

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 – November 20, 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 Valentino.
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.

Recommendation: That the Board adopt the Proclamation proclaiming December 2008 as "Keep the Wreath Green Month" in Escambia County.

(PROCLAMATION TO BE DISTRIBUTED UNDER SEPARATE COVER)

7. Employee of the Month Proclamations – None.

8. Written Communication:

- A. October 8, 2008 – Communication from Carla Dedolph requesting that the Board authorize the County Attorney to prepare a Partial Release of Lien for property located at 2932 Mission Road;
- B. October 23, 2008 – Communication from Howard C. Teachey requesting that the Board forgive a Code Enforcement Lien against property located at 608 Benjulyln Road, Cantonment, Florida; and
- C. October 27, 2008 – Communication from Robert Johnson concerning forgiveness of a Code Enforcement Lien against property located at 223 Rosalyn Way.

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. Public Hearing for consideration of adopting an Ordinance amending Chapter 50 of the Escambia County Code of Ordinances, establishing the powers and duties of the County Fire Chief and Fire Marshal.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, adopt an Ordinance amending Chapter 50 of the Escambia County Code of Ordinances, establishing the powers and duties of the County Fire Chief and Fire Marshal.

11. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance creating the Lillian Woods Subdivision Street Lighting MSBU.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Lillian Woods Subdivision 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.

12. **5:33 p.m. Public Hearing for consideration of adopting an Ordinance creating the Summerfield 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 Summerfield 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 Providence Manor 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 Providence Manor 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 Weatherstone 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 Weatherstone 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 Autumn Meadows 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 Autumn Meadows 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. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W), at the November 12, 2008, C/W Workshop, recommends that the Board adopt a Resolution requesting the Legislative Delegation from Escambia County to introduce legislation to create, by Special Law, a Constitutional Commission to draft a Unified Government Constitution for Escambia County, as requested by Scott A. Remington, Esquire, Co-Chairman, Escambia All For One, P.C. (Item 12).

17. Reports:

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

18. Items added to the agenda.

19. Announcements.

20. Adjournment.

**BACKUP NOT INCLUDED WITH THE CLERK'S REPORT IS AVAILABLE FOR REVIEW IN
THE OFFICE OF THE CLERK TO THE BOARD
OLD COURTHOUSE ANNEX, ROOM 114**

CLERK OF THE COURTS & COMPTROLLER'S REPORT
NOVEMBER 20, 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 and Comptroller's Finance Department:

- A. Payroll Expenditures as of Payday November 14, 2008, in the amount of \$2,215,610.64;
- B. The following two Disbursement of Funds:
 - (1) October 30, 2008, to November 5, 2008, in the amount of \$8,354,536.41; and
 - (2) November 6, 2008, to November 12, 2008, in the amount of \$5,759,279.28;
- C. The Investment Report for the month ended October 31, 2008; and
- D. The Tourist Development Tax (TDT) Collections Data for Fiscal Year 2008-2009, which includes the September 2008 returns received in the month of October 2008; the revenues collected to date represent one month of collections and reflect 6.8% of the Budget for Fiscal Year 2008-2009.

2. Recommendation: That the Board accept, for filing with the Board's Minutes, Budget Analyses for the fourth quarter of Fiscal Year 2007-2008, as follows:

- A. Expenditure Budget Analysis (Budget to Actual) as of September 30, 2008;
- B. Revenue Budget Analysis (Budget to Actual) as of September 30, 2008; 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*

3. 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 Public Forum Work Session and Regular Board Meeting held November 6, 2008; and
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held November 6, 2008.

GROWTH MANAGEMENT REPORT

November 20, 2008

I. PUBLIC HEARINGS

1. **5:45 p.m. – Thursday, November 20, 2008, Public Hearing** – CPA 2008-01

RECOMMENDATION: That the Board reschedule the 5:45 p.m. public hearing from November 20, 2008 to 5:48 p.m., December 11, 2008.

II. ACTION ITEMS

1. **Chasefield Subdivision Final Plat**

RECOMMENDATION: That the Board take the following actions concerning recording of the Final Plat of Chasefield Subdivision (a 77 lot single family residential subdivision), located in the Montclair community lying south of Massachusetts Avenue (County Road C-296A) and east of Mobile Highway (U.S. Highway 90), owned and developed by James A. Scoggins. Prior to recording, the County Engineer, County Surveyor, Development Services, Bureau Chief and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E, of the Escambia a County Land Development Code. Also, prior to recording the County Surveyor must sign the Final Plat as set forth in Chapter 177.081 (1) Florida Statutes;

- A. Approve the final plat for recording; and
- B. Approve the street names “Waltham Street, Preservation Boulevard, Embers Landing”; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel “D” (1.46 acre Retention Pond), as depicted upon the final plat for permanent County maintenance, the cost of maintenance for drainage improvements are to be founded through the establishment of a stormwater management MSBU (Municipal Services Benefit Unit); and
- D. Authorize the Chairman of Vice-Chairman to execute a Two-Year Warranty Agreement for Streets and Drainage improvements and a Conservation Easement.

**COUNTY ADMINISTRATOR'S REPORT
NOVEMBER 20, 2008**

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning Appointment/Reappointments to Escambia County Extension Council – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning appointment/reappointments to the Escambia County Extension Council for two-year terms, effective December 1, 2008, through November 30, 2010:

A. Appoint the following individual:

<u>ZONE</u>	<u>NAME AND ADDRESS</u>
10	Larry Knight, 8657 Blue Jay Way, Pensacola, FL 32534-1774;

B. Reappoint the following five individuals:

<u>ZONE</u>	<u>NAME AND ADDRESS</u>
2	Brett Ward, 4761 Highway 99A, Walnut Hill, FL 32568-1910
4	Russell "Rusty" Hendrix, 1299 Bet Raines Road, Molino, FL 32577-7126
6	Tena Gindl, 309 Wegner Avenue, Cantonment, FL 32533-1245
8	Eddie Jones, 608 West Avery Street, Pensacola, FL 32501-1904
12	Elizabeth "Herbie" Morin, 6051 Moss Lane, Pensacola, FL 32505-2244; and

C. Request the County Administrator's office provide letters of appointment to incoming members and letters of appreciation to out-going members.

COUNTY ADMINISTRATOR'S REPORT

NOVEMBER 20, 2008

PAGE 2 of 13

2. **Recommendation Concerning CRA Meeting Minutes – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board approve for filing with Board's Minutes, the October 16, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

3. **Recommendation Concerning Lead Agency Proceeds From Sale of "Choose Life" License Plates – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Catholic Charities of Northwest Florida, Inc.:

- A. Approve the Agreement designating Catholic Charities of Northwest Florida, Inc., as the lead agency in Escambia County to administer and distribute revenue proceeds from the sale of the "Choose Life" license plates; and
- B. Authorize the Chairman to sign the Agreement.
4. **Recommendation Concerning Revised Substance Abuse Policy – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board approve the revised Substance Abuse Policy so that the Board of County Commissioners will be in compliance with Federal, State, and local laws and statutes.

5. **Recommendation Concerning Underground Distribution Easement – Gulf Power – Michael Hardin, Public Safety Bureau Chief**

RECOMMENDATION: That the Board approve, and authorize the Chairman to sign the Underground Distribution Easement allowing Gulf Power to install and repair underground power to the new Pensacola Beach Fire Station.

6. **Recommendation Concerning 2007-2010 State Homeland Security Grant Program Sub-Recipient Agreement – Michael Hardin, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the 2007-2010 State Homeland Security Grant Program Sub-recipient Agreement for Expenditure of Local Government Unit Funding:

- A. Approve the Agreement between Escambia County, Florida, and the State of Florida Department of Financial Services, for the continued training for team members and upkeep of equipment for Type II/WMD Hazardous Material Teams; and
- B. Authorize the Chairman to sign the Agreement.

7. **Recommendation Concerning Scheduling a Public Hearing – Pensacola Greyhound Track Cardroom Operation – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board authorize the scheduling of a Public Hearing for December 11, 2008, at 5:34 p.m., for consideration of adopting an Ordinance creating Chapter 18, Article IX, Division 1, a new Section 18-400, of the Escambia County Code of Ordinances providing authorization for pari-mutuel wagering facilities to conduct cardroom gaming as allowed by Florida law.

8. **Recommendation Concerning Out-of-County Travel – 17th Annual Sterling Conference – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board authorize out-of-County travel for any member of the Commission, County Administrator, and County Attorney wishing to participate in the 17th Annual Sterling Competitive Advantage, May 26-29, 2008, in Orlando, Florida.

9. **Recommendation Concerning County Ethics Officer – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board amend its action of December 6, 2007, concerning the designation of the Ethics Officer, Section II; C.26, Escambia County Code of Ethics Policy, by changing the language in C.16, Ethics Officer, as follows: “Unless another County employee is specifically designated as the County Ethics Officer by the Board of County Commissioners, the employee holding the position of County Human Resources Manager shall be the County Ethics Officer.”

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Escambia County Adult Drug Court Treatment Program – Catherine White, Drug Court Coordinator, Court Administration

RECOMMENDATION: That the Board take the following action concerning the Escambia County Adult Drug Court Treatment Program:

- A. Approve the two Agreements with Lakeview Center, Inc., for out-patient services for the Escambia County Drug Court Program based on piggy-backing off the Agreement with the State of Florida for the Non-Competitive Bid Process for continuation of Senate Bill 1258 Initiative (Contract Number AH 338) and authorize the Chairman to sign all related documents; and**
- B. Approve funding for the program not-to-exceed \$156,300 effective October 1, 2008 through September 30, 2009. The sources of funding are as follows:**
 - 1. Florida Department of Corrections - \$12,000;**
 - 2. Local Law Enforcement Block Grant - \$ 29,000; and**
 - 3. Drug Abuse Trust Fund - \$97,800.**

2. **Recommendation Concerning Neighborhood Stabilization Program (NSP)/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 Neighborhood Stabilization Program (NSP)/Substantial Amendment to 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 \$4,565,918 in Neighborhood Stabilization Program (NSP) funding to undertake activities targeting the acquisition, rehabilitation or redevelopment of foreclosed or abandoned properties in designated areas of Escambia County, the City of Pensacola and the Town of Century, as provided by the U. S. Department of Housing and Urban Development (HUD) under the National Housing Economic Recovery Act of 2008 (HERA); and
- B. Authorize the County Administrator to execute the 2008 Substantial Amendment and related NSP Program 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 NSP funds and to implement the NSP Program.

3. **Recommendation Concerning the Residential Rehab Grant Funding and Lien Agreements at 209 Southeast Baublits Road – 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 the Residential Rehab Grant Funding and Lien Agreements at 209 Southeast Baublits Road:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Jerry Robbins and Jan Robbins, owners of residential property located at 209 Southeast Baublits Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$550, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Sanitary sewer connection;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 209 Southeast Baublits Road, in the amount of \$550; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Jerry Robbins and Jan Robbins, and any related documents necessary to implement this Grant award.

4. **Recommendation Concerning Façade Grant Funding and Lien Agreements at 3 North New Warrington Road – 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 the Façade Grant Funding and Lien Agreements at 3 North New Warrington Road:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Sojourn Associates, LLC, owner of commercial property located at 3 North New Warrington Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$4,578 representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., (NEFI) 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301, for the following improvements:
Parking lot improvements;
- B. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 3 North New Warrington Road, in the amount of \$4,578; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Sojourn Associates, LLC, and any other related documents necessary to implement this Grant award.

5. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements at 1611 West Lakeview Avenue – 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 the Residential Rehab Grant Funding and Lien Agreements at 1611 West Lakeview Avenue:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Colvin Rancifer, Jr., and Evelyn Rancifer, owners of residential property located at 1611 West Lakeview Avenue, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$3,500, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, for the following improvements: Electrical rewiring and installing central heating and air conditioning system;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 1611 West Lakeview Avenue, in the amount of \$3,500; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Colvin Rancifer, Jr. and Evelyn Rancifer, and any related documents necessary to implement this Grant award.

6. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements at 2 Northwest Baublits 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 the Residential Rehab Grant Funding and Lien Agreements at 2 Northwest Baublits Drive:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Carrie Melton, owner of residential property located at 2 Northwest Baublits Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$3,610, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Replacement windows;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 2 Northwest Baublits Drive, in the amount of \$3,610; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Carrie Melton, and any related documents necessary to implement this Grant award.

7. **Recommendation Concerning Façade Grant Funding and Lien Agreements at 1000 North 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 the Façade Grant Funding and Lien Agreements at 1000 North Navy Boulevard:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Fun Zone Pizza, Inc., owner of commercial property located at 1000 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$6,478 representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., (NEFI) 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301 for the following improvements: Security monitoring systems;
 - B. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 1000 North Navy Boulevard, in the amount of \$6,478;and
 - C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Fun Zone Pizza, Inc., and any other related documents necessary to implement this Grant award.
8. **Recommendation Concerning Installation, Refurbishing and Removal of Pavement Markers Term Contract – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board award an Indefinite Quantity, Indefinite Delivery, Unit Price Contract, PD 07-08.120, "Installation, Refurbish and Removal of Pavement Markers Term Contract" for a period of up to thirty-six months with a retroactive effective date of October 1, 2008, to Gulf Coast Traffic Engineers, Inc., for an annual amount of \$200,000. [Funds to be available in Fund 175, Transportation Trust Fund, Cost Center 210304, Object Code 56301]

9. Recommendation Concerning Purchase of Purchase of Vehicles for the Division of Solid Waste Management – 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 08-16-0908, 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 Orville-Beckford Ford-Mercury, for two 2009 Ford-550 17,501 LB. GVWR Cab & Chassis (Dual Rear Wheel) – 4X4's for a total amount of \$107,698 for the Division of Solid Waste Management. These trucks will be added to the inventory to support Road Correction Officers work crews assigned to respond to illegal dumping and right-of-way clean up. [Solid Waste Fund 401, Cost Center 220603]

10. Recommendation Concerning Fiscal Year 2008/2009 Miscellaneous Appropriations Agreements for Outside Agencies – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning approval of the Fiscal Year 2008/2009 Miscellaneous Appropriations Agreements for Outside Agencies:

A. Approve the following Miscellaneous Appropriations Agreements to be paid from the 3rd Cent Tourist Development Tax Fund (108), Cost Center 360101:

1.	Pensacola Sports Association, Inc.	\$222,850.00
2.	Perdido Key Area Chamber of Commerce, Inc.	\$113,000.00
3.	Pensacola Bay Area Chamber of Commerce, Inc.	\$1,205,212.00

B. Authorize the Chairman to sign the Agreements and all other necessary documents; and

C. Authorize the execution of the necessary Purchase Orders.

11. Recommendation Concerning Supplemental Budget Amendment #16 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #16, Mosquito and Arthropod State 1 Funds (Fund 106), in the amount of (\$1,179) to reduce Grant funds allocated from the State of Florida for Mosquito Control activities in Escambia County.

12. Recommendation Concerning Supplemental Budget Amendment #17 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #17, Other Grants and Projects, Fund 110, in the amount of \$29,650, to recognize proceeds from a Florida Department of Transportation Highway Safety Funds Grant, and to appropriate these funds for crash data mapping.

13. Recommendation Concerning Supplemental Budget Amendment #18 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #18, Southwest Sector CRA, Fund 152, in the amount of \$428,026, to recognize proceeds from Pensacola Exchange, LLC, and appropriate these funds for the Proportionate Fair Share contribution for Blue Angel Parkway.

14. Recommendation Concerning Interlocal Agreement for Court Technology Filing Fee – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve an Interlocal Agreement among Escambia County, Walton County, and the Offices of the State Attorney and Public Defender, whereby Escambia County acts as the fiscal agent for \$1 of Walton County's \$2 court technology filing fee, providing purchasing approval and oversight of the collected funds for the State Attorney and Public Defender only. This Agreement excludes the other \$1 Court Administration portion of the funds. The Walton Board of County Commissioners has already approved this Interlocal Agreement.

15. Recommendation Concerning Contract for Exterior Bus Advertising for Escambia County, Florida – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning Contract PD 05-06.018, Exterior Bus Advertising for Escambia County, Florida:

- A. Approve Amendment #1 and Extension to the Agreement to Provide Exterior Advertising Services for Fixed Route Advertising Services for Fixed Route Buses Operated by Escambia County Area Transit, as prepared by the County Attorney's Office and authorize the Chairman to execute the Amendment; and
- B. Award a one-year extension of the Contract, in accordance with the terms and conditions of Contract PD 05-06.018, for the period of January 1, 2009, to December 31, 2009.

16. Recommendation Concerning Purchase Order to Greg Williams Electric – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board approve issuance of a Purchase Order to Greg Williams Electric, Inc., in the amount of \$9,198.50, to pay for unpaid invoices for work that was completed during Fiscal Year 2005/2006 and Fiscal Year 2006/2007. [Funding Source: Fund 351, "LOST II", Account 350213/56301/Project 06PR0099 Park Development]

17. Recommendation Concerning Jones Swamp Habitat and Water Quality Restoration Project – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board accept Modification No. 1 to Grant Agreement No. 401816G077 with the United States Department of the Interiors Fish and Wildlife Services, increasing the Grant Award from \$20,000 to \$30,000, and extending the period of the Grant award through December 31, 2011, for the Jones Swamp Habitat and Water Quality Restoration Project. Modification No. 1 provides an additional \$10,000 for the ongoing Jones Creek Stream Restoration Project. Staff from the Water Quality Division will provide match in the form of in-kind services. No cash match is required.

18. Recommendation Concerning Amendment to Contract for Interruptible Natural Gas Service – City of Pensacola – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the City of Pensacola (d/b/a Energy Services of Pensacola) First Amendment to the Agreement for Interruptible Natural Gas Service:

- A. Approve the Amendment authorizing a fixed charge of \$150.00 monthly; a fuel charge of \$8.64 per MMBTU (Million British Thermal Units); a usage charge of \$1.99 per MMBTU; and a time extension for a period of 11 months, from December 1, 2008, to October 31, 2009; and
- B. Authorize the Chairman or Vice Chairman to execute all documents relating to the Amendment as required.

COUNTY ATTORNEY'S REPORT
November 20, 2008

I. FOR ACTION:

1. RAPID MANAGEMENT COMPANY V. BOARD OF COUNTY COMMISSIONERS, ESCAMBIA COUNTY, FLORIDA; CASE NO. 2008-CA-000527

That the Board authorize the FY09 Time and Material billing rates of GeoTrans, Inc., specifically Pete Andersen, P.E., who serves as an expert witness for the County.

2. Attorney/Client Session – Escambia County v. Allied Waste Services of North America, LLC Case No.: 3:08cv88/LAC/EMT

That the Board take the following action concerning the scheduling of an Attorney/Client Session to discuss *Escambia County v. Allied Waste Services of North America, LLC*.

- A. Schedule an Attorney/Client Session for Thursday, December 11, 2008, at 3:30 p.m.; and
- B. Approve advertising in the Pensacola News Journal on Sunday, November 30, 2008.