

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 – October 21, 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 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.

Recommendation: That the Board adopt the following two Proclamations:

- A. The Proclamation proclaiming November 2010 as "National Hospice Month" in Escambia County; and
- B. The Proclamation commending and congratulating Michael B. Williams, Facilities Management Branch, Public Works Bureau, on his retirement after 26 years of service.

AGENDA – BOARD OF COUNTY COMMISSIONERS

October 21, 2010

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7. Written Communication – October 7, 2010, email communication from Martha Hobgood requesting that the Board either waive the liens or reduce the interest on the liens and judgments against property located at 1701 Dr. Martin Luther King 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 a adopting a Resolution amending the Palafox Redevelopment Area Plan as to boundaries only.**

Recommendation: That the Board ratify the following October 21, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the scheduling of a Public Hearing to adopt a Resolution amending the Palafox Redevelopment Area Plan as to boundaries only, due to advertising discrepancies (Funding Source: Fund 151, CRA Administration, Cost Center 220523, Object Code 54901):

- A. Cancelling the Public Hearing scheduled for October 21, 2010, at 5:31 p.m.; and
- B. Authorizing the scheduling and advertising of a Public Hearing for Thursday, November 18, 2010, at 5:33 p.m., for consideration of adopting a Resolution of Escambia County, Florida, amending the Palafox Redevelopment Area Plan as to boundaries only; providing for authority; providing determination; providing for severability; providing for an effective date.

10. **5:32 p.m. Public Hearing for consideration of adopting a Resolution creating the Cantonment Redevelopment Area.**

Recommendation: That the Board ratify the following October 21, 2010, action of the Escambia County Community Redevelopment Agency (CRA) concerning the scheduling of a Public Hearing to adopt a Resolution creating the Cantonment Redevelopment Area, due to advertising discrepancies (Funding Source: Fund 151, CRA Administration, Cost Center 220523, Object Code 54901):

- A. Cancelling the Public Hearing scheduled for October 21, 2010, at 5:32 p.m.; and
- B. Authorizing the scheduling and advertising of a new Public Hearing for Thursday, November 18, 2010, at 5:32 p.m., to consider adoption of a Resolution of Escambia County, Florida, relating to creating the Cantonment Redevelopment Area.

11. **5:34 p.m. Public Hearing for consideration of adopting an Ordinance creating the River Oaks Landing Subdivision MSBU.**

Recommendation: That the Board, at the 5:34 p.m. Public Hearing, adopt, and authorize the Chairman to sign, the Ordinance creating the River Oaks Landing Subdivision 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. **5:35 p.m. Public Hearing for consideration of adopting a Resolution concerning re-budgeting ongoing projects that were not completed by the end of Fiscal Year 2009-2010.**

Recommendation: That the Board, at the 5:35 p.m. Public Hearing, take the following action concerning re-budgeting ongoing projects that were not completed by the end of Fiscal Year 2009-2010:

- A. Ratify the scheduling of the 5:35 p.m. Public Hearing on October 21, 2010, to amend the Fiscal Year 2010-2011 Budget for the purpose of recognizing prior year grants and fund balances and appropriating these funds for ongoing projects; and
- B. Adopt the Resolution approving Supplemental Budget Amendment Number 1, in the amount of \$82,164,176.75, to re-budget the funds associated with ongoing projects that were not completed by the end of Fiscal Year 2009-2010, as follows:

- General Fund (001)
- Escambia County Restricted Fund (101)
- Economic Development Fund (102)
- Tourist Development Fund (108)
- Other Grants and Projects Fund (110)
- Disaster Recovery Fund (112)
- Article V Fund (115)
- SHIP Fund (120)
- CDBG/HUD Entitlement Fund (129)
- Handicapped Parking Fines Fund (130)
- E-911 Operations Fund (145)
- HUD Home Fund (147)
- Community Redevelopment Fund (151)
- Southwest Sector CRA Fund (152)
- Transportation Trust Fund (175)
- Master Drainage Funds (181)
- FTA Capital Fund (320)

(Continued on Page 5)

12. Continued...

B. Continued...

New Road Construction Fund (333)  
Local Option Sales Tax II Fund (351)  
Local Option Sales Tax III Fund (352)  
Solid Waste Fund (401)  
Internal Service Fund (501)

C. Approve all associated Fiscal Year 2010-2011 Purchase Orders for projects with existing Purchase Orders.

13. Committee of the Whole Recommendation.

**(TO BE DISTRIBUTED UNDER SEPARATE COVER)**

14. Reports:

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

15. Items added to the agenda.

16. Announcements.

17. 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  
October 21, 2010

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

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

- A. Payroll Expenditures for Pay Date October 15, 2010, in the amount of \$2,210,623.03;
- B. The following two Disbursement of Funds:
  - (1) September 30, 2010, to October 6, 2010, in the amount of \$17,607,888.01; and
  - (2) October 7, 2010, to October 13, 2010, in the amount of \$707,229.51; and
- C. The Investment Report for the month ended September 30, 2010.

2. Recommendation Concerning Disposition of Records

Recommendation: That the Board approve *Records Disposition Document No. 442*, for disposition of Board of County Commissioners' Records, Item 32a, Minutes: Official Meetings (Transcripts: Microfilmed on Rolls 464 and 465), for the period April 8, 2010, through June 3, 2010, in accordance with State Retention Schedule GS1, since the permanent records have been scanned and/or microfilmed.

3. Recommendation Concerning Acceptance of Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, the following documents received in the Clerk to the Board's Office:

- A. The *Escambia/Pensacola SHIP (State Housing Initiatives Partnership) Program Annual Report (July 1, 2009 – June 30, 2010)*, as submitted by Randy Wilkerson, Executive Director, Neighborhood Enterprise Foundation, Inc., and received in the Clerk to the Board's Office on October 4, 2010; and
- B. The *Escambia/Pensacola HHR (Hurricane Housing Recovery) Program Annual Report (July 1, 2009 – June 30, 2010)*, as submitted by Randy Wilkerson, Executive Director, Neighborhood Enterprise Foundation, Inc., and received in the Clerk to the Board's Office on October 4, 2010.

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 Regular Board Meeting held October 7, 2010; and
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held October 7, 2010.

## **GROWTH MANAGEMENT REPORT**

October 21, 2010

### **I. CONSENT AGENDA**

#### **1. Schedule of Public Hearings**

#### **RECOMMENDATION:**

That the Board authorize the scheduling of the following Public Hearings:

- A. 5:45 p.m. – Thursday, November 4, 2010 – Adoption Hearing – Comprehensive Plan Amendment, Capital Improvement Program.**

**COUNTY ADMINISTRATOR'S REPORT  
OCTOBER 21, 2010**

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

1. **Recommendation Concerning the Scheduling of a Public Hearing – Uniform Method of Collection for Non-Ad Valorem Special Assessments – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board authorize the scheduling of a Public Hearing on December 9, 2010, at 5:31 p.m., to consider the adoption of a Resolution establishing their intent to use the Uniform Method of Collection for Non-Ad Valorem Special Assessments, as provided in Florida Statutes 197.3632.

2. **Recommendation Concerning the Request for Disposition of Surplus Property for the Management and Budget Services Bureau – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve the request for Disposition of Surplus property for the Management and Budget Services Bureau, to be auctioned as surplus or properly disposed of, which is described and listed on the Disposition Form with Bureau and reason stated.

3. **Recommendation Concerning Request for Disposition of Property for ECAT – Sandra P. Jennings, P.E., Community & Environment Bureau Chief**

**RECOMMENDATION:** That the Board approve the Request for Disposition of Property for Escambia County Area Transit, for property which is described and listed on the form, with reason for disposition stated; the items are to be auctioned as surplus or properly disposed of.

4. **Recommendation Concerning Scheduling the First of Two Public Hearings Designating 3300 Mobile Highway as a Brownfields Area – Sandra P. Jennings, P.E., Community & Environment Bureau Chief**

**RECOMMENDATION:** That the Board approve scheduling and advertising the first of two Public Hearings on November 4, 2010, at 5:31 p.m., to consider adoption of a Resolution of the Board of County Commissioners of Escambia County, Florida, designating 3300 Mobile Highway as a Brownfields area within the Brownsville Redevelopment Area of Escambia County, for the purpose of economic development and environmental rehabilitation; authorizing the Community & Environment Deputy Bureau Chief to notify the Department of Environmental Protection of said designation; and providing for an effective date. [Funding Source: CRA Admin, Fund 151, Cost Center 220523, Object Code 54901]

COUNTY ADMINISTRATOR'S REPORT

OCTOBER 21, 2010

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5. Recommendation Concerning Certificate of Need for APS Waste Services, LLC – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning a Certificate of Need for Action Enterprises of Pensacola d/b/a APS Waste Services, LLC:

- A. Approve a Certificate of Need, permitting Action Enterprises of Pensacola, d/b/a APS Waste Services, LLC, to operate in Escambia County; and
- B. Authorize the Chairman to sign the Certificate.

6. Recommendation Concerning Community Redevelopment Agency Meeting Minutes – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board accept, for filing with the Board's Minutes, the September 16, 2010, Community Redevelopment Agency (CRA) Meeting Minutes, prepared by Vera Cardia-Lively, Senior Office Support Assistant, CRA.

7. Recommendation Concerning Street Name Approval – Bo Sharpless Trail – T. Lloyd Kerr, AICP, Development Services Bureau Chief

**RECOMMENDATION:** That the Board approve the street name "Bo Sharpless Trail" for a public road running east off of the 2100 Block of Pauline Street, 520 feet north of East Kingsfield Road.

8. Recommendation Concerning Amendment to the Agreement with Pensacola State College – Michael D. Weaver, Public Safety Interim Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the Amendment to the Agreement between Pensacola State College and Escambia County:

- A. Approve the Amendment that expands and identifies the potential uses of the Pensacola State College Lou Ross Center by Escambia County in emergency incidents and the operational and financial responsibilities of such operations; and
- B. Authorize the Chairman to execute the Agreement.

9. **Recommendation Concerning Request for Disposition of Property for Public Safety – Michael D. Weaver, Public Safety Interim Bureau Chief**

**RECOMMENDATION:** That the Board approve the Request for Disposition of Property Form for Public Safety, for property which is no longer in service, has been damaged beyond repair and/or is obsolete, and is to be auctioned as surplus or properly disposed of, all of which is described and listed on the Disposition Form with the Bureau and reason stated.

10. **Recommendation Concerning Memorandum of Understanding Related to First Call for Help-Escambia County, in Support of the 2-1-1 System – Michael D. Weaver, Public Safety Interim Bureau Chief**

**RECOMMENDATION:** That the Board approve, and authorize the Chairman to sign, the Memorandum of Understanding between the Board of County Commissioners of Escambia County, Florida, and the United Way of Escambia County, Inc., Related to First Call for Help-Escambia County, in support of the 2-1-1 System, at no cost to the County.

11. **Recommendation Concerning Out of County Travel – Larry M. Newsom, Interim County Administrator**

**RECOMMENDATION:** That the Board authorize out-of-County travel for the following:

- A. The Chairman of the Board of County Commissioners or his designee, the County Administrator, and/or the County Attorney who wish to participate in the conferences/events, as noted on the 2010/2011 Annual Travel Schedule; and
- B. Commissioner Wilson B. Robertson and Commissioner Kevin W. White who are participating in the Florida Association of Counties Advance Commissioner Certification Program.

12. **Recommendation Concerning Revised Organizational Chart Creating the Transportation Bureau – Larry M. Newsom, Interim County Administrator**

**(BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)**

**II. Budget/Finance Consent Agenda**

**1. Recommendation Concerning Supplemental Budget Amendment #15/Interfund Loan to Purchase a Fire Truck – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning Supplemental Budget Amendment #15 and an Interfund Loan:

- A. Adopt the Resolution approving Supplemental Budget Amendment #15, Internal Service Fund (501), Local Option Sales Tax III Fund (352), Disaster Recovery Fund (112), in the amount of \$12,147,586, to recognize funds that were transferred in Fiscal Year 2010 to cash-flow the oil spill response, to return these funds to the Internal Service Fund, then to utilize a portion of these funds to finance the purchase of fire apparatus.**
- B. Authorize an Interfund loan, in the amount of \$2,147,586, from the Internal Service Fund (501), to the Local Option Sales Tax III Fund (352), with the first payments commencing in Fiscal Year 2012.**

**2. Recommendation Concerning Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies – 3rd Cent Tourist Development Tax – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning approval of the Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies:

- A. Approve the following Miscellaneous Appropriations Agreements to be paid from the 3rd Cent Tourist Development Tax Fund (108), Cost Center 360101:**
  - 1. Pensacola Sports Association, Inc. \$204,201.00**
  - 2. Perdido Key Area Chamber of Commerce, Inc. 153,151.00**
  - 3. Pensacola Bay Area Chamber of Commerce, Inc. 1,310,294.00**
- B. Authorize the Chairman to sign the Agreements and all other necessary documents; and**
- C. Authorize the execution of the necessary Purchase Orders.**

3. **Recommendation Concerning Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies – 4th Cent Tourist Development Tax – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning approval of the Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies:

A. Approve the following Miscellaneous Appropriations Agreements to be paid from the 4th Cent Tourist Development Tax Fund (108), Cost Center 360105:

1.	African American Heritage Society, Inc.	\$25,000.00
2.	Art Culture & Entertainment, Inc.	150,000.00
3.	West Florida Historic Preservation, Inc.	70,000.00
4.	Naval Aviation Museum Foundation, Inc.	200,000.00
5.	Pensacola Museum of Art, Inc.	15,000.00
6.	Sertoma's Fourth of July	74,219.00
7.	St. Michael's Cemetery Foundation of Pensacola, Inc.	25,000.00
8.	Pensacola Bay Area Chamber of Commerce, Inc.	600,000.00

B. Authorize the Chairman to sign the Agreements and all other necessary documents; and

A. Authorize the execution of the necessary Purchase Orders.

4. **Recommendation Concerning Fiscal Year 2010/2011 Miscellaneous Appropriations Agreement for Pensacola-Escambia Clean Community Commission, Inc. – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning approval of the Fiscal Year 2010/2011 Miscellaneous Appropriations Agreement for Pensacola-Escambia Clean Community Commission, Inc:

A. Approve the Miscellaneous Appropriations Agreement for \$40,000, to be paid from the Solid Waste Fund 401, Cost Center 230314, Account 53401;

B. Authorize the Chairman to sign the Agreement and all other necessary documents; and

C. Authorize the execution of the necessary Purchase Order.

5. **Recommendation Concerning Interlocal Agreement Relating to the Fiscal Year 2010/2011 Funding of the Pensacola-Escambia County Promotion and Development Commission – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Interlocal Agreement between Escambia County and the City of Pensacola:

- A. Approve the Interlocal Agreement relating to the Fiscal Year 2010/2011 funding of the Pensacola-Escambia County Promotion and Development Commission, in the amount of \$150,000, to be paid from the Economic Development Fund (102), Cost Center 360704, for a one-year period from October 1, 2010, through September 30, 2011; and
- B. Authorize the Chairman to execute the Interlocal Agreement; and
- C. Authorize approval of the necessary Purchase Order.

6. **Recommendation Concerning Agreement with Andrea Minyard, MD, District I Medical Examiner – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Agreement between Escambia County and Dr. Andrea Minyard, District I Medical Examiner:

- A. Approve the Agreement between the County and Andrea Minyard, MD, District I Medical Examiner, effective for one year from October 1, 2010, through September 30, 2011, in the amount of \$891,405, to be paid from the General Fund (001), Cost Center 410201; and
- B. Authorize the Chairman to sign the Agreement for Medical Examiner Services.

7. **Recommendation Concerning Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies – Economic Development Fund – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning approval of the Fiscal Year 2010/2011 Miscellaneous Appropriations Agreements for Outside Agencies:

A. Approve the following Miscellaneous Appropriations Agreements, to be paid from the Economic Development Fund (102), Cost Center 360704:

1.	Council on Aging of West Florida, Inc.	\$40,000.00
2.	Escambia Community Clinics, Inc.	191,867.00
3.	Escambia County School Readiness Coalition, Inc., d/b/a Early Learning Coalition of Escambia County	230,000.00
4.	United Way of Escambia County, Inc., (First Call for Help)	35,000.00
5.	Pensacola Bay Area Chamber of Commerce, Inc. (Foundations)	400,000.00
6.	Pensacola-Escambia Human Relations Commission	88,700.00
7.	Lakeview Center, Inc.	31,038.00
8.	Pensacola's Promise, Inc., d/b/a Chain Reaction	20,000.00
9.	Wildlife Sanctuary of Northwest Florida, Inc.	32,580.00

B. Authorize the Chairman to sign the Agreements and all other necessary documents; and

C. Authorize the execution of the necessary Purchase Orders.

8. **Recommendation Concerning Purchase Order for the Santa Rosa Island Authority – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve a Purchase Order in the amount of \$560,000, for the Santa Rosa Island Authority to be paid from the Debt Service Fund (203), Cost Center 110248, Account 58101. The Santa Rosa Island Authority will then use these funds to offset County ad-valorem taxes paid by commercial leaseholders on the Island.

9. **Recommendation Concerning Conveyance of Real Property Located at 13 Linda Street to Pensacola Habitat for Humanity, Inc. – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the conveyance of real property located at 13 Linda Street, to Pensacola Habitat for Humanity, Inc., a not-for-profit corporation, using Escambia County's Surplus Property Disposition for Affordable Housing Development Program:

- A. Declare surplus the Board's real property at 13 Linda Street, Account Number 07-2955-000, Reference Number 35-2S-30-6000-009-004;
- B. Adopt the Resolution authorizing the conveyance of this property to Pensacola Habitat for Humanity, Inc;
- C. Approve the sale price of \$8,396.13 for the 13 Linda Street property plus any additional Lien interest accumulated prior to closing;
- D. Allow Pensacola Habitat for Humanity, Inc., up to a maximum of 120 days to close, because of HUD (U.S. Department of Housing and Urban Development) approval requirements; and
- E. Authorize the Chairman to execute the Resolution and all documents related to the sale.

10. **Recommendation Concerning Surplus and Sale of Real Property Located on Hayne Street – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the surplus and sale of real property located on Hayne Street:

- A. Declare surplus the Board's real property, Account Number 05-0839-000, Reference Number 04-2S-30-6001-021-005;
- B. Authorize the sale of the property to the bidder with the highest offer received at or above the minimum bid of \$95, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and
- C. Authorize the Chairman to sign all documents related to the sale.

11. Recommendation Concerning Surplus and Sale of Real Property Located at Airport Boulevard and Hedge Road – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the surplus and sale of real property located at Airport Boulevard and Hedge Road:

- A. Declare surplus the Board's real property, Account Number 04-0550-110, Reference Number 35-1S-30-7218-001-002;
  - B. Authorize the sale of the property to the bidder with the highest offer received at or above the minimum bid of \$16,630, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and
  - C. Authorize the Chairman to sign all documents related to the sale.
12. Recommendation Concerning Supplemental Budget Amendment #6 – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #6, Tourist Development Fund (108), in the amount of \$45,064, to recognize an additional allocation from the Board of County Commissioners to the Arts, Culture & Entertainment Organization and to appropriate these funds for tourism related activities in Escambia County.

13. Recommendation Concerning Supplemental Budget Amendment #14 – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #14, MSBU Program Fund (177), in the amount of \$63,805, to recognize Innerarity Island MSBU (Municipal Services Benefit Unit) road improvement assessment revenues being collected for the first time and to appropriate these funds for debt service on a loan from Local Option Sales Tax III Fund (352).

14. Recommendation Concerning Supplemental Budget Amendment #343 – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #343, Other Grants and Projects (110), in the amount of \$31,000, from the Florida Department of Law Enforcement (FDLE) and to appropriate these funds to the Sheriff's Department for implementation of the Florida Domestic Security Strategic Plan in Escambia County.

15. Recommendation Concerning Gulf Coast African-American Chamber of Commerce – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board approve a payment of \$1,729.02 to the Gulf Coast African-American Chamber of Commerce from the Fiscal Year 2009/2010 Budget, Cost Center 110201, Account 58224.

16. Recommendation Concerning Surplus and Sale of Real Property Located at 307 East Blount Street – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the Surplus and Sale of real property located at 307 East Blount Street:

- A. Declare surplus the Board's real property, Account Number 13-3134-000, Reference Number 00-0S-00-9020-010-041;
- B. Authorize the sale of the property to the bidder with the highest offer received at or above the minimum bid of \$4,494, in accordance with Section 46.134 of the Escambia County Code of Ordinances, without further action of the Board; and
- C. Authorize the Chairman to sign all documents related to the sale.

17. Recommendation Concerning 2010/2011 Emergency Shelter Grant Agreement with Loaves and Fishes Soup Kitchen, Inc. – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the 2010/2011 Emergency Shelter Grant (ESG) Agreement with Loaves and Fishes Soup Kitchen, Inc.:

- A. Approve the Agreement with Loaves and Fishes Soup Kitchen, Inc., detailing the utilization of a maximum of \$87,690, to support salary and/or operational costs of the Loaves and Fishes Homeless Center, located at 257 East Lee Street; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all related documents required to complete the project.

[Funding: Fund 110, Other Grants and Projects/ESG - Cost Center to be assigned]

18. Recommendation Concerning 2010/2011 Fair Housing Services Agreement with Escambia-Pensacola Human Relations Commission – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the 2010/2011 Fair Housing Services Agreement with Escambia-Pensacola Human Relations Commission:

- A. Approve the 2010/2011 Community Development Block Grant (CDBG)-funded Fair Housing Services Agreement with Escambia-Pensacola Human Relations Commission, providing a total of \$18,500, for the 2010/2011 Fiscal Year; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all documents required to implement the Agreement.

[Funding: Fund 129/CDBG—Cost Center to be assigned]

19. Recommendation Concerning 2010/2011 Rural Elderly Assistance Program Agreement with the Council on Aging of West Florida, Inc. – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning the 2010/2011 Rural Elderly Assistance Program Agreement with the Council on Aging of West Florida, Inc.:

- A. Approve the Agreement with the Council on Aging of West Florida, Inc., in the amount of \$50,000, for continuation of the Rural Elderly Assistance Program for the 2010/2011 Fiscal Year; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and related documents necessary to implement the project.

[Funding: Fund 129/CDBG—Cost Center to be Assigned]

20. Recommendation Concerning the Residential Rehab Grant Funding and Lien Agreements for the Property Located at 422 South 1st Street – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board ratify the following October 21, 2010, action of Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 422 South 1st Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Kevin L. Rockwell, owner of residential property located at 422 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$922, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Sanitary sewer connection; and
- B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.

21. Recommendation Concerning the Residential Rehab Grant Funding and Lien Agreements for the Property Located at 520 Edgewater Drive – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board ratify the following October 21, 2010, action of Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 520 Edgewater Drive:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Brian D. and Teresa M. Knutzen, owners of residential property located at 520 Edgewater Drive, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$3,600, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Install a new central heating and air conditioning system; 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 the Residential Rehab Grant Funding and Lien Agreements for the Property Located at 534 South 1st Street – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board ratify the following October 21, 2010, action of Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 534 South 1st Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Kenneth R. and Brenda H. Hill, owners of residential property located at 534 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$850, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Sanitary sewer connection; 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 the Residential Rehab Grant Funding and Lien Agreements for the Property Located at 1000 Montclair Road – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board ratify the following October 21, 2010, action of Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 1000 Montclair Road:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Edmund L. Brown, owner of residential property located at 1000 Montclair Road, Pensacola, Florida, in the Palafox Redevelopment Area, each in the amount of \$2,376, representing an in-kind match through the Palafox Tax Increment Financing (TIF), Fund 151, Cost Center 220517, Object Code 58301, for the following improvements: Install a new roof; 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 the Residential Rehab Grant Funding and Lien Agreements for the Property Located at 547 South 1st Street – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board ratify the following October 21, 2010, action of Escambia County, a political subdivision of the State of Florida, acting in its capacity as Escambia County Community Redevelopment Agency (CRA), concerning the Residential Rehab Grant Funding and Lien Agreements for the property located at 547 South 1st Street:

- A. Approving the Residential Rehab Grant Program Funding and Lien Agreements between Escambia County CRA and Bryan S. Gromer, owner of residential property located at 547 South 1st Street, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of \$750, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for the following improvements: Sanitary sewer connection; 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 the Issuance of Blanket and/or Individual Purchase Orders for Fiscal Year 2010-2011, in Excess of \$50,000, for the Community & Environment Bureau/Solid Waste Management Division – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board approve the issuance of blanket and/or individual Purchase Orders, for the Fiscal Year 2010/2011, based upon previously-awarded Contracts, Contractual Agreements, or annual requirements, as provided for the Community & Environment Bureau/Solid Waste Management Division.

26. Recommendation Concerning Office Support Assistant Position for the Animal Services Division – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board authorize a waiver of the Frozen Position List and allow the Community & Environment Bureau to advertise for and fill the budgeted Office Support Assistant position in the Community & Environment Bureau/Animal Services Division. [Funding Source: Fund 001, General Fund, Cost Center 220204]

27. Recommendation Concerning Kennel Technician Positions for the Animal Services Division – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board authorize a waiver of the Frozen Position List and allow the Community & Environment Bureau to advertise for and fill two budgeted Kennel Technician positions in the Community & Environment Bureau/Animal Services Division. [Funding Source: Fund 001, General Fund, Cost Center 220204]

28. Recommendation Concerning Purchase of Caterpillar D8T Track Type Tractor for the Community & Environment Bureau – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board authorize the County to Piggyback off the National Joint Powers Alliance Contract, IFB #092409, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Application; Exemptions and, Section 46-64, Award approval and threshold authority, for the purpose of awarding a Purchase Order to Thompson Tractor Company, Inc., for the acquisition of one Caterpillar D8T Track Type Tractor, in the total amount of \$601,200, for Solid Waste Management. [Fund 401, Solid Waste Fund, Cost Center 220603]

29. Recommendation Concerning Establishing Ingress/Egress Authority for Klondike Landfill – Sandra P. Jennings, P.E., Community & Environment Bureau Chief

**RECOMMENDATION:** That the Board take the following action concerning establishing ingress/egress authority for Klondike Landfill:

- A. Approve a Lease Agreement for the sum total of \$1,200, annually, with option to purchase at a later date for the appraised value, as determined by a State of Florida, licensed, real estate appraiser, for an existing 35 feet wide X 846 feet long improved right-of-way located at 7200 Mobile Highway, on land owned by Mr. Walter L. and Nancy V. Sparshott, to allow unlimited traffic onto Klondike Landfill; and
- B. Authorize the Chairman to execute the document.

[Fund 401, Solid Waste Fund, Cost Center 220608]

30. **Recommendation Concerning the Florida Division of Emergency Management Preparedness and Assistance Grant Program State-Funded Subgrant Agreement – Michael D. Weaver, Public Safety Interim Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the Emergency Management Preparedness and Assistance Grant Program State-Funded Subgrant Agreement, Contract #11-BG-05-01-27-01-XXX:

- A. Approve the Florida Division of Emergency Management Emergency Management and Preparedness Assistance State-Funded Subgrant Agreement providing State funds, in the amount of \$77,043, to assist in improving the daily and emergency operations of the Division of Emergency Management and to assist in local disaster planning and community outreach efforts; and
- B. Authorize the Chairman to execute the Subgrant Agreement.

[Funding Source: Fund 110, Other Grants and Projects/Cost Center 330405]

31. **Recommendation Concerning State of Florida, Division of Emergency Management State-Funded Subgrant Agreement for Hazardous Materials Analysis Data Contract – Michael D. Weaver, Public Safety Interim Bureau Chief**

**RECOMMENDATION:** That the Board take the following action regarding the State-Funded Subgrant Agreement for Hazardous Materials Analysis Data, Contract Number 11-CP-03-01-27-01-000:

- A. Approve the State of Florida, Division of Emergency Management State-Funded Subgrant Agreement providing funding to the County, in the amount of \$11,449, with no match requirement, to update the Hazardous Materials Facility Analysis Data, for the Contract period July 1, 2010, through June 30, 2011; and
- B. Authorize the Chairman to execute the Subgrant Agreement.

[Funding Source: Fund 110, Other Grants and Projects/Cost Center 330323]

32. **Recommendation Concerning Service Agreement for the County's E-911 System Equipment and Software – Michael D. Weaver, Public Safety Interim Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning Motorola Service Agreement, Order #S0000101, for maintenance of the County's E-911 system equipment and software, in the amount of \$251,958, for the period October 1, 2010, through September 30, 2011:

- A. Approve and authorize the Interim County Administrator to sign the Service Agreement; and
- B. Authorize issuance of a Purchase Order to Motorola for this purpose.

[Funding Source: Fund 145 – E-911 Operations Fund; Cost Center 330404 – E911 Communications, Account Code 54601 – Repair & Maintenance]

33. **Recommendation Concerning Escambia County Energy Efficiency Improvement Project – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board award a Contract to James B. Donaghey, Inc., for the Escambia County Energy Efficiency Improvement Project, PD 09.10.081 in the amount of \$782,258. [Funding: Fund 110, Other Grants and Projects, Cost Center 210611, Object Code 56201]

34. **Recommendation Concerning Contract for Lubrication Products, Anti-Freeze and Brake Fluid for Various County Divisions – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board in accordance with the terms and conditions of the Contract for Lubrication Products, Anti-Freeze and Brake Fluid for Various County Divisions, PD 06-07.084, approve an Interim Extension for Performance for a maximum period of six months, effective October 1, 2010. Pricing, delivery and all terms and conditions of the Contract shall remain unchanged during this period. [Funding: Fund 501, Internal Service Fund, Cost Center 210407, Object Code 55201]

35. **Recommendation Concerning Purchase of Fire Apparatus – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board authorize the County to piggyback off of the Florida Sheriff's Association Contract 08-08-0909, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, and award a Purchase Order to Sunbelt Fire Inc., in the amount of \$2,147,586, for the refurbishment of six commercial pumpers, one 75 foot aerial and the purchase of one 2011 E-One HP78 Aerial, (PD 10-11.004). [Funding: Fund 352, Local Option Sales Tax III, Cost Center 330228, Fire Services Capital Projects, Object Code 56401, Machinery and Equipment]

36. **Recommendation Concerning Acceptance of Property for Road Right-of Way on 70th Avenue – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

**RECOMMENDATION:** That the Board take the following action concerning the acceptance of property for road right-of way on 70th Avenue from Patricia Lay:

- A. Authorize staff to negotiate and resolve any matters related to, or associated with the acquisition of property, by donation, for road right-of-way on 70th Avenue from Patricia Lay, to gather information and conduct inspections, as needed, to allow the Board's acceptance of the real property;
- B. Authorize the payment of documentary stamps because the property is being donated for governmental use, which is for road right-of-way, and the County benefits from the acquisition of this property because it facilitates the construction and maintenance of paving and drainage systems for use by the citizens of Escambia County;
- C. Authorize the payment of incidental expenditures associated with the recording of documents; and
- D. Authorize staff to prepare and the Chairman or Vice Chairman to accept the Quit Claim Deed as of the day of delivery of the Quit Claim Deed to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time, subject to legal review and sign off.

**37. Recommendation Concerning Magnolia Lakes Estates – Temporary Construction Easements – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

**RECOMMENDATION: That the Board take the following action regarding Magnolia Lakes Estates – Temporary Construction Easements:**

- A. Accept the Temporary Construction Easements over property located in Magnolia Lakes Estates – Phase IV, from U.I.L. Family Limited Partnership;**
- B. Authorize the satisfaction of the following Nuisance Abatement Liens against property owned by U.I.L. Family Limited Partnership:**

<b><u>Location</u></b>	<b><u>OR Book / Page</u></b>	<b><u>Principal Amount Of Lien</u></b>
2800 Silent Wood Drive	6602 / 850	\$238.50
2715 Blackwood Drive	6548 / 1764	\$103.50
2711 Blackwood Drive	6548 / 1758	\$103.50
2715 Blackwood Drive	6412 / 1788	\$267.50
2711 Blackwood Drive	6412 / 1786	\$267.50
2707 Blackwood Drive	6548 / 1768	\$203.50
2707 Blackwood Drive	6412 / 1784	\$267.50
2717 Blackwood Drive	6412 / 1790	\$267.50
2717 Blackwood Drive	6548 / 1770	\$103.50
	<b>TOTAL :</b>	<b>\$1,822.50</b>

**; and**

- C. Authorize recording of the Temporary Construction Easements and Satisfactions of Liens at the County's expense.**

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38. Recommendation Concerning the Issuance of a Blanket and/or Individual Purchase Order for Fiscal Year 2010-2011, in Excess of \$50,000, for the Public Works Bureau/Facilities Management Branch– Joy D. Blackmon, P.E., Interim Assistant County Administrator

**RECOMMENDATION:** That the Board approve the issuance of a blanket and/or individual Purchase Order, in excess of \$50,000, for the Fiscal Year 2010-2011, based upon previously-awarded Contracts, contractual Agreements, or annual requirements as provided for the Public Works Bureau/Facilities Management Branch/Custodial;

<u>Vendor/Contractor</u>	<u>Amount</u>	<u>Contract #</u>
Temporary Personnel Solutions, LLC Vendor Number: 200939 Temporary Labor Services Fund 001, Cost Center 210603	\$54,302	PD 09-10-008

39. Recommendation Concerning Issuance of Individual Purchase Orders, in Excess of \$50,000, for the Management and Budget Services Bureau – Amy Lovoy, Management and Budget Services Bureau Chief

**RECOMMENDATION:** That the Board approve, for Fiscal Year 2010-2011, the issuance of individual Purchase Orders, in excess of \$50,000, based upon previously-awarded annual requirements as follows:

- |  |                |
|--|----------------|
| A. City of Pensacola<br>Vendor Number: 033300<br>Northwest Florida Regional Library<br>Fund: 001<br>Cost Center: 110201<br>Account Code: 58102 | \$3,438,696.00 |
| B. Northwest Florida Legal Services, Inc.<br>Vendor Number: 141832<br>Legal Aid<br>Fund: 115<br>Cost Center: 410802<br>Account Code: 58201     | \$124,688.00   |
| C. O'Sullivan, Creel, LLP<br>Vendor Number: 150323<br>Audit Services<br>Fund 001<br>Cost Center: 140201/410701<br>Account Code: 53101          | \$109,991.50   |

40. Recommendation Concerning the Issuance of a Blanket and/or Individual Purchase Orders for Fiscal Year 2010-2011, in Excess of \$50,000, for the Corrections Bureau – Gordon Pike, Corrections Bureau

**RECOMMENDATION:** That the Board approve, for the Fiscal Year 2010-2011, the issuance of blanket and/or individual Purchase Orders, in excess of \$50,000, based upon previously-awarded Contracts, contractual Agreements or annual requirements as provided below, for the Corrections Bureau:

A. Community Corrections

<u>Vendor/Contractor</u>	<u>Amount</u>
1. Protech Monitoring Vendor Number 165134 Electronic Monitoring (GPS) Fund: 114 Cost Center: 290303	\$250,000
2. Trinity Services Vendor Number 202723 Meals For Work Release Inmates Fund: 114 Cost Center: 290305	\$200,000
3. Kimbles Food by Design Vendor Number 110824 Commissary Items Fund: 175 Cost Center: 290205	\$140,000

B. Road Prison

1. US Food Service Vendor Number 210315 Miscellaneous Food Items Fund: 175 Cost Center: 290303	\$80,000
2. Sysco Foods Vendor Number 196366 Miscellaneous Food Items Fund: 175 Cost Center: 290303	\$70,000

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<b>3.</b>	<b>Kimbles Food by Design</b>	<b>\$140,000</b>
	<b>Vendor Number 110824</b>	
	<b>Commissary Items</b>	
	<b>Fund: 175</b>	
	<b>Cost Center: 290205</b>	

III. For Discussion

1. Recommendation Concerning the Issuance and Sale of Not Exceeding \$32,000,000 Revenue Bonds by the Escambia County Housing Finance Authority – Elbert Jones, Jr., Executive Director, Escambia County Housing Finance Authority

**RECOMMENDATION:** That the Board adopt the Resolution approving the issuance and sale of, not exceeding \$32,000,000, Revenue Bonds by the Escambia County Housing Finance Authority, to be used to finance and refinance on-campus housing for the University of West Florida.

2. Recommendation Concerning Reimbursement of Certain Real Property Taxes Erroneously Paid by Wayne Dalton Corporation – Larry M. Newsom, Interim County Administrator

**RECOMMENDATION:** That the Board consider granting one of the following options concerning a request from WDC Florida Realty Company, LLC, a wholly-owned subsidiary of Overhead Door Corporation, to reimburse certain real property taxes erroneously paid by Wayne Dalton Corporation:

- A. Approve a reimbursement of property taxes paid by Wayne Dalton Corporation, in the amount of \$33,997.32, for amounts erroneously paid on property to which a property tax exemption applied, pursuant to Ordinance 2008-14, for the 2008 and 2009 tax years, subject to the approval of amended Tax Rolls for the 2008 and 2009 tax years by the Department of Revenue;

OR

- B. Decline to approve a reimbursement of property taxes paid by Wayne Dalton Corporation, in the amount of \$33,997.32, for amounts erroneously paid on property to which a property tax exemption applied, pursuant to Ordinance 2008-14, for the 2008 and 2009 tax years, on the basis that Wayne Dalton failed to comply with the requirements of the Economic Development Ad Valorem Tax Exemption qualifying criteria for the expansion of an existing business.

COUNTY ATTORNEY'S REPORT  
October 21, 2010

**I. FOR ACTION:**

1. Amendment to the Agreements between Escambia County and Code Enforcement Special Magistrates G. Thomas Smith, Esquire, Robert O. Beasley, Esquire, and Janet Lander, Attorney at law, P.A.

That the Board approve the following:

- A. Second Amendment to the Agreement between Escambia County and G. Thomas Smith, Esquire, Serving as Code Enforcement Special Magistrate (PD 07-08.008).
  - B. First Addendum to the Agreement between Escambia County Robert Beasley, Esquire, Serving as Code Enforcement Special Magistrate (PD 07-08.008).
  - C. Second Addendum to the Agreement between Escambia County and Janet Lander, Attorney at Law, P.A., Serving as Code Enforcement Special Magistrate (PD 09-10.042).
2. Escambia County v. Jenkins Hill Consulting, LLC/ Case No.: TBD

That the Board approve the filing of a lawsuit in the County Court of Escambia County, Florida against Jenkins Hill Consulting, LLC, seeking restitution in amount of \$5,416.00.

3. Settlement of Workers' Compensation Claim involving Randall Murph

That the Board approve payment to the claimant, Randall Murph, and his workers' compensation counsel, Steven P. Pyle, Esquire, the total sum of \$400,000 inclusive of the funding of an MSA and inclusive of all outstanding attorney's fees and costs for a full and complete settlement of Mr. Murph's workers' compensation claim. Of this amount, the self-insured Board of County Commissioners will be paying the sum of \$25,000. The remaining \$375,000 will be paid by the Florida League of Cities (\$125,000) and North American Risk (\$250,000).

4. Resolution extending the scope of Resolution R2010-166 for an additional sixty (60) days (January 4, 2011) to address the threat posed by crude oil on certain private properties.

That the Board consider adopting a resolution to extend the scope of Resolution R2010-166 to address the threat posed by crude oil on certain private properties.

5. Perdido Key Beach Restoration, Nourishment, and Erosion Control Project

That the Board:

- A. Authorize the County Attorney to prepare easements for properties on Perdido Key adjacent to the Gulf of Mexico that are necessary for the Perdido Key beach restoration, nourishment, and erosion control project (form attached); and
- B. Authorize the Chairman to execute a letter (form attached) transmitting the easements to the property owners;
- C. Authorize expenditure of funds associated with a title search for certain limited parcels at the discretion of the County Attorney;
- D. Authorize payment of incidental expenses for mailing correspondence to owners and recording the easements in the public records.
- E. Authorize payment of documentary stamp taxes because the easements will permit construction of an engineered beach and dune system that will benefit the public by providing protection from hurricane storm surge and preserve the environmentally sensitive beach ecosystems.

**II. FOR INFORMATION:**

- 1. Board of County Commissioners, Escambia County, Florida v. Ertle Britt, Case No.: 2010 AP 001

That the Board accept the attached information concerning Board of County Commissioners, Escambia County, Florida v. Ertle Britt, wherein the Court rendered an Opinion on Appeal reversing the trial court's order dismissing an illegal burning infraction.