

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 24, 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 – Reverend Brian Kinsey, Pastor, First Pentecostal Church.
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.

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6. Proclamations.

Recommendation: That the Board take the following action concerning adoption/ratification of the following five Proclamations:

- A. Adopt the Proclamation proclaiming July 26, 2008, as "Americans with Disabilities Act Awareness Day" in Escambia County;
- B. Adopt the Proclamation commending and congratulating Ronnie Lambert, Shannon Radford, William Johnson, John Keane, Russell Gibson, Justin Knight, Robert Doucette, John Cheney, Freddie Burch, and Trent Tipton for their outstanding performance as representatives of Escambia County at the American Public Works Association, Big Bend Branch Equipment Rodeo; the team brought home three individual 1st Place trophies and the Overall 1st Place trophy for the third consecutive year;
- C. Adopt the Proclamation commending and congratulating Ronnie Lambert, Shannon Radford, William Johnson, John Keane, and Russell Gibson for their outstanding performance as representatives of Escambia County at the American Public Works Association, Florida Chapter Equipment Rodeo; Russell Gibson, Road Corrections Officer, was awarded second place overall in the competition, and in a field of more than 100 competitors, the Escambia County team members finished third overall;
- D. Ratify the Proclamation dated July 9, 2008, recognizing and commending the "Blue Angels" for their dedication, leadership, and service to our community, country, and the Armed Forces; and
- E. Ratify the Proclamation dated July 9, 2008, proclaiming Tuesday, July 15, 2008, as "Zelica Grotto Day" in Escambia County.

7. Employee of the Month Proclamations/Retirement Proclamations/Years of Service.

Recommendation: That the Board take the following action concerning adoption/ratification of the following seven Proclamations:

- A. Adopt the Proclamation commending and congratulating Joan I. Blanchard, Human Resources Associate I, Public Safety Bureau, Emergency Medical Services Division, on her retirement after 38 years of service;
- B. Ratify the Proclamation dated July 18, 2008, commending and congratulating Roger M. Elliott, Extension Agent II, Neighborhood/Community Services Bureau, Extension Services Division, on his retirement after 13 years of service;
- C. Adopt the Proclamation commending and congratulating Joseph C. Mack, Paramedic, Public Safety Bureau, Emergency Medical Services Division, on his retirement after 28 years of service;
- D. Adopt the Proclamation commending and congratulating William E. Meador, Paramedic, Public Safety Bureau, Emergency Medical Services Division, on his retirement after 25 years of service;
- E. Adopt the Proclamation commending and congratulating Richard C. Slade, Paramedic, Public Safety Bureau, Emergency Medical Services Division, on his retirement after 19 years of service;
- F. Adopt the Proclamation commending and congratulating Kenneth L. Steele, Systems Analyst, Management and Budget Services Bureau, Information Technology Division, on his retirement after 19 years of service; and
- G. Adopt the Proclamation commending and congratulating Charles E. Walker, Division Manager, Corrections Bureau, Code Enforcement Division, on his retirement after 25 years of service.

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8. Written Communication – July 11, 2008, communication from Wanda M. McBrearty, and copies of two communications, one dated December 5, 2005, from Rod Powell, SPHR, Director, Human Resources Department, to Mr. Donald L. White, Vice President, Sales, National Insurance Services of Wisconsin, Inc., and one dated June 27, 2008, from Gene M. Valentino, County Commissioner, District 2, Chairman, Escambia County Board of County Commissioners, to Mrs. McBrearty, regarding Mrs. McBrearty's claim for Long Term Disability benefits.
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. First Public Hearing for consideration of the proposed designation of 2800 Hollywood Avenue as a brownfield area.**

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

- A. Hold a Public Hearing to receive input on the proposed designation of 2800 Hollywood Avenue as a brownfield area; and
- B. Approve the scheduling and advertising of the second of two Public Hearings on August 7, 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 purposes of affordable housing.

11. Committee of the Whole Recommendation(s).

Recommendation: The Committee of the Whole (C/W), at the July 17, 2008, C/W Workshop, recommends the Board move forward (*with*) all the recommendations of the Employee Benefits Committee, as follows, outside of those dealing with retirees, pending the outcome of the situation related to (*the taxability of the*) leave; i.e., the recommendation to offset the cost increase to the employees by allowing each employee to voluntarily reduce his or her leave accruals by one [1] hour per month of annual leave/PTO [Paid Time Off], or two [2] hours per month of sick leave, for employee coverage, and two [2] hours per month of annual leave/PTO, or four [4] hours per month of sick leave for family coverage (*C/W Item 4*):

- A. Consolidate life insurance coverage under a single provider, Blue Cross/Blue Shield (BCBS), in exchange for which BCBS will donate \$250,000 for the construction of wellness centers in the County, with the wellness centers to be equipped with funding from the Employee Morale & Wellness Fund;
- B. Adopt a tobacco-free hiring policy; all applicants are currently required to take a pre-employment drug test, which will be expanded to include testing for tobacco use; any applicant who tests positive for tobacco use will not be eligible for employment;
- C. Attempt to increase the size of the health insurance pool through alliances with other entities such as the School Board and the City of Pensacola;
- D. Investigate consolidating the Health and Dental Insurances under a single carrier;
- E. Make mandatory the pre-taxing of employee deductions for health, life, dental, and vision (*insurance*), which means the deductions can only be changed during open enrollment or for a qualifying event; all other forms of benefit deductions will remain voluntary;
- F. Enact and enforce a 50-foot smoking ban from the entrance or exit of any County building; on October 1, 2010, all County facilities will become smoke-free and no County employee may smoke anywhere on County property;

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11. Continued...

- G. In Fiscal Year 2009-2010, offer employees a tobacco-free discount of 5% on the employees' portion of the health insurance, with employees to sign an affidavit attesting to their commitment to remain tobacco free to receive the discount, with the County to randomly drug-test employees to ensure compliance, and with employees found in non-compliance to lose their discount; and
- H. In Fiscal Year 2009-2010, drop the County-sponsored Long-Term Disability Program and develop an optional program for employees to buy into; if possible, this program will be discontinued in Fiscal Year 2008-2009, at a cost savings to the County of approximately \$70,000.

12. Reports.

Clerk of the Circuit Court & Comptroller  
County Administrator  
County Attorney

13. Items added to the agenda.

14. Announcements.

15. 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 24, 2008

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

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

- A. Payroll Expenditures for Pay Date July 11, 2008, in the amount of \$2,751,659.54; and
- B. The following three Disbursement of Funds:
  - (1) June 26, 2008, to July 2, 2008, in the amount of \$32,061,717.70;
  - (2) July 3, 2008, to July 9, 2008, in the amount of \$20,627,133.48; and
  - (3) July 10, 2008, to July 16, 2008, in the amount of \$13,155,872.75;
- C. The Investment Report for the month ended June 30, 2008;
- D. The Tourist Development Tax Collections Data for Fiscal Year 2007-2008, for May 2008 returns received in the month of June 2008; the revenues collected to date represent nine months of collections and reflect 64% of the Budget to date; and
- E. Budget Analyses for the third quarter of Fiscal Year 2007-2008, as follows:
  - (1) Expenditure Budget Analysis (Budget to Actual) as of June 30, 2008;
  - (2) Revenue Budget Analysis (Budget to Actual) as of June 30, 2008; and
  - (3) Profit and Loss Statements for the following five Enterprise Funds:
    - (a) *Solid Waste Fund*
    - (b) *Inspection Fund*
    - (c) *Emergency Medical Service Fund*
    - (d) *Civic Center Fund*
    - (e) *Internal Service Fund*

1. CONSENT AGENDA – Continued
2. Recommendation Concerning Disposition of Records

Recommendation: That the Board approve the following two Records Disposition Documents, in accordance with State Retention Schedule GS1:

- A. *Records Disposition Document No. 402*, for disposition of Board of County Commissioners' records, Item 32a, Minutes: Official Meetings (Transcripts: Microfilmed on Rolls 438-440), for the period January 10, 2008, through March 20, 2008, since the permanent records have been scanned and/or microfilmed; and
- B. *Records Disposition Document No. 403*, for disposition of Board of County Commissioners' records, Item 70a, Bid Records: Capital Improvement Successful Bids, for the period August 1, 1991, through October 31, 1992.

3. Recommendation Concerning Unclaimed Monies

Recommendation: That the Board accept, for filing with the Board's Minutes, the two certified proofs of publication for advertisements published in The Escambia Sun Press, LLC, on July 10, 2008, for unclaimed monies held by the Office of the Clerk of the Circuit Court & Comptroller, for Cash Bonds and Refunds/Overpayments.

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. A copy of the *Settlement Agreement and General Release* between Barbara Ann Malone-Ordonia and Escambia County, based on the Board's action of January 24, 2008, approving a Workers' Compensation washout settlement;
- B. The original *Loan Agreement* between Fannie Mae and Escambia County, based on the Board's action of December 6, 2007, approving the *Journey Workforce Housing Development Agreement* with the Interfaith Housing Coalition of Northwest Florida, Inc., committing a maximum of \$2,780,000 in grant and loan funds;

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I. CONSENT AGENDA – Continued

4. Continued...

- C. The original *Amendment No: 4, DEP Agreement No: H5ES1, Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 2004 Hurricane Recovery Plan, State of Florida, Amendment to Grant Agreement for Perdido Key Dune Restoration and Beach Restoration Feasibility Study*, as executed by the Chairman on July 7, 2008, based on the Board's action of February 3, 2005; and
- D. *Continuation Certification For Miscellaneous Term Bonds*, executed by Auto Shred Recycling, LLC, as Principal, and Fidelity and Deposit Company of Maryland, as Surety, continuing, from July 1, 2008, through July 1, 2009, Bond No. LPM 000218813, in the penalty amount of \$35,000, in favor of the Department of Solid Waste Management, as submitted by Denee M. Rudd, Accounting Supervisor, Solid Waste Management Department.

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 Attorney-Client Session held July 10, 2008;
- B. Approve the Minutes of the Public Forum Work Session and Regular Board Meeting held July 10, 2008; and
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held July 10, 2008.

**COUNTY ADMINISTRATOR'S REPORT**  
**July 24, 2008**

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

1. **Recommendation Concerning Prohibition of the Operation of Skateboards, Any Type of Roller Skates or Wheeled Vehicles in Ellyson Industrial Park – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning a Resolution governing the prohibition of the operation of skateboards or any type roller skates or wheeled vehicles in Ellyson Industrial Park:

- A. Adopt a Resolution governing the prohibition of the operation of skateboards or any type of roller skates on public rights-of-way, drainage Easements and other County-owned property located in Ellyson Industrial Park and prohibiting the operation of wheeled vehicles, including but not limited to, bicycles, mopeds, motorcycles, automobiles, skateboards, or any type of roller skates on publicly-owned lands used for stormwater collection or retention, located in Ellyson Industrial Park; and
- B. Authorize the Chairman to sign the Resolution.
2. **Recommendation Concerning “Saving Energy Through Public Transportation Act of 2008” – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the passage of the United States House of Representatives Resolution H. R. 6052, the “Saving Energy Through Public Transportation Act of 2008”:

- A. Affirm the support of Escambia County for Senate passage of this Act;
- B. Approve the Resolution expressing the County’s support for the Act and requesting United States Senators Bill Nelson and Mel Martinez to support Senate passage of the Act; and
- C. Authorize the Chairman to sign the Resolution and forward it to Senators Nelson and Martinez.

**COUNTY ADMINISTRATOR'S REPORT**

**JULY 24, 2008**

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3. **Recommendation Concerning Community Redevelopment Agency Meeting Minutes – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board approve for filing with Board's Minutes, the June 19, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

4. **Recommendation Concerning Scheduling of a Public Hearing to Vacate Portions of the Plat of Marcus Pointe Commerce Park – Joy D. Blackmon, P.E., Public Works Bureau Chief**

**RECOMMENDATION:** That the Board schedule a Public Hearing for August 7, 2008, at 5:33 p.m., to consider the proposed vacation of portions of the plat of Marcus Pointe Commerce Park, as described on Exhibit "A", on the Board's own motion.

5. **Recommendation Concerning Reappointment to the Escambia County Health Facilities Authority – Robert R. McLaughlin, County Administrator**

**RECOMMENDATION:** That the Board reappoint Patricia Pennewill to the Escambia County Health Facilities Authority for a four-year term, effective August 22, 2008, through August 21, 2012, as requested by Paula G. Drummond, Executive Director, Escambia County Health Facilities Authority.

**II. Budget/Finance Consent Agenda**

1. **Recommendation Concerning Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement – Arts Council of Northwest Florida, 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 for the Arts Council of Northwest Florida, Inc.:

- A. Approve the Amendment to the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement, increasing the Agreement by \$4,500, to be paid from the 4th Cent Tourist Development Tax, Fund 108, Cost Center 360105;
- B. Authorize the Chairman to sign the Amendment and all other necessary documents; and
- C. Authorize the execution of the necessary Change Order.
2. **Recommendation Concerning Supplemental Budget Amendment #290 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve Budget Amendment #290, Article V - Fund (115), in the amount of \$22,972, to provide funds to cover the additional personnel costs associated with unexpected leave payouts and the reclassification of an Information Technology position for Court Administration in Fiscal Year 2007/2008.

3. **Recommendation Concerning Supplemental Budget Amendment #297 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #297, Other Grants & Projects (110 / 330459), in the amount of \$84,163, to recognize proceeds from the 2008 State of Florida, Division of Emergency Management, Domestic Security Grant, and unspent proceeds from the 2007 and 2006 Grants, and to appropriate these funds for various domestic security activities.

4. **Recommendation Concerning Task Order for Southwest Escambia County Sports Complex – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the Southwest Escambia County Sports Complex:

- A. Approve the Selection/Negotiation Committee Ranking for Professional Services for Southwest Escambia County Sports Complex, Task Order PD 02-03.79.25.5.PW/PMM (PD 07-08.045) as follows:
1. PBS&J;
  2. Hatch Mott MacDonald of Florida;
  3. DRMP; and
  4. Baskerville-Donovan; and
- B. Award Task Order PD 02-03.79.25.5.PW/PMM, Professional Services for Southwest Escambia County Sports Complex, (reference #PD 07-08.045), per the terms and conditions of PD 02-03.079, Professional Services, as Governed by Florida Statute 287.055, to PBS&J as a lump sum amount of \$510,639.00, with an allowance of \$198,650, for Geotechnical and Surveying Services (total \$709,289).

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

5. **Recommendation Concerning Resurfacing and Reconstruction of Choctaw, El Matador, Alekei and Esconditas – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board award a Unit Price, Indefinite Quantity, Indefinite Delivery Contract, PD 07-08.078, “Resurfacing & Reconstruction of Choctaw, El Matador, Alekei and Esconditas” to Panhandle Grading & Paving, Inc., in the amount of \$1,194,139.15. [Funding to be provided in Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project Number 08EN0208 - \$578,418.95 and Fund 333, New Road Construction, Cost Center 210204, Object Code 56301, Project Number 05EN0808 - \$615,720.20]

6. **Recommendation Concerning Rights-of-Way and Easements on Brewster Street – Joy D. Blackmon, P.E., Public Works Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the acquisition of property by donation for rights-of-way and easements on Brewster Street:

- A. Authorize Staff to negotiate and resolve any matters related to, or associated with the acquisition of rights-of-way and easements concerning drainage and roadway improvements for the Brewster Street Paving and Drainage Project, gather information and conduct inspections as needed, to allow the Board's acceptance of the real property;
- B. Authorize payment of documentary stamps because the property is being acquired for governmental use, which is for improvement and maintenance of the County drainage and road system; the County benefits from the acquisition of these properties because these improvements will improve the quality of life for the citizens of Escambia County by providing a safe and efficient roadway and drainage system;
- C. Authorize the payment of incidental expenditures associated with the acquisition of these properties, which includes, but is not limited to, title searches, legal document preparation fees and recording of documents; and
- D. Authorize the Chairman or Vice Chairman to accept the Deeds or Easements as of the day of delivery of the Deeds or Easements to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

[Funding Source: Fund 351, Lost II, Account 210105/56301/56101]

7. **Recommendation Concerning 2008 Escambia Consortium Annual Action Plan for Housing and Community Development – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following actions concerning the 2008 Escambia Consortium Annual Action Plan:

- A. Approve the 2008 Escambia Consortium Annual Action Plan for Housing and Community Development, including the Escambia County 2008 Annual Plan detailing use of 2008 Community Development Block Grant (CDBG) funds, in the amount of \$2,059,681; 2008 HOME Investment Partnerships Act (HOME) funds, in the amount of \$1,599,877; 2008 HOME American Dream Downpayment Initiative (ADDI) funds, in the amount of \$12,261; and 2008 Emergency Shelter Grant Program (ESG) funds, in the amount of \$92,312; and
- B. Authorize the County Administrator to execute the 2008 Annual Action Plan forms, certifications and related documents, as required to submit the Plan to the U. S. Department of Housing and Urban Development, and authorize the County Administrator or Chairman, as appropriate, to execute documents required to receive and implement the 2008 CDBG, 2008 HOME, 2008 ADDI, and 2008 ESG Programs.

8. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 15 Srant Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 15 Srant Drive:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Kimberly Jones, owner of residential property located at 15 Srant Drive, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$3,016, representing an in-kind match through Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301 for the following improvements: Windows replacement and storm shutters;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 15 Srant Drive, in the amount of \$3,016; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Kimberly Jones, and any other related documents necessary to implement this Grant award.

9. **Recommendation Concerning Commercial Façade Grant Funding and Lien Agreements at 2203 and 2205 North Pace Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Façade Grant Funding and Lien Agreements at 2203 and 2205 North Pace Boulevard:

- A. **Approving Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Marchetti, Inc., owner of commercial property located at 2203 and 2205 North Pace Boulevard, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$8,571, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, and 2006 Community Development Block Grant (CDBG), Fund 129, Cost Center 221403, Object Code 58301, for the following improvements: Landscaping improvements and installing metal ornamental fence;**
- B. **Approving Commercial Façade, Landscape and Infrastructure Grant Program Lien Agreement for the property located at 2203 and 2205 North Pace Boulevard, in the amount of \$8,571; and**
- C. **Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Marchetti, Inc., and any other related documents necessary to implement this Grant award.**

10. **Recommendation Concerning Commercial Façade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements for 3960 Navy Boulevard – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Façade Grant Funding and Lien Agreements at 3960 Navy Boulevard:

- A. **Approving Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Navy Park Partnership, owner of commercial property located at 3960 Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$10,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and 2006/2007 Community Development Block Grant (CDBG), Fund 129, Cost Centers 221403/220555, Object Code 58301, for the following improvements: Parking lot improvements and painting exterior buildings;**
- B. **Approving Commercial Façade, Landscape and Infrastructure Grant Program Lien Agreement for the property located at 3960 Navy Boulevard, in the amount of \$10,000; and**
- C. **Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Navy Park Partnership, and any other related documents necessary to implement this Grant award.**

11. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements at 500 North Wentworth Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 500 North Wentworth Drive:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and John Michael, owner of residential property located at 500 North Wentworth Drive, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$5,445, representing an in-kind match through Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, for the following improvements: Install new roof and windows replacement;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 500 North Wentworth Drive, in the amount of \$5,445; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and John Michael, and any other related documents necessary to implement this Grant award.

12. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 422 North Wentworth Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 422 North Wentworth Drive:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Willa D. Adams, owner of residential property located at 422 North Wentworth Drive, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$6,000, representing an in-kind match through Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, for the following improvements: Windows replacement and electrical rewiring;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 422 North Wentworth Drive, in the amount of \$6,000; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Willa D. Adams, and any other related documents necessary to implement this Grant award.

13. **Recommendation Concerning Sign Grant Program Funding Agreement for 3960 Navy Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Sign Grant Program Funding Agreement at 3960 Navy Boulevard:

- A. Approving Sign Grant Program Funding Agreement between Escambia County CRA and Navy Park Partnership, owners of commercial property located at 3960 Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301, for the following improvements: Install new signage; and
- B. Authorizing the Chairman to sign the Funding Agreement between Escambia County CRA and Navy Park Partnership, and any other related documents necessary to implement this Grant award.

COUNTY ADMINISTRATOR'S REPORT

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14. Recommendation Concerning Cancellation of Liens – Sandra P. Jennings, E.I.,  
Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board ratify the following action of the Community Redevelopment Agency concerning the Commercial Façade, Landscape and Infrastructure Grant Program:

- A. Approving the following five Commercial Façade, Landscape and Infrastructure Grant Program Cancellation of Liens since the Grant recipients have met their Grant requirements:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
Guardian Storage, Inc.	3620 North "M" Street	\$4,744.80
Belinda G. Hernandez, and Steven M. Hernandez, as Trustees under the Revocable Living Trust Agreement of Belinda G. Hernandez, Dated April 1, 1998	900 New Warrington Road	\$10,000.00
William J. and Andrea F. Wessel	3721 West Navy Boulevard	\$3,520.00
Randall G. Markham, Sr., and Linda Jewell Markham	301 Navy Boulevard	\$5,370.25
Eugene S. Kerr and	1002 Navy Boulevard	\$10,000.00;

- B. Authorizing the Chairman to execute the Cancellation of Liens.

15. Recommendation Concerning a Change Order for Engine Bay Door Repairs –  
Michael Hardin, Public Safety Bureau Chief

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

Bureau:	Public Safety	
Division:	Fire Rescue	
Type:	Addition	
Amount:	\$15,000	
Vendor:	Gregory Summerlin Steel Fabrication	
Project Name:	Engine Bay Door Repairs	
PO#:	280354	
County CO#:	3	
Original Amount:		\$20,000
Cumulative Amount of Change Orders through CO# 3:		\$40,000
New Contract Total:		\$60,000

[Funding Source: Fund 143, Fire Protection, Cost Center 330202, Fire Suppression, Object Code 54601, Repair & Maintenance]

**COUNTY ADMINISTRATOR'S REPORT**

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**16. Recommendation Concerning a Change Order for State Mandated Fuel and Tank Upgrade and Replacement Contract – 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:**

<b>Bureau:</b>	<b>Public Works</b>	
<b>Division:</b>	<b>Fleet Maintenance/Fuel Distribution</b>	
<b>Type:</b>	<b>Addition</b>	
<b>Amount:</b>	<b>\$33,350.91</b>	
<b>Vendor:</b>	<b>Spanco, Inc.</b>	
<b>Project Name:</b>	<b>State Mandated Fuel and Tank Upgrade and Replacement</b>	
<b>Contract:</b>		
<b>PO#:</b>	<b>281148</b>	
<b>CO#:</b>	<b>2</b>	
<b>Original Award Amount:</b>		<b>\$29,678.00</b>
<b>Cumulative Amount of Change Order(s) through CO# 2:</b>		<b><u>\$48,906.91</u></b>
<b>New Contract Total:</b>		<b><u>\$78,584.91</u></b>

**[Funding Source: Fund 320, FTA Capital Project Grant Fund/ Account 360528/56301]**

**COUNTY ADMINISTRATOR'S REPORT**

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**III. For Discussion**

1. **Discussion Concerning the Boat Ramp Proposal – 1200 Mahogany Mill Road Boat Ramp Property (Referred From (07/17/08 C/W) – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

COUNTY ATTORNEY'S REPORT  
July 24, 2008

I. **FOR ACTION:**

1. Escambia County's Complaint for Declaratory Relief  
Chapter 57-1291, Laws of Florida

- A. That the Board ratify the filing by the County Attorney's Office of the Complaint for Declaratory Relief to have Chapter 57-1291, Laws of Florida, as amended, declared facially unconstitutional and unenforceable; and,
- B. Authorize the County Attorney's Office to initiate any other action or file any other pleadings necessary to have Chapter 57-1291, Laws of Florida, as amended, declared facially unconstitutional and unenforceable.

2. Tommy Johnson Workers' Compensation Washout Settlement

That the Board approve a washout settlement in the amount of \$117,693.00 for former employee Tommy Johnson. The County shall be reimbursed for 85.0% of this amount by an excess carrier. The County shall actually expend \$17,653.95 for this settlement, which includes all attorney fees and costs.

3. Joseph Boutwell Workers' Compensation Washout Settlement

That the Board approve the payment of \$55,829.20 in attorney fees and \$4,894.14 in costs to attorney Rhett Smith, Esq., for securing an award of permanent total disability benefits to former deputy sheriff Joseph Boutwell, in compliance with the order of the Judge of Compensation Claims and Section 440.34(1), Florida Statutes.

4. CARL R. AND SHARON GILBERT v. HARRY R. McNESBY, SHERIFF, CHARLIE WALKER, CODE ENFORCEMENT SUPERVISOR, et al.;  
CASE NO. 3:08CV51/RV/MD

ROBERT K. AND SHARON F. MANDEL v. HARRY R. MCNESBY, SHERIFF, CHARLIE WALKER, CODE ENFORCEMENT SUPERVISOR, et al.;  
CASE NO. 3:08cv49/RV/MD

- A. That the Board approve retaining Joseph L. Hammons, Esq., Hammons & Whittaker, to represent Mr. Walker, former Code Enforcement Chief, Steve Littlejohn, Lead Environmental Enforcement Officer, and Sotirios Thagouras, Environmental

Enforcement Officer, in their official capacities, in the above-pending cases.

- B. That the Board authorize payment on a monthly basis of the attorney's fees to be charged by Mr. Hammons in the sum of \$175.00 per hour plus expenses to the extent that the fees and expenses are reasonably charged by Mr. Hammons in defending Mr. Walker, Mr. Littlejohn, and Mr. Thagouras in the above cases.