

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 – June 5, 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 Whitehead.
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 adopt the following three Proclamations:

- A. The Proclamation recognizing the St. Michael's Cemetery Foundation for receiving the "Organization Achievement Award" from the Florida Trust for Historic Preservation;
- B. The Proclamation proclaiming June 2008 as "Myasthenia Gravis Awareness Month" in Escambia County; and
- C. The Proclamation recognizing the Pensacola Delegation of People to People, who will be visiting Australia and New Zealand from June 15, 2008, to July 3, 2008, and whose mission is to learn about other cultures in order to help bring peace to the world.

7. Employee of the Month Proclamations/Retirement Proclamations.

Recommendation: That the Board adopt the Proclamation commending and congratulating Janice R. Kilgore, Public Safety Bureau Chief, on her retirement after 36 years of service.

8. Written Communication.

- A. May 14, 2008 – Communication from Tameka Stallworth regarding a Code Enforcement Lien against property located at 8711 Stockdale Drive; and
- B. May 20, 2008 – Communication from Anne Bennett requesting that the Board adopt a Resolution in support of the Perdido Watershed Eco-Tourism Project.

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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. first Public Hearing to receive public input on the designation of 201 South Navy Boulevard as a Brownfields Area within the Warrington Redevelopment Area.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, take the following action regarding the designation of 201 South Navy Boulevard as a Brownfields area:

- A. Conduct the **first** of two Public Hearings to receive public input on the designation of 201 South Navy Boulevard, Pensacola, Florida 32507-2011, as a Brownfields Area within the Warrington Redevelopment Area, for the purpose of environmental rehabilitation and economic development; and
- B. Approve the scheduling and advertising of the **second** of two Public Hearings on June 19, 2008, at 5:31 p.m., to receive public input on the designation of 201 South Navy Boulevard, Pensacola, Florida 32507-2011, as a Brownfields Area within the Warrington Redevelopment Area, for the purpose of environmental rehabilitation and economic development.

11. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance relating to Protection of Little Sabine Bay, Santa Rosa Island, Escambia County, Florida.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, adopt an Ordinance amending Chapter 74, Article I, Section 74-7(a)(1), of the Escambia County Code of Ordinances, relating to Protection of Little Sabine Bay, Santa Rosa Island, Escambia County, Florida (*amending the beginning of an "Idle Speed – No Wake" Zone from Channel Day Marker Six to Channel Day Marker Two*).

12. **5:33 p.m. Public Hearing for consideration of adopting an Ordinance creating the Lost Creek Street Lighting MSBU.**

Recommendation: That the Board, at the 5:33 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Lost Creek Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and make the following findings of fact:

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

13. **5:34 p.m. Public Hearing for consideration of adopting an Ordinance creating the Osprey Place Street Lighting MSBU.**

Recommendation: That the Board, at the 5:34 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Osprey Place Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and make the following findings of fact:

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

14. 5:35 p.m. Public Hearing for consideration of adopting an Ordinance creating the Clear Creek Farms & First Addition Street Lighting MSBU.

Recommendation: That the Board, at the 5:35 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Clear Creek Farms & First Addition Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and make the following findings of fact:

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

15. **5:36 p.m. Public Hearing for consideration of adopting an Ordinance creating the Madison Place Street Lighting MSBU.**

Recommendation: That the Board, at the 5:36 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Madison Place Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and make the following findings of fact:

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

16. **5:37 p.m. Public Hearing for consideration of adopting an Ordinance establishing an Economic Development Ad Valorem Tax Exemption for West Fraser, Inc., for 100%, to 2010, for the McDavid Lumber Mill.**

Recommendation: That the Board, at the 5:37 p.m. Public Hearing, adopt an Ordinance establishing an Economic Development Ad Valorem Tax Exemption for West Fraser, Inc., for 100%, to 2010, for the McDavid Lumber Mill.

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17. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W), at the May 22, 2008, Special C/W Budget Workshop, recommends that the Board direct staff to incorporate into the Fiscal Year 2008-2009 Budget, to be presented by the County Administrator on or before July 1, 2008, the funding request from Kristin Fairchild, Chain Reaction (*f/k/a Pensacola's Promise*), as one of the 501(c)(3) organizations funded by the County.

18. Reports:

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

19. Items added to the agenda.

20. Announcements.

21. 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
June 5, 2008

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 & Comptroller's Finance Department:

A. The following two Payroll Expenditures:

(1) Pay Date May 16, 2008, in the amount of \$2,291,287.67; and

(2) Pay Date May 30, 2008, in the amount of \$1,939,464.95; and

B. The following three Disbursement of Funds:

(1) May 8, 2008, to May 14, 2008, in the amount of \$2,819,434.28;

(2) May 15, 2008, to May 21, 2008, in the amount of \$3,659,905.95; and

(3) May 22, 2008, to May 28, 2008, in the amount of \$20,059,884.70.

2. Recommendation Concerning Removal of Fixed Assets

Recommendation: That the Board approve the disposition of assets from the Board's Fixed Assets Inventory Records, in the amount of \$8,400.

I. CONSENT AGENDA – Continued

3. 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 *Detrimental Amendment* to the *Letter of Credit*, No. 10001130, in the amount of \$50,000, for the account of SAIIA Construction, LLC, and a copy of *Beneficiary's Consent to the Amendment*, as submitted by Denee M. Rudd, Accounting Supervisor, Department of Solid Waste Management;
- B. The *HHRP Loan Agreement for Palafox Landing Rental Development* among Escambia County, Palafox Landing, Ltd., CEII Palafox, Inc., and Community Enterprise Investments, Inc., based on the Board's action of June 21, 2007, formally committing HHRP (*Hurricane Housing Recovery Program*) and HOME Community Housing Development Organization funds for Palafox Landing Apartments;
- C. Amendments to the General Paving and Drainage Agreement, PD 04-05.10, and County-Wide Road Resurfacing Pricing Agreement, PD 04-05.11, as follows, based on the Board's action of August 2, 2007, placing a cap of \$50,000 on both Agreements and extending both Agreements for a period of one year:
 - (1) *Amendment #8 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Utility Service Co., Inc., for General Paving and Drainage Pricing Agreement (PD 04-05.10);*
 - (2) *Amendment #8 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and APAC-Southeast, Inc., for General Paving and Drainage Pricing Agreement (PD 04-05.10);*
 - (3) *Amendment #8 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Roads, Inc., of NWF for General Paving and Drainage Pricing Agreement (PD 04-05.10);*

(Continued on Page 3)

I. CONSENT AGENDA – Continued

3. Continued...

C. Continued...

- (4) *Amendment #5 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and E. J. Breneman, L.P., for County-Wide Road Resurfacing Pricing Agreement (PD 04-05.11)*
- (5) *Amendment #5 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Pavement Technology, Inc., for County-Wide Road Resurfacing Pricing Agreement (PD 04-05.11);*
- (6) *Amendment #5 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Cutler Repaving, Inc., for County-Wide Road Resurfacing Pricing Agreement (PD 04-05.11); and*
- (7) *Amendment #5 to the Agreement between the Board of County Commissioners of Escambia County, Florida, and Roads, Inc., of NWF for County-Wide Road Resurfacing Pricing Agreement (PD 04-05.11); and*

D. Copies of the *Financial Report – Year Ending 2007*, for each of the following 12 Athletic Associations, as provided to the Clerk & Comptroller's Finance Department:

- (1) Bellview Athletic Association (*Bellview Baseball*)
- (2) Brent (*Raiders*) Football Association
- (3) Miracle League of Pensacola
- (4) Molino Recreational Association
- (5) Myrtle Grove Youth Association
- (6) NEP (*Youth Association of Northeast Pensacola*)
- (7) Northwest Escambia Little League
- (8) Northwest Escambia Football Association
- (9) Pensacola Futbol Club, Inc.
- (10) Perdido Bay Youth Sports Association
- (11) Warrington Baptist Church Softball (*West Pensacola Softball League*)
- (12) West Pensacola Youth Athletic Association

I. CONSENT AGENDA – Continued

4. 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 Special Board Meeting held May 15, 2008;
- B. Approve the Minutes of the Attorney-Client Session held May 15, 2008;
- C. Approve the Minutes of the Public Forum Work Session and Regular Board Meeting held May 15, 2008;
- D. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held May 15, 2008;
- E. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held May 8, 2008; and
- F. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Budget Workshop held May 22, 2008.

GROWTH MANAGEMENT REPORT

June 5, 2008

I. PUBLIC HEARINGS

1. Review of Rezoning Cases

RECOMMENDATION: That the Board take the following actions:

- A. Review and either adopt, modify, or overturn the Rezoning Hearing Examiner's recommendation for rezoning cases Z-2008-05, Z-2008-06, Z-2008-07; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases reviewed.

Case No.:	Z-2008-05
Location:	1816 Augusta Ave
Property Reference No.:	35-2S-31-1000-009-032
Property Size:	.75(+/-) acres
From:	R-5, Urban Residential/Limited Office District, High Density (20du/acre) C-2, General Commercial and Light Manufacturing District (25du/acre) AIPD-1, (Airfield Influence Planning District) APZ-1 (NASP), Accidental Potential Zone (0du/Acre) AIPD-2, (Airfield Influence Planning District)
To:	C-2, General Commercial and Light Manufacturing District (25du/acre) AIPD-1, (Airfield Influence Planning District) APZ-1 (NASP), Accidental Potential Zone (0du/Acre) AIPD-2, (Airfield Influence Planning District)
FLU Category:	MU-1, Mixed Use 1
Commissioner District:	2
Requested by:	Richard A. & Andrea N. Dunn, Owners
RHE Recommendation:	Denial
Speakers:	Stacey Ward Horace Jones Richard Dunn

Case No.:	Z-2008-06
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
RHE Recommendation: Approval
Speakers: Stacey Ward
Horace Jones
Michael Wolf
Wiley C. "Buddy" Page
Deborah Waters

Case No.: **Z-2008-07**
Location: 11191 Beulah Road
Property Reference No.: 33-1N-31-1101-002-001
Property Size: 273.46 (+/-) acres
From: VAG-1, Villages Agricultural Districts,
Gross Density (5du/100 acres) on 1-
acre parcel
To: V-2A, Villages Single-Family
Residential, District Gross Density
(3du/acre)
FLU Category: R, Residential
Commissioner District: 1
Requested by: Todd Harris Agent for Beulah
Properties, LLC, Owner
RHE Recommendation: Approval
Speakers: Stacey Ward
Horace Jones
Todd Harris

2. 5:45 p.m. – Thursday, June 5, 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-2008-05, Z-2008-06 and Z-2008-07.

3. 5:46 p.m. – Thursday, June 5, 2008, Public Hearing – Lakewood Cottages Planned Unit Development (PUD).

RECOMMENDATION: That the Board approve the development plan for Lakewood Cottages, a proposed 92-lot residential Planned Unit Development on

Lakewood Road, requested by Jehle-halstead, Inc., agent and engineer for Lakewood Investment Partners, LLC, owner and developer.

4. **5:47 p.m. – Thursday, June 5, 2008, Public Hearing** – Village Homes Planned Unit Development (PUD).

RECOMMENDATION: That the Board approve the development plan for Village Homes, a proposed 8-unit residential Planned Unit Development (PUD) on North “P” Street, requested by Susan Burgess of The Hartland Group, LLC, agent for Communications Engineering Service Co., owner and developer.

5. **5:48 p.m. – Thursday, June 5, 2008 Public Hearing** - Article 3 “Definitions” in its entirety.

RECOMMENDATION: That the Board review and adopt an Ordinance amending the Escambia County Land Development Code (LDC), amending Article 3 “Definitions” in its entirety, to clarify, delete, and/or add certain definitions, in order for the Code to function more effectively.

6. **5:49 p.m. – Thursday, June 5, 2008 Public Hearing**– LDC Article 3 “Definitions” and Article 6 “Zoning Districts” Sections 6.05.05, 6.05.07, 6.05.09, 6.05.24 to 6.05.29 and 6.05.31 to modify building heights and Airport/Airfield Environs.

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 3 “Definitions” Section 3.00.01 and Amending Article 6 “Zoning Districts” Sections 6.05.05, 6.05.07, 6.05.09, 6.05.24 to 6.05.29 and 6.05.31 as related to Building Heights and Airport/Airfield Environs.

7. **5:50 p.m. – Thursday, June 5, 2008 Public Hearing**- LDC Article 10 “Floodplain Management” to create the new definition of Coastal High Hazard Area, as defined by Section 163.3178(2)(h), F.S. (2007).

RECOMMENDATION: That the Board review and adopt an Ordinance amending the Land Development Code; amending Article 10, creating a new definition of Coastal High Hazard Area, as defined by Section 163.3178(2)(h), F.S. (2007); and change in the floodplain administrator designation.

8. **5:51 p.m. – Thursday, June 5, 2008, Public Hearing** – Article 4 -“Subdivisions and Site Plans”, to add specifics for basin slopes, stormwater retention, and ramp construction materials

RECOMMENDATION: That the Board reschedule the public hearing for July 10, 2008 at 5:49 p.m.

9. 5:52 p.m. – Thursday, June 5, 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 June 5, 2008, 5:52 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.

II. CONSENT AGENDA

1. Scheduling of Public Hearings

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

- A. **5:45 p.m. – Thursday, July 10, 2008 Public Hearing**– A public hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Rezoning Hearing Examiner (RHE) on May 19, 2008.

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

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

Commissioner District: 1
Requested by: Wiley C. "Buddy" Page, Agent for Ward & Dorothy Engelhard, Owners

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

Case No.: **Z-2008-11**
Location: 2071, 2799, 2800 West Kingsfield Road & 3598 Devine Farms Road
Property Reference No.: 30-1N-31-3302-000-000, 31-1N-31-1101-000-004 & 35-1N-31-2101-000-000
Property Size: 777.43 (+/-) acres
From: VR-1, Villages Rural Residential Districts (1du/4acres) VR-2, Villages Rural Residential Districts (1du/0.75 acre) & VAG-2, Villages Agricultural Districts, Gross Density (1du/5acre Min. lot size = 5 acres unless clustered. If clustered lot size = 1 acre, AIPD-2 Airfield Influence Planning District Overlay NOLF8
To: V-2A, Villages Single-Family Residential, District (3du/acre) & R-2, Single Family District, (cumulative) Low-Medium Density (7du/acre) AIPD-2, Airfield Influence Planning District Overlay, NOLF 8
FLU Category: R, Residential
Commissioner District: 5
Requested by: Robert A Emmanuel, Agent for Devine Farms, LLC., Owners

- B. 5:46 p.m. – Thursday, July 10, 2008 Public Hearing** – A public hearing to review a comprehensive plan amendment regarding the Public School Facilities Element (PSFE). Text amendment, adding Chapter 15, "Public School Facilities Element" to establish a concurrency management system through which the local governments can ensure public school capacity is available concurrent with development.
- C. 5:47 p.m. – Thursday, July 10, 2008, Public Hearing** – A public hearing to review 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.
- D. 5:48 p.m. – Thursday, July 10, 2008, Public Hearing** – The first of two public hearings to review an ordinance amending Part III of The Escambia County Code of Ordinances (1999), the Escambia County Land Development Code (LDC), as amended, Amending Article 6 "Zoning Districts", Section 6.04.12 which deals with the use of portable storage containers in residential zoning districts; section 6.04.14 to clarify existing text from tenant to occupant; and section 6.04.15 creating no fee for a county container notification.

**COUNTY ADMINISTRATOR'S REPORT
JUNE 5, 2008**

I. Technical/Public Service Consent Agenda

1. **Recommendation Concerning the 2006-2007 State Homeland Security Grant Program Sub-recipient Agreement Modification – Janice Kilgore, CEM, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action relative to the Modification of 2006-2007 State Homeland Security Grant Program Sub-recipient Agreement for Expenditure of Local Government Unit Funding For Florida Type II Hazardous Materials/WMD Teams between the State of Florida, Department of Financial Services and Escambia County Fire Rescue, Contract Number (07DS-5N-13-00-16-217) FM 241:

- A. Amend the Board's action of April 3, 2008, to correct the date of April 3, 2008, on the last line of the first paragraph of the Modification, to April 3, 2007; and
- B. Authorize the Chairman to sign the corrected Modification.
2. **Recommendation Concerning Conveyance of Utility Easement Located on Pipeline Road – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the conveyance of an Easement, located on Pipeline Road, to Emerald Coast Utilities Authority (ECUA):

- A. Adopt a Resolution authorizing conveyance of a utility Easement, located on Pipeline Road, to the ECUA for use as a site for an underground transmission pipeline, to be constructed in connection with the development of ECUA's new Wastewater Treatment Facility project; and
- B. Authorize the Chairman to execute the Resolution, the Utility Easement document, and all documents necessary for the conveyance of the Easement.

COUNTY ADMINISTRATOR'S REPORT

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3. Recommendation Concerning Federal Transit Administration Charter Service Regulations – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the decision of the Federal Transit Administration (FTA) that Escambia County/ Escambia County Area Transit (ECAT) violated the FTA Charter Service Regulations:

- A. Direct the ECAT General Manager to abstain from entering into charter service and equipment Lease Agreements with any/all private charter service providers; and**
- B. Rescind its action of September 6, 2007, donating an additional trolley, GMC 1GBK6S1F2FV1114761988562, (Property Number 044148) to Winterfest of Pensacola, Inc. If this trolley is not needed for future ECAT service, the trolley should be advertised for bids or sold at auction.**

4. Recommendation Concerning an Appointment to the Workforce Escarosa, Inc., Board of Directors – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board appoint Mrs. Natalie Prim, Vice President, Community Affairs, Pensacola Bay Area Chamber of Commerce, to serve as a required member of the Workforce Escarosa, Inc., Board of Directors, replacing Mike Frey, for a three-year term beginning June 5, 2008, through June 4, 2011.

5. Recommendation Concerning Operation Brownsville Action Register Quarterly Report – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board accept for filing with the June 5, 2008, Board's Minutes, the Operation Brownsville January through March 2008 Action Register and Escambia Sheriff's Office Report.

COUNTY ADMINISTRATOR'S REPORT

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6. Recommendation Concerning Resolution Conveying Tangible Personal Property to the School Board of Escambia County, Florida – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action regarding a Resolution conveying tangible property to the School Board of Escambia County, Florida:

- A. Adopt the Resolution supporting the conveyance of an outboard boat motor (Serial No. 6G5X501671; Model No. S175TXRX) to the School Board of Escambia County, Florida; and**
- B. Authorize the Chairman to sign the Resolution.**

7. Recommendation Concerning Disposition/Donation of Surplus Property – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Donation of surplus property (obsolete computers/monitors) to the Center for Independent Living of Northwest Florida, Inc.:

- A. Approve the Request for Disposition of Property to be donated to the Center for Independent Living of Northwest Florida, Inc.;**
- B. Adopt a Resolution stating the application being made, purpose for which such surplus property is to be used in compliance with Florida Statutes 274.06 and 125.38; and**
- C. Authorize the Chairman to sign all documents related to the donation.**

8. Recommendation Concerning District Five's Appointment to the Citizens' Environmental Committee – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board confirm the appointment of Thomas W. "Bill" Farinas, Jr., replacing Michael Whetstone, as one of two of Commissioner White's appointees to the Citizens' Environmental Committee, effective as of Board action. This appointment will run concurrent with Commissioner White's term of office or at his discretion.

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9. Recommendation Concerning Resolution Regarding Maintaining Spaceflight Expertise at the Kennedy Space Center – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board adopt the Resolution urging Congressman Jeff Miller to maintain spaceflight expertise at the Kennedy Space Center after the discontinuance of Space Shuttle missions and to provide crew and cargo logistic services to the International Space Station.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Supplemental Budget Amendment #221 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #221, Other Grants & Projects Fund (110) and the General Fund (001), in the amount of \$1,019,048, to recognize funds from the Florida Department of Financial Services and appropriate them to cover hurricane house hardening activities in Escambia County, provided through the Rebuild Northwest Florida Agency.

2. Recommendation Concerning Supplemental Budget Amendment #235, Civic Center Subsidy – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning Supplemental Budget Amendment #235, Civic Center Subsidy/Interfund Cash Flow Loan:

- A. Adopt the Resolution approving Supplemental Budget Amendment #235, Tourist Promotion Fund (108) and the Civic Center Fund (409), in the amount of \$170,000, taking funds from the first three-cents Tourist Development Tax reserve and transferring these funds to the Civic Center Fund, to increase the operational subsidy of the Pensacola Civic Center; and
- B. Approve an Interfund cash flow loan from the General Fund (001) to the Tourist Promotion Fund (108), in an amount not-to-exceed \$500,000, to be handled as a “Due To/Due From” should the Civic Center Fund require the cash prior to Tourist Development Tax collections.
3. Recommendation Concerning Supplemental Budget Amendment #236 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #236, Southwest Sector CRA (152), in the amount of \$2,750,000, to recognize proceeds from a State of Florida Department of Transportation, Transportation Regional Incentive Program Agreement, Financial Project Number 421011-2, and to appropriate these funds for roadway improvements on Sorrento Road (SR 292).

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4. Recommendation Concerning Supplemental Budget Amendment #237 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #237, Southwest Sector CRA (152), in the amount of \$1,000,000, to recognize proceeds from a State of Florida Department of Transportation, Transportation Regional Incentive Program Agreement, Financial Project Number 421012-1, and to appropriate these funds for design of roadway improvements on Blue Angel Parkway (SR 173).

5. Recommendation Concerning Application for 46 Tax Deeds – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve the application for up 46 tax deeds for parcels over \$2,500, as provided in the list (funds are available in Account Number 110201-54901).

6. Recommendation Concerning a Change Order 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 execute the following Change Order:

Department:	Facilities Management	
Type:	Addition	
Amount:	\$233,535.00	
Vendor:	Speegle Construction, Inc.	
Project Name:	Public Safety Building	
PD #:	02-03.02	
PO #:	280995	
County CO #:	1	
Construction CO #:	14	
Original Award Amount:		\$8,576,000.00
Cumulative Amount for Construction Change Orders thru #14:		<u>(\$2,923,018.80)</u>
New Contract Total:		\$5,652,981.20

[Funding Source: Fund 351 (LOST II), Cost Center 330326, Object Code 56201, Project # 05PS0018]

7. **Recommendation Concerning Purchase and Installation of Playgrounds at Various Parks – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board authorize the County to piggyback off the U.S. Communities Contract No. 040378, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemptions; and Section 46-64 Board Approval, and award a Purchase Order to PlayNow Florida, LLC, not-to- exceed \$125,000, for the purchase and installation of playgrounds at various parks. [Fund 352 (LOST III), Cost Center 350229, Parks Capital Projects - \$116,107.32, per quote]

8. **Recommendation Concerning Modification #1 to the Community Emergency Response Team Grant Agreement – Janice Kilgore, CEM, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding the Community Emergency Response Team (CERT) Grant Agreement Number 08-CI-64-01-27-01-094:

- A. Approve the State of Florida, Division of Emergency Management (FDEM), Grant Modification #1, modifying the Scope of Work, and changing the format of the Scope of Work, utilizing a consistent format that all Federal Grant Programs and Contracts are now using. This Grant provides funding to assist in offering training opportunities for the citizens in our community to support domestic security and all hazards preparedness and mitigation. The amount of funding remains the same as originally contracted. The Grant Award is in the amount of \$4,000, to be allocated in Fund 110, Other Grants and Projects, Cost Center 330430; and
- B. Authorize the Chairman to execute the FDEM Agreement.

9. **Recommendation Concerning Modification #1 to the Citizen Corps Grant Agreement – Janice Kilgore, CEM, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Modification #1 to the Citizen Corps Grant Agreement Number 08-CC- 64-01-27-01-085:

- A. Approve the State of Florida, Division of Emergency Management (FDEM), Grant Modification #1, modifying the Scope of Work, and changing the format of the Scope of Work, utilizing a consistent format that all Federal Grant Programs and Contracts are now using. This Grant provides funding to assist in coordinating volunteer resources and educational and training opportunities for the citizens in our community to support domestic security and all hazards preparedness and mitigation. The amount of funding remains the same as originally contracted. The Grant Award is in the amount of \$11,600, to be allocated in Fund 110, Other Grants and Projects, Cost Center 330458; and
- B. Authorize the Chairman to execute the FDEM Agreement.

10. **Recommendation Concerning Section 1011 Provider Enrollment Application – Janice Kilgore, CEM, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Section 1011 Provider Enrollment Application:

- A. Approve the Section 1011 Provider Enrollment Application between Escambia County and the Department of Health and Human Services, Centers for Medicare & Medicaid Services (CMS), through its designated Contractor TrailBlazer Health Enterprises, LLC, to allow verification of Escambia County Emergency Medical Services (EMS) as eligible to enroll in the Section 1011, as a provider which, if accepted, will allow EMS to receive payment for some unreimbursed costs of providing ambulance services furnished to undocumented aliens; and
- B. Authorize the County Administrator to sign the Application.

11. **Recommendation Concerning Fire Equipment and Supplies Pricing Agreement – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board authorize a price increase as outlined on the attached documentation, to Municipal Equipment Company, LLC, for “Fire Equipment and Supplies Pricing Agreement”, PD 04-05.90, in accordance with the terms and conditions of the Contract, with an estimated expenditure of \$50,000 with funding available from Fund 143 (Fire Protection Fund), Cost Center 330202.

12. **Recommendation Concerning Contract Award for Evaluation and Appraisal Report Amendments to the Escambia County, Florida, Comprehensive Plan – RE-SOLICIT. – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Evaluation and Appraisal Report (EAR) Amendments to the Escambia County, Florida, Comprehensive Plan – RE-SOLICIT., PD 07-08.041:

A. Approve the Selection/Negotiation Committee Ranking:

1. MSCW, Inc.; and
2. Miller Legg & Associates, Inc.; and

B. Award a Contract, PD 07-08.041, Evaluation and Appraisal Report (EAR) Amendments to the Escambia County, Florida, Comprehensive Plan – RE-SOLICIT., to MSCW, Inc., in the amount of \$516,900.

[Funding: Fund 001, General Fund, Cost Center 240206, Object Code 53101]

13. **Recommendation Concerning a Purchase Order for Self-Contained Breathing Apparatus and Accessories for Fire Services – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board approve a Purchase Order to Mine Safety Appliances Company, in the amount of \$826,960.25, for Self-Contained Breathing Apparatus and accessories to upgrade some existing equipment, for Fire Services. [Funding is available in Fund 143 (Fire Protection Fund), Cost Center 330202]

14. **Recommendation Concerning Purchase of Hydraulic Excavators – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the purchase of hydraulic excavators:

- A. Authorize the County to piggyback off of the HGAC Contract #EM06-07, 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 Tractor and Equipment Company, for two Komatsu, PC13USLC-8, for the Road Department, for a total amount of \$237,996. These are replacement units for #52802 and #42489. [Funding is available from Fund 175 (Transportation Trust Fund), Cost Center 260102];
- B. Authorize the County to piggyback off of the HGAC Contract #EM06-07, 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 Tractor and Equipment Company, for two Komatsu, PC200LC-8, for the Road Department, for a total amount of \$291,696. These are replacement units for #47530 and #49137. [Funding is available from Fund 175 (Transportation Trust Fund), Cost Center 260102];
- C. Authorize the County to piggyback off of the HGAC Contract #EM06-07, 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 Tractor and Equipment Company, for one Komatsu PC300LC-8, for the Road Department, in the amount of \$242,871. This is a replacement unit for #52610. [Funding is available from Fund 175 (Transportation Trust Fund), Cost Center 260102]; and
- D. Authorize the County to piggyback off of the DSCP Contract #SP0500-05-D-0006, 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 ASC Construction Equipment USA, Inc., for one Volvo EC290LR, for the Road Department, in the amount of \$251,925. This is a replacement unit for #47926. [Funding is available from Fund 175 (Transportation Trust Fund), Cost Center 260102]

15. Recommendation Concerning Project Development and Environment Studies State Road 292 Sorrento Road From the South End of the Theo Baars Bridge to State Road 173 (Blue Angel Parkway) – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve the Amendment #1 to the Design Agreement between Escambia County and Hatch Mott MacDonald Florida, LLC, for Project Development and Environment (PD&E) Studies, State Road 292 Sorrento Road From the South End of the Theo Baars Bridge to State Road 173 (Blue Angel Parkway), PD 05-06.076, as follows:

- A. Section 2.1 is amended to read as follows:

Under this Agreement, Escambia County will budget funds during Fiscal Years(s) 2006-2007 and 2007-2008, in the amount of \$2,150,000, for this the Project Development and Environmental (PD&E) Study and an additional sum of \$5,365,828.30, for the Design Phase of this project for a new combined total, of \$7,515,828.30; and

- B. Section 5.1 is amended to read as follows:

COMPENSATION: The County agrees to pay the Consultant, as compensation for its services under Section 3.1 of this Agreement, an aggregate fee for certain project tasks pursuant to the fee schedule set forth in Exhibit "C", attached hereto and made a part hereof. At the completion of each task, the Consultant will be compensated by a lump sum amount, which has been negotiated for that task, unless otherwise mutually agreed to by the parties hereto. The total fee for all such services, to be performed by the Consultant, including costs, direct expenses, and any other charges described in Section 5.3, is to be paid as follows: A lump sum amount \$2,150,000 for this the Project Development and Environmental (PD&E) Study and an additional sum of \$5,365,828.30 for the Design Phase of this project for a new combined total of \$7,515,828.30. Final payment will be subject to approval by the Board of County Commissioners.

[Funds: Fund 152, Southwest Sector Plan - \$5,340,828.30; Fund 350 (LOST) - \$25,000.00]

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16. Recommendation Concerning Workers' Compensation Insurance – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning Workers' Compensation Insurance:

- A. Approve and authorize the Chairman to sign the Trust Agreement with the Florida Municipal Insurance Trust and all related documents to provide a fully insured workers' compensation program for Escambia County;**
- B. Authorize the issuance of a Purchase Order in the amount of \$342,989 for the period June 9, 2008, through September 30, 2008;**
- C. Authorize the Chairman to sign the termination request to Star National Insurance Company for excess workers compensation insurance; and**
- D. Authorize the County Administrator or his designee to sign the Quote Acceptance Form for an amount not to exceed \$1,098,323 and the Official Binder of Insurance with an effective date of June 9, 2008.**

17. Recommendation Concerning Purchase Order for Extrication Equipment – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve a Purchase Order to Gulf States Rescue, the exclusive distributor for TNT equipment in Florida, in the amount of \$57,232.70 plus the trade-in of existing obsolete extrication equipment, for Fire Services. [Funding is available in Fund 351 (LOST II), Cost Center 330210]

18. Recommendation Concerning Medical Supply and Equipment Contract – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board authorize a price increase as outlined on the documentation, to Tri-anim Health Services, Inc., for "Medical Supply and Equipment Contract", PD 06-07.72, in accordance with the terms and conditions of the Contract, with an estimated expenditure of \$50,000, with funding available from Fund 408 (EMS-Public Safety Fund), Cost Center 330302.

19. **Recommendation Concerning CDBG-Funded Neighborhood Renewal Initiative Mini-Grant Agreements – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding the Community Development Block Grant (CDBG) funded Neighborhood Renewal Initiative Mini-Grant Project Agreements with Brentwood Park Neighborhood Association and Watch, Inc.; Englewood Neighborhood Improvement Group, Inc.; and Kupfrian Park Neighborhood Watch, Inc.:

- A. Award a Neighborhood Renewal Initiative Project Mini-Grant in the maximum amount of \$390, for specific benefit of the Brentwood Park Neighborhood Association and Watch, Inc., (Association), known as the Brentwood Park Neighborhood Association Mini-Grant Project. The funds will assist the Association with neighborhood watch supplies in the Palafox Redevelopment Area (funded with Community Development Block Grant funds budgeted in Fund 129/2006 CDBG, Cost Center: 221403);
- B. Award a Neighborhood Renewal Initiative Project mini-grant in the maximum amount of \$455.13, for specific benefit of the Englewood Neighborhood Improvement Group, Inc., (Association), known as the Englewood Neighborhood Improvement Mini-Grant Project. The funds will assist the Association with neighborhood watch supplies in the Englewood Redevelopment Area (funded with Community Development Block Grant funds budgeted in Fund 129/2006 CDBG, Cost Center: 221403);
- C. Award a Neighborhood Renewal Initiative Project Mini-Grant in the maximum amount of \$500 for specific benefit of the Kupfrian Park Neighborhood Watch, Inc., (Association), known as the Kupfrian Park Neighborhood Watch Mini-Grant Project. The funds will assist the Association with neighborhood watch supplies in the Brownsville and Englewood Redevelopment Areas (funded with Community Development Block Grant funds budgeted in Fund 129/2006 CDBG, Cost Center: 221403); and
- D. Authorize the Chairman or Vice Chairman to execute the Agreements and all related documents as required to implement the projects.

20. **Recommendation Concerning My Safe Florida Home Program Local Government Grant Award – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning award and implementation of the My Safe Florida Home Program Local Government Grant Award with Florida Department of Financial Services and Grant Funding Agreement with Rebuild Northwest Florida, Inc.:

- A. Acknowledge, for the Official Record, award of the My Safe Florida Home Program Local Government Grant in the amount of \$1,000,000 by the Florida Department of Financial Services (DFS);
- B. Approve the My Safe Florida Home Program Local Government Grant Agreement between the County and DFS, in the amount of \$1,000,000, providing requirements for expenditure of the funds to further hurricane hardening and residential mitigation activities in Escambia County, including the commitment of \$19,048 in-kind matching by the County and Neighborhood Enterprise Foundation, Inc., for administrative costs;
- C. Approve the My Safe Florida Home Program Local Government Grant Funding Agreement with Rebuild Northwest Florida, Inc., (Rebuild), in the amount of \$980,952, providing for implementation of the My Safe Florida Home Program, in conjunction with Rebuild's ongoing residential mitigation initiative; and
- D. Authorize the Chairman to execute the Agreements with DFS and Rebuild, and the Chairman or County Administrator, as appropriate, to execute all Grant-related documents as required to receive the Grant funds, implement the project, and complete project-related activities.

21. Recommendation Concerning CDBG Englewood Community Redevelopment Area CRA Sanitary Sewer and Related Improvement Projects – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action regarding the Community Development Block Grant (CDBG) Englewood Community Redevelopment Area (CRA) Sanitary Sewer and Related Improvements Project:

- A. Approve the CDBG supported Interlocal Agreement with Emerald Coast Utilities Authority in the amount of \$450,000, providing for the construction of public sanitary sewer system improvements in the Englewood CRA, specifically targeting, in order of priority, the Bellshead/Mission Road area and Gary Circle area (Fund 129: 2002 CDBG/Cost Center 220488—\$92,862; 2004 CDBG/Cost Center 220415—\$295,000 and 2006 CDBG/Cost Center 221403—\$62,138);
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all related documents as required to implement the project; and
- C. Authorize the Office of the Clerk of the Circuit Court to record the Interlocal Agreement in the Official Records of Escambia County.

22. Recommendation Concerning Change Order for Piping, Fittings, Components and Miscellaneous Items for Leachate and Gas – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief

RECOMMENDATION: That the Board, on behalf of the Division of Solid Waste Management, approve and authorize the County Administrator to execute the following Change Order:

Department:	Division of Solid Waste Management
Type:	Addition
Amount:	\$50,000.00
Vendor:	Isco Industries, LLC
Project name:	Piping, Fittings, Components and Miscellaneous Items for Leachate & Gas System
PO No.:	280542
CO No.:	3
Original Award Amount:	\$15,000.00
CO No.: 1	\$30,000.00
CO No.: 2	\$4,500.00
CO No.: 3	<u>\$50,000.00</u>
New Total:	\$99,500.00

[Funds are available in Fund 401 (Solid Waste Fund), Cost Center 230304]

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23. **Recommendation Concerning Sponsorship of Neighborhood Leaders to Attend the 12th Annual Florida Neighborhoods Conference – Sandra P. Jennings, E.I., Neighborhood/Community Services Bureau Chief**

RECOMMENDATION: That the Board approve sponsoring four neighborhood leaders from the County's designated redevelopment areas to attend the 12th Annual Florida Neighborhoods Conference in Tallahassee, Florida, on June 26-28, 2008. [Total cost not- to-exceed \$3,200 will be funded from Neighborhood Restoration Program (NRP) Cost Center 220521, Fund 151, Object Codes 54001 and 55401]

COUNTY ATTORNEY'S REPORT
June 5, 2008

I. **FOR ACTION:**

1. **FAYE HALL ADMINISTRATIVE CLAIM**

That the Board approve a settlement in the sum of \$21,250.00 for personal injuries sustained by Ms. Hall as a result of her slip and fall in an area of sidewalk and manhole apron maintained and owned by County on "W" Street.

2. **DELCENER GREEN-HILL v. ESCAMBIA COUNTY, FLORIDA - CASE NO. 2003-CA-797**

That the Board of County Commissioners authorize a settlement payment of \$15,000 to Delcener Green-Hill in exchange for the execution of a general release and hold harmless agreement.

II. **FOR INFORMATION:**

1. **GOODEN & PAEDAE INVESTMENTS, INC. v. ESCAMBIA COUNTY**

That the Board accept the attached information concerning Gooden & Paedae Investments, Inc. v. Escambia County (Order Dismissing with Prejudice the Appeal).

2. **BILLY E. GRANTHAM AND HELEN F. GRANTHAM v. ESCAMBIA COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, BY AND THROUGH ITS BOARD OF COUNTY COMMISSIONERS – CASE NO. 2007 CA 001142**

That the Board accept the attached information concerning Billy E. Grantham and Helen F. Grantham vs. Escambia County, a political subdivision of the State of Florida, by and through its Board of County Commissioners (Circuit Court Judge Nicholas Geeker's Order dated May 16, 2008 denying the Granthams' Petition for Writ of Certiorari and thereby upholding the County's latest denial of the requested rezoning of 9610 Chemstrand Road.)

3. **ESCAMBIA COUNTY v. ROADS, INC., OF NWF SPECIAL MAGISTRATE APPEAL**

That the Board accept the attached information concerning Escambia County vs. Roads, Inc., of NWF (Order dated May 8, 2008 in part granting Roads, Inc. of NWF's Motion to Dismiss an issue on appeal.)