

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 AND TELEVISED

AGENDA

Board of County Commissioners
Regular Meeting – March 18, 2010 – 5:30 p.m.
Governmental Complex – First Floor

1. Call to Order.

(PLEASE TURN YOUR CELL PHONE TO THE VIBRATE, SILENCE, OR OFF SETTING)

2. Invocation – Commissioner Valentino.
3. Pledge of Allegiance to the Flag.
4. Are there any items to be added to the agenda?

Recommendation: That the Board adopt the agenda as prepared **(or duly amended)**.

5. Commissioners' Forum.

6. Proclamations.

Recommendation: That the Board take the following action concerning Proclamations:

A. Adopt the following three Proclamations:

- (1) The Proclamation proclaiming March 25, 2010, as “National Medal of Honor Day” in Escambia County;
- (2) The Proclamation proclaiming April 2010 as “Fair Housing Month” in Escambia County; and
- (3) The Proclamation recognizing and congratulating Rotary International for more than 105 years of service and the Rotary Club of Pensacola for more than 95 years of service dedicated to improving the human condition in local communities around the world; and

B. Adopt the Proclamation commending and congratulating Robert R. McLaughlin, County Administrator, on his retirement after 14 years of service.

7. Written Communication:

- A. February 22, 2010 – Communication from Stephen M. Guttman, Attorney at Law (*representing the children of William N. Perry*), concerning the *Partial Release of Lien* recorded in Official Records Book 6558, at Page 1479, on February 9, 2010, for property located at 517 West Detroit Boulevard; and
- B. March 5, 2010 – Email communication from Michael R. Delarosa requesting that the Board forgive the fines relative to a Code Enforcement Lien against property located at 1050 Muscogee Road.

AGENDA – BOARD OF COUNTY COMMISSIONERS

March 18, 2010

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8. 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*.

9. **5:31 p.m. Public Hearing for consideration of the vacation, on the Board's own motion, of a portion of Hayne Street, North Pensacola Unit Four Subdivision.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, take the following action regarding the vacation, on the Board's own motion, of a portion of Hayne Street, North Pensacola Unit Four Subdivision (approximately 17,189 square feet, or 0.39 acre):

A. Approve the Vacation;

B. Adopt the Resolution to Vacate; and

C. 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.

10. **5:32 p.m. Public Hearing for consideration of adopting an Emergency Ordinance extending the temporary moratorium, until April 26, 2010, on the issuance of building permits and development orders for arcade amusement centers.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, adopt an Emergency Ordinance extending the temporary moratorium, until April 26, 2010, on the issuance of building permits and development orders for arcade amusement centers because the moratorium is set to expire at 5:00 p.m. on March 19, 2010.

11. **5:33 p.m. First Public Hearing for review of an Ordinance establishing zoning categories for arcade amusement centers and bingo facilities in Escambia County.**

Recommendation: That the Board, at the 5:33 p.m. **first** Public Hearing, review an Ordinance establishing zoning categories for arcade amusement centers and bingo facilities in Escambia County.

12. **5:34 p.m. Public Hearing for consideration of renewal of a Permit to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Longleaf C&D Disposal Facility.**

Recommendation: That the Board, at the 5:34 p.m. Public Hearing, take the following action concerning renewal of a Permit to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Longleaf C&D Disposal Facility, owned by Waste Management, Inc.:

- A. Conduct the Public Hearing scheduled for 5:34 p.m. on Thursday, March 18, 2010; and
- B. Authorize the Chairman to sign, and the Neighborhoods and Community Services Bureau Chief to issue, the permit.

13. Reports:

Clerk of the Circuit Court & Comptroller
Growth Management
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**

CLERK OF THE COURTS & COMPTROLLER'S REPORT
MARCH 18, 2010

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

Recommendation: That the Board accept, for filing with the Board's Minutes, the following six Reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:

- A. Payroll Expenditures for Pay Date March 5, 2010, in the amount of \$2,235,264.36;
- B. The following two Disbursement of Funds:
 - (1) February 25, 2010, to March 3, 2010, in the amount of \$8,556,043.57; and
 - (2) March 4, 2010, to March 10, 2010, in the amount of \$3,315,439.48;
- C. The Investment Report for the month ended February 28, 2010;
- D. The Tourist Development Tax Collections Data for Fiscal Year 2009-2010, which includes the January 2010 returns received in the month of February 2010; the five months revenue collected reflects 27.6% of the Budget for the Fiscal Year; and
- E. Budget Comparison Reports for Fiscal Year 2009-2010, as follows:
 - (1) Summarized, by Fund, Budget to Actual Comparison as of February 28, 2010; and
 - (2) Actual Revenue and Expenditure Comparison to the prior Fiscal Year as of February 28, 2010.

1. CONSENT AGENDA – Continued
2. Recommendation Concerning EMS Accounts Receivable Write-Off

Recommendation: That the Board adopt the Resolution authorizing the write-off of \$6,641,899.07 in accounts receivable that have been recorded in the Emergency Medical Services (EMS) Fund of the County and have been determined to be uncollectible bad debts.

3. Recommendation Concerning Fire Stipend Internal Audit

Recommendation: That the Board accept, for filing with the Board's Minutes, the Volunteer Fire Stipend Program Internal Audit Reports for Phase II and Phase III, as prepared by the Clerk of the Circuit Court & Comptroller's Finance Department, and the response from Frank Edwards, Fire Chief, which outlines actions taken by Chief Edwards and his staff to address areas of concern with program compliance identified by the Audit; Chief Edwards' quick response and proactive stance in addressing the areas of concern have already resulted in improvements in the administration of the Fire Stipend Program and, as indicated in his response, Chief Edwards plans to continue to provide greater oversight to the Program to ensure policy compliance.

4. 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 Agreement between Escambia County and Allied Waste for *Roll-Off Container Service, PD 08-09.071*, as approved by the Board on July 23, 2009, executed by the Interim County Administrator on February 10, 2010, and received in the Clerk to the Board's Office on March 1, 2010; and
- B. *Okaloosa Gas District Financial Statements – September 30, 2009 and 2008*, and *Public Facilities Report March 2, 2010*, as provided by Clarke C. Bell, Vice President of Accounting and Finance, and received in the Clerk to the Board's Office on March 5, 2010.

I. CONSENT AGENDA – Continued

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 Regular Board Meeting held March 4, 2010;
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held March 4, 2010; and
- C. Accept, for filing with the Board's Minutes, the Report of the Leadership Workshop held February 25, 2010.

GROWTH MANAGEMENT REPORT

March 10, 2010

I. ACTION ITEM:

1. **Action Item** – Berkshire Estates Permit FP # 05084485

RECOMMENDATION:

That the Board take the following action concerning recording of the Final Plat of Berkshire Estates (a 78 lot single family residential subdivision with public streets), located in the Bayou Grande community lying north of Gulf Beach Highway between Weller and Kingsport Avenues. Owned and developed by Berkshire Land Development, 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 Statute;

- A. Approve the final plat for recording; and
- B. Approve the street names “Weller Avenue, Kingsport Avenue, Bucklebury Drive, Bradfield Drive, Boxford Court”; and
- C. Accept all public easements, drainage improvements within public easements/public parcels and Parcel “1” (1.22 acre Retention Pond) and Parcel “2” (0.75 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 without Surety, Conservation Easement, Avigation Easement and a Two Year Warranty Agreement without Surety for Weller Avenue.

II. CONSENT AGENDA

1. **Schedule of Public Hearing**

RECOMMENDATION:

That the Board authorize the scheduling the following Public Hearings:

- A. **5:46 p.m. – Thursday, April 8, 2010** – A Public Hearing- LDC Ordinance – Article 6 “Nursing Homes as Conditional Use in R-3”

III. FOR INFORMATION

1. For Information:

To advise the Board that on Thursday, April 8, 2010 the Optional Sector Plan - Detailed Specific Area Plan (DSAP) Boundary will be placed on the GMR for review and approval.

COUNTY ADMINISTRATOR'S REPORT
March 18, 2010

I. Technical/Public Service Consent Agenda

1. **Recommendation Concerning Request for Disposition of Property – Larry M. Newsom, Interim County Administrator**

RECOMMENDATION: That the Board approve the Request for Disposition of Property authorizing the disposal of a Dell CPU (Property #54112), that Information Technologies has determined is unusable, for recycling.

2. **Recommendation Concerning Fiscal Year 2010 Federal Transit Administration Annual Certifications and Assurances for ECAT – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning execution and filing of the Fiscal Year 2010 Federal Transit Administration (FTA) Annual Certifications and Assurances for Escambia County Area Transit (ECAT):

- A. Ratify the Chairman's signature on the Federal Fiscal Year 2010 Certifications and Assurances for FTA Assistance Programs;
- B. Ratify the County Attorney's signature on the Federal Fiscal Year 2010 Certifications and Assurances for FTA Assistance Programs; and
- C. Ratify the authorization of ECAT to file the Federal Fiscal Year 2010 Certifications and Assurances for FTA Assistance Programs electronically, using the Federal Personal Passwords of the Chairman and the County Attorney.
3. **Recommendation Concerning Request for Disposition of Property – Chris Jones, Property Appraiser**

RECOMMENDATION: That the Board approve the Request for Disposition of Surplus Property to be auctioned as surplus or properly disposed of, which is described and listed on the Disposition Form with the Bureau and reason stated.

4. **Recommendation Concerning 2008 Escambia Consortium Annual Action Plan – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Neighborhood Stabilization Program (NSP) Substantial Amendment #2 to the 2008 Escambia Consortium Annual Action Plan:

- A. Approve and authorize submission of Substantial Amendment #2 to the 2008 Escambia Consortium Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) to: (1) reallocate NSP funds between approved NSP project activities to reflect demand for assistance; (2) specifically incorporate lease purchase and long term rental occupancy as eligible housing options under NSP Activity 02; (3) clarify the NSP Activity 05 narrative regarding beneficiary income eligibility levels allowed in addition to the 50% benefit set-aside and clarify that long term rental occupancy, in addition to development of facilities for homeless/special needs, is an integral element of NSP Activity 05; and (4) revise the purchase discount requirements to reflect current NSP policy; and
- B. Authorize the Interim County Administrator to execute Substantial Amendment #2 and related NSP Program forms, certifications, and any related documents as may be required to submit the Amendment to HUD, and authorize the Interim County Administrator or Chairman, as appropriate, to execute all documents required to implement provisions of the NSP Substantial Amendment.

5. **Recommendation Concerning Enterprise Zone Development Agency Board Appointments – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Enterprise Zone Development Agency Board:

- A. Appoint Meredith R. Nunnari, Deputy Executive Director, Neighborhood Enterprise Foundation, Inc., to serve a four-year term as a Non-Profit Organization Representative, effective March 2010 until March 2014; and
- B. Appoint Jay Bradshaw, President, Coastal Moving and Storage, to serve a four-year term as a Business Representative operating within the Enterprise Zone area, effective March 2010 until March 2014.

COUNTY ADMINISTRATOR'S REPORT

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6. **Recommendation Concerning Community Redevelopment Agency Meeting Minutes – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board accept, for filing with the Board's Minutes, the January 21, 2010, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

7. **Recommendation Concerning Emergency Management Preparedness and Assistance Grant Program Grant Contract Modification – Frank Edwards, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding the Emergency Management Preparedness and Assistance Grant Program Grant Contract #10-BG-25-01-27-01-112 Modification:

- A. Approve the Florida Division of Emergency Management Emergency Management and Preparedness Assistance (EMPA) Grant Contract Modification consolidating EMPA Grant Contracts #09-BG-03-01-27-01-195 and #10-BG-25-01-27-01-112, with a zero net effect to award funds; and
- B. Authorize the Chairman to sign the Grant Contract Modification.

8. **Recommendation Concerning Revisions of the Human Resources Division Policies and Procedures – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the revision of the Human Resources Division Policies and Procedures, effective October 1, 2009. Changes to these policies and procedures are necessary to conform to the Board of County Commissioners reorganization, to adhere to the Fiscal Year 2009-2010 approved Budget, to incorporate the unclassified service leave policies and procedures into this manual and to distinguish those policies and procedures that pertain to the classified and the unclassified service:

- A. Approve the following additions to the Human Resources Division Policies and Procedures:
1. Paid Time Off Leave Summary;
 2. Management Options Benefits;
 3. Terminal Leave;
 4. Performance Management;
 5. Personnel Forms, Records and Reports;
 6. Emergency Manpower Plan; and
 7. Ethics and Standards of Conduct;
- B. Approve the following deletions to the Human Resources Division Policies and Procedures:
1. The Position Management Program;
 2. Personnel Forms and Reports;
 3. Prohibitions; and
 4. Portions of Appendix "A" to include the following: (a) The Family and Medical Leave Act Policy; (b) Annual Leave Donation Policy; (c) Sick Leave Pool Policy; (d) Annual Leave Incentive Policy; (e) Tuition Reimbursement Policy; (f) Temporary and Term Contract Procedures; (g) Discipline Policy; and (h) Code of Ethics Policy; and
- C. To approve changes such as verbiage clean-up for clarity and conformity to current practices. The content of some sections has been moved to another section to ensure that the information is in the appropriate area for clarity and consistency.

(A HARD COPY OF THE POLICY IS AVAILABLE FOR REVIEW IN THE COUNTY ADMINISTRATOR'S OFFICE. AN ELECTRONIC COPY IS AVAILABLE IN THE DETAILED AGENDA, WHICH IS POSTED IN LIVELINK AND ON THE COUNTY'S WEB PAGE.)

COUNTY ADMINISTRATOR'S REPORT

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9. Recommendation Concerning Amendment #1 to the Florida Department of Children and Family Contract – Gordon Pike, Community Corrections Bureau Chief

RECOMMENDATION: That the Board approve, and authorize the Chairman to sign the Documentation of Negotiation and Amendment #1 to the Florida Department of Children and Families Contract AH401, effective February 24, 2010, to provide support to the Deaf or Hard-of-Hearing.

II. **Budget/Finance Consent Agenda**

1. **Recommendation Concerning Supplemental Budget Amendment #143 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #143, Other Grants and Projects (110), in the amount of \$360,750, from the United States Department of Agriculture Natural Resources Conservation Service and to appropriate these funds to relieve hazards and damages within Escambia County created by the April 2009 floods.

2. **Recommendation Concerning 2010 State of Florida, Department of Transportation Grant Application for Section 5311 Program Fund Grant Application and Resolution – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the 2010 State of Florida Department of Transportation Grant Application for Section 5311 Program funding (Federal Transit Administration non-urbanized area funding), to be used by the Community Transportation Coordinator and Escambia County Area Transit in the non-urbanized areas of Escambia County, including operation of the fixed route to Century:

- A. Adopt the Resolution authorizing the Application and acceptance of the Grant;
- B. Ratify the Chairman's signature executing the Resolution; and
- C. Ratify the Chairman's signature on the Grant Application and all supporting documents without further action of the Board

3. **Recommendation Concerning the Federal Transit Administration Grant for Planning and Capital Assistance for Mass Transit Projects for ECAT – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Resolution for the Federal Transit Administration (FTA) Grant for planning and capital assistance for mass transit projects for Escambia County Area Transit (ECAT):

- A. Adopt the Resolution authorizing the application and acceptance of the FTA Grant, Project Number FL-95-X019-00, providing \$125,000 in federal assistance for planning and capital assistance for mass transit projects;
- B. Authorize the Chairman to sign the Resolution; and
- C. Authorize the ECAT General Manager to execute the Grant via the Federal Transportation Electronic Award and Management System, using the FTA-approved password and PIN.

[Funding Source: Fund 320 – FTA Capital Projects; Cost Center/Revenue Code – TBD at time of Supplemental Budget Amendment]

4. **Recommendation Concerning Escambia County Ex-Oriskany PCB Artificial Reef Monitoring Project Grant Agreement with Florida Fish and Wildlife Conservation Commission – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Escambia County Ex-Oriskany PCB (polychlorinated biphenyl) Artificial Reef Monitoring Project Grant Agreement with Florida Fish and Wildlife Conservation Commission (FWC) – Grant No. 09171:

- A. Ratify the Chairman's signature and submittal of the Grant Agreement between Escambia County Board of County Commissioners and FWC for the Ex-Oriskany PCB Artificial Reef Monitoring Project Grant, in the amount of \$48,466.47, from the date of execution through December 30, 2011; and
- B. Authorize the Chairman to execute the Agreement and any documents related to acceptance, execution, reporting, and Amendments to this Grant.

[Funding Source: Fund 110, Other Grants & Projects; Cost Center/Revenue Code – TBD at time of Supplemental Budget Amendment]

5. **Recommendation Concerning Sign Grant Funding Agreement for the Property Located at 919 West Michigan Avenue – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement for the property located at 919 West Michigan Avenue:

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Litedra Burgess, owner of commercial property located at 919 West Michigan Avenue, Pensacola, Florida, in the Palafox Redevelopment Area, in the amount of \$390, representing an in-kind match through the Palafox Tax Increment Financing, Fund 151, Cost Center 220517, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., 2006 Community Development Block Grant, Fund 129, Cost Center 221403, Object Code 58301, for the following improvements: Install a new free-standing sign for the existing business; and
- B. Authorizing the Chairman to sign the Funding Agreement and any related documents necessary to implement this Grant award.

6. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for the Property Located at 210 Ruberia Avenue – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 210 Ruberia Avenue:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Edward P. Germann, owner of residential property located at 210 Ruberia Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, each in the amount of \$1,700, representing an in-kind match through the Barrancas Tax Increment Financing, Fund 151, Cost Center 220519, Object Code 58301, for the following improvements: Sanitary sewer connections; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

7. **Recommendation Concerning Commercial Facade Grant Funding and Lien Agreements for the Property Located at 5 Clarinda Lane – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 5 Clarinda Lane:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Goldstein Enterprises, LLC, owner of commercial property located at 5 Clarinda Lane, Pensacola, Florida, in the Palafox Redevelopment Area, each in the amount of \$10,000, representing an in-kind match through the Palafox Tax Increment Financing, Fund 151, Cost Center 220517, Object Code 58301, for the following improvements: Sanitary sewer connections and electrical rewiring upgrade to the existing building; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

8. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for the Property Located at 2 Greve Court – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 2 Greve Court:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Brian Kupferschmidt, owner of residential property located at 2 Greve Court, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$6,000, representing an in-kind match through the Warrington Tax Increment Financing, Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Install new storm windows and replace the roof; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

9. **Recommendation Concerning Commercial Facade Grant Funding and Lien Agreements for the Property Located at 805 North Navy Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 805 North Navy Boulevard:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Tzy-Yn Hua, owner of commercial property located at 805 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$10,000, representing an in-kind match through the Warrington Tax Increment Financing, Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., 2008 Community Development Block Grant, Fund 129, Cost Center 220563, Object Code 58301, for the following improvements: Parking lot improvements to include paving and striping; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

10. **Recommendation Concerning Sign Grant Funding Agreement for the Property Located at 805 North Navy Boulevard – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement for the property located at 805 North Navy Boulevard:

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and Tzy-Yn Hua, owner of commercial property located at 805 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, Fund 151, Cost Center 220516, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., 2007 Community Development Block Grant, Fund 129, Cost Center 220555, Object Code 58301, for the following improvements: Install a new free-standing sign; and
- B. Authorizing the Chairman to sign the Funding Agreement and any related documents necessary to implement this Grant award.

11. **Recommendation Concerning Sign Grant Funding Agreement for the Property Located at 2600 West Fairfield Drive – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following March 18, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the Sign Grant Funding Agreement for the property located at 2600 West Fairfield Drive:

- A. Approving the Sign Grant Program Funding Agreement between Escambia County CRA and United Cerebral Palsy of Northwest Florida, Inc., owner of commercial property located at 2600 West Fairfield Drive, Pensacola, Florida, in the Palafox Redevelopment Area, in the amount of \$2,000, representing an in-kind match through the Palafox Tax Increment Financing, Fund 151, Cost Center 220517, Object Code 58301, and/or Neighborhood Enterprise Foundation, Inc., 2007 Community Development Block Grant, Fund 129, Cost Center 220555, Object Code 58301, for the following improvements: Install a new electrical sign on the existing sign poles; and
- B. Authorizing the Chairman to sign the Funding Agreement and any related documents necessary to implement this Grant award

12. **Recommendation Concerning Emergency Operations Officer Position – Frank Edwards, Public Safety Bureau Chief**

RECOMMENDATION: That the Board authorize a waiver of the frozen position list and allow the Public Safety Bureau to advertise for and fill the budgeted Emergency Operations Officer position, recently vacated by Dusty Clements. [Funding Source: Fund 001 – General Fund; Cost Center 330402 – Emergency Management]

13. **Recommendation Concerning Burgess Road PD&E Design Re-Evaluation – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning PD 09-10.012, Burgess Road PD&E Design Re-Evaluation:

A. Approve the Selection/Negotiation Committee Ranking:

1. Hatch-Mott MacDonald Florida, LLC;
2. Baskerville-Donovan, Inc.; and
3. Volkert, Inc.; and

B. Award a Task Order Contract PD 09-10.012, Burgess Road PD&E Design Re-Evaluation, from State Road (SR) 29 on SR 742 (West Burgess Road), ending at East SR 742 (at Creighton Road), per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Hatch-Mott MacDonald Florida, LLC, for a lump sum amount of \$598,026.53, and allowances of \$40,171.50, for a total of \$638,198.03.

[Funding: Fund 351, LOST II, Cost Center 210105, Object Code 56301, Project #10EN0154]

14. **Recommendation Concerning Contract for Traffic Signal Construction, Cody Lane and Olive Road – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board award Contract PD 09-10.035, Traffic Signal Construction, Cody Lane and Olive Road, to Ingram Signalization, Inc., in the amount of \$185,668. [Funding: Fund 110, Other Grants and Projects, “FDOT Olive and Cody”, Cost Center 210509, Object Code 56301, \$112,500; Fund 352, “LOST III”, Cost Center 210107, Object Code 56301, Project No. 08EN0604, \$73,168]

COUNTY ADMINISTRATOR'S REPORT

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15. Recommendation Concerning Change Order for Ferry Pass Zone 2, Phase 4 Road and Sewer Improvements – Joy D. Blackmon, P.E., Interim Assistant County Administrator

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

| | | |
|---|--|-----------------------|
| Bureau: | Public Works | |
| Division: | Engineering | |
| Type: | Addition | |
| Amount: | \$306,438.47 | |
| Vendor: | Starfish, Inc., of Alabama | |
| Project Name: | Ferry Pass Zone 2, Phase 4 Road and Sewer Improvements | |
| Contract: | PD 08-09.019 | |
| PO No.: | 291323 | |
| CO No.: | 1 | |
| Original Award Amount: | | \$1,960,690.71 |
| Cumulative Amount of Change Orders through this CO: | | <u>\$306,438.47</u> |
| New Contract Total: | | <u>\$2,267,129.18</u> |

[Funding Source: Fund 352, "Local Option Sales Tax III", Cost Center 210107, Object Code 56301, Project No. 08EN0334]

16. Recommendation Concerning Change Order for Southwest Escambia County Sports Complex – Joy D. Blackmon, P.E., Interim Assistant County Administrator

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

| | | |
|---|--|---------------------|
| Bureau: | Public Works | |
| Division: | Park and Marine Maintenance | |
| Type: | Addition | |
| Amount: | \$172,698.00 | |
| Vendor: | PBS&J | |
| Project Name: | Southwest Escambia County Sports Complex | |
| Contract: | PD 07-08.045 | |
| PO No.: | 281732 | |
| CO No.: | 1 | |
| Original Award Amount: | | \$709,289.00 |
| Cumulative Amount of Change Orders through this CO: | | <u>\$172,698.00</u> |
| New Contract Total: | | <u>\$881,987.00</u> |

[Funding Source: Fund 351, LOST II) Cost Center 350233/56301 "Southwest Park" - \$172,698.00, Project No. 08PR0102]

17. **Recommendation Concerning Purchase of Real Property Located at 220 North Navy Boulevard – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

RECOMMENDATION: That the Board authorize staff to initiate the purchase process for a portion of Escambia County School Board property (approximately 1 acre), located at 220 North Navy Boulevard for the Escambia County Sheriff's Office. This includes, but is not limited to obtaining title commitments, Phase I Environmental Assessments, appraisals, surveys and conducting inspections as needed. [Funding Source: Fund 351, Lost II, Account 540110/56101]

18. **Recommendation Concerning Parking Prohibition on Harvard Court – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

RECOMMENDATION: That the Board take the following action concerning a parking prohibition:

- A. Adopt the Resolution for a parking prohibition on Harvard Court from 6301/6310 Harvard Court to the northern terminus; and
- B. Authorize the Chairman to sign the Resolution for Harvard Court.

[Funds are budgeted in Fund 175, Transportation Trust Fund, Cost Center 110303 and Account Code 53401 for sign installations]

19. **Recommendation Concerning Speed Limit Limitations for Multiple Roadways – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

RECOMMENDATION: That the Board take the following action concerning traffic restrictions - speed limitations:

- A. Adopt the Resolution for the reduction in speed from 30 miles per hour to 25 miles per hour, for the following roadway segments:
1. Untreiner Avenue, from West Detroit Avenue to West Hope Drive
 2. Lepley Road, from Untreiner Avenue to Moccasin Trail
 3. Falcon Drive from Las Brisas Drive to Oakcliff Road
 4. Beulah Church Road, from Rebel Road to Beulah Road
 5. Williams Ditch Road, from Handy Road to Smyers Road
 6. West Hernandez Street, from North "I" Street to North "K" Street
 7. Tate Road, from North Tate School Road to Grande Oaks Boulevard
 8. Teakwood Circle, from Prieto Drive to Teakwood Drive
 9. 57th Avenue, from Schofield Drive to Admiral Doyle Road
 10. Santa Barbara Street, from Patricia Drive to Palmdale Avenue
 11. Goodman Lane, from 57th Avenue to Adkinson Drive
 12. Fowler Avenue, from West Nine and One-Half Mile Road to West Nine Mile Road
 13. Chaseville Street, from Frisco Road to South Old Corry Field Road
 14. Lewis Street, from Westview Lane to Mirabelle Way
 15. Westview Lane, from Cottonwood Lane to Belle Meadow Boulevard
 16. Bobwhite Drive, from Hummingbird Lane to Hummingbird Boulevard;
and
 17. Williams Ditch Road, from Wishbone Road to Chavers Road; and
- B. Authorize the Chairman to sign the Resolution for these roadways.

[Funds are budgeted in Fund 175, Transportation Trust Fund, Cost Center 250701 and Account Code 53401 for sign installations]

20. Recommendation Concerning BroadBand Grant Application – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning a U.S. Department of Commerce, Broadband Technologies Opportunities Program (BTOP) Grant Application:

- A. Approve the submittal of the U.S. Department of Commerce, Broadband Technologies Opportunities Program Grant Application, which will include a \$6 million cash match, to be provided from funds allocated in Local Option Sales Tax, for the build-out of the infrastructure for the Intelligent Transportation Systems and for neighborhood enhancements; and**
- B. Authorize the Interim County Administrator to sign the Grant Application and all required forms.**

COUNTY ATTORNEY'S REPORT
March 18, 2010

I. FOR ACTION:

1. Response to Clerk's Financial Audit of Arts Council of Northwest Florida, Inc.

That the Board forego civil legal action against the Arts Council of Northwest Florida, Inc. for the sum of \$14,055 which was wrongfully appropriated according to the Clerk's financial audit and instead pursue the foregoing sum through a request for restitution in the event the State Attorney initiates criminal proceedings and convictions are obtained.

2. Arcade/Bingo Zoning Ordinance

That the Board schedule the second of two Public Hearings on April 8, 2010 at 5:32 p.m. for consideration of adopting an ordinance establishing zoning categories for arcade amusement centers and bingo facilities in Escambia County.

3. Michele Peavy Workers Compensation Settlement

That the Board approve a workers compensation washout settlement in the amount of \$54,000.00 to former Sheriff's Office employee Michele Peavy. In exchange, Ms. Peavy will execute a general release of liability and waiver of employment with the County.