

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 – December 10, 2009 – 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 Robertson.
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/Special Recognition.

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

A. Adopt the following four Proclamations:

- (1) The Proclamation commending and congratulating Joe Anderson, Equipment Operator III, Public Works Bureau, on his retirement after 24 years of service;
- (2) The Proclamation commending and congratulating Sarah Barnes, Paramedic, Public Safety Bureau, on her retirement after 35 years of service;
- (3) The Proclamation commending and congratulating William Holmes, Road Corrections Officer, Corrections Bureau, on his retirement after 11 years of service; and
- (4) The Proclamation commending and congratulating Wayne McGlothren, Administrative Sergeant, Corrections Bureau, on his retirement after 31 years of service;

B. Take the following action concerning the adoption/ratification of the following three Proclamations:

- (1) Adopt the Proclamation proclaiming support of the third annual “40 Days of Prayer and Fasting” for Pensacola, Century, and Escambia County;
- (2) Adopt the Proclamation proclaiming a commitment to partner with the U.S. Census Bureau to help ensure a full and accurate census count in 2010; and
- (3) Ratify the Proclamation commending and congratulating Ms. Agnes Doering on her retirement from the Community Action Program after more than 33 years of dedicated Service; and

C. Recognize, with Certificates of Appreciation, James M. Messer, G. Thomas Smith, and Robert O. Beasley, for their years of dedicated service as Rezoning Hearing Examiners to Escambia County.

AGENDA – BOARD OF COUNTY COMMISSIONERS

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7. Written Communication:

A. November 30, 2009 – Communication from Tim Kerr, Pensacola Ice Flyers, requesting that the Board consider the following requests for two upcoming home games:

- (1) Waive the imposed per ticket surcharge of \$1 for 5,000 tickets each for the January 8, 2010, and February 4, 2010, home games;
- (2) Because the January 8, 2010, home game is going to be another “Military Appreciation Night” in the Hangar, waive the surcharge so the Ice Flyers organization can offer 5,000 tickets to active duty military in the Gulf Coast region for a charge of \$2 each; and
- (3) Because the February 4, 2010, home game is going to be “School Night” in the Hangar, waive the surcharge so the Ice Flyers organization can distribute 5,000 tickets to the area school system, so school aged children around the area can experience the excitement of Ice Flyers hockey and raise the awareness of amateur hockey, figure skating and public ice skating opportunities at the Civic Center; and

B. September 25, 2009 – Email communication from Lilian Williamson Owen concerning a Code Enforcement Lien against property located at 8059 Ira Drive.

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 adopting a Resolution establishing the Board's intent to use the Uniform Method of Collection for Non-Ad Valorem Special Assessments, as provided in Florida Statute 197.3632.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, adopt the Resolution establishing the Board's intent to use the Uniform Method of Collection for Non-Ad Valorem Special Assessments, as provided in Florida Statute 197.3632.

10. **5:32 p.m. Public Hearing for consideration of the Petition to Vacate a 10-foot-wide alleyway in Block 1, Osceola Country Club Estates Subdivision, as petitioned by 1115 Properties, LLC.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, take the following action regarding the Petition to Vacate a 10-foot-wide alleyway in Block 1, Osceola Country Club Estates Subdivision (280 feet x 10 feet = 2,800 square feet, or 0.06 acre), as petitioned by 1115 Properties, LLC:

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

11. **5:33 p.m. Public Hearing for consideration of adopting an Ordinance establishing an EDATE for Genesis Property Holding, LLC, for 100% of their new business, for ten years.**

Recommendation: That the Board, at the 5:33 p.m. Public Hearing, adopt an Ordinance establishing an Economic Development Ad Valorem Tax Exemption (EDATE) for Genesis Property Holding, LLC, for 100% of their new business, for ten years.

12. **5:34 p.m. Public Hearing for consideration of adopting an Ordinance establishing an EDATE for Woodlands Medical Specialists, PA, for 100% of their new business, for ten years.**

Recommendation: That the Board, at the 5:34 p.m. Public Hearing, adopt an Ordinance establishing an Economic Development Ad Valorem Tax Exemption (EDATE) for Woodlands Medical Specialists, PA, for 100% of their new business, for ten years.

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
DECEMBER 10, 2009

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

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

A. Payroll Expenditures for Pay Date November 25, 2009, in the amount of \$2,154,124.79;

B. The following four Disbursement of Funds:

(1) November 5, 2009, to November 11, 2009, in the amount of \$101,241.38;

(2) November 12, 2009, to November 18, 2009, in the amount of \$2,867,714.43;

(3) November 19, 2009, to November 25, 2009, in the amount of \$3,708,159.42;
and

(4) November 26, 2009, to December 2, 2009, in the amount of \$13,581,336.94;

C. The Investment Report for the month ended November 30, 2009; and

(BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)

D. The Tourist Development Tax Collections Data for Fiscal Year 2009-2010, which includes the October 2009 returns received in the month of November 2009.

(BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)

- I. CONSENT AGENDA – Continued
2. Recommendation Concerning Budget Comparison Reports

Recommendation: That the Board accept, for filing with the Board's Minutes, Budget Comparison Reports for Fiscal Year 2008-2009, ending September 30, 2009, as follows:

- A. Summarized, by fund, Budget to Actual Comparison as of September 30, 2009;
- B. Detailed Expenditure Budget Comparison (Budget to Actual) as of September 30, 2009; and
- C. Detailed Revenue Budget Comparison (Budget to Actual) as of September 30, 2009.

3. 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 following four Agreements for Professional Services as Governed by Florida Statute 287.055 (PD 02-03.79), as received in the Clerk to the Board's Office on November 17, 2009:
 - (1) *Agreement Between Escambia County and Gulf Coast Architectural Group*, as approved by the Board on May 1, 2007;
 - (2) *Agreement Between Escambia County and Grimail Crawford, Inc.*, as approved by the Board on October 4, 2007;
 - (3) *Agreement Between Escambia County and Goodwyn, Mills and Cawood, Inc.*, as approved by the Board on November 6, 2008; and
 - (4) *Agreement Between Escambia County and CSA Group, Inc.*, as approved by the Board on December 11, 2008; and
- B. The *Northwest Florida Water Management District Governing Board Meeting Schedule for 2010* and the *Northwest Florida Water Management District 2008 Annual Report*, as provided by Robin K. Tucker, Executive Assistant, Northwest Florida Water Management District, and received in the Clerk to the Board's Office on November 30, 2009.

I. CONSENT AGENDA – Continued

4. 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 November 19, 2009;
- B. Approve the Minutes of the Regular Board Meeting held November 19, 2009;
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held November 19, 2009; and
- D. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held November 12, 2009.

GROWTH MANAGEMENT REPORT

December 10, 2009

I. PUBLIC HEARINGS

1. Review of the rezoning cases heard by the Planning Board on October 26, November 9, and November 23, 2009.

RECOMMENDATION:

That the Board take the following action:

- A. Review and either adopt, modify, or overturn the Planning Board's recommendation for Rezoning Cases Z-2009-05, Z-2009-06, Z-2009-07, and Z-2009-08; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases that were reviewed.

Case No.:	Z-2009-05
Location:	5717 North "W" Street
Property Reference No.:	44-1S-30-1105-000-004
Property Size:	1.95 (+/-) acres
From:	R-6, Neighborhood Commercial & Residential District, High Density, (cumulative) (25 du/acre) and ID-1, Light Industrial District, (cumulative) (no residential uses allowed) (0 du/acre)
To:	ID-1, Light Industrial District, (cumulative) (no residential uses allowed) (0 du/acre)
FLU Category:	C, Commercial
Commissioner District:	3
Requested by:	Thomas J. Gilliam, Jr. Agent for Nettie H. Barron, Owner
PB Recommendation:	Approval based on staff's findings
Speakers:	Lynette Harris Tom Gilliam Michael Bobe John Childers Elsie M Hulcon Nettie Barron William Fouts Bonnie Fouts Richard Pugsley Rose Hoqq Wilson Pugsley

Case No.: **Z-2009-06**
Location: 7595 Scenic Highway
Property Reference No.: 08-1S-29-2000-000-200
Property Size: 1.98 (+/-) acres
From: R-1, Single Family District, Low Density Residential, (4 du/acre)
To: C-1, Retail Commercial District, (cumulative) (25 du/acre)
FLU Category: MU-1, Mixed Use 1
Commissioner District: 4
Requested by: E. George Rothbauer, Agent for James M. McKelvey, Jr., Owner
PB Recommendation: Denial based on staff's findings
Speakers:
Eva Peterson G. M. "Mitch" Turner
George Rothbauer James McKelvey
David Bagwell Diane Bagwell
Jimmy Bishop Janis Bragg
Andy Creed Marcella V. O'Connor
Lisa Entrekin Dorothy Fanklin
Dianne Gravette Pete Moore
Rosemary Hefti Robert Hieman
Albert Martin George Rastall
John Shattuck Robert Mills
David Pinder Donald Dawson
Laurie McBee

Case No.: **Z-2009-07**
Location: 7753 North Davis Highway
Property Reference No.: 18-1S-30-4208-000-000
Property Size: 1.74 (+/-) acres
From: C-1, Retail Commercial District, (cumulative) (25 du/acre)
To: C-2, General Commercial and Light Manufacturing District, (cumulative) (25 du/acre)
FLU Category: MU-1, Mixed Use 1
Commissioner District: 3
Requested by: Wiley C. "Buddy" Page, Agent for AMSDR Investment, Inc., Owner
PB Recommendation: Approval based on staff's findings amending the sixth criteria as follows:

The proposed amendment would result in a logical and orderly development pattern.

Speakers: Lynette Harris Wiley C. Buddy” Page
Richard McCullough

Case No.: **Z-2009-08**
Location: 7011 Pine Forest Road
Property Reference No.: 24-1S-31-3401-000-000
Property Size: 1.83 (+/-) acres
From: C-1, Retail Commercial District,
(cumulative) (25 du/acre)
To: C-2, General Commercial and Light
Manufacturing District, (cumulative)
(25 du/acre)
FLU Category: C, Commercial
Commissioner District: 1
Requested by: Thomas G. Hammond, Jr. Agent for
Service Lumber & Roofing Supply,
Inc., Owner
PB Recommendation: Approval based on staff’s findings
Speakers: David Forte
Thomas G. Hammond, Jr.

2. 5:45 p.m. – Thursday, December 10, 2009 Public Hearing –
Amendment to the Official Zoning Map.

RECOMMENDATION:

That the Board adopt an Ordinance to amend the Official Zoning Map to include rezoning cases heard by the planning Board on October 26, November 9, and November 23, 2009 and approved during the previous agenda item and to provide for severability, inclusion in the code, and an effective date.

3. 5:46 p.m. – Thursday, December 10, 2009 Public Hearing – Land
Development Code (LDC) Ordinance, amending Articles 3 & 6 “Mobile Vending
Units”

RECOMMENDATION:

That the Board review and approve an Ordinance amending Part III of the Escambia County Code of Ordinances (1999), the Land Development Code (LDC) amending Article 3 “Definitions” Section 3.02.00, to define mobile vending units; and Article 6 “Zoning Districts” Section 6.04.17, to establish the operation of mobile vending units as permitted uses in the R-6, C-1, C-2, ID-1, ID-2, C-

1PK, CC-PK, CG-PK, and PRPK zoning districts and to include additional restrictions for operation of mobile vending units.

4. First – 5:47 – Thursday, December 10, 2009 Public Hearing – Mid-West Optional Sector Plan Ordinance

RECOMMENDATION:

That the Board hold the public hearing to consider adoption of the attached Mid-West Optional Sector Plan Ordinance.

5. Second – 5:47 – Thursday, December 10, 2009 Public Hearing – Comprehensive Plan Amendment - Evaluation & Appraisal Report (EAR) Based Amendments.

RECOMMENDATION:

That the Board take the following actions:

- A. Repeal the Escambia County Comprehensive Plan: 2000, Ordinance No. 93-20 in its entirety; and
- B. Review the Comprehensive Plan Amendment - EAR Based Amendments, to replace Part II of The Escambia County Code of Ordinances (1999), The Escambia County Comprehensive Plan, as amended; and
- C. Transmit recommended approval to the Department of Community Affairs (DCA).

**COUNTY ADMINISTRATOR'S REPORT
DECEMBER 10, 2009**

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning a Resolution for Cancellation of Two Tax Certificates – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt and authorize the Chairman to sign a Resolution canceling the following two Tax Certificates on Account Number 02-1426-100 as it is a road right-of-way:

Taxes for the current year	\$134.56
Taxes for 2008 [Tax certificate 2009-1147.000]	\$156.82
Taxes for 2007 [Tax certificate 2008-787.000]	\$156.88

2. Recommendation Concerning State Road 95 (U.S. 29) Widening, Joint Use Pond Agreement (Holsberry Pond) – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the State Road 95 (U.S. 29) Widening, Joint Use Pond Agreement (Holsberry Pond) between the State of Florida Department of Transportation (FDOT) and Escambia County:

- A. Adopt the Resolution authorizing execution of the Joint Use Pond Agreement relating to Holsberry Pond;**
- B. Approve, subject to legal sign off, the FDOT Joint Use Pond Agreement specifying the rights and obligations of FDOT and Escambia County as related to a portion of the State Road 95 (U.S. 29) Widening Project; and**
- C. Authorize the Chairman or Vice-Chairman to sign the Resolution and Agreement.**

3. **Recommendation Concerning the Hauptert Lane Paving and Drainage Project – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the authorization of staff to acquire property, by donation, for rights-of-way and Easements on Hauptert Lane:

- A. Authorize Staff to negotiate and resolve any matters related to, or associated with, the acquisition of rights-of-way and Easements concerning drainage and roadway improvements for Hauptert Lane Paving and Drainage project, gather information and conduct inspections as needed, to allow the Board's acceptance of the real property;
- B. Authorize payment of documentary stamps because the property is being acquired for governmental use, which is for improvement and maintenance of the County drainage and road system, and the County benefits from the acquisition of these properties because these improvements will improve the quality of life for the citizens of Escambia County by providing a safe and efficient roadway and drainage system;
- C. Authorize the payment of incidental expenditures associated with the acquisition of these properties, which includes, but is not limited to, title searches, legal document preparation fees and recording of documents; and
- D. Authorize the Chairman or Vice Chairman to accept the Deeds or Easements as of the day of delivery of the Deeds or Easements to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

4. **Recommendation Concerning Appointment of Chair and Vice Chair of the Community Redevelopment Agency – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board approve appointing Commissioner Gene M. Valentino to serve as Chair and Commissioner Marie Young to serve as Vice Chair of the Community Redevelopment Agency. The terms will begin December 10, 2009, and will coincide with the appointment of the Chair and Vice Chair of the Board of County Commissioners.

COUNTY ADMINISTRATOR'S REPORT

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5. Recommendation Concerning Short-Term License Agreement for Temporary Groundwater Monitoring Wells for the County's Mobile Highway Landfill – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Short-Term License Agreement between Escambia County Board of County Commissioners and Daley Environmental Services, Inc.:

- A. Approve the Short-Term License Agreement for Daley Environmental Services, Inc., to install three, temporary, groundwater monitoring wells at the County's Mobile Highway Landfill and provide access, for a period of two years, to conduct a routine groundwater sampling, at no cost to the County; and
- B. Authorize the Chairman to sign the Agreement.
6. Recommendation Concerning Waiver of Noise Abatement Ordinance for New Year's Eve Fireworks Display at Portofino Island Resort Pier, Pensacola Beach – T. Lloyd Kerr, AICP, Development Services Bureau Chief

RECOMMENDATION: That the Board approve the Special Event Permit Application for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend the time for the New Year's Eve fireworks display being held by the Pensacola Beach Chamber of Commerce, located at the Portofino Island Resort Pier, Pensacola Beach, from 11:59 p.m., December 31, 2009, to 12:12 a.m., January 1, 2010.

7. Recommendation Concerning Waiver of Noise Abatement Ordinance for New Year's Eve Fireworks Display at Casino Beach Fishing Pier, Pensacola Beach – T. Lloyd Kerr, AICP, Development Services Bureau Chief

RECOMMENDATION: That the Board approve the Special Event Permit Application for a limited waiver of the noise restrictions imposed by the Escambia County Noise Abatement Ordinance, to extend the time for the New Year's Eve fireworks display being held by the Pensacola Beach Chamber of Commerce, located at the Casino Beach Fishing Pier, Pensacola Beach, from 11:59 p.m., December 31, 2009, to 12:20 a.m., January 1, 2010.

8. Recommendation Concerning Street Name Approval – Garden Ridge Road – T. Lloyd Kerr, AICP, Development Services Bureau Chief

RECOMMENDATION: That the Board approve the street name Garden Ridge Road for an un-named, private road that runs north off of the 900 Block of Turnbuckle Trail and 630 feet east of Ebb Tide Drive.

COUNTY ADMINISTRATOR'S REPORT

DECEMBER 10, 2009

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9. Recommendation Concerning Environmental Enforcement Partial Lien Relief – 3438 Wiggins Lane – Gordon Pike, Community Corrections Bureau Chief

RECOMMENDATION: That the Board take the following action concerning a partial release of the Code Enforcement Lien against 3438 Wiggins Lane:

A. Authorize a partial release of the Code Enforcement Lien against 3438 Wiggins Lane, recorded in Official Records Book 6004 at pages 574 and 613 of the Public Records; and

B. Authorize the Chairman to execute the Partial Release.

10. Recommendation Concerning 2010 Board of County Commissioners' Meeting/Committee of the Whole Meeting Schedule – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board approve the 2010 Board of County Commissioners' Meeting/Committee of the Whole Meeting Schedule as submitted.

11. Recommendation Concerning Chairman's Annual Appointments to Boards and Committees on Which Commissioners Serve – Robert R. McLaughlin, County Administrator

(BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Budget Amendment #46 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve Budget Amendment #046, General Fund (001), in the amount of \$80,000, to cover additional personnel costs associated with unemployment compensation for the Board of County Commissioners, Sheriff, and Clerk to the Board for Fiscal Year 2009/2010.

2. Recommendation Concerning Supplemental Budget Amendment #47 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #47, Other Grants and Projects Fund (110), in the amount of \$34,708, to recognize Grant funds from the Florida Department of State and appropriate these funds for the Escambia County Supervisor of Elections to be used exclusively for elections for federal office.

3. Recommendation Concerning Supplemental Budget Amendment #48 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #48, CRA Expendable Trust Fund (151) and the General Fund (001), to recognize a decrease in the amount of \$15,098, in the General Fund Transfer to the Community Redevelopment Agency-Tax Increment Finance (CRA-TIF) Districts in Escambia County and appropriate this decrease among the County's five CRA-TIF Districts. This adjustment reflects the difference in the amount budgeted for the five County TIF Districts, the City of Pensacola TIF District and the amount collected from property taxes.

4. Recommendation Concerning Supplemental Budget Amendment #56 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #56, General Fund (001), in the amount of \$200,000, to recognize funding from the Health Facilities Authority and to appropriate these funds to offset funding allocations associated with the Escambia Community Clinics.

5. **Recommendation Concerning Supplemental Budget Amendment #57 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #57, Other Grants and Projects Fund (110), in the amount of \$122,470, to recognize funding from the Florida Department of Law Enforcement and to appropriate these funds in accordance with the Edward Byrne Memorial Justice Assistance Grant for the Child Advocacy Unit Program.

6. **Recommendation Concerning Supplemental Budget Amendment #65 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #65, Other Grants and Projects Fund (110), in the amount of \$272,792, to recognize funding from the Florida Department of Law Enforcement and to appropriate these funds for surveillance equipment at Pensacola Junior College, Drug Court implementation and gang prosecution at the State Attorney's Office.

7. **Recommendation Concerning Architectural Services for the Molino School Renovations – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning PD 08-09.106, Architectural Services for the Molino School Renovations:

A. Approve the Selection/Negotiation Committee ranking for Architectural Services for the Molino School Renovations, PD 08-09.106:

1. DAG Architects
2. Quina Grundhoefer Architects
3. Bullock-Tice Associates
4. Bay Design Associates Architects

B. Award a Contract for Architectural Services for the Molino School Renovations, PD 08-09.106 to DAG Architects, in the amount of \$214,580.

[Funding: Fund 351, Local Option Sales Tax II, Cost Center 110224, Object Code 56201, Project Number 09PF0035, Old Molino School]

COUNTY ADMINISTRATOR'S REPORT

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8. Recommendation Concerning Property, Boiler and Machinery, Crime, Excess Workers' Compensation Insurance – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a one-year extension for Contract PD 06-07.096, for \$40,000 per year, effective December 31, 2009, to First Florida Insurance Brokers for insurance brokerage services, for Property, Boiler and Machinery, Crime, and Excess Workers' Compensation Insurance, for Escambia County, Florida, under the same terms and conditions for Fiscal Year 2009-2010. [Funding: Fund 501, Internal Service Fund, Cost Center 140835, Account 54501]

9. Recommendation Concerning Purchase of Carpet for Escambia County Central Office Complex – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board authorize the County to Piggyback off the State of Florida, Term Contract Number 360-240-06-1, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, and award a Purchase Order to Mohawk Carpets/Lees Carpets, in the amount of \$240,232.42, for the purchase of carpet for the Escambia County Central Office Complex [Funding: Fund 351, Local Option Sales Tax II, Cost Center 110261, Project Number 05AD0029 One Stop Building, Object Code 56201]

10. Recommendation Concerning Ogden-Hartung Area Drainage Improvements Contract – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award PD 08-09.107, Ogden-Hartung Area Drainage Improvements Contract, to Gulf Equipment Corporation, per the terms and conditions of the solicitation, for the amount of \$402,565. [Funding: Fund 352, Local Option Sales Tax III, Object Code 56301, Project Code 09EN0131, Cost Center 210107]

11. **Recommendation Concerning Termination of Contracts for Professional Services as Governed by Florida Statute 287.055 – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board terminate without cause the following Contracts under the terms and conditions of PD 02-03.79, Professional Services, as Governed by Florida Statute 287.055:

Boyer-Singleton & Associates, Inc.	BCC Approved 10-04-2007
Dynamic Industries, Inc.	BCC Approved 03-01-2005
EDAW, Inc.	BCC Approved 10-02-2003
Engineering Services Company, LLC	BCC Approved 11-06-2008
Weidner Surveying/Mapping	BCC Approved 10-02-2003
PB Americans, Inc.	BCC Approved 10-01-2009
Pope Environmental Consulting & Services	BCC Approved 09-07-2006
Quality Engineering Surveying and Inspections, LLC	BCC Approved 02-19-2009
Solin and Associates, Inc.	BCC Approved 10-16-2003
Traffic Solutions, LLC	BCC Approved 10-01-2009
Woolpert, Inc.	BCC Approved 04-06-2006
University of Florida, IFAS, West Florida Research and Education Center	BCC Approved 07-22-2004

12. **Recommendation Concerning Task-Order-Based Continuing Contracts for Architectural and Engineering Services – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the award of Task-Order-Based Continuing Contracts:

- A. Award Task-Order-Based Continuing Contracts to Townes + Architects, P.A., Beck Disaster Recovery, Inc., Dell Consulting, Inc., Environmental Consulting & Technology, Inc., Cardno TBE, Greenhorne & O'Mara, Inc., Gulf Breeze Consulting, Inc., Heffernan Holland Morgan Architecture, P.A., John R. Oglesby Consulting Engineer, NOVA Engineering and Environmental, LLC, and Premier Engineering Group, LLC, 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 Division(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.

13. **Recommendation Concerning Florida Department of Health, Bureau of Emergency Medical Services, EMS County Grant Application – Frank Edwards, Public Safety Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Florida Department of Health, Bureau of Emergency Medical Services (EMS), EMS County Grant Application for 2009/2010, in the amount of \$52,496:

- A. Adopt the Resolution certifying that the monies received from the EMS Trust Fund, as the Escambia County Emergency Medical Services' Award, shall be used to improve and expand the County's pre-hospital EMS system and shall not be used to supplant existing EMS budget allocations in any manner; and
- B. Approve, and authorize the Chairman to sign, the EMS Grant Application and Request for Grant Fund Distribution.

[Funding: Fund 110, Other Grants and Projects/Revenue Account 334221/Cost Center 330318]

14. **Recommendation Concerning Neighborhood Renewal Initiative Agreement – Palafox Community Redevelopment Area – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Community Development Block Grant (CDBG)-funded Neighborhood Renewal Initiative Agreement with BBYSA, Inc.:

- A. Award a Neighborhood Renewal Initiative Project matching Grant, in the maximum amount of \$5,000, for specific benefit of the BBYSA, Inc., located in the Palafox Community Redevelopment Area; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all related documents as required to implement the project.

[Funding: Fund 129/2006, CDBG, Cost Center 221403]

15. Recommendation Concerning Neighborhood Renewal Initiative Agreement – Warrington Community Redevelopment Area – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Community Development Block Grant (CDBG)-funded Neighborhood Renewal Initiative Agreement with Bayou Davenport Neighborhood Watch, Inc.:

- A. Award a Neighborhood Renewal Initiative Project matching Grant, in the maximum amount of \$1,446, for specific benefit of the Bayou Davenport Neighborhood Watch, Inc., located in the Warrington Community Redevelopment Area; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all related documents as required to implement the project.

[Funding: Fund 129/2006, CDBG, Cost Center 221403]

16. Recommendation Concerning Neighborhood Renewal Initiative Mini-Grant Agreement – Englewood Redevelopment Area – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning the Community Development Block Grant (CDBG)-funded Neighborhood Renewal Initiative Mini-Grant Agreement with Englewood Neighborhood Improvement Corporation:

- A. Award a Neighborhood Renewal Initiative Mini-Grant, in the maximum amount of \$471.50, for specific benefit of the Englewood Neighborhood Improvement Corporation, located in the Englewood Redevelopment Area; and
- B. Authorize the Chairman to execute the Agreement and all related documents as required to implement the project.

[Funding: Fund 129/2006, CDBG, Cost Center 221403]

17. **Recommendation Concerning Escambia Consortium 2009 HOME Investment Partnerships Program, Community Housing Development Organization, Operating Expense Agreement with AMR at Pensacola, Inc. – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Escambia Consortium 2009 HOME Investment Partnerships Program (HOME) Community Housing Development Organization (CHDO) Operating Expense Agreement with AMR at Pensacola, Inc. (AMR):

- A. Approve entering into the CHDO Operating Expense Agreement with AMR, subject to legal signoff, to provide \$22,000, in combined 2008 and 2009 HOME Program CHDO Operating Expense support, to assist AMR in developing the capacity to further expand participation in the State Housing Initiatives Partnership (SHIP) New Construction Program, the HOME CHDO Rental Development Program, the Hurricane Housing Recovery Program (HHRP), and related affordable home ownership and rental housing activities; and
- B. Authorize the Chairman or Vice Chairman to execute the CHDO Operating Expense Project Agreement and all related documents as required to implement the Agreement and provisions thereof.

[Funding: Fund 147/2008 HOME, Cost Center 220501 and 2009 HOME, Cost Center 220408]

18. **Recommendation Concerning Escambia Consortium 2009 HOME Investment Partnerships Program, Community Housing Development Organization, Operating Expense Agreement with Community Enterprise Investments, Inc. – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Escambia Consortium 2009 HOME Investment Partnerships Program (HOME) Community Housing Development Organization (CHDO) Operating Expense Agreement with Community Enterprise Investments, Inc. (CEII):

- A. Approve entering into the CHDO Operating Expense Agreement with CEII, subject to legal signoff, to provide \$65,000 in 2009 HOME Program CHDO Operating Expense support to assist CEII in developing the capacity to further expand participation in the State Housing Initiatives Partnership (SHIP) New Construction Program, the HOME CHDO Rental Development Program, the Hurricane Housing Recovery Program (HHRP), the Neighborhood Stabilization Program (NSP), and related affordable home ownership and rental housing activities; and
- B. Authorize the Chairman or Vice Chairman to execute the CHDO Operating Expense Project Agreement and all related documents as required to implement the Agreement and provisions thereof.

[Funding: Fund 147/2009 HOME: Cost Center 220408]

19. **Recommendation Concerning Escambia Consortium 2009 HOME Investment Partnerships Program, Community Housing Development Organization, Project Development Expense Agreement with Circle, Inc. – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Escambia Consortium 2009 HOME Investment Partnerships Program (HOME) Community Housing Development Organization (CHDO) Project Development Expense Agreement with Circle, Inc. (Circle):

- A. Approve entering into the CHDO Project Development Expense Agreement with Circle, subject to legal signoff, to provide \$55,000 in 2008 and/or 2009 HOME Program CHDO support, to assist Circle in developing affordable rental and homeownership units in Escambia County, specifically targeting Escambia County's designated Community Redevelopment Areas; and
- B. Authorize the Chairman or Vice Chairman to execute the CHDO Agreement and all related documents as required to implement the Agreement and provisions thereof.

[Funding: Fund 147/2008 HOME, Cost Center 220501 and 2009 HOME, Cost Center 220408]

20. **Recommendation Concerning Commercial Façade, Landscape, and Infrastructure Grant Program Cancellation of Liens – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following action of the Community Redevelopment Agency (CRA) concerning the Commercial Façade, Landscape, and Infrastructure Grant Program:

- A. Approving the following seven Commercial Façade, Landscape, and Infrastructure Grant Program Cancellation of Liens since the Grant recipients have met their Grant requirements:

<u>Property Owner's Name</u>	<u>Property Address</u>	<u>Lien Amount</u>
D & D Cycles, Inc.	2400 Fernwood Avenue	\$10,000
Navy Park Partnership James E. Mooney and Ann H. Mooney	3960 Navy Boulevard	\$10,000
Larry N. Kendrick	201-205 North Navy Blvd.	\$5,850
Steven E. Melei	4000 North Palafox Street	\$9,750
Rydon, Inc.	3627 Mobile Highway	\$8,474
Kerr Treehouse Day Care and Learning Center	1002 North Navy Boulevard	\$5,777
	3912 Barrancas Avenue	\$5,001; and

- B. Authorizing the Chairman to sign and execute the Cancellation of Liens.

21. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 206 Lakewood Road – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements at 206 Lakewood Road:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Crystal J. Bryars, owner of residential property located at 206 Lakewood Road, Pensacola, Florida, in the Barrancas Redevelopment Area, each in the amount of \$6,000, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), Fund 151, Cost Center 220519, Object Code 58301, for the following improvements: Install a new central heating and air conditioning system, sanitary sewer connections, and electrical rewiring; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

22. **Recommendation Concerning Commercial Facade Grant Funding and Lien Agreements for 2001 North "E" 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 the Commercial Facade Grant Funding and Lien Agreements at 2001 North "E" Street:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Lakeview Center, Inc., owner of commercial property located at 2001 North "E" Street, Pensacola, Florida, in the Englewood Redevelopment Area, each 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 for the following improvements: Restoration of architectural features 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.

23. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 209 Ruberia Avenue – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning the Residential Rehab Grant Funding and Lien Agreements at 209 Ruberia Avenue:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Lewis J. Rice, owner of residential property located at 209 Ruberia Avenue, Pensacola, Florida, in the Barrancas Redevelopment Area, each in the amount of \$1,075, representing an in-kind match through the Barrancas Tax Increment Financing (TIF), 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.

24. **Recommendation Concerning Residential Rehab Grant Funding and Lien Agreements for 1228 West Bobe 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 the Residential Rehab Grant Funding and Lien Agreements at 1228 West Bobe Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Michael C. Smith and Gwendolyn F. Smith, owners of residential property located at 1228 West Bobe Street, Pensacola, Florida, in the Englewood Redevelopment Area, each in the amount of \$1,991, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, 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.

25. **Recommendation Concerning Commercial Façade Grant Funding and Lien Agreements for 2400 North “L” 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 the Commercial Façade Grant Funding and Lien Agreements at 2400 North “L” Street:

- A. Approving the Commercial Façade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Smitty’s Pool Hall, Inc., owner of commercial property located at 2400 North “L” Street, Pensacola, Florida, in the Englewood Redevelopment Area, each in the amount of \$887.50, representing an in-kind match through the Englewood Tax Increment Financing (TIF), Fund 151, Cost Center 220520, 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.

26. **Recommendation Concerning Application for Functional Classification Change for Hilburn Road from “Not Currently Functionally Classified” to “Urban Minor Arterial” – Larry Newsom, Office of Transportation and Traffic Operations Division Manager**

RECOMMENDATION: That the Board take the following action concerning the request from the State of Florida Department of Transportation to Escambia County for acceptance of the proposal to functionally classify Hilburn Road from Burgess Road to Creighton Road as an “Urban Minor Arterial” roadway:

- A. Approve the State of Florida Department of Transportation, Application for Functional Classification Change for Hilburn Road from “not currently functionally classified” to “Urban Minor Arterial”; and
- B. Authorize the Chairman to sign the Application.
27. **Recommendation Concerning Conceptual Plans and Roadway Cross Sections of the Olive Road Corridor Studies – Larry Newsom, Office of Transportation and Traffic Operations Division Manager**

RECOMMENDATION: That the Board approve the conceptual plans and roadway cross sections of the Olive Road Corridor Studies from Palafox Street to Scenic Highway for submittal to the State of Florida Department of Transportation. These studies included engineering assessments, turning movements and traffic analyses to assess the existing problems. The conceptual plans will be presented to the State of Florida Department of Transportation in order to solicit their final approval before beginning the design phase.