

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 – March 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 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.

Recommendation: That the Board adopt the following two Proclamations:

- A. The Proclamation proclaiming March 20, 2008, as "Agriculture Day" in Escambia County; and
- B. The Proclamation proclaiming April 2008 as "Fair Housing Month in Escambia County."

7. Employee of the Month Proclamations – None.
8. Written Communication.
 - A. February 27, 2008 – Communication from Eric Gleaton requesting that that Board waive the daily fines and court costs, in the amount of \$4,075, relative to the *Order of the Environmental Enforcement Special Magistrate concerning 5630 West Jackson Street*; and
 - B. Communication from Charles R. and Robin N. Hall requesting to appear before the Board regarding 8731 Doris 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 adopting an Ordinance creating the Willow Tree Acres Street Lighting MSBU.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the Willow Tree Acres 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.

11. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance creating the Twin Pines II 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 Twin Pines II 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 Huntington 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 Huntington 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 establishing an Employee Severance Incentive Program.**

Recommendation: That the Board take the following action concerning an Employee Severance Incentive Program:

- A. Ratify the scheduling and advertising of the Public Hearing scheduled for 5:34 p.m. on Thursday, March 20, 2008;
- B. Adopt an Ordinance creating the Employee Severance Incentive Program, relating to the creation of Chapter 2, Article III, Division 6, Sections 2-190 through 2-192, of the Escambia County Code of Ordinances, establishing the Employee Severance Incentive Program available to qualified County employees for separation from employment;
- C. Adopt the Resolution required to establish the Employee Severance Incentive Program for qualified employees for separation for employment;
- D. Authorize the Chairman to execute the Ordinance and the Resolution; and
- E. Ratify authorizing the County Attorney to make an inquiry to the Florida Retirement System (FRS) regarding the impact the Employee Severance Incentive Program may have on participants' FRS benefits.

14. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W) recommends the Board take the following action:

A. Take the following action concerning Fire Services/Volunteer Fire Department Stipend/Contracts (Item 4):

(1) Take the following action concerning Fire Services/Volunteer Fire Department Stipend:

(a) Approve waiving the lump sum stipend repayments, in the total amount of \$24,575, to the individual Firefighters who were overpaid; and

(b) Approve applying, upon adoption of the proposed Stipend Policy, the following restrictions to the payment of stipends under said Policy to those Volunteers who have obtained Exemption Letters from the State Fire Marshal:

1) Any Volunteer holding an Exemption Letter on the date of adoption of the Policy shall be permitted to collect a stipend at the level of Firefighter 1 until September 30, 2008; and

2) Any Volunteer receiving an Exemption Letter after the date of adoption of the Policy shall only be entitled to receive a stipend at the level of Firefighter Trainee until the Volunteer has met the State Certification requirements under Firefighter 1; and

(Continued on Page 8)

14. Committee of the Whole Recommendation – Continued

A. Continued...

(2) Approve that, on or before October 1, 2008, Chief Kenneth P. "Ken" Perkins and Chief Robbie Whitfield will transition the County's current Fire-Rescue System into one consolidated organization, and approve that:

(a) Chiefs Perkins and Whitfield will provide the Board with an implementation plan at the April 2008 Committee of the Whole Workshop; and

(b) The County Administrator will provide oversight of this transition, approve any time extensions, if circumstances warrant, and provide the Board with periodic progress reports;

B. Approve an allocation (*from the General Fund Operating Reserves*), in the amount of \$40,000, to fund the Government Access Channel (Item 7);

C. Approve the *Naming County Facilities Policy* (Item 8); and

D. Authorize the County Attorney to publish a notice announcing a deadline to submit invoices for Indigent Defense costs (Item 9).

15. Reports:

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

16. Items added to the agenda.

17. Announcements.

18. 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
March 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 & Comptroller's Finance Department:

- A. Payroll Expenditures as of Payday March 7, 2008, in the amount of \$2,300,536.62;
- B. The following two Disbursement of Funds:
 - (1) February 28, 2008, to March 5, 2008, in the amount of \$20,746,454.92; and
 - (2) March 6, 2008, to March 12, 2008, in the amount of \$13,300,495.14;
- C. The Investment Report for the month ended February 29, 2008; and
- D. The Tourist Development Tax Collections Data for Fiscal Year 2007-2008, which includes January 2008 returns received in the month of February 2008.

2. Recommendation Concerning Special Report

Recommendation: That the Board accept, for filing with the Board's Minutes, the *Schedule of Activity for the Landfill Management Escrow Cash Account* for the Fiscal Year Ended September 30, 2007, as prepared and audited by O'Sullivan Creel, LLP, Certified Public Accountants and Consultants.

3. Recommendation Concerning Acceptance of Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, the *Community Center License and Management Agreement* with Felix Miga Senior Citizens Center, based on the Board's February 5, 2004, action approving the Form of Agreement.

REPORT OF CLERK OF THE CIRCUIT COURT & COMPTROLLER

March 20, 2008

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I. CONSENT AGENDA – Continued

4. Recommendation Concerning Transfer of Fixed Assets

Recommendation: That the Board approve the transfer of machinery and equipment from its Fixed Assets Inventory Records to the Escambia County Sheriff's Office, in the amount of \$23,106.45.

5. Recommendation Concerning Minutes and Reports

Recommendation: That the Board take the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

- A. Approve the Minutes of the Attorney-Client Session held March 13, 2008;
- B. Approve the Minutes of the Public Forum Work Session and Regular Board Meeting held March 6, 2008;
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held March 6, 2008; and
- D. Accept, for filing with the Board's Minutes, the Report of the Special Committee of the Whole Budget Workshop held March 5, 2008.

GROWTH MANAGEMENT REPORT

March 20, 2008

I. ACTION ITEM

1. Jaxson Estates Final Plat

Recommendation: That the Board take the following actions concerning recording of the Final Plat of Jaxson Estates (a 87 lot single family residential subdivision), located in the Cantonment community lying north of West Kingsfield Road (County Road 186) and west of County Road 297-A, owned and developed by 297, LLC. Prior to recording, the County Engineer, Planning and Engineering Director 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 "John Deere Lane, Heaton Road, Bretts Way"; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel "A" (1.73 acre Retention Pond), Parcel "B" (1.06 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, and Conservation Easement.

COUNTY ADMINISTRATOR'S REPORT
March 20, 2008

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning Conveyance of Real Property Located in the 400 Block of East Lloyd Street – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board take the following action concerning the conveyance of real property located in the 400 Block of East Lloyd Street, to Youthbuild Pensacola, Inc., a 501(c)(3) Not-for-Profit Corporation:

- A. Approve the conveyance of real property located in the 400 Block of East Lloyd Street, Account Number 133103000, Reference Number 00-0S-00-9020-022-039, to Youthbuild Pensacola, Inc., a Not-for-Profit Corporation, for their affordable home ownership program; and**
- B. Adopt a Resolution stating the application being made and the purpose for which such property is to be used.**

2. Recommendation Concerning Scheduling of a Public Hearing for an EDATE Ordinance – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board authorize the scheduling of a public hearing on Thursday, April 17, 2008, at 5:31 p.m., to consider the adoption of an Ordinance establishing an Economic Development Ad Valorem Tax Exemption (EDATE), for International Paper Company for 100%, for 10 years for their new lightweight containerboard business.

3. Recommendation Concerning Scheduling of a Public Hearing – Boulder Creek and First Addition Street Lighting MSBU – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board authorize the scheduling of a public hearing for the establishment of a street lighting Municipal Services Benefit Unit (MSBU) on April 3, 2008, at 5:32 p.m., to consider the adoption of an Ordinance creating the Boulder Creek and First Addition Street Lighting MSBU.

COUNTY ADMINISTRATOR'S REPORT

MARCH 20, 2008

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4. **Recommendation Concerning Scheduling of a Public Hearing – Cardinal Creek Street Lighting MSBU – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board authorize the scheduling of a public hearing for the establishment of a street lighting Municipal Services Benefit Unit (MSBU) on April 3, 2008, at 5:31 p.m., to consider the adoption of an Ordinance creating the Cardinal Creek Street Lighting MSBU.

5. **Recommendation Concerning Requests for Disposition / Reinstatement of Surplus Equipment – Jean A. Kassab, CGFM, Administrative Services Director**

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 21 Requests as provided by various County Departments for the reasons stated on each, the value of which is estimated at under \$5,000 each and two Requests for Reinstatement of equipment.

6. **Recommendation Concerning Temporary Promotions for Janice Kilgore and Gordon Pike – Roderick Powell, Human Resources Director**

RECOMMENDATION: That the Board be informed of the following personnel transactions:

- A. Temporary promotion of Janice Kilgore, from Director of the Public Safety Department to Interim Assistant County Administrator, Public Works and Land Management, including a 10% increase in pay, effective February 11, 2008; and
- B. Temporary promotion of Gordon Pike, from Director of the Community Corrections Department to Interim Assistant County Administrator, Community Services and Public Safety, including a 10% increase in pay, effective February 12, 2008.

7. **Recommendation Concerning Pay Period Reporting Changes – Roderick Powell, Human Resources Director**

RECOMMENDATION: That the Board take the following action concerning pay period reporting changes:

- A. Approve a temporary change in pay periods, beginning on 5/24/08 and ending on 8/29/08, from 80 hours per pay period to 72 hours per pay period (Attachment "A" – "Pay Schedule" and Attachment "B" – "Example" (of pay period changes));
- B. Approve the selling of annual leave, PTO (Paid Time Off) leave, MOB (Management Option Benefit) leave, and/or comp time, up to 40 hours during the transition period, so that employees may receive payment for an 80-hour pay period, if desired;
- C. Allow the advancement of not more than 40 hours of annual leave or PTO leave for those employees who do not have a sufficient annual or PTO leave balance to receive payment for an 80-hour pay period during this transition period;
- D. Waive the requirement for employees who are selling leave to maintain a minimum leave balance of 240 hours after leave is sold during this transition period;
- E. Waive the requirement that an employee must use or lose leave in excess of any maximum limit by the employee's employment anniversary date; the employee shall be permitted to sell such leave only during this transition period; and
- F. Waive the requirement that an employee must be employed at least three months before using leave during this transition period.

8. **Recommendation Concerning Filing of CRA Meeting Minutes – Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board approve for filing with the Board's Minutes, the February 21, 2008, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

COUNTY ADMINISTRATOR'S REPORT

MARCH 20, 2008

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9. **Recommendation Concerning Filing of the Minutes for the Operation Brownsville Action Register and Escambia Sheriff's Office Report – Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board accept for filing with the March 20, 2008, Board Minutes the Operation Brownsville Action Register and Escambia Sheriff's Office Report.

10. **Recommendation Concerning Citizens' Environmental Committee Appointment for District Five – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board confirm the appointment of Alan Gantzhorn, replacing Joel Bolduc, as one of two of Commissioner White's appointees to the Citizens' Environmental Committee, effective as of Board action. This appointment will run concurrent with Commissioner White's term of office or at his discretion.

11. **Recommendation Concerning Citizens' Environmental Committee Appointment for District One – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board confirm the appointment of Bruce McLeod, replacing Leslie Davis, as one of two of Commissioner Whitehead's appointees to the Citizens' Environmental Committee, effective as of Board action. This appointment will run concurrent with Commissioner Whitehead's term of office or at his discretion.

II. Budget/Finance Consent Agenda

1. **Recommendation Concerning a Purchase Order for Sponsorship of the Florida Trust for Historic Preservation Conference – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board approve a Purchase Order, in the amount of \$10,000, to sponsor the Florida Trust for Historic Preservation Conference. The funds will be appropriated from the 4th Cent Tourist Development Tax (360105/58201).

2. **Recommendation Concerning Supplemental Budget Amendment #160 – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #160, Law Enforcement Trust Fund (121), in the amount of \$353,000, to recognize revenue from law enforcement seizures and to appropriate these funds for use by the Sheriff's Office.

3. **Recommendation Concerning Supplemental Budget Amendment #161 – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #161, Other Grants and Projects Fund (110), in the amount of \$88,830, to recognize proceeds from the Buffer Zone Protection Program Grant, Contract No. 2008-BZPP-ESCA-1-S5-007, and to appropriate these funds for implementing Florida's Domestic Security Strategic Plan.

4. **Recommendation Concerning Conservation Easement for the River Road Shared Path Project – Joy D. Blackmon, P.E., Assistant Director, County Engineer**

RECOMMENDATION: That the Board take the following action concerning the granting and recording of a Conservation Easement to the Florida Department of Environmental Protection (FDEP), in order to acquire an FDEP permit, and authorization for staff to advertise for competitive bid for the construction of the remaining portion of the River Road Shared Path Project:

- A. Authorize staff to resolve any matters related to, or associated with the granting of a Conservation Easement to FDEP, as pertaining to the River Road Shared Path Project;
- B. Authorize the payment of incidental expenditures associated with the granting of the Conservation Easement that includes, but is not limited to, the recording of documents;
- C. Authorize the Chairman or Vice Chairman to accept and sign the Conservation Easement document, as of the day of delivery of the document to the Chairman or Vice Chairman, subject to Legal sign-off; and

(THE EASEMENT WILL BE DISTRIBUTED UNDER SEPARATE COVER.)

- D. Authorize Staff to advertise for competitive bid for the construction of the remaining portion of the River Road Shared Path Project.

[Funding Source: Fund 333, "New Road Construction", Account 210204/56301 and 56101]

5. Recommendation Concerning Blanket and/or Individual Purchase Orders in excess of \$50,000 for Fiscal Year 2007-2008 – Joy D. Blackmon, P.E., Assistant Director, County Engineer

RECOMMENDATION: That the Board approve the issuance of Blanket and/or individual Purchase Orders in excess of \$50,000, for fiscal year 2007-2008, based upon previously-awarded Contracts, Contractual Agreements, or annual requirements, as follows for the Planning and Engineering Department:

<u>Contractor</u>	<u>Amount</u>	<u>Contract No.</u>
Staffco Management Group, Inc., d/b/a American Staffing Resources	\$200,000	06-07.017

[Funding Source: Fund 001, "General Fund", Accounts 240101/240206/ 240207/ 240208/ 240209/340302/240303/270104, Object Codes 53101 and 53401 and Fund 175, "Transportation Trust Fund", Accounts 211101/211601/212401/212403, Object Codes 53101 and 53401]

6. Recommendation Concerning CRA Residential Rehab Grant Funding and Lien Agreements for 225 Payne Road – Keith Wilkins, NESD Director

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 225 Payne Road:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Sherri F. Jennings, owner of residential property located at 225 Payne Road, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$2,998, representing an in-kind match through Warrington Tax Increment Financing (TIF), Fund 151 - Cost Center 220516, Object Code 58301, for the following improvements: Install new roof;
- B. Approving the Residential Rehab Grant Program Lien Agreement for the residential property located at 225 Payne Road, in the amount of \$2,998; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Sherri F. Jennings, and any other related documents necessary to implement this Grant award.

7. **Recommendation Concerning CRA Residential Rehab Grant Funding and Lien Agreements for 406 Southeast Syrcle Drive – Keith Wilkins, NESD Director**

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 406 Southeast Syrcle Drive:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and John L. Welk and Belle S. Welk, owners of residential property located at 406 Southeast Syrcle Drive, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$988, representing an in-kind match through 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 406 Southeast Syrcle Drive, in the amount of \$988; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and John L. Welk and Belle S. Welk, and any other related documents necessary to implement this Grant award.

8. **Recommendation Concerning CRA Residential Rehab Grant Funding and Lien Agreements for 427 Baublits Court – Keith Wilkins, NESD Director**

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 427 Baublits Court:

- A. Approving the Residential Rehab Grant Program Funding Agreement between Escambia County CRA and Timothy Smith, owner of residential property located at 427 Baublits Court, Pensacola, Florida, in the Warrington Redevelopment Area, in the amount of \$875, representing an in-kind match through 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 427 Baublits Court, in the amount of \$875.; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Timothy Smith, and any other related documents necessary to implement this Grant award.

9. **Recommendation Concerning Purchase of Vehicles for the Public Safety Department – Claudia Simmons, Purchasing Department Chief**

RECOMMENDATION: That the Board take the following action concerning the purchase of vehicles for the Public Safety Department:

- A. Authorize the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821 (RO), in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and award a Purchase Order to Orville Beckford Ford Mercury for two 2008 Ford F250 SD, Cab and Chassis trucks, 4X2, in the total amount of \$41,580, with funds available from Fund 352, (LOST III Fund), Cost Center 330435, Project 08PS0018;
- B. Authorize the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821 (RO), in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and award a Purchase Order to Orville Beckford Ford Mercury for one 2007 Ford Explorer, 4-Door, 4X4, in the amount of \$26,976, with funds available from Fund 352, (LOST III Fund), Cost Center 330435, Project 08PS0078;
- C. Authorize the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821 (RO), in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and award a Purchase Order to Orville Beckford Ford Mercury for one 2008 Ford Expedition, 4X4, in the amount of \$30,378, with funds available from Fund 352, (LOST III Fund), Cost Center 330435, Project 08PS0078; and
- D. Authorize the County to piggyback off of the Florida Sheriff's Association Contract 06-14-0821 (RO), in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and award a Purchase Order to Orville Beckford Ford Mercury for one 2008 Ford Expedition with extended wheel base, 4X4, in the total amount of \$33,938, with funds available from Fund 352, (LOST III Fund), Cost Center 330435, Project 08PS0078.

10. Recommendation Concerning Pilot Landfill Mining Project – Sandra P. Jennings, E.I., DSWM Director

RECOMMENDATION: That the Board amend its action of December 13, 2007, concerning the Pilot Landfill Mining Project at the Perdido Landfill, awarding a Contract to Aero Training and Rental, Inc., to correct the total amount of the Contract award from \$530,000 to \$654,292. [Funds are available in Solid Waste Fund 401, Cost Center 230315, Object Code 56301.

11. Recommendation Concerning Exchange of Real Property – Kevin Briski, Parks and Recreation Director

RECOMMENDATION: That the Board take the following action regarding the exchange of real property between the County, whose property is located on Hanks Road a/k/a Bratt Property (Account 123027000, Property Reference 14-5N-32-2301-000-000), and Kale and Donna Schneider, whose property is located on West Highway 4 (Account 122980000, Property Reference 11-5N-32-3201-000-000):

- A. Adopt a Resolution approving the exchange in accordance with the terms contained in the Agreement for Sale and Purchase and Contract for Sale and Purchase;
- B. Waive the retention of the fractional interest in the phosphates, minerals, metals, and petroleum in the property to be conveyed by the County in accordance with Section 270.11(3), Florida Statutes; and
- C. Authorize the County Attorney to prepare and the Chairman or Vice Chairman to execute any necessary documents to effectuate the exchange of the properties without further action from the Board.

[Funding: Fund 351, LOST II, Cost Center 350213, Parks Capital Projects - \$9,000 plus associated fees and costs]

COUNTY ATTORNEY'S REPORT
MARCH 20, 2008

I. CONSENT AGENDA:

1. **ECAT Workers Compensation Insurance Premium Adjustment for FY 2000**

RECOMMENDATION:

That the Board approve the expenditure of \$ 31,243 for the negotiated settlement of a FY2000 Workers Compensation Premium claim against ECAT by the Ohio Department of Insurance Liquidation.

2. **Mirza Ahmad; Clarification of Code Enforcement Lien Forgiveness**

RECOMMENDATION:

That the Board clarify the code enforcement lien relief granted to Mirza Ahmad on February 21, 2008.

II. INFORMATION AGENDA:

1. **Henry Company Homes, Inc. v. Christopher A. Curb
Case No. 3:07cv288/LAC/EMT**

That the Board accept the attached information concerning Henry Company Homes, Inc. v. Christopher A. Curb, wherein the Court granted Escambia County's Motion for Summary Judgment made on behalf of Christopher A. Curb.