

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 19, 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.

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6. Proclamations/Special Recognition.

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

- A. Adopt the Proclamation commending and congratulating JoAnna Lee, the Commanding Officer of the NJROTC at Escambia High School, for graduating with honors and receiving an appointment by Congressman Jeff Miller to the prestigious Naval Academy; and
- B. Recognize, with a plaque, the following members of the Escambia County Area Transit (ECAT) Citizens' Advisory Committee for their dedication and service to the community:

District 1

Sherri Myers

District 2

Marc C. Welhaven

Jane Birdwell

District 3

Wanda Shakir

Katherine D. Wade

District 4

Scott A. Remington

Richard G. Hahner

District 5

Reverend Bob Graves

John Rasmussen

County Administrator and City Manager

Michael S. Diggs

Dian Parsley

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7. Employee of the Month Proclamations/Retirement Proclamations.

Recommendation: That the Board adopt the following six Proclamations:

- A. The Proclamation commending and congratulating Norman P. Autin, Jr., Engineering Specialist, Public Works Bureau, Engineering Division, on his retirement after 33 years of service;
- B. The Proclamation commending and congratulating William C. Blackmon, Building Code Inspector, Development Services Bureau, Building Inspections Division, on his retirement after eight years of service;
- C. The Proclamation commending and congratulating Alfred J. English, Custodial Worker, Public Works Bureau, Facilities Division, on his retirement after 23 years of service;
- D. The Proclamation commending and congratulating Stephanie R. Holmes, Engineering Project Coordinator, Public Works Bureau, Engineering Division, on her retirement after 24 years of service;
- E. The Proclamation commending and congratulating William R. Miskiewicz, Development Services Bureau, Building Inspections Division, on his retirement after seven years of service; and
- F. The Proclamation commending and congratulating Robert Thomas, Public Works Bureau, Roads Division, on his retirement after 33 years of service.

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8. Written Communication.

- A. May 15, 2008 – Communication from Barbie Sanders regarding a Code Enforcement Lien against property located at the 4600 Block of Petra Circle;
- B. May 18, 2008 – Communication from Robin Hall requesting that the Board waive the daily fines associated with a Code Enforcement Lien against property located at the foot of Donley Street;
- C. May 28, 2008 – Communication from Mark R. Whittaker, Hammons, Longoria & Whittaker, P.A., regarding a Code Enforcement Lien against the property of the Estate of Roxie Mae Blackmon recorded in Official Records (O.R.) Book 5915, Page 1830, and O.R. Book 6045, Page 1327; and
- D. June 9, 2008 – Communication from Leon Rosenfield requesting that the Board remove his name from a Fire Municipal Services Benefit Unit (MSBU) Lien against property located at 821 North 65th Avenue.

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 designating 201 South Navy Boulevard as a Brownfields 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 **second** of two Public Hearings on the proposed designation of 201 South Navy Boulevard as a Brownfields Area;
- B. Adopt a Resolution designating 201 South Navy Boulevard as a Brownfields Area within the Warrington Redevelopment Area of Escambia County, for the purpose of economic development and environmental rehabilitation, authorizing the Community Redevelopment Agency Division Manager to notify the Department of Environmental Protection of said designation, and providing for an effective date; and
- C. Authorize the Chairman to sign the Resolution.

11. **5:32 p.m. Public Hearing for consideration of the Petition to Vacate a portion of Hornsby Drive, as petitioned by Kelly B. Anderson, Jr., and Denise J. Anderson.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, take the following action regarding the Petition to Vacate a portion of Hornsby Drive, approximately 5,000 square feet, or 0.11 acre, as petitioned by Kelly B. Anderson, Jr., and Denise J. Anderson:

- A. Approve the Petition to Vacate;
- B. Accept the Hold/Harmless Agreement;
- C. Adopt the Resolution to Vacate; and
- D. Authorize the Chairman or Vice Chairman to accept the documents as of the day of delivery of the documents to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to execute them at that time.

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12. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W), at the June 12, 2008, C/W Workshop, recommends that the Board take the following action:

- A. Approve offering the Escambia County School Board \$2 million for the Wedgewood Middle School property and the Old Molino School property, with staff to identify the funding source at the June 19, 2008, Regular Board Meeting (Item 6);
- B. Approve the revised budget of \$75,000 to reinstate the Merit System Protection Board (Item 7);
- C. Approve funding the Pathway for Change Program, in the amount of \$100,000, for the remainder of the current Fiscal Year, with the issue to be readdressed at a later date (Item 8);
- D. Adopt the *Code Enforcement/Nuisance Abatement Lien Collection Policy* (Item 11);
- E. Approve funding \$46,484 (*from 4th Cent Tourist Development Tax proceeds [in the Fiscal Year 2008-2009 Budget]*) for one lifeguard stand for the Santa Rosa Island Authority, and approve reducing the (*Fiscal Year 2008-2009*) funding for the Arts Council of Northwest Florida to \$100,000, contingent upon the Arts Council providing documentation for matching funds (Item 12); and
- F. Approve rescinding the Escambia Board of County Commissioners' action of April 29, 2008, adopting (*Joint*) Resolution R2008-93 requesting the support of Congressman Jeff Miller to sponsor Federal legislation to release the restrictions on conveyance of property on Santa Rosa Island and directing both the Counties' staff to work together on language that would amend the existing Deed and the Bill that would propose the amendment to the Deed in the U. S. Congress, and approve notifying the Santa Rosa Board of County Commissioners of the Board's action (Commissioner Valentino Add-on #1).

13. Reports:

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

14. Items added to the agenda.

15. Announcements.

16. 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 19, 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. Payroll Expenditures for Pay Date June 13, 2008, in the amount of \$2,889,240.17; and
- B. The following two Disbursement of Funds:
  - (1) May 29, 2008, to June 4, 2008, in the amount of \$15,875,594.15; and
  - (2) June 5, 2008, to June 11, 2008, in the amount of \$2,601,480.61;
- C. The Investment Report for the month ended May 31, 2008; and
- D. The Tourist Development Tax Collections Data for Fiscal Year 2007-2008, for April 2008 returns received in the month of May 2008; the revenues collected to date represent seven months of collections and reflect 51% of the Budget to date.

- I. CONSENT AGENDA – Continued
2. 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 *DEP Agreement No. S0097, Amendment No. 2*, as executed by the Chairman on June 3, 2008, based on the Board's action of January 23, 2003, approving the *Florida Department of Environmental Protection (DEP) Stormwater Retrofitting Grant for Jackson Branch Lakes – Bayou Chico Restoration*; and
- B. The recorded *Commercial Facade, Landscape, and Infrastructure Grant Program Lien Agreement* with Paul D. Stinson, for property located at 3520 Mobile Highway, as approved by the Board on May 24, 2007, and recorded in Official Records Book 6335, Pages 133 and 134, on June 3, 2008.

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 Joint Meeting of the Board of County Commissioners and Pensacola City Council held May 27, 2008;
- B. Approve the Minutes of the Public Forum Work Session and Regular Board Meeting held June 5, 2008; and
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held June 5, 2008.

## GROWTH MANAGEMENT REPORT

June 19, 2008

### I. ACTION ITEMS

#### 1. Recording of Resolution

**Recommendation:** That the Board take the following action regarding a Resolution passed by the State of Florida Board of Trustees of the Internal Improvement Trust Fund:

- A. Waive objection and approve recording of a Resolution to establish an Erosion Control Line on Perdido Key approved by the State of Florida Board of Trustees of the Internal Improvement Trust Fund.

#### 2. Robinsons Mill Final Plat

**Recommendation:** That the Board take the following actions concerning recording of the Final Plat of Robinsons Mill (a 61 lot single family residential subdivision), located in the Gonzalez community lying east of Chemstrand Road (County Road 749) and north of East Kingsfield Road, owned and developed by Robinsons Mill, LLC. Prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E, of the Escambia County Land Development Code. Also, prior to recording the County Surveyor must sign the Final Plat as set forth in Chapter 177.081 (1) Florida Statutes;

- A. Approve the final plat for recording; and
- B. Approve the street names "Paddlewheel Way, Flowing Water Road, Grindstone Lane, Ironforge Road"; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel "A" (1.23 acre Retention Pond), as depicted upon the final plat for permanent County maintenance, the cost of maintenance for drainage improvements are to be funded through the establishment of a stormwater management MSBU (Municipal Services Benefit Unit); and
- D. Authorize the Chairman or Vice-Chairman to execute a Two-Year Warranty Agreement for Streets and Drainage Improvements without surety/financial security and a Conservation Easement.

### 3. Rosa Parks Final Plat

**Recommendation:** That the Board take the following actions concerning recording of the Final Plat of Rosa Parks (a 29 lot single family residential subdivision), located in the Central Pensacola community lying west of North Palafox Street (U.S. Highway 29) and south of West Leonard Street (County Road 480), owned and developed by D.H. Parks, LLC. Prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E, of the Escambia County Land Development Code. Also, prior to recording the County Surveyor must sign the Final Plat as set forth in Chapter 177.081 (1) Florida Statutes;

- A. Approve the final plat for recording; and
- B. Approve the street name "Rosa Parks Circle"; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel "A" (0.40 acre Retention Pond), Parcel "C" (public right-of-way for "D" Street) as depicted upon the final plat for permanent County maintenance, the cost of maintenance for drainage improvements are to be funded through the establishment of a stormwater management MSBU (Municipal Services Benefit Unit); and
- D. Authorize the Chairman or Vice-Chairman to execute a Two-Year Warranty Agreement for Streets and Drainage improvements and a Release of Claims for Damages, Hold Harmless and Idemnification Agreement.

**COUNTY ADMINISTRATOR'S REPORT**  
**June 19, 2008**

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

1. **Recommendation Concerning Loan of Voting Equipment to Clay County – David H. Stafford, Supervisor of Elections**

**RECOMMENDATION:** That the Board approve the request to extend the terms of the previously-authorized loan of ten Optech IIP Eagle precinct tabulating machines to Clay County Supervisor of Elections Office.

2. **Recommendation Concerning the Scheduling of a Public Hearing – Maple Oaks West II Street Lighting MSBU – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board authorize the scheduling of a Public Hearing for the establishment of a street lighting Municipal Services Benefit Unit (MSBU) on July 10, 2008, at 5:31 p.m., to consider the adoption of an Ordinance creating the Maple Oaks West Phase II Street Lighting MSBU.

3. **Recommendation Concerning Donation of Surplus Property to St. Paul A.M.E. Zion Church – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the Donation of surplus property to St. Paul A.M.E. Zion Church:

- A. Adopt a Resolution authorizing the donation of surplus property to St. Paul A.M.E. Zion Church, and 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
- B. Authorize the Chairman to sign all documents related to the donation.
4. **Recommendation Concerning Disposition of Surplus Equipment – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve the Requests for Disposition of Surplus Equipment to be sold as surplus or appropriately disposed of, all of which are described on eight requests, as provided by various County Bureaus, for the reasons stated on each, the value of which is estimated at under \$5,000.

**COUNTY ADMINISTRATOR'S REPORT**

**JUNE 19, 2008**

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5. **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 May 15, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

6. **Recommendation Concerning EZDA Agency Second Quarter Information Report – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board accept for filing with the June 19, 2008, Board's Minutes, an Information Report concerning the Enterprise Zone Development Agency (EZDA) Second Quarter Report.

7. **Recommendation Concerning Establishing an Escambia-Pensacola Affordable Housing Advisory Committee / Appointing Committee Members – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board, in conjunction with the Pensacola City Council, take the following action regarding the Escambia-Pensacola Affordable Housing Advisory Committee:

- A. Approve the establishment of an Affordable Housing Advisory Committee (AHAC), pursuant to Section 420.9076, Florida Statutes; and
- B. Appoint, by Resolution, the following 14 members to serve on the AHAC for a three-year term effective July 1, 2008, through June 30, 2011:
1. Raymond Noel
  2. Buzz Ritchie
  3. A. Darnell Sims
  4. Mark Dufva
  5. James Howard
  6. Dan Horvath
  7. Betty Salter
  8. Theo Barrs III
  9. Veronica Dias
  10. Karen Sindel
  11. Jennifer Fleming
  12. Mike Rogers
  13. Susan Nelms
  14. Terry Gould

**COUNTY ADMINISTRATOR'S REPORT**

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8. **Recommendation Concerning the Policy for Disposition of County Property – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board approve amending Policy B-1, 2, Section II, Procedures for Disposition of County Property, as provided, to conform to current operational procedures, County organizational policies and Florida Statute 274.

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

**RECOMMENDATION:** That the Board authorize out-of-County travel for the County Administrator to attend The Center for Creative Leadership in Colorado Springs, Colorado, on September 8-12, 2008, based on his acceptance into the leadership program.

**II. Budget/Finance Consent Agenda**

1. **Recommendation Concerning Supplemental Budget Amendment #239 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #239, State Housing Initiatives Partnership (SHIP) Grants Fund (120), in the amount of (\$5,049,540) to recognize a reduction in revenue funds from the SHIP Grants and Hurricane Housing Recovery Program Grant and adjusting the corresponding expenditures to accurately reflect the Grants' available balances.

2. **Recommendation Concerning Supplemental Budget Amendment #247 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #247, State Housing Initiatives Partnership (SHIP) Grants' Fund (120) and the General Fund (001), in the amount of \$200,000, to recognize additional indirect cost funds from the Hurricane Housing Recovery Program Grant and appropriate them into the current Fiscal Year for general governmental purposes.

3. **Recommendation Concerning Supplemental Budget Amendment #253 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #253, Other Grants and Projects Fund (110), in the amount of \$1,485,500, to recognize funding for a loan agreement with the Federal National Mortgage Association or Fannie Mae and appropriate these funds into the current Fiscal Year for the Journey Workforce Housing Development Project.

4. **Recommendation Concerning Supplemental Budget Amendment #256 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #256, Economic Development Fund (102), in the amount of \$65,605, to recognize proceeds from the sale of property at the Commerce Park, Lot 12, and to appropriate these funds to repay an Interfund Loan to the Internal Revenue Service Fund (501).

**COUNTY ADMINISTRATOR'S REPORT**

**JUNE 19, 2008**

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**5. Recommendation Concerning Supplemental Budget Amendment #258 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve Budget Amendment #258, General Fund (001), in the amount of \$178,681, to increase the draw for the Property Appraiser, to cover the costs associated with the retirement incentive plan.

**6. Recommendation Concerning Appointment of Extension Services Division Manager – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board confirm the appointment of Pamela Allen, to the position of Division Manager, Extension Services, with an annual salary of \$80,900 (\$35,000 paid by County, \$45,900 paid by State), effective May 27, 2008.

**7. Recommendation Concerning Fourth of July Parking Agreement with Winterfest – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Fourth of July Parking Agreement with Winterfest:

**A. Approve the Fourth of July Parking Agreement between Escambia County (County) and Winterfest of Pensacola, Inc., (Winterfest) with the following stipulations for the parking lot:**

- 1. Winterfest agrees to act as an agent for the County on July 4, 2008, to oversee and manage the County parking lot located at the corner of 9th Avenue and Chase Street, in Pensacola;**
- 2. A parking fee of \$5.00 per vehicle will be collected on behalf of the County by Winterfest; and**
- 3. As compensation for the services provided by Winterfest on behalf of the County, the County agrees to pay Winterfest 66 2/3% of the amount collected by Winterfest and tendered to the County and 33 1/3% to the Boy Scout Troop 676. Winterfest accepts responsibility for assuring that the County's portion of the amount is donated to the Boy Scout Troop 676; and**

**B. Authorize the Chairman or Vice Chairman to execute the Agreement.**

8. **Recommendation Concerning Purchase of a Replacement 9-1-1 System – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board authorize the County to piggyback off of the Greenville County, South Carolina, Contract RFP #01-07/24/06, 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 Motorola, Inc., for the replacement 9-1-1 equipment, software, installation, training, maintenance and warranty for Escambia County Public Safety, Escambia County Sheriff's Office and the Pensacola Police Department in the amount of \$2,280,356. [Funding is available from Fund 145 (E911 Operations Fund, Cost Center 330404 - \$905,504; and Fund 145 (E911 Operations Fund), Cost Center 330406 – \$1,374,852]

9. **Recommendation Concerning Residential Rehab Grant Program Funding and Lien Agreements for 429 Baublits Court – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 429 Baublits Court:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Susan Smith, owner of residential property located at 429 Baublits Court, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,052.50, representing an in-kind match through Warrington Tax Increment Financing (TIF), Fund 151 - Cost Center 220516, Object Code 58301, for the following improvements: Electrical rewiring and sanitary sewer connection;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 429 Baublits Court, in the amount of \$2,052.50; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Susan Smith, and any other related documents necessary to implement this Grant award.

10. **Recommendation Concerning Commercial Façade, Landscape and Infrastructure Grant Program Funding and Lien Agreements for 201-205 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 Façade Grant Funding and Lien Agreements at 201-205 North Navy Boulevard:

- A. **Rescinding Commercial Façade, Landscape and Infrastructure Grant Program Funding Agreement between Escambia County CRA and James E. and Ann H. Mooney, owners of commercial property located at 201-205 North Navy Boulevard (to be operated as commercial Lease space), in the amount of \$10,000, representing an in-kind match through the 2004 Community Development Block Grant (CDBG), Fund 129 – Cost Center 220415, Object Code 58301, due to contractor's non-performance and lack of willingness to prepare the necessary paperwork for Grant processing;**
- B. **Rescinding Commercial Façade, Landscape and Infrastructure Grant Program Lien Agreement for the property located at 201-205 North Navy Boulevard, Pensacola, Florida, in the amount of \$10,000;**
- C. **Approving Commercial Façade, Landscape and Infrastructure Grant Program Funding Agreement between Escambia County CRA and James E. Mooney and Ann H. Mooney, owners of commercial property located at 201-205 North Navy Boulevard (to be operated as commercial Lease space), in the amount of \$5,850, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151 – Cost Center 220516, Object Code 58301, for the following improvements: Rehabilitate the exterior of the building to include a new front elevation and stucco exterior;**
- D. **Approving Commercial Façade, Landscape, and Infrastructure Grant Program Lien Agreement for the property located at 201-205 North Navy Boulevard, Pensacola, Florida, in the amount of \$5,850; and**
- E. **Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and James E. Mooney and Ann H. Mooney, and any other related documents necessary to implement this Grant award.**

11. Recommendation Concerning Sign Grant Program Agreement – 201-205 North Navy Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board ratify the following actions of the Escambia County Community Redevelopment Agency (CRA) concerning Sign Grant Program Funding Agreement at 201-205 North Navy Boulevard:

- A. Approving Sign Grant Program Funding Agreement between Escambia County CRA and James E. Mooney and Ann H. Mooney, owners of commercial property located at 201-205 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151 – Cost Center 220516, Object Code 58301, for the following improvements: Install new signage; and
- B. Authorizing the Chairman to sign the Funding Agreement between Escambia County CRA and James E. Mooney and Ann H. Mooney, and any other related documents necessary to implement this Grant award.

12. Recommendation Concerning Sign Grant Program Funding Agreement for 3740 North Pace Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Sign Grant Program Funding Agreement at 3740 North Pace Boulevard:

- A. Approving Sign Grant Program Funding Agreement between Escambia County CRA and RKL Enterprises of Pensacola, Inc., owner of commercial property located at 3740 North Pace Boulevard, Pensacola, Florida, in the Palafox Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Palafox Tax Increment Financing (TIF), Fund 151 – Cost Center 220517, Object Code 58301 and 2006 Community Development Block Grant (CDBG), Fund 129 - Cost Center 221403, Object Code 58301, for the following improvements: Install new signage; and
- B. Authorizing the Chairman to sign the Funding Agreement between Escambia County CRA and RKL Enterprises of Pensacola, Inc., and any other related documents necessary to implement this Grant award.

13. **Recommendation Concerning Commercial Façade, Landscape and Infrastructure Grant Program Funding and Lien Agreements for 3912 Barrancas 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 Facade Grant Funding and Lien Agreements at 3912 Barrancas Avenue:

- A. **Approving Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Kerr Treehouse Day Care and Learning Center, owner of commercial property located at 3912 Barrancas Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, in the amount of \$5,001, representing an in-kind match through Barrancas Tax Increment Financing (TIF), Fund 151 – Cost Center 220519, Object Code 58301, for the following improvements: Restore architectural features and paint exterior building;**
- B. **Approving Commercial Façade, Landscape and Infrastructure Grant Program Lien Agreement for the property located at 3912 Barrancas Avenue, in the amount of \$5,001; and**
- C. **Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Kerr Treehouse Day Care and Learning Center, and any other related documents necessary to implement this Grant award.**

14. **Recommendation Concerning Memoranda of Understanding with the Escambia County Sheriff's Office – 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 Memoranda of Understanding (MOU) between Escambia County CRA and the Escambia County Sheriff's Office (ECSO) for the funding of crime prevention and reduction programs in the Palafox and Warrington Redevelopment Areas:

- A. Adopting a Memorandum of Understanding between Escambia County CRA and ECSO, acknowledging the total funding contribution of up to \$245,000 (Cost Center 220517) to be used within the Palafox Redevelopment Area, to fund three off-duty officers to be used for crime prevention and reduction programs, as best determined by the Sheriff's Office;
- B. Adopting a Memorandum of Understanding between Escambia County CRA and ECSO, acknowledging the total funding contribution of up to \$245,000 (Cost Center 220516) to be used within the Warrington Redevelopment Area, to fund three off-duty officers to be used for crime prevention and reduction programs, as best determined by the Sheriff's Office;
- C. Adopting the Sheriff's Office CRA Expansion Project Action Initiative for the Palafox and Warrington Redevelopment Areas to include Concept of Operations, Communications, and Objectives; and
- D. Authorizing the Chairman to sign the MOUs.

15. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 742 Citrus Street – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 742 Citrus Street:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Zoltan Nagy-Perge and Ildiko Nagy-Perge, owners of residential property located at 742 Citrus Street, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$3,206, representing an in-kind match through Brownsville Tax Increment Financing (TIF), Fund 151 - Cost Center 220515, Object Code 58301, for the following improvements: Install new storm windows and shutters;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 742 Citrus Street, in the amount of \$3,206; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Zoltan Nagy-Perge and Ildiko Nagy-Perge, and any other related documents necessary to implement this Grant award.

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16. Recommendation Concerning a Change Order for the Oriskany Reef Sampling – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board approve issuance of the following Change Order to Texas A&M Research Foundation (Geochemical and Environmental Research Group) for chemical analyses of marine organism tissue samples collected from the Oriskany Reef in February and April 2008:

Bureau: Neighborhoods/Community Services Bureau  
Division: Marine Recreation  
Type: Addition  
Amount: \$58,000.00  
Vendor: Texas A&M Research Foundation (Geochemical and Environmental Research Group)  
Project Name: Oriskany Reef  
Contract: n/a  
PO No.: 280916  
CO No. 1  
Original Award Amount: \$77,000.00  
Amount of Change Order #1: \$58,000.00  
New Contract Total: \$135,000.00

[Funding Source: Fund 110, "Oriskany PCB Monitoring", Account 220338/53401, (\$37,178.00) and Fund 108 "Tourist Promotion Fund/4th Cent Marine Recreation", Account 221101/53401, (\$20,822)]

17. Recommendation Concerning Ratification of Change Order for Property, Casualty and Liability Insurance – Michael Hardin, Public Safety Bureau Chief

**RECOMMENDATION:** That the Board ratify the following Change Order:

Bureau: Public Safety  
Division: Fire  
Type: Addition  
Amount: \$70,000  
Vendor: Whitman & Whitman Insurance, Inc.  
Project Name: Property, Casualty & Liability Insurance  
PD#: 02-03.83  
PO#: 280300  
County CO#: 1  
Original Amount: \$300,000  
New Total: \$370,000

Funding Source: Fund 143, Fire Protection, Cost Center 330202, Fire Suppression, Object Code 54501, Insurance]

18. **Recommendation Concerning State of Florida, Agency for Health Care Administration Initial Clinical Laboratory Licensure Application for Certificate of Exemption for Escambia County Emergency Medical Services – Michael Hardin, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the State of Florida, Agency for Health Care Administration Initial Clinical Laboratory Licensure Application for Certificate of Exemption for Escambia County Emergency Medical Services (EMS):

- A. Approve the Application to allow Escambia County EMS to continue limited laboratory testing in accordance with the State Clinical Laboratories Improvement Act at a cost of \$100, for a period of 24 months; and
- B. Authorize the Chairman to sign the Application and related documents required to meet State requirements.

[Funding Source: Fund 408 (EMS), Cost Center 330301, Account Code 54901]

19. **Recommendation Concerning Recovery of Outstanding Debts Owed Escambia County Emergency Medical Services – Michael Hardin, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the filing of a suit for recovery of outstanding debts owed Escambia County Emergency Medical Services (ECEMS) by the Health Center of Pensacola, at a cost of approximately \$500:

- A. Authorize Armstrong and Associates to file the suit; and
- B. Authorize ECEMS to retain the services of an attorney through Armstrong and Associates, a collection agency under Contract to ECEMS, to conduct the suit.

[Funding Source: Fund 408 (EMS), Cost Center 330304]

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**20. Recommendation Concerning Fiscal Year 2008-2009 Detailed Work Plan Budget – Arthropod Control – Joy D. Blackmon, P.E., Public Works Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Detailed Work Plan Budget for Arthropod (Mosquito) Control Division:

- A. Approve the Detailed Work Plan Budget – Arthropod Control for Fiscal Year 2008-2009; and**
- B. Authorize the Chairman to sign the document.**

**21. Recommendation Concerning Change Order Bay Design – Contract CO#8 One Stop A&E Fees – Joy D. Blackmon, P.E., Public Works Bureau Chief**

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

<b>Department:</b>	<b>Public Works</b>	
<b>Division:</b>	<b>Facilities</b>	
<b>Type:</b>	<b>Addition</b>	
<b>Amount:</b>	<b>\$9,580.00</b>	
<b>Vendor:</b>	<b>Bay Design</b>	
<b>Project Name:</b>	<b>New One Stop Building</b>	
<b>PO #:</b>	<b>280573-2 (270570-5) (261601)</b>	
<b>PD #:</b>	<b>01-02.080</b>	
<b>Contract CO #:</b>	<b>8</b>	
<b>Original Award Amount:</b>		<b>\$801,800.00</b>
<b>Cumulative Amount for Contract Change Orders thru #8:</b>		<b><u>\$109,755.00</u></b>
<b>New Contract Total:</b>		<b>\$911,555.00</b>

**[Funding Source: Fund 351, Local Option Sales Tax II, Cost Center 110261, Object Code 56201, Project #05AD0029]**

22. **Recommendation Concerning Rural Transportation Projects Grant Applications – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

**RECOMMENDATION:** That the Board the following action regarding Grant applications with the State of Florida Department of Transportation for transportation enhancement projects:

- A. Approve submittal of an Application for a Transportation Enhancement Program for 5-foot paved shoulders on Crabtree Church Road from Hwy 97 to Sunshine Hill Road;
- B. Approve submittal of an Application for a Transportation Enhancement Program for 5-foot paved shoulders on Molino Road, Jahaza Street and Fairground Road from Hwy 29 to Molino Fairground Park;
- C. Approve submittal of an Application for a Transportation Enhancement Program for 5-foot paved shoulders on Hwy 4 (CR-4) from Hwy 29 (SR-95) to Hwy 97 (SR-97) and Hwy 4 (SR-4) from Hwy 29 (SR-95) to the Santa Rosa County line; and
- D. Adopt a Resolution in support of an Application for transportation enhancement funding for 5-foot paved shoulders on Crabtree Church Road, Molino Road and Hwy 4.

COUNTY ATTORNEY'S REPORT  
June 19, 2008

I. **FOR ACTION:**

1. **HENRY COMPANY HOMES, INC. v. CHRISTOPHER A. CURB**  
**CASE NO. 3:07cv288/LAC/EMT**

That the Board of County Commissioners approve a settlement in which Henry Company Homes, Inc., will dismiss with prejudice its appeal of the final summary judgment in favor of Christopher A. Curb for the 42 U.S.C. § 1983 claim for damages for deprivation of civil rights, for tortious interference with an advantageous business relationship, and for denial of substantive due process under the Florida Constitution. In exchange, Mr. Curb, through the County, and Henry Company Homes, Inc., will jointly move that his motion for attorney's fees pending in the U. S. District Court be withdrawn.

2. **JEAN CALLIS-SMITH WORKERS' COMPENSATION WASHOUT SETTLEMENT**

That the Board approve a washout settlement with former Escambia County Sheriff's Department employee Jean Callis-Smith in the amount of \$542,594.15. The County shall be reimbursed for 100.0% of this settlement amount by an excess insurance carrier, Midwest Employer's Casualty.

3. **FTA CHARTER SERVICE COMPLAINT DOCKET NO. 2007-13**

That the full FTA opinion be placed in the records, as the copy submitted at the May 7, 2008, meeting omitted some pages.