

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 – May 7, 2009 – 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 Mark Stark, Gateway Church of Christ.
3. Pledge of Allegiance to the Flag.
4. Are there any items to be added to the agenda?

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

5. Commissioners' Forum.

6. Proclamations/Special Recognition.

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

A. Adopt the following eight Proclamations:

- (1) The Proclamation proclaiming May 2009 as “Drug Court Month” in Escambia County;
- (2) The Proclamation proclaiming May 2009 as “Celebrate Escambia Waterways Month” in Escambia County;
- (3) The Proclamation proclaiming May 2009 as “National Military Appreciation Month” in Escambia County;
- (4) The Proclamation proclaiming May 3-9, 2009, as “Arson Awareness Week” in Escambia County;
- (5) The Proclamation proclaiming May 4-8, 2009, as “Charter School Week” in Escambia County;
- (6) The Proclamation proclaiming May 14-17, 2009, as “EscaRosa Independence Weekend” in Escambia County;
- (7) The Proclamation proclaiming May 17-23, 2009, as “Emergency Medical Services Week” in Escambia County; and
- (8) The Proclamation proclaiming May 17-23, 2009, as “ Public Works Week” in Escambia County; and

B. Recognize and thank Lamar Outdoor Advertising for their assistance and contribution of emergency messaging following the flooding rains April 1-3, 2009.

7. Written Communication:

- A. March 6, 2009 – Communication from Jewel Judkins requesting that the Board consider accepting a payment of \$40 per month to satisfy a lien against property located at 1023 Sawyer Street; and
- B. Undated communication from Daniel W. Bailey requesting that the Board forgive liens against property located at 3800 Kelly Avenue.

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 Supplemental Budget Amendment Number 181, fund balance carryforwards for LOST II and LOST III.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, adopt the Resolution approving Supplement Budget Amendment Number 181, Local Option Sales Tax (LOST) II Fund (351) and LOST III Fund (352), in the amount of \$39,173,866, to recognize fund balance carryforwards and to appropriate these funds for ongoing projects.

10. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance creating an Economic Development Incentive Fund Program for qualifying businesses.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, take the following action concerning adopting an Ordinance creating Chapter 78, Article IX, Sections 78-309 through 78-315 (*of the Escambia County Code of Ordinances*), establishing an Economic Development Incentive Fund Program for qualifying businesses:

- A. Conduct the Public Hearing and consider adopting an Ordinance creating Chapter 78, Article IX, Sections 78-309 through 78-315 (*of the Escambia County Code of Ordinances*), establishing an Economic Development Incentive Fund Program for qualifying businesses; and
- B. Adopt and authorize the Chairman to sign the Ordinance.

11. **5:33 p.m. TEFRA Public Hearing for consideration of not exceeding \$10,000,000 Escambia County, Florida, Environmental Improvement Revenue Bonds (International Paper Company Project) 2009 Series "B."**

Recommendation: That the Board, at the 5:33 p.m. Tax Equity and Fiscal Responsibility Act (TEFRA) Public Hearing, take the following action regarding the proposed issuance of not exceeding \$10,000,000 Escambia County, Florida, Environmental Improvement Revenue Bonds (International Paper Company Project) 2009 Series "B" (the "Bonds"):

- A. Ratify the scheduling (*of the 5:33 p.m. TEFRA Public Hearing*) and advertising of the Notice of the Public Hearing;
- B. Conduct the Public Hearing; and
- C. Adopt, and authorize the Chairman to execute, the Resolution authorizing the issuance and sale of the Bonds upon the terms established therein.

12. Reports:

Clerk of the Circuit Court & Comptroller
Growth Management
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**

CLERK OF THE COURTS & COMPTROLLER'S REPORT
MAY 7, 2009

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

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

A. The following two Payroll Expenditures:

- (1) Pay Date April 17, 2009, in the amount of \$2,158,368.56; and
- (2) Pay Date May 1, 2009, in the amount of \$2,229,912.02; and

B. The following three Disbursement of Funds:

- (1) April 9, 2009, to April 15, 2009, in the amount of \$1,004,793.52;
- (2) April 16, 2009, to April 22, 2009, in the amount of \$3,613,722.58; and
- (3) April 23, 2009, to April 29, 2009, in the amount of \$2,404,661.16.

2. Recommendation Concerning Budget Analyses

Recommendation: That the Board accept, for filing with the Board's Minutes, Budget Analyses for the second quarter of Fiscal Year 2008-2009, as follows:

A. Expenditure Budget Analysis (Budget to Actual) as of March 31, 2009;

B. Revenue Budget Analysis (Budget to Actual) as of March 31, 2009; and

C. Profit and Loss Statements for the following five Enterprise Funds:

- (1) *Solid Waste Fund*
- (2) *Inspections Fund*
- (3) *Emergency Medical Service Fund*
- (4) *Civic Center Fund*
- (5) *Internal Service Fund*

I. CONSENT AGENDA – Continued

3. Recommendation Concerning Escambia County Investments and Portfolio Review

Recommendation: That the Board approve hiring PFM Asset Management, LLC, to perform a one-time, 120-day review of Escambia County's Investment Portfolio, at a cost of \$18,000, to be paid from interest earnings, based on the following ten-step Treasury Management Program, as recommended by the County Investment Advisory Committee at its Quarterly Meeting held April 24, 2009:

<u>Phases of Investment Program Development</u>		<u>Completion Timeframe</u>
Step 1	Preliminary Review	10-15 days
Step 2	Interview Officials and Key Staff	10-30 days
Step 3	Evaluate and Provide Recommendations Regarding the Current Investment Program	10-30 days
Step 4	Prepare the Cash Flow Analysis	30-60 days
Step 5	Review/Update Investment Policy	30-60 days
Step 6	Update Investment Strategies	30-60 days
Step 7	Verify Adherence to GASB 31 and 40	30-60 days
Step 8	Review/Update Performance Benchmarks	30-60 days
Step 9	Review/Update Internal Controls Manual	30-90 days
Step 10	Monitor Investments with Quarterly Performance Reports	90-120 days

4. Recommendation Concerning General Banking Services

Recommendation: That the Board authorize the Chairman to execute the *Agreement for Banking Services*, providing for a three-year contract with Bank of America to provide general banking services, beginning June 1, 2009, and ending May 31, 2012, with an optional renewal for an additional two-year period.

5. Recommendation Concerning Disposition of Property and/or Reinstatement of Fixed Assets

Recommendation: That the Board approve 13 forms, *Request for Disposition of Property*, indicating equipment to be sold as surplus and/or appropriately disposed of; the Requests were prepared by various County Bureaus and state the reasons for disposition/reinstatement.

I. CONSENT AGENDA – Continued

6. Recommendation Concerning Accounts Receivable Write-Off

Recommendation: That the Board adopt the Resolution authorizing the write-off of \$21,001.51 in receivables that have been recorded in the Civic Center Fund of the County and have been determined to be uncollectible bad debts.

7. 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. *Task Order - PD 02-03.79.8.6.ENG, Design Services for Fairgrounds Road, TO 07-08.095 (per the terms and conditions of PD 02-03.079), to Fabre Engineering & Surveying, as approved by the Board on November 6, 2008, and received in the Clerk to the Board's Office on April 9, 2009;*
- B. Closing documents relating to the sale of surplus property, located at West Intendencia Street, to David A. Bosso and Kathy Bosso, as approved by the Board on November 6, 2008, and received in the Clerk to the Board's Office on April 14, 2008;
- C. *The 2007-2010 State Homeland Security Grant Program Subrecipient Agreement for Expenditure of Local Government Unit Funding for Florida, as approved by the Board on November 20, 2008, and received in the Clerk to the Board's Office on April 20, 2009; and*
- D. Copies of the following two *Partial Release of Lien*, as approved by the Board on November 20, 2008:
 - (1) *The Partial Release of Lien* recorded in Official Records Book 6412, Page 365, on January 2, 2009, for property located at 2932 Mission Road, owned by EMCR, Inc.; and
 - (2) *The Partial Release of Lien* recorded in Official Records Book 6424, Page 1114, on February 11, 2009, for property located at 608 Benjulyln Road, owned by Rebecca Teachey.

I. CONSENT AGENDA – Continued

8. 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 April 30, 2009;
- B. Approve the Minutes of the Special Board Meeting held April 30, 2009;
- C. Approve the Minutes of the Regular Board Meeting held April 16, 2009;
- D. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held April 16, 2009; and
- E. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held April 9, 2009.

GROWTH MANAGEMENT REPORT

May 7, 2009

I. PUBLIC HEARING (S)

1. Review of the rezoning(s) heard by the Rezoning Hearing Examiner on March 23, 2009.

RECOMMENDATION: That the Board take the following action:

- A. Review and either adopt, modify, or overturn the Rezoning Hearing Examiner's recommendation for Rezoning Case(s) Z-2009-03; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning case(s) that were reviewed.

Case No.:	Z-2009-03
Location:	2800 East Olive Road
Property Reference No.:	17-1S-30-2101-003-119
Property Size:	0.36 (+/-) acres
From:	C-1, Retail Commercial District, (cumulative) (25 du/acre)
To:	C-2, General Commercial and Light Manufacturing District, (cumulative) (25 du/acre)
FLU Category:	MU-1, Mixed Use 1
Commissioner District:	4
Requested by:	Wiley C. "Buddy" Page, Agent for Interstate Pawn Inc., Owner
RHE Recommendation:	Approval
Speakers:	Lynette Harris Stacey Ward Wiley C. "Buddy" Page

2. **5:45p.m. – Thursday, May 7, 2009, Public Hearing**-Amendment to the Official Zoning Map.

RECOMMENDATION: That the Board adopt an ordinance to amend the Official Zoning Map to include Rezoning Case Z-2009-03.

3. **5:46 p.m. – Thursday, May 7, 2009 Public Hearing** – Journey Planned Unit Development (PUD).

RECOMMENDATION: That the Board approve the master development plan for Journey, a proposed Planned Unit Development on West Avery Street, requested by Jehle-halstead, Inc, agent and engineer for Interfaith Housing Coalition of Northwest Florida, Inc., owner and developer.

**COUNTY ADMINISTRATOR'S REPORT
MAY 7, 2009**

I. Technical/Public Service Consent Agenda

1. **Recommendation Concerning the Scheduling of a Public Hearing – Mobile Highway Landfill – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board approve authorizing the scheduling and advertising of a Public Hearing for May 21, 2009, at 5:31 p.m., concerning a Permit to Construct, Operate, Modify or Close a Land Clearing Disposal Management Facility for Mobile Highway Land Clearing Debris Facility owned by Escambia County.

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

RECOMMENDATION: That the Board approve the street name “Wiley Lane” for an un-named, private road that runs west off of the 100 block of Juniper Street and one-half mile north of Arthur Brown Road.

3. **Recommendation Concerning the Scheduling of a Public Hearing for Proposed Vacation of a Portion of Dunaway Lane – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board authorize the scheduling of a Public Hearing for June 4, 2009, at 5:31 p.m., to consider the proposed vacation of a portion of Dunaway Lane (approximately 66 feet x 4,413 feet), as petitioned by Charles E. Bell.

COUNTY ADMINISTRATOR'S REPORT

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4. Recommendation Concerning Gulf Power Easement for Electrical Service for the Escambia County Central Office Complex – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action regarding granting Gulf Power an Easement for Electric Service, in order to supply electrical service to the Escambia County Central Office Complex:

- A. Approve, for Gulf Power, an Easement for Electric Service, which will lie ten feet on each side of the centerline of the electrical facilities providing electrical service, to the new Escambia County Central Office Complex per Exhibits “A” and “B”; and**
- B. Authorize the Chairman or Vice Chairman to execute the Easement for Electric Service document.**

5. Recommendation Concerning an Agreement with the Naval Air Station Pensacola to Obtain Milled Sand Asphalt Material – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning an Agreement with the Naval Air Station Pensacola, to obtain, at no cost to the County, milled sand asphalt material, in an amount estimated at 8,500 cubic yards, located at Blue Angel Park, for use by the Roads Division of the Escambia County Public Works Bureau:

- A. Approve the Agreement between the Board of County Commissioners of Escambia County, Florida, and the Naval Air Station Pensacola (NASP); and**
- B. Authorize the Chairman to sign the Agreement.**

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6. **Recommendation Concerning Interlocal Agreement for Oversight and Responsibility of Bus Benches and Bus Shelters – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning an Interlocal Agreement Between Escambia County and the City of Pensacola relating to the transfer of oversight and responsibility of bus benches and bus shelters:

- A. Approve the Interlocal Agreement between the Escambia County Board of County Commissioners and the City of Pensacola Relating to the Transfer of the Oversight and Responsibility of Bus Benches and Bus Shelter Facilities Located in the City of Pensacola for Riders of the Escambia County Area Transit System to Escambia County; and
- B. Authorize the Chairman to sign the Interlocal Agreement.
7. **Recommendation Concerning Establishment of a Local Option Sales Tax Advisory Committee – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board take the following action concerning the establishment of a Local Option Sales Tax Advisory Committee:

- A. Adopt the Resolution establishing the Local Option Sales Tax Advisory Committee and authorize Commissioners and County Administrator to submit names and Resumes for their appointees; and
- B. Authorize the Chairman to sign the Resolution.
8. **Recommendation Concerning Out-of-County Travel – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board take the following action concerning the 2009 NACo Annual Conference:

- A. Authorize out-of-county travel for any member of the Commission, County Administrator, and County Attorney wishing to participate in the 2009 NACo Annual Conference in Nashville, Tennessee, on July 24-28, 2009;
- B. Designate Commissioner Marie Young as Escambia County's delegate; and
- C. Authorize the Chairman to sign the 2009 NACo {Voting} Credentials Identification Form.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Brickyard Road Dirt Road Paving and Drainage Improvements – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Brickyard Road Dirt Road Paving and Drainage Improvements:

A. Approve the Selection/Negotiation Committee Ranking:

1. Jehle-Halstead, Inc.;
2. Hatch Mott MacDonald; and
3. Fabre Engineering & Surveying; and

B. Award a Task Order, PD 08-09.025, Brickyard Road Dirt Road Paving and Drainage Improvements, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Jehle-Halstead, Inc., for a lump sum amount of \$74,045, with allowances of \$65,505, for a total of \$139,550.

[Funding: Fund 352, LOST III, Account 210107, Object Code 56301]

2. Recommendation Concerning Amendment #1 to Contract for Disaster Debris Collection and Removal – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board amend its action of October 2, 2008, concerning Amendment #1 to the Agreement Between Escambia County and the Debris Removal Manager Providing for Debris Removal Management Services, for 10 previously-awarded contractors for disaster debris collection and removal, to correct the PD Number from PD 06-07.097 to PD 05-06.097, due to a scrivener's error and authorize the County Administrator to execute the Amendment on behalf of the Board.

3. Recommendation Concerning Chemstrand and Ten Mile Intersection Improvement – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award an Indefinite Quantity, Indefinite Delivery, Unit Price Contract, PD 08-09.037 "Chemstrand and Ten Mile Intersection Improvement" to Roads, Inc., of NWF for a total amount of \$818,432.75. [Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project Number 08EN0255].

4. **Recommendation Concerning State of Florida VISA Purchasing Card Services Contract – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the State of Florida VISA Purchasing Card Services, Contract Number 973-120-97-1:

- A. Terminate the utilization of the State of Florida VISA Purchasing Card Services Contract Number 973-120-97-1, with Bank of America; and
- B. Authorize the County to piggyback off of the City of Port St. Lucie Procurement Card Program Linking Authorization Contract # 20070062, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications and Exemptions; and Section 46-64, Board Approval, to award a Contract to FIA Card Services, N.A., a Bank of America Company, for use of the Purchasing Card Program and rebate with Bank of America, at no cost to the County, PD 08-09.053, for a period of 36 months contingent on approval by the County Attorney's office.

5. **Recommendation Concerning Purchase of a Truck Tractor for the Public Safety Department – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board authorize the County to piggyback off of the Florida Sheriff's Association Contract #07-15-0827(RO), 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 Atlantic Truck Center, for a truck tractor, with specified options, in the total amount of \$106,000, with funds available from Project #08PS128, Account #56401, Cost Center 330435, for the Public Safety Department.

6. **Recommendation Concerning Purchase of a Landfill Compactor for the Solid Waste Management Division – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board authorize the County to piggyback off of the National Joint Powers Alliance (NJPA) Contract #IFB 100907, awarded to Caterpillar in October 2007, 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 Thompson Tractor Company, Inc., for one Caterpillar Model 836 H landfill compactor, with specified options, in the total amount of \$955,161, which includes \$972,661, for the landfill compactor, less the trade-in value of \$17,500 for the 1995 landfill compactor, Serial Number 087X01815, with funds available from the Solid Waste Fund (401), Cost Center 220603, for Solid Waste Management.

COUNTY ADMINISTRATOR'S REPORT

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7. Recommendation Concerning Supplemental Budget Amendment #199 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #199, Tourist Development Fund (108), in the amount of (\$833,983), to recognize a reduction in the fund balance calculation for Fiscal Year 2008/2009 and make the adjustment accordingly.

8. Recommendation Concerning Supplemental Budget Amendment #200 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #200, SHIP Fund (120), in the amount of \$2,015,000, to recognize funds from the Florida Housing Finance Corporation for the Impact Fee Proviso Grant and appropriate these funds for the State Housing Initiatives Partnership Affordable Housing Program.

9. Recommendation Concerning Supplemental Budget Amendment #201 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #201, Community Redevelopment Fund (151), in the amount of \$2,206, to recognize funds from Lakewood Investment Partners, LLC, and appropriate these funds for the Barrancas Redevelopment Area for Fiscal Year 2008/2009.

10. Recommendation Concerning Supplemental Budget Amendment #203 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #203, E911 Operations Fund (145), in the amount of \$489,069, to recognize proceeds from an E911 State Grant Program, Project E911 Mapping Software, and to appropriate the funds for purchase of such software.

11. Recommendation Concerning Supplemental Budget Amendment #210 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #210, Local Option Sales Tax III Fund (352), in the amount of \$1,479,734, to recognize funds from the University of West Florida (UWF), and appropriate these funds for the UWF Campus Agreement Project.

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12. Recommendation Concerning Supplemental Budget Amendment #213 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #213, Other Grants and Projects Fund (110), in the amount of \$47,000, to recognize proceeds from the Florida Department of Emergency Management, Domestic Security Subgrant Agreement Number 09-DS-51-01-27-01-375, and to appropriate these funds for the activities related to planning, training, exercises and associated costs identified in the Domestic Homeland Security-FEMA National Preparedness Directorate.

13. Recommendation Concerning a Purchase Order for Additional Network Storage Capacity – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning a Purchase Order for additional network storage capacity:

- A. Authorize the County to piggyback off the Florida State Contract 250-000-09-01 and award a Purchase Order, in the amount of \$55,048, to e-Tech Services, Inc., for additional network storage capacity of the two County datacenters, located in the Escambia County Governmental Complex and the Public Safety Building; and**
- B. Authorize the County Administrator to execute the Purchase Order.**

[Funding: Fund 001, General Fund, Cost Center 140101 - \$55,048]

14. Recommendation Concerning Task Order Award for a New Interchange in the Vicinity of I10/Beulah Road Study – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning a Task Order Award for PD 08-09.027, New Interchange in the Vicinity of I10/Beulah Road Study:

A. Approve the Selection/Negotiation Committee Ranking:

1. Post, Buckley, Schuh & Jernigan, Inc., (PBS&J); and
2. Hernandez & Swift; and

B. Award a Task Order for PD 08-09.027, New Interchange in the Vicinity of I10/Beulah Road Study, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Post, Buckley, Schuh & Jernigan, Inc., (PBS&J), for a lump sum amount for phases I & II of \$499,037.84 and allowances of \$166,223.33 for a total of \$665,261.17.

[Funding: Fund 352, LOST III, Account 210107, Object Code 56301, Project No. 08EN002; Fund 110, Grants and Projects, Account 210505, Object Code 56301, \$248,375]

15. Recommendation Concerning an Interlocal Agreement for the ECUA Main Street Wastewater Treatment Plant Replacement Project – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board approve and authorize the Chairman to sign the Interlocal Agreement for the resurfacing of certain County roadways by the Emerald Coast Utilities Authority (ECUA), in conjunction with the ECUA Main Street Wastewater Treatment Plant Replacement Project. Funds will be supplied from the annual resurfacing budget to perform this scope of work. [Funds are available in Fund 352, LOST III, Account 210107/56301, Project #08EN020]

16. Recommendation Concerning Miscellaneous Bridge Repairs/Renovations – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board approve issuance of Purchase Orders to DKE Marine Services, Inc., on Contract PD 06-07.080, "Miscellaneous Bridge Contract", in an amount not-to-exceed \$250,000, for miscellaneous bridge repairs/renovations. [Funding Source: Fund 352, Local Option Sales Tax III Account 210107/56301, Project No. 09EN0235]

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17. Recommendation Concerning Resurfacing Open Graded Coal Mix Roads – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning resurfacing open graded coal mix roads:

- A. Authorize the County Engineer to use up to \$250,000 of the Resurfacing budget to resurface Open Graded Cold Mix roads that are nearing failure; and
- B. Authorize the issuance of Purchase Orders on Contract PD 06-07.082, "Various Road Materials Pricing Agreement 2007", for a not-to-exceed amount of \$250,000.

[Fund 352, LOST III, Account 210107/56301; Project Number will be set up upon Board approval]

18. Recommendation Concerning Surplus and Sale of Real Property Located at Brewer Drive and Lepley Road – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the surplus and sale of real property, Account Number 03-0504-000, located at Brewer Drive and Lepley Road:

- A. Declare surplus its real property, Account Number 03-0504-000, Reference Number 23-1S-30-1201-001-083, acquired by quitclaim deed;
- B. Authorize the sale of this property to the bidder with the highest offer received from sealed bids above the minimum bid of \$9,975, for the western parcel, and \$3,848 for the eastern parcel, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and
- C. Authorize the Chairman to sign all documents related to the sale.

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19. Recommendation Concerning Sale of Surplus Real Property Located Off Lepley Road and Interstate Circle – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the reduction of minimum bid required for the sale of real property located off Lepley Road and Interstate Circle:

- A. Authorize the sale of the Board's surplus real property, Account Number 03-0465-000, Reference Number 23-1S-30-1201-001-040, to the bidder with the highest offer received from sealed bids above the minimum bid of \$7,410 for the western parcel, and \$4,988 for the eastern parcel, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and
- B. Authorize the Chairman to sign all documents related to the sale.

20. Recommendation Concerning Issuance of Various Purchase Orders for Installation of Pavilions in County Parks – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board approve the issuance of various Purchase Orders for installation of pavilions in County parks, for Fiscal Year 2008-2009, to REP Services, Inc., in an amount not-to-exceed \$125,000. [Funding Source: Fund 352, LOST III, Account 210802/56301]

21. Recommendation Concerning Purchase Orders for Landfill Gas Piping Material and Miscellaneous Supplies – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board approve issuance of Purchase Orders to Landtec North America, Inc., for landfill gas piping material and miscellaneous supplies, from the Solid Waste Fund (401), Cost Center 220602, for the Neighborhoods/Community Services Bureau, Solid Waste Division, not-to-exceed \$100,000 in total.

22. Recommendation Concerning Landfill Gas Extraction Final Payment – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board approve a final payout to Escambia Gas Producers, LLC, in the amount of \$25,855.01, for predetermined services bringing Contract closure with Escambia County for landfill gas extraction. Funding is available from the Solid Waste Fund (401), Cost Center 220602, for the Neighborhoods/Community Services Bureau, Solid Waste Division.

23. **Recommendation Concerning Homelessness Prevention and Rapid Re-Housing Program (HPRP)/Substantial Amendment to 2008 Escambia Consortium Annual Action Plan – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Homelessness Prevention and Rapid Re-Housing Program (HPRP)/Substantial Amendment to the 2008 Escambia Consortium Annual Action Plan:

- A. Approve and authorize submission of a Substantial Amendment to the 2008 Escambia Consortium Annual Action Plan to incorporate \$855,417 in the Homelessness Prevention and Rapid Re-Housing Program; and
 - B. Authorize the County Administrator to execute the Substantial Amendment for HPRP funding and related HPRP forms, certifications, and any related documents, as may be required to submit the Amendment to the U. S. Department of Housing and Urban Development, and authorize the County Administrator or Chairman, as appropriate, to execute all documents required to receive the HPRP funds and to implement the HPRP Program.
24. **Recommendation Concerning Surplus and Sale of Timber on Property Located at 1131 Patton Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the sale of surplus timber from tree harvesting to meet the requirements of the Jones Swamp Land Management Plan:

- A. Declare certain trees on the property located at 1131 Patton Drive as surplus timber;
- B. Authorize and approve the sale of the surplus timber to the highest bidder; and
- C. Authorize the Chairman to execute any Agreements necessary related to the surplus and sale of the timber at 1131 Patton Drive.

COUNTY ADMINISTRATOR'S REPORT

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25. Recommendation Concerning Purchase of the Old Molino Elementary School Property – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the purchase of the Old Molino Elementary School property:

- A. Authorize the purchase of the Old Molino Elementary School located at 6450 Highway 95A, Molino, Florida, 32577, from the School Board of Escambia County in the amount of \$400,000, utilizing Local Option Sales Tax III Revenue, Fund 352, Project Number 08PF0045;**
- B. Authorize the payment of all incidental expenses associated with the purchase which may include, but not limited to legal document preparation fees and recording of documents;**
- C. Authorize the Chairman to execute the Contract for Sale and Purchase; and**
- D. Authorize approval of the necessary Purchase Order to complete the transaction.**

III. For Discussion

1. Recommendation Concerning Scheduling a Public Hearing – Vacation of Unnamed Right-of-Way Located in Bowling Green Subdivision – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the request to reschedule a Public Hearing for June 4, 2009, at 5:32 p.m., to consider the Petition to Vacate an unnamed right-of-way of varying width (approximately 10,750 square feet or 0.25 acres) located in the Bowling Green Subdivision, as petitioned by 1211, LLC:

- A. Reschedule a Public Hearing for June 4, 2009, at 5:32 p.m., to consider the Petition to Vacate an unnamed right-of-way of varying width (approximately 10,750 square feet of 0.25 acres) located in the Bowling Green Subdivision, as petitioned by 1211, LLC;

OR

- B. Deny the request to reschedule a Public Hearing for June 4, 2009, at 5:32 p.m., to consider the Petition to Vacate an unnamed right-of-way of varying width (approximately 10,750 square feet or 0.25 acres) located in the Bowling Green Subdivision, as petitioned by 1211, LLC.

COUNTY ATTORNEY'S REPORT
May 7, 2009

I. FOR ACTION:

1. Shelton Pinnacle v. Escambia County -- Case No. 2007 CA 001899

That the Board approve settlement of this lawsuit for the sum of \$22,500 payable to Shelton Pinnacle in exchange for the execution of a general release of all claims.

2. Lisa Brooks Workers' Compensation Washout Settlement

That the Board approve a workers compensation settlement in the amount of \$190,000.00 to former detention deputy Lisa Brooks. An excess insurance carrier shall reimburse the County for approximately \$138,000.00 of the settlement amount. In exchange for the settlement, Ms. Brooks shall execute a general release of liability and waiver of future employment with the County.

3. Approval of ECUA's Request to Exercise its Power of Eminent Domain

That the Board adopt a resolution approving the request of the Emerald Coast Utilities Authority (ECUA) to exercise its power of eminent domain to acquire additional property on Esperanto Drive for construction of a larger ground storage tank necessary to maximize use of the existing Carriage Hills Well Site.

4. Resolution Adopting Identity Theft Prevention Program and Amendments and Addition to Escambia County's Privacy and Security Policies

That the Board adopt the attached resolution amending Section 39 and creating Section 60 of Escambia County's Privacy and Security Policies.