division, on her retirement after 24 years of service;
  - B. The Proclamation commending and congratulating Theron C. Jones, Urban Planner II, Development Services Bureau, Long Range Planning Division, on his retirement after two years of service;
  - C. The Proclamation commending and congratulating Evelyn D. Rancifer, Public Works Bureau, Engineering Division, on her retirement after 35 years of service; and
  - D. The Proclamation commending and congratulating Linda J. Sheckart, Office Support Assistant, Corrections Bureau, Corrections Division, on her retirement after 10 years of service.
8. Written Communication.
    - A. July 22, 2008 – Communication from Mark R. Whittaker, Hammons, Longoria & Whittaker, P.A., concerning an Order of the Environmental Enforcement Special Magistrate against the property of the Estate of Roxie Mae Blackmon (*located at 2390 Chance Road*), recorded in Official Records Book 5915, Page 1830, and Official Records Book 6045, Page 1327;
    - B. July 22, 2008 – Communication from Theresa Downs requesting that the Board release any liens and fines against property located at 2204 North 61st Avenue; and
    - C. Undated Communication from William R. Gainey requesting that the Board waive or forgive the liens against property located at 2910 Roosevelt Street.

AGENDA – BOARD OF COUNTY COMMISSIONERS

August 7, 2008

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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. second Public Hearing for consideration of designating 2800 Hollywood Avenue a Brownfield Area.**

Recommendation: That the Board, at the 5:31 p.m. **second** Public Hearing, take the following action regarding the designation of 2800 Hollywood Avenue as a Brownfield Area:

- A. Conduct the **second** of two Public Hearings on the proposed designation of 2800 Hollywood Avenue as a Brownfield Area;
- B. Adopt a Resolution designating 2800 Hollywood Avenue as a Brownfield Area within the Palafox Redevelopment Area for the purpose of economic development and environmental rehabilitation, authorizing the Community Redevelopment Agency (CRA) Division Manager to notify the Department of Environmental Protection of the designation, and providing for an effective date; and
- C. Authorize the Chairman to sign the Resolution.

**11. 5:32 p.m. second Public Hearing for consideration of Fiscal Year 2009 ECAT Disadvantaged Business Enterprise goals.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, take the following action concerning Fiscal Year 2009 Escambia County Area Transit (ECAT) Disadvantaged Business Enterprise (DBE) goals:

- A. Ratify the scheduling and advertisement of a Public Hearing for 5:32 p.m., on August 7, 2008, for the purpose of receiving comments concerning the Fiscal Year 2009 DBE goal of 5% established for the ECAT system; and
- B. Approve, after receiving comments from the public at the Public Hearing, a Fiscal Year 2009 goal of 5% for ECAT for procurements receiving financial support from the Federal Transit Administration.

**12. 5:33 p.m. Public Hearing for consideration of vacating portions of the Plat of Marcus Pointe Commerce Park.**

Recommendation: That the Board, at the 5:33 p.m. Public Hearing, take the following action regarding the vacation of portions of the Plat of Marcus Pointe Commerce Park, as described on Exhibit "A," on the Board's own motion:

- A. Approve the vacation, on the Board's own motion, of portions of the Plat of Marcus Pointe Commerce Park, as described on Exhibit "A" (*that certain Greenbelt Easement, Block "D," Marcus Pointe Commerce Park, Plat Book 14 at Pages 82, 82A, and 82B, as recorded in the Public Records of Escambia County, Florida, all lying and being in Section 39, Township 1 South, Range 30 West, Escambia County, Florida*);
- B. Adopt the Resolution to vacate;
- C. Adopt the Resolution designating the vacated portion of Marcus Pointe Commerce Park as a County park and conservation area; and
- D. Authorize the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman and authorize the Chairman or Vice Chairman to execute them at that time.

13. Budget Workshop Recommendation(s).

**(To Be Distributed Under Separate Cover)**

14. Reports:

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

15. Items added to the agenda.

16. Announcements.

17. 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  
August 7, 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 July 25, 2008, in the amount of \$2,249,292.54; and

B. The following two Disbursement of Funds:

(1) July 17, 2008, to July 23, 2008, in the amount of \$3,621,795.44; and

(2) July 24, 2008, to July 30, 2008, in the amount of \$1,769,994.00.

2. Recommendation Concerning EMS Accounts Receivable Write-Off

Recommendation: That the Board adopt the Resolution authorizing the write-off of \$891,800.86 in receivables that have been recorded in the Emergency Medical Services (EMS) Fund of the County and have been determined to be uncollectible bad debts.

3. Recommendation Concerning Disposition/Reinstatement of Property

Recommendation: That the Board approve 19 *Requests for Disposition of Property*, to be sold as surplus or appropriately disposed of, and two (2) *Requests for Reinstatement of Property*; the Requests are prepared by various County Bureaus and state the reasons for disposition/reinstatement.

I. CONSENT AGENDA – Continued

4. Recommendation Concerning Acceptance of Documents

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

- A. The original *State Financial Assistance Agreement, DEP Agreement No. LP6085, Escambia County, Amendment No. 1*, based on the Board's October 6, 2005, action approving the Agreement;
- B. A recorded copy of the *Subordination Agreement (Third Mortgage)*, based on the Board's April 19, 2007, action formally committing \$1,240,000 in Hurricane Housing Recovery Program funds to Morris Court II, LTD, to financially support the cost of constructing a 74-unit family housing tax credit rental development known as Morris II Apartments;
- C. The original *Contract Amendment between the Department of Corrections and Escambia County Board of County Commissioners, Contract C2159, Amendment #2*, based on the Board's action of July 19, 2007, approving Contract Amendment #1 and other related documents; and
- D. Closing documents relating to the sale of surplus of property, located at Muldoon and Hogan Road, to Bellview Small Engine Repair, Inc., as approved by the Board on December 6, 2007.

I. CONSENT AGENDA – Continued

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 following Minutes:

- (1) The Minutes of the Attorney-Client Session held July 30, 2008;
- (2) The Minutes of the Special Board Meeting held July 30, 2008;
- (3) The Minutes of the Public Forum Work Session and Regular Board Meeting held July 24, 2008; and
- (4) The Minutes of the Joint City-County Meeting held July 15, 2008;

B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held July 24, 2008; and

C. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held July 17, 2008.

## GROWTH MANAGEMENT REPORT

August 7, 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-2007-66 and Z-2008-12. Case Z-2008-13 requested a continuance; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases that were reviewed

<b>Case No.:</b>	<b>Z-2007-66 (Remanded by the BCC 05/15/2008)</b>
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
RHE Recommendation	Denied
Speakers:	Horace Jones Stacey Ward Willie Gaines Gloria Horne Charles Horne Sr. William Booker Lorenzo Savage Bernie Shoemo Rev. Jerry Gordon Robert L. Gulley Robert Gulley Frances King

<b>Case No.:</b>	<b>Z-2008-12</b>
Location:	821 North 65 <sup>th</sup> 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-4, Multiple-Family District, (cumulative) Medium High Density (18du/acre) <b>(changed request at RHE meeting)</b>
FLU Category:	MU-2, Mixed Use 2
Commissioner District:	1
Requested by:	W.R. Ward, Agent for D&W Investments Inc., Owners
RHE Recommendation	Denied
Speakers:	Horace Jones Stacey Ward Debra Anderson Thomas Griffis Byron R. Faircloth Pattie Winfree Flaviano B. Enriquez Norma M. Enriquez Raymond J. Wilkerson Richard W. Stone Quentin Black Leona King Judith I. Francour Petrina Windson Cathy Prouty Dana Green Corinne Lamb Devota B. Pye Constancio E. Maghirang Teresita Maghirang Joseph Lino Renaria Lino Sharon Dickerson Imogene Dickerson Robert R. Irvin Anita Green Helen Broussard Michael Prouty Don Kendrick W.R. Ward

Katrina Windsor  
John Drysdale

2. **5:45 p.m. – Thursday, August 07, 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-2008-12 and Z-2007-66.

3. **5:46 p.m. – Thursday, August 07, 2008, Public Hearing** – LDC Article 7 “Performance Standards”

**RECOMMENDATION:** That the Board review and adopt 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.

4. **5:47 p.m. – Thursday, August 07, 2008, Public Hearing** LDC Article 6 “Zoning Districts” Sections 6.04.12, 6.04.14 and 6.04.15.

**RECOMMENDATION:** That the Board take the following actions:

- A. Ratify the scheduling of the August 07, 2008, 5:47 p.m., Public Hearing; and
  - B. Hold the second of two public hearings; and
  - C. Adopt 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.
5. **5:48 p.m. – Thursday, August 07, 2008 Public Hearing** – LDC Article 2 “Administration”, Section 2.10.06, to add provisions regarding setbacks as shown on approved subdivision plats.

**RECOMMENDATION:** That the Board take the following action:

- A. Ratify the scheduling of the August 7, 2008, 5:48 p.m. public hearing; and

- B. Adopt 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.

**6. 5:49 p.m. – Thursday, August 07, 2008 Public Hearing – Retaining Wall Ordinance**

**RECOMMENDATION:** That the Board take the following action concerning consideration of adopting an Ordinance relating to construction of retaining walls:

- A. Ratify the scheduling of the August 7, 2008, 5:49 p.m., Public Hearing; and
- B. Adopt an Ordinance of Escambia County, Florida, amending Chapter 18, Article 2, Section 18-34 of the Escambia County Code of Ordinances; providing for definitions; providing for severability; providing for inclusion in the code; providing for effective date.

**II. ACTION ITEM**

**1. West Ridge Place Final Plat**

**RECOMMENDATION:** That the Board take the following actions concerning recording of the Final Plat of West Ridge Place (a 62 lot single family residential subdivision), located in the Beulah community lying north of Mobile Highway (U.S. Highway 90) and west of Rebel Road, owned and developed by West Ridge Place, LLC. Prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E, of the Escambia County Land Development Code. Also, prior to recording the County Surveyor must sign the Final Plat as set forth in Chapter 177.081 (1) Florida Statutes;

- A. Approve the final plat for recording; and
- B. Approve the street names "Lamont Road and Chester Drive"; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel "B" (0.43 acre Dry Retention Pond), Parcel "D" (0.79 acre Dry Retention Pond), as depicted upon the final plat for permanent County maintenance, the cost of maintenance for drainage improvements are to be funded through the establishment of a stormwater management MSBU (Municipal Services Benefit Unit); and
- D. Authorize the Chairman or Vice-Chairman to execute a Two-Year Warranty Agreement for Streets and Drainage improvements, Conservation Easement, and a Hold Harmless and Indemnification Agreement.

**2. Conservation Easement for Expansion of Turn Lanes at the intersection of Blue Angel Parkway and Dog Track Road**

**RECOMMENDATION:** That the Board take the following action:

- A. Approve the conservation easement between Escambia County and the Florida Department of Environmental Protection (FDEP) to permit wetland impacts associated with expanding turn lanes at the intersection of Blue Angel Parkway and Dog Track Road (project); and
- B. Authorize the Chairman to sign the conservation easement associated with the expansion of turn lanes at the intersection of Blue Angel Parkway and Dog Track Road.

**III. CONSENT AGENDA**

**1. Scheduling of Public Hearings**

**RECOMMENDATION:** That the Board schedule the following public hearing(s):

- A. **5:45 p.m. – Thursday, September 4, 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 July 28, 2008.

<b>Case No.:</b>	<b>Z-2008-06</b>
Location:	17080 Perdido Key Drive
Property Reference No.:	01-4S-33-1500-000-000
Property Size:	3.86 (+/-) acres
From:	R-2PK, Residential District Perdido Key Medium Density (4.5du/acre)
To:	R-3PK, Residential District Perdido Key High Density (12du/acre)
FLU Category:	MU-4, Mixed Use 4
Commissioner District:	2
Requested by:	Michael Wolf, AICP, Agent for Perdido Ventures, LLC, Owner

<b>Case No.:</b>	<b>Z-2008-14</b>
Location:	9181 Eight Mile Creek Rd. N
Property Reference No.:	11-1S-31-2103-000-000
Property Size:	2.97 (+/-) acres
From:	AG Agricultural District low density (1.5du/acre)

To: C-2 General Commercial and Light manufacturing District, (cumulative) (25du/acre).  
FLU Category: MU-1, Mixed Use 1  
Commissioner District: 5  
Requested by: Glenda Brandenberg, Agent for John & Helen Bonifay, Owners

- B. 5:46 p.m. – Thursday, September 4, 2008** – A public hearing to review and adopt for adoption an ordinance to the Land Development Code (LDC) amending Article 7 "Performance Standards," Section 7.06.11.C.12.d to amend the setback requirement for any dock, boathouse structure, pier or any part of extensions thereof.

**COUNTY ADMINISTRATOR'S REPORT  
AUGUST 7, 2008**

**I. Technical/Public Service Consent Agenda**

1. **Recommendation Concerning Street Name Approval – Sabine Island Drive – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

**RECOMMENDATION:** That the Board approve the street name “Sabine Island Drive” for an un-named private road that runs north off of the north end of Narvaez Drive, beginning at the bridge and extending on to the Island at the Environmental Protection Laboratory.

2. **Recommendation Concerning Street Name Approval – Safety First Avenue – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

**RECOMMENDATION:** That the Board approve the street name “Safety First Avenue” for an un-named private road that runs north off of the 11000 Block of Pate Street and one-and-one-half miles northeast of East Ten Mile Road.

3. **Recommendation Concerning Reappointments to the BID Inspections Fund Advisory Board – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning reappointments to the BID (Building Inspections Division) Inspections Fund Advisory Board (IFAB):

- A. Waive Board Policy B.1. Appointment Policy and Procedures; and
- B. Reappoint the following two members, for a three-year term, effective October 1, 2008, through September 30, 2011:
  - 1. Bob Price, Jr., Bob Price, Jr. Builder, Inc., (Construction Industry Trade); and
  - 2. Paul E. Stanley, BB & T Corporation (Licensed Architect, Professional Engineer or Construction Lending and Finance).

4. **Recommendation Concerning a Long-Term Property Use Deed Restriction Associated with Emerald Coast Ministries, Inc. – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the long-term property use Deed Restriction associated with Emerald Coast Ministries, Inc. Hurricane Housing Recovery Program (HHRP) assisted transitional housing for the homeless:

- A. Adopt a Resolution releasing the Deed Restriction recorded against property located at 102 Palmetto Avenue (Account #083166000) and recording a deed restriction on property located at 30 South 3rd Street (Account # 083120100), through filing an Amendment to Covenants and Restrictions with Release and Cancellation, as to Certain Property in relation to the HHRP Transitional Housing Development Agreement, with Emerald Coast Ministries, Inc., as approved by the Board on May 1, 2007, to allow Emerald Coast Ministries, Inc., to secure an alternate location for the delivery of transitional housing services for women and women with children in Escambia County;
- B. Acknowledge, for the Official Record, that all transitional housing services to be provided by Emerald Coast Ministries, Inc., utilizing property and facilities at 102 Palmetto Avenue shall be delivered from the property and facilities located at 30 South 3RD Street, subsequent to recording the Amendment to Covenants and Restrictions with Release and Cancellation as to Certain Property as provided in Item "A" above; and
- C. Authorize the Chairman to execute the Resolution, the Amendment to Covenants and Restrictions with Release and Cancellation as to Certain Property, and any related forms and documents as may be required to fully complete the transaction.

5. **Recommendation Concerning Non-Exclusive Long Term Franchise Agreement – Waste Pro of Florida, Incorporated – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning a Non-Exclusive Long Term Franchise Agreement for the Collection of Commercial Solid Waste with Waste Pro of Florida, Incorporated:

- A. Approve an Agreement permitting the above-named company to haul commercial solid waste in Escambia County; and
- B. Authorize the Chairman to sign the Agreement.

**COUNTY ADMINISTRATOR'S REPORT**

**AUGUST 7, 2008**

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6. **Recommendation Concerning a Certificate of Need for Waste Pro of Florida, Incorporated – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning a Certificate of Need for Waste Pro of Florida, Incorporated:

- A. Approve a Certificate of Need Application permitting the above-named company to operate in Escambia County; and
- B. Authorize the Chairman to sign the Certificate.
7. **Recommendation Concerning Architectural Services for the Public Safety Building – Joy D. Blackmon, P.E., Public Works Bureau Chief**

**RECOMMENDATION:** That the Board approve and authorize the County Administrator to notify McCall & Associates, Inc., Architects, that the Contract for architectural services relating to the Public Safety Building has been terminated.

8. **Recommendation Concerning Out-of-County Travel – Robert R. McLaughlin, County Administrator**

**RECOMMENDATION:** That the Board authorize out-of-County travel for any member of the Commission, the County Administrator and the County Attorney to attend the 2008 Gulf Power Economic Symposium in Sandestin, Florida, on September 21-23, 2008.

**II. Budget/Finance Consent Agenda**

1. **Recommendation Concerning Supplemental Budget Amendment #312 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #312, Internal Service Fund (Fund 501), in the amount of \$600,000, to recognize and appropriate funds from fuel distribution charges and to cover fuel costs for the remainder of the Fiscal Year.

2. **Recommendation Concerning Miscellaneous Appropriations Agreement for the Pensacola Little Theatre, Inc. – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning approval of the Amendment to the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement with Pensacola Little Theatre, Inc.:

- A. Approve the Amendment to the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement, extending the effective dates from March 6, 2008, through September 30, 2009;
- B. Authorize the Chairman to sign the Amendment and all other necessary documents; and
- C. Authorize the execution of the necessary Purchase Order.
3. **Recommendation Concerning Third Party Workers' Compensation Claims Administration Run-off Services – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the Agreement with Preferred Governmental Claim Solutions:

- A. Approve the Addendum to the Administrative Services Agreement between Escambia County and Preferred Governmental Claim Solutions, Inc., for Workers' Compensation TPA and Managed Care Services, in the amount of \$45,000, to provide third party workers' compensation claims administration run-off services to Escambia County, for all open claims with a date of loss prior to June 9, 2008. [Funding is available in Fund 501 (Internal Service Fund), Cost Center 140834]; and
- B. Authorize the Chairman to sign the Addendum.

COUNTY ADMINISTRATOR'S REPORT

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4. Recommendation Concerning Security for Various County Buildings – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board extend the Contract for one year to Securitas Security Services USA for “Security Services for Various County Buildings, PD 05-06.136” under the current terms and conditions with no wage increases for Fiscal Year 2008-2009. The Bureaus have concurred, and funding is available from various Funds and Cost Centers.

5. Recommendation Concerning Fire Fighting Equipment Services Contract – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board award a three-year, fixed-price Contract for “Fire Fighting Equipment Services”, PD 07-08.105, to Koorsen Fire & Security, in accordance with the terms and conditions of the solicitation and appropriation of funds, in an estimated yearly amount of \$50,000, with funding available from various Funds and Cost Centers.

6. Recommendation Concerning a Change Order for International Business Machines Corporation – Amy Lovoy, Management and Budget Services Bureau Chief

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

Bureau:	Management and Budget Services	
Division:	Information Technology	
Type:	Addition	
Amount:	\$7,745.35	
Vendor:	International Business Machines (IBM) Corporation	
PO No.:	280646	
CO No.:	1	
Original Award Amount:		\$55,000.00
Cumulative Amount of Change Orders through this CO:		<u>\$7,745.35</u>
New Contract Total:		\$62,745.35

[Funding Source: Fund 001, General Fund, Cost Center 270102, Information Systems – \$7,745.35]

COUNTY ADMINISTRATOR'S REPORT

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7. Recommendation Concerning River Road Shared Path, Phase II – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.110, "River Road Shared Path Phase II" to Aero Training & Rental, Inc., in the amount of \$143,547.70. [Funding to be provided in Fund 333, "New Road Construction", Cost Center 210204, Object Code 56301, Project Number 05EN0811]

8. Recommendation Concerning Purchase of a Conveyor and Baler System – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board authorize the County to piggyback off of the Fort Jackson, South Carolina, Contract #W9124C-08-P-0097, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64 Board Approval, and award a Purchase Order to Nu Life Environmental Inc., for one Nexgen Model 2R-150N-57-30 2-Ram Baler, for Solid Waste Management, in the amount of \$262,747.33. This is a replacement for Property Number #50925, International Baler. Funding is available from Fund 401 (Solid Waste Fund), Cost Center 230306.

9. Recommendation Concerning HHRP Small Rental Development Award Loan Agreement – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board rescind the \$40,000 Hurricane Housing Recovery Program Small Rental Development Award Loan Agreement with Shirley S. Washington, for the 14th Avenue Duplexes, as approved by the Board on September 21, 2006. [Fund 120/HHRP, Cost Center 220426]

COUNTY ADMINISTRATOR'S REPORT

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10. Recommendation Concerning Removal of Underground Storage Tanks Located at 603 West Romano Street – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board approve the following Change Order for building demolition, removal and disposal of Underground Storage Tanks at the former Escambia County Mosquito Control Facility located at 603 West Romana Street and authorize the County Administrator to execute the following:

Bureau:	Neighborhoods & Community Services Bureau
Division:	Neighborhood Redevelopment/CRA
Type:	Addition
Amount:	\$78,825.39
Vendor:	Cameron-Cole
Project Name:	603 West Romana Street/Former Escambia County Mosquito Control Facility per PD 06-07.038, Professional Services as Governed by, Florida Statute 287.055, Cameron-Cole, Inc.
Contract:	PD 06-07.038
PO No.:	280859
CO No.:	2
Original Award Amount:	\$8,200.00
Cumulative Amount of Change Orders through CO #2	<u>\$87,625.39</u>
New Contract Total:	<u>\$95,825.39</u>

[Funding Source: 2007 Community Development Block Grant (CDBG), Cost Center 220555, Object Code 53101]

11. Recommendation Concerning Non-Custodial Parent Placement Program – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board ratify the Chairman's signature on the Contract Between Workforce Escarosa, Inc., and the Escambia County Board of County Commissioners for the Non-Custodial Parent Placement Program Welfare Transition (WT) Contract #2008-2009-01, beginning July 1, 2008, through June 30, 2009, in the amount of \$149,049. This is a 100% cost-reimbursement Contract with no local match required.

12. **Recommendation Concerning FDOT Public Transportation Joint Participation Agreement – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board authorize the Chairman to sign the Multi-Year Joint Participation Agreement (JPA) Notification of Funding NOF #27, to the Florida Department of Transportation Public Transportation JPA, Financial Project Number 4213681 84 01, providing \$126,709, in Florida State 5311 Non-Urbanized Area Formula Program Grant Funding, in support of Escambia County Area Transit Service during Fiscal Year 2009.

13. **Recommendation Concerning Emergency Management Preparedness and Assistance Grant Program Award Letter – Michael Hardin, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Emergency Management Preparedness and Assistance Grant Program Award Letter for Agreement #08-BG-24-01-27-01-281, providing Federal funds in the amount of \$47,050, to assist in improving our Local Division of Emergency Management operations, both for daily and emergency operations and to assist in local disaster preparations and community outreach:

- A. Approve the Florida Division of Emergency Management Emergency Management and Preparedness Assistance Grant Award Letter for the additional Federal share to be identified in Other Grants and Projects (Fund 110), Cost Center 330405; and
- B. Authorize the Chairman to sign the Award Letter.

COUNTY ATTORNEY'S REPORT  
August 7, 2008

I. **FOR ACTION:**

1. SmartCop, Inc. and Escambia County for software license and services agreement and a software maintenance support agreement both dated August 19, 2004, in the sum of \$1,325,000.00 under PD 03-04.23
  - A. That the Board of County Commissioners authorize the County Administrator to terminate both of the contracts for cause.
  - B. That the Board of County Commissioners authorize the County Attorney's Office to file a lawsuit against SmartCop, Inc. to revoke the County's acceptance of hardware and software purchased from SmartCop, Inc., to rescind both of these contracts and to obtain any other relief that the court deems appropriate.