

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 – August 21, 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.
6. Proclamations – None.
7. Employee of the Month Proclamations/Retirement Proclamations.

Recommendation: That the Board adopt the following two Proclamations:

- A. The Proclamation commending and congratulating Deborah H. Greene, Urban Planner II, Development Services Bureau, Development Review Division, on her retirement after 32 years of service; and
- B. The Proclamation commending and congratulating Marcus B. Martin, Jr., Corrections Officer, Corrections Bureau, Road Prison Division, on his retirement after 22 years of service.

AGENDA – BOARD OF COUNTY COMMISSIONERS

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8. Written Communication – None.

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 and accept, for filing with the Board's Minutes, the certified affidavit establishing proof of publication for the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule*.

10. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W), at the August 14, 2008, C/W Workshop, recommends that the Board take the following action:

A. Take the following action concerning the Escambia County Health Facilities Authority reserves (Item 4 *[at the July 30, 2008, Budget Workshop, the Board directed staff to begin negotiations with the Authority that would allow or would effect the transfer of a portion of the (Authority's investment) proceeds, to be allocated to community non-profit health organizations]*):

(1) Approve directing staff to meet with the Authority Board to discuss the Board of County Commissioners' (BCC) concerns, with a designee of the BCC to also be in attendance; and

(2) Approve directing County Attorney Rogers and her staff to explore the BCC's options, and provide a Report at a future C/W Workshop; and

B. Approve specifically earmarking, to pay off that portion (*of the Tourist Development Tax Bond*) that is associated with the (*\$10 million*) beach re-nourishment project on Santa Rosa Island, the Santa Rosa Island Authority revenues (*\$2,569,988 in reserves*) that have been collected (Item 6).

11. Reports:

Clerk of the Circuit Court & Comptroller
County Administrator
County Attorney

12. Items added to the agenda.

13. Announcements.

14. 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
August 21, 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 August 8, 2008, in the amount of \$2,249,204.65; and
- B. The following two Disbursement of Funds:
 - (1) July 31, 2008, to August 6, 2008, in the amount of \$14,863,221.40; and
 - (2) August 7, 2008, to August 13, 2008, in the amount of \$6,695,419.77;
- C. The Investment Report for the month ended July 31, 2008; and
- D. The Tourist Development Tax Collections Data for Fiscal Year 2007-2008, which includes the June 2008 returns received in the month of July 2008; the revenues collected to date represent ten (10) months of collections and reflect 79% 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 recorded copy of the *Mortgage and Security Agreement (Pines at Warrington)*, based on the Board's April 6, 2006, approving the SHIP (State Housing Initiatives Partnership) Loan Agreement with Pines at Warrington Limited Partnership, and the September 21, 2006, action approving Amendment #1 to the Pines at Warrington Rental Development Agreement, as provided to the Clerk to the Board's Office.

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 August 7, 2008;
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held August 7, 2008; and
- C. Accept, for filing with the Board's Minutes, the Report of the Budget Workshop held July 30 and July 31, 2008.

**COUNTY ADMINISTRATOR'S REPORT
AUGUST 21, 2008**

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning Tobacco-Free Workplace Policy – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Tobacco-Free Workplace Policy:

- A. Approve the Tobacco-Free Workplace Policy, effective October 1, 2008;**
- B. Adopt the Resolution providing a guideline relating to a Tobacco-Free Workplace Policy; and**
- C. Authorize the Chairman to sign the Resolution.**

2. Recommendation Concerning Equal Employment Opportunity Plan Policy – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Equal Employment Opportunity Plan Policy:

- A. Approve the Equal Employment Opportunity Plan Policy, so that the Board of County Commissioners will be in compliance with Federal, State, and local laws, regulations, and statutes;**
- B. Rescind the Workforce Diversity Plan which will be replaced by the Equal Employment Opportunity Plan Policy; and**
- C. Authorize the Chairman and County Administrator to sign the Equal Employment Opportunity Policy Statement.**

COUNTY ADMINISTRATOR'S REPORT

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

RECOMMENDATION: That the Board accept for filing with the August 21, 2008, Board's Minutes, the Operation Brownsville April through June 2008 Action Register and Escambia Sheriff's Office Report.

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

RECOMMENDATION: That the Board approve for filing with Board Minutes, the July 24, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

5. Recommendation Concerning Florida Division of Forestry Annual Report – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board accept, for filing with the Board's Minutes, the Florida Division of Forestry, Annual Report to the Escambia County Board of Commissioners for Fiscal Year 2007-2008, submitted by Elton Gilmore, Forest Area Supervisor, and Adam Parden, County Forester, Division of Forestry.

6. Recommendation Concerning Equestrian Center Advisory Committee Reappointment – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board reappoint Austin Courson to the Equestrian Center Advisory Committee for a one-year term, effective August 24, 2008, through August 23, 2009, to fill the student ex-officio, non-voting position.

7. Recommendation Concerning Florida Fish and Wildlife Conservation Commission Grant Amendment – T. Lloyd Kerr, AICP, Development Services Bureau Chief

RECOMMENDATION: That the Board take the following action regarding Florida Fish and Wildlife Conservation Commission (FWC) Grant No. 07047a1 Amendment to Contract, Escambia County Beaches Habitat Conservation Plan:

- A. Approve the Amendment authorizing a time extension to the Grant for a period of one year from August 31, 2008, to August 31, 2009; and
- B. Authorize the Chairman to sign the Amendment.

8. Recommendation Concerning Amendment to the Interlocal Agreement with the Pensacola Downtown Improvement Board – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board approve and authorize the Chairman to execute the Amendment to the Interlocal Agreement Between Escambia County, Florida and the Pensacola Downtown Improvement Board for the Creation of a Comprehensive Downtown Parking Strategy for Centralized and Efficient Management of Downtown Parking Facilities, to allow County-owned vehicles with a County-issued license plate, including Sheriff's vehicles, to park in any of the undesignated spaces set aside for County employee parking within the parking garage at any time, subject to space availability.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Federal Elections Activities Grant Funds – David H. Stafford, Supervisor of Elections

RECOMMENDATION: That the Board take the following action concerning Federal Elections Activities Funds from the Department of State:

A. Certify that the County will match State Grant funds with \$7,472.04 from the Supervisor of Elections' Fiscal Year 2007/2008 Budget; and

B. Authorize the Chairman to sign the Certificate Regarding Matching Funds.

2. Recommendation Concerning Change Order for Criminal Justice System Assessment Study – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning a Change Order for National Center for State Courts for the Criminal Justice System Assessment Study:

A. Approve the following Change Order:

Bureau:	Management & Budget Services Bureau
Type:	Addition
Amount:	\$102,362.00
Vendor:	Justice Concepts Incorporated
Project Name:	Criminal Justice System Assessment Study
Contract:	PD 07-08-050
PO No:	281274
CO No:	1

Original Award Amount:	\$140,000.00
Cumulative Amount of Change Orders through CO #1:	<u>\$102,362.00</u>
New Contract Total:	\$242,362.00

[Funding: Cost Center 410507 – Article V Fund]; and

B. Authorize the County Administrator to execute the necessary Change Order.

3. **Recommendation Concerning Supplemental Budget Amendment #325 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #325, Other Grants & Projects (Fund 110), in the amount of \$152,648, to recognize funds from the State of Florida and appropriate these funds for the Non-Custodial Parent Placement Grant Programs in Escambia County.

4. **Recommendation Concerning Group Health, Pharmacy Insurance Services Contract and Retiree Dental Rates – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Group Health and Pharmacy Insurance Services Contract with Blue Cross Blue Shield of Florida Insurance Company for the County's Health and Pharmacy Benefits Plan (P.D. 01-02.18) and authorization of retiree dental rates:

- A. Award an extension to Blue Cross and Blue Shield (BCBS) of Florida, Inc., Contract for one year, from October 1, 2008, to September 30, 2009, to provide health insurance coverage in the form of plans Blue Option 1352, Blue Option 1552, Health Saving Accounts (HSA), as well as BlueMedicare. This will also include a \$250,000 commitment from BCBS to promote wellness programs throughout the County in exchange for a three-year commitment to continue our health insurance with BCBS. If the County chooses a different healthcare provider in the next three years, then the County will refund this \$250,000. The final enrollment numbers will determine premiums increase. Estimated cost to support this program including County, employees, and retiree contributions will be approximately \$13,618,500;
- B. Approve the employee and retiree rates as provided;
- C. Authorize the County to deposit \$600 into the HSA account of each employee who elects the HSA. This will assist the employee in paying the higher deductible (\$2,100 or \$4,200). The deposit will be reviewed each year at renewal time. The cost would include a \$3 monthly fee for each employee, along with a one-time start-up fee of \$22 for each new employee who enrolls. The cost is included in our total cost estimate;
- D. Authorize the County Administrator to sign the Application; and
- E. Authorize retiree dental rates.

[Funding Source: Cost Center 140804]

5. **Recommendation Concerning Purchase Order for Electronic Vehicle Inspection Reporting System Integrated with High Definition GPS – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board authorize the issuance of a Purchase Order to Zonar Systems, as a Sole Source Purchase, in the amount of \$75,569.44, for the purchase of an Electronic Vehicle Inspection Reporting System Integrated with High Definition GPS. [Funding to be provided in Fund 320 FTA Capital Project, Cost Center 360529, Object Code 56301]

6. **Recommendation Concerning Real Estate Brokerage Services – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board award a Contract to Beck Property Co., Inc., per the terms and conditions of PD 07-08.074, Real Estate Brokerage Services, for a 3% brokerage fee. [Funds will be identified when the actual property/properties are brought before the Board for approval]

7. **Recommendation Concerning Professional Services as Governed by Florida Statute 287.055 (A&E Services) – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning Professional Services as Governed by Florida Statute 287.055 (A&E Services):

- A. Award a Task-Order-based continuing Contract to RSW of NW Florida, Inc., per PD 02-03.79, Professional Services as Governed by Florida Statute 287.055 (A&E Services), on a “Maximum Ceiling” basis fee schedule, as follows:

Maximum Overhead – 168%

Maximum Profit – 12%

Maximum FCCM – 1.50%

Maximum Multiplier – 301.66% (providing no single item above is exceeded)

Existing Hourly Rates for each firm (based on an audited or auditable financial package); and

- B. Authorize the department(s) in conjunction with the Office of Purchasing to negotiate Task Orders according to Florida Statutes 287.055 “Consultants’ Competitive Negotiation Act” (A&E Services), on a project-by-project basis.

COUNTY ADMINISTRATOR'S REPORT

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8. Recommendation Concerning Purchase for Proprietary Annual GIS Software Maintenance – T. Lloyd Kerr, AICP, Development Services Bureau Chief

RECOMMENDATION: That the Board approve and authorize a Purchase Order, in the amount of \$53,983.77, to the Environmental Systems Research Institute, Inc., (ESRI) for proprietary annual Geographic Information System (GIS) software maintenance for the County. [Funding: Fund 001, General Fund, Cost Center 270102, Information Systems - \$53,983.77]

9. Recommendation Concerning Change Order for A & E Services for IVAN Reconstruction – Judicial – 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:

Bureau:	Public Works Bureau	
Division:	Facilities	
Type:	Addition	
Amount:	\$7,406.01	
Vendor:	Hatch Mott MacDonald	
Project Name:	A&E Services for IVAN Reconstruction - Judicial	
Contract:	PD# 04-05.07	
PO#:	280295 (270638-1) (260529-1) (251317)	
Contract CO #:	3	
Original Award Amount:		\$313,600.00
Cumulative Amount for Contract Change Orders thru #3:		<u>\$123,987.95</u>
New Contract Total:		<u>\$437,587.95</u>

[Funding Source: Fund 112, "Disaster Recovery", Cost Center 330465, Category E "Hurricane Ivan Building & Equipment" FEMA-1551-DR, Object Code 56201]

COUNTY ADMINISTRATOR'S REPORT

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10. Recommendation Concerning Change Order for Fuel Purchase – 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:

Bureau:	Public Works	
Division:	Roads	
Type:	Addition	
Amount:	\$900,000	
Vendor:	Southern Energy Company, Inc.	
Project Name:	Fuel Purchase	
Contract:	PD 04-05.83	
PO#:	280185	
CO#:	2	
Original Award Amount:		\$4,000,000
Cumulative Amount of Change Orders through CO Number 2:		<u>\$1,900,000</u>
New Purchase Order Total:		\$5,900,000

[Funding Source: Fund 175, Cost Center 260206, Object Code 55201]

11. Recommendation Concerning Change Order for Firefighter Uniforms – Michael Hardin, Public Safety Bureau Chief

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

Bureau:	Public Safety	
Division:	Fire	
Type:	Addition	
Amount:	\$6,000	
Vendor:	Bosso's Uniform Company, Inc.	
Project Name:	Firefighter Uniforms	
PO#:	280409	
County CO#:	5	
Original Amount:		\$15,000
Cumulative Amount of Change Orders through CO#5:		<u>\$39,000</u>
New Contract Total:		\$54,000

[Funding Source: Fund 143, Fire Protection, Cost Center 330202 - Fire Suppression, Object Code 55201 - Operating Supplies]

12. **Recommendation Concerning 2006-2007 State Homeland Security Grant Program SHSGP Sub Recipient Agreement – Michael Hardin, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following actions relative to the 2006-2007 State Homeland Security Grant Program (SHSGP) Sub-recipient Agreement 07DS-5N-13-00-16-217 [Fund 110, Other Grants and Projects - \$38,412]:

- A. Rescind the Board action of June 5, 2008, which amended a correction to the date on a modification to the original SHSGP Agreement;
- B. Approve the updated 2006-2007 State Homeland Security Grant Program SHSGP Sub Recipient Agreement for Expenditure of Local Government Unit Funding for Florida Type II Hazardous Materials/WMD Teams, Contract Number 07DS-5N-13-00-16-217; and
- C. Authorize the Chairman to sign the updated Agreement.

13. **Recommendation Concerning Façade Grant Funding and Lien Agreements – 2400 Fernwood 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 Façade Grant Funding and Lien Agreements at 2400 Fernwood Avenue:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and D & D Cycles, Inc., owner of commercial property located at 2400 Fernwood Avenue, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$10,000, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, and 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 2400 Fernwood Avenue, in the amount of \$10,000; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and D & D Cycles, Inc., and any other related documents necessary to implement this Grant award.

14. **Recommendation Concerning Amendment #1 Tarragona Townhomes Apartments HHRP Loan Agreement – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning revision of the following Hurricane Housing Recovery Program (HHRP) Small Rental Development Award:

- A. Approve Amendment #1 to the Tarragona Townhomes HHRP Loan Agreement with Ronald Mangum as originally approved by the Board on June 15, 2006, decreasing the funding from \$200,000 to \$80,000 and decreasing the number of units from 10 units to 4 units (Fund 120/HHRP, Cost Center 220426); and
- B. Authorize the Chairman or Vice Chairman to execute the Amendment and all related documents required to implement the remaining project activities.

15. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements –110 Holmes Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 110 Holmes Drive:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Ben B. Cabell and Evalyn A. Cabell, owners of residential property located at 110 Holmes Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,384, representing an in-kind match through Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Replace windows;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 110 Holmes Drive, in the amount of \$2,384; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Ben B. Cabell and Evalyn A. Cabell, and any other related documents necessary to implement this Grant award.

16. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements – 319 Northwest Syrcle Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Residential Rehab Grant Funding and Lien Agreements at 319 Northwest Syrcle Drive:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Christopher M. Telhiard and Ann M. Telhiard, owners of residential property located at 319 Northwest Syrcle Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$1,665, representing an in-kind match through Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Replace roof;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 319 Northwest Syrcle Drive, in the amount of \$1,665; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Christopher M. Telhiard and Ann M. Telhiard, and any other related documents necessary to implement this Grant award.

17. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements – 3703 West Jackson 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 3703 West Jackson Street:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Jessie Johnson, owner of residential property located at 3703 West Jackson Street, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$1,250, representing an in-kind match through Brownsville Tax Increment Financing (TIF), Fund 151, Cost Center 220515, Object Code 58301, for the following improvements: Electrical rewiring;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 3703 West Jackson Street, in the amount of \$1,250; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Jessie Johnson, and any other related documents necessary to implement this Grant award.

18. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements – 600 Pelham 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 Residential Rehab Grant Funding and Lien Agreements at 600 Pelham Road:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Karen Summerville, owner of residential property located at 600 Pelham Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,400, 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 install new central heating and air conditioning system;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 600 Pelham Road, in the amount of \$2,400; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Karen Summerville, and any other related documents necessary to implement this Grant award.

19. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements – 2920 North “G” 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 2920 North “G” Street:

- A. Approving Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Rosia Ishmael, owner of residential property located at 2920 North “G” Street, Pensacola, Florida, in the Englewood Redevelopment Area, in the amount of \$4,750, representing an in-kind match through Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, Object Code 58301, for the following improvements: Install new central heating and air conditioning system and replace roof;
- B. Approving Residential Rehab Grant Program Lien Agreement for the residential property located at 2920 North “G” Street, in the amount of \$4,750; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Rosia Ishmael, and any other related documents necessary to implement this Grant award.

20. **Recommendation Concerning Sign Grant Program Funding Agreement – 3203 Olde 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 Sign Grant Program Funding Agreement at 3203 Olde Barrancas Avenue:

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Law Office of Kenneth M. Jayne, owner of commercial property located at 3203 Olde Barrancas Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, in the amount of \$578, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), Fund 151, Cost Center 220519, Object Code 58301 and 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301, for the following improvements: Install new signage; and
- B. Authorizing the Chairman to sign the Funding Agreement between Escambia County CRA and Law Office of Kenneth M. Jayne, and any other related documents necessary to implement this Grant award.

21. **Recommendation Concerning Sign Grant Program Funding Agreement at 9 South 3rd 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 Sign Grant Program Funding Agreement at 9 South 3rd Street:

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Ned King, Jr., owner of commercial property located at 9 South 3rd Street, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$597, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, and 2007 Community Development Block Grant (CDBG), Fund 129, Cost Center 220555, Object Code 58301 for the following improvements: Install new signage; and
- B. Authorizing the Chairman to sign the Funding Agreement between Escambia County CRA and Ned King, Jr., and any other related documents necessary to implement this Grant award.

22. **Recommendation Concerning Purchase and Sale Agreement for Real Property Located at 14700 River Road – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding a Purchase and Sale Agreement between The Trust for Public Land and Escambia County, in the amount of \$548,000, to acquire certain real property located at 14700 River Road:

- A. Approve the Purchase and Sale Agreement with the Trust for Public Land to purchase property at 14700 River Road; and
- B. Authorize the Chairman to sign the Agreement and associated documents related to the transaction.

[Funding: LOST III, Fund 352, Account 22102, 22013]

23. **Recommendation Concerning Rollover Attestation Grant Application for the Historical Grant for the Restoration of the Escambia County Old Courthouse Phase IV – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding the submission of the 2010 Fiscal Year Rollover Attestation Application for the Historical Grant for the Restoration of Escambia County Old Courthouse Phase IV:

- A. Approve the submission of the 2010 Fiscal Year Rollover Attestation Grant Application to the Florida Department of State;
- B. Adopt a Resolution authorizing or affirming:
 - 1. The submission of the 2010 Fiscal Year Rollover Attestation for Recommended 2009 Special Category Grant Application to the Florida Department of State, and authorizing the Chairman to execute the Grant Application and all documents required to receive and implement the Grant; and
 - 2. The availability of \$350,000 as local matching funds for the Historical Resources Grants-In-Aid Grant should the Grant be awarded; and
- C. Ratify the County Administrator's signature on the Certification Update Form.

COUNTY ATTORNEY'S REPORT
August 21, 2008

I. **FOR ACTION:**

1. WANDA McBREARTY v. MADISON NATIONAL LIFE INSURANCE COMPANY, INC. OF WISCONSIN, a Wisconsin corporation and NATIONAL INSURANCE SERVICES OF WISCONSIN, INC., a Wisconsin corporation; CASE NO.: 2005-CA-001803, DIVISION K

That Escambia County not intervene in this pending litigation even though it may appear that Ms. McBrearty has an arguable claim for relief against either or both of the Defendants.

2. ESCAMBIA COUNTY, FLORIDA v. ALLIED WASTE SERVICES OF NORTH AMERICA, LLC; CASE NO. 3:08cv88/LAC/EMT

That the Board ratify the rejection of the settlement proposal made by Allied Waste after mediation took place on July 18, 2008, according to the attached letter.

3. REPEAL OF ESCAMBIA COUNTY CODE OF ORDINANCES SECTION 46-310 CONCERNING BANK ELIGIBLE OBLIGATION ISSUANCE FEES

That the Board schedule a public hearing for September 4, 2008 at 5:31 p.m., to consider repealing Section 46-310 of the Escambia County Code of Ordinances concerning Bank Eligible Obligation Issuance Fees.

4. ATTORNEY-CLIENT SESSION: ESCAMBIA COUNTY, FLORIDA V. SMARTCOP, INC.; CASE NO. 2008-CA-2547

That the Board:

- A. Schedule a private meeting with its attorneys to discuss pending litigation in accordance with § 286.011 (8), Florida Statutes for September 4, 2008 at 3:45 p.m.;
- B. Approve the public notice printed below to be published in the *Pensacola News Journal* on Sunday, August 24, 2008:

Public Notice

IT IS THE INTENTION of the Board of County Commissioners of Escambia County, Florida, to hold a private meeting with its attorneys to discuss pending litigation in the case of *Escambia County, Florida v. Smartcop, Inc.*, in accordance with § 286.011 (8), Florida Statutes. Such attorney-client session will be held prior to the meeting of the Board of

County Commissioners scheduled to commence at 3:45 p.m., C.S.T. on Thursday, September 4, 2008, in the Board Meeting Room, First Floor, Escambia County Governmental Complex, 221 Palafox Place. Commissioners Gene Valentino, Marie Young, D. M. "Mike" Whitehead, Grover Robinson, IV, and Kevin White, County Administrator Robert McLaughlin, Attorney representing Escambia County, Charles V. Peppler, County Attorney Alison Rogers and a certified court report will attend the attorney-client session.