

THROUGH THESE DOORS WALK ONLY THE FINEST PEOPLE – THE CITIZENS OF ESCAMBIA COUNTY. DECISIONS ARE MADE IN THIS ROOM AFFECTING THE DAILY LIVES OF OUR PEOPLE. DIGNIFIED CONDUCT IS APPRECIATED.

CHAMBER RULES

1. IF YOU WISH TO SPEAK, YOU WILL BE HEARD.
2. YOU MUST SIGN UP TO SPEAK. SIGN-UP SHEETS ARE AVAILABLE AT THE BACK OF THE ROOM.
3. YOU ARE REQUESTED TO KEEP YOUR REMARKS BRIEF AND FACTUAL.
4. BOTH SIDES ON AN ISSUE WILL BE GRANTED UNIFORM/MAXIMUM TIME TO SPEAK.
5. DURING QUASI-JUDICIAL HEARINGS (I.E., REZONINGS), CONDUCT IS VERY FORMAL AND REGULATED BY SUPREME COURT DECISIONS. VERBAL REACTION OR APPLAUSE IS NOT APPROPRIATE.

**PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED AND TELEVISED**

AGENDA

Board of County Commissioners  
Regular Meeting – March 4, 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 ratify the Proclamation, dated February 22, 2010, proclaiming February 25, 2010, as "Military Appreciation Day in Escambia County."

AGENDA – BOARD OF COUNTY COMMISSIONERS

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7. Written Communication – February 10, 2010, email communication from Dorothy Kehoe requesting that the Board forgive the fines relative to a Code Enforcement Lien against property located at Bertha Street and Nelle Avenue.
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 renewal of a Permit to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Longleaf C&D Disposal Facility.**

Recommendation: That the Board authorize rescheduling the 5:31 p.m. Public Hearing, for March 18, 2010, at 5:34 p.m., to consider the renewal of a Permit to Construct, Operate, Modify or Close a Construction and Demolition Debris or Land Clearing Disposal Management Facility for Longleaf C&D Disposal Facility, owned by Waste Management, Inc.; the request to reschedule is to assure full compliance with all advertising requirements.

10. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance establishing an EDATE for Navy Federal Credit Union, for Phase III of its overall campus business expansion.**

Recommendation: That the Board, at the 5:32 p.m. Public Hearing, adopt an Ordinance establishing an Economic Development Ad Valorem Tax Exemption (EDATE) for Navy Federal Credit Union (NFCU), for Phase III of its overall campus business expansion, by granting either:

- A. An EDATE for 77% of its business expansion for 10 years for receiving 5 points for Capital Investment, 5 points for Number of Employees, and 0 points for Wage Rate; NFCU received 0 points for the Wage Rate category after failing to provide documentation of specific salary information detailing average wage per job classification necessary to calculate an average wage rate;

**OR**

- B. An EDATE for 100% of its business expansion for 10 years for receiving 5 points for Capital Investment, 5 points for Number of Employees, and 3 points for Wage Rate; due to the number of employees employed by NFCU, documentation of a gross payroll figure was accepted based on the total number of employees in lieu of more specific wage information detailing average wage rate per job classification, as is required of other applicants.

11. **5:33 p.m. Public Hearing for consideration of adopting an Ordinance prohibiting a person from deliberately disobeying the reasonable command of a Public Safety Official made while on Pensacola Beach.**

Recommendation: That the Board, at the 5:33 p.m. Public Hearing, adopt an Ordinance amending Chapter 74, Article II, Section 74-36, of the Escambia County Code of Ordinances, by adding Section 74-36 (18), prohibiting a person from deliberately disobeying the reasonable command of a Public Safety Official made while such person is using the beach or any structure thereon owned or operated by the Santa Rosa Island Authority.

12. **5:34 p.m. Public Hearing for the purpose of receiving public comments concerning Fiscal Year 2010 ECAT Disadvantaged Business Enterprise Goal.**

Recommendation: That the Board, at the 5:34 p.m. Public Hearing, take the following action concerning the Escambia County Area Transit (ECAT) Disadvantaged Business Enterprise (DBE) Fiscal Year 2010 Goal:

- A. Ratify the scheduling and advertisement of the 5:34 p.m. Public Hearing on Thursday, March 4, 2010, for the purpose of receiving comments concerning the Fiscal Year 2010 DBE Goal of 5% of procurements receiving financial support from the Federal Transit Administration, established for the ECAT system; and
- B. Approve the Fiscal Year 2010 ECAT DBE Procurement Goal of 5%.

13. Reports:

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

14. Items added to the agenda.

15. Announcements.

16. Adjournment.

**BACKUP NOT INCLUDED WITH THE CLERK'S REPORT IS AVAILABLE FOR REVIEW IN  
THE OFFICE OF THE CLERK TO THE BOARD  
ESCAMBIA COUNTY GOVERNMENTAL COMPLEX, SUITE 130**

CLERK OF THE COURTS & COMPTROLLER'S REPORT  
MARCH 4, 2010

I. CONSENT AGENDA

1. Recommendation Concerning Acceptance of Reports

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

- A. Payroll Expenditures for Pay Date February 19, 2010, in the amount of \$2,364,662.71; and
- B. The following two Disbursement of Funds:
  - (1) February 11, 2010, to February 17, 2010, in the amount of \$7,857,336.04; and
  - (2) February 18, 2010, to February 24, 2010, in the amount of \$2,523,036.82.

2. Recommendation Concerning Acceptance of Grant Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, the *Certificate of Acceptance of Subgrant Award, Number 2010-JAGC-ESCA-1-4X-238*, in the amount of \$142,120, and *Application for Funding Assistance, Florida Department of Law Enforcement, Justice Assistance Grant – County-wide*, relative to the Board's August 20, 2009, approval to submit the Grant Application for the Pensacola Junior College Police Department.

3. Recommendation Concerning Minutes and Reports

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

- A. Approve the Minutes of the Joint City-County Meeting held February 16, 2010, and the Minutes of the Regular Board Meeting held February 18, 2010;
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held February 18, 2010; and
- C. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held February 11, 2010.

## GROWTH MANAGEMENT REPORT

March 4, 2010

### I. PUBLIC HEARINGS

1. Review of the rezoning cases heard by the Planning Board on February 8, 2010.

#### **RECOMMENDATION:**

That the Board take the following action:

- A. Review and either adopt, modify, or overturn the Planning Board's recommendation(s) for Rezoning Cases Z-2010-03, Z-2010-04 or remand the case(s) back to the Planning Board; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases that were reviewed.

<b>1) Case No.:</b>	<b>Z-2010-03</b>
Location:	3111 Fairfield Drive
Property Reference No.:	16-2S-30-1300-001-039, 16-2S-30-1300-001-040, and 16-2S-30-1300-001-041
Property Size:	0.514 (+/-) acres
From:	R-4, Multiple Family District, (cumulative) Medium High Density (18 du/acre)
To:	C-2, General Commercial and Light Manufacturing District (cumulative) (25 du/acre)
FLU Category:	MU-1, Mixed Use
Commissioner District:	3
Requested By:	Wiley C. "Buddy" Page, Agent for Roger & Karen Wood, Owners
Planning Board Recommendation:	Denial of C-2, but Approval of C-1
Speakers:	Buddy Page James Woodson Joanna Woodson

<b>2) Case No.:</b>	<b>Z-2010-04</b>
Location:	51 Highway 97
Property Reference No.:	33-3N-31-1004-000-000
Property Size:	36.51 (+/-) acres
From:	V-2, Villages Single Family Residential District (2 du/acre) & GBD, Gateway Business District
To:	VR-2, Villages Rural Residential District (1 du/0.75 acre)
FLU Category:	AA-13, Activity Area Molino
Commissioner District:	5
Requested By:	Bennie & Gay Hassebrock, Owners
Planning Board Recommendation:	Approval
Speakers:	Bennie Hassebrock James B. Maddox

**2. 5:45 p.m. - Thursday, March 4, 2010 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 February 8, 2010 and approved during the previous agenda item; providing for severability, inclusion in the code, and an effective date.

**II ACTION ITEM**

**1. Action Item-** Amendment to the Memorandum of Understanding (MOU) between Escambia County and Classic Home Builders, Inc., Longview Plantation I, LLC, DDJ Land Company, LLC

**RECOMMENDATION**

That the Board review and approve an Amendment to the Memorandum of Understanding (MOU) between Escambia County and Classic Home Builders, Inc., Longview Plantation I, LLC, DDJ Land Company, LLC

**III CONSENT AGENDA**  
**1. Schedule of Public Hearing**

**RECOMMENDATION:**

That the Board authorize the scheduling the following Public Hearing:

**A. 5:45 p.m. – Thursday, April 8, 2010** – A Public Hearing to amend the Official Zoning Map to include the following rezoning case to be heard by the Planning Board on March 8, 2010.

<b>Case No.:</b>	<b>Z-2010-05</b>
Location:	13900 Innerarity Point Rd
Property Reference No.:	14-3S-32-1000-040-002 and 14-3S-32-1000-050-002
Property Size:	30.47 (+/-) acres
From:	R-3, One-family and Two-family District, (cumulative) Medium Density (10 du/acre)
To:	R-4, Multiple Family District, (cumulative) Medium High Density (18 du/acre)
FLU Category:	MU-3, Mixed Use
Commissioner District:	2
Requested by:	Wiley C. "Buddy" Page, Agent for Redfish Harbor, LLC, Owner

**COUNTY ADMINISTRATOR'S REPORT  
MARCH 4, 2010**

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

1. **Recommendation Concerning Request for Disposition and Transfer of Two Ambulances – Frank Edwards, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board approve the Request for Disposition of Property, indicating that two ambulances no longer of use to the Board of County Commissioners as emergency vehicles be disposed of through transfer to the Escambia County Sheriff's Office assets inventory.

2. **Recommendation Concerning Request for Disposition and Donation of a Fire Vehicle to the Lillian Volunteer Fire Department – Frank Edwards, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning disposition of surplus equipment and donation of a 1993 FL60 Freightliner (Property Number 501503) to the Lillian Volunteer Fire Department:

- A. Approve the Request for Disposition of Property for the vehicle, which is obsolete and serves no useful function to the County, to be appropriately disposed of through donation to the Lillian Volunteer Fire Department;
- B. Adopt a Resolution authorizing conveyance of the vehicle to the Lillian Volunteer Fire Department; and
- C. Authorize the Chairman to sign required documents related to the donation.

COUNTY ADMINISTRATOR'S REPORT

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3. Recommendation Concerning Maintenance Agreement to Resurface County Road 292A (Gulf Beach Highway), from State Road 292 (North Sorrento Road/Perdido Key Drive) to State Road 292 (Gulf Beach Highway/North Sorrento Road – Joy D. Blackmon, P.E., Interim Assistant County Administrator

**RECOMMENDATION:** That the Board take the following action concerning the execution of the Maintenance Agreement written for the American Recovery and Reinvestment Act 2009 Project (ID 428397-1-52-01):

- A. Approve the Maintenance Agreement between the Florida Department of Transportation (FDOT) and Escambia County Board of County Commissioners (County) for the American Recovery and Reinvestment Act 2009 Project (I.D. 428397-1-52-01) to resurface County Road 292A (Gulf Beach Highway) from State Road (SR) 292 (North Sorrento Road/Perdido Key Drive) to SR 292 (Gulf Beach Highway/North Sorrento Road); and
- B. Authorize the Chairman to sign the Maintenance Agreement.
4. Recommendation Concerning a Lease Agreement with Navy Park Partnership for Administrative and Operational Space Located at 3960 Navy Boulevard – Joy D. Blackmon, P.E., Interim Assistant County Administrator

**RECOMMENDATION:** That the Board take the following action concerning a Lease Agreement between Escambia County and Navy Park Partnership for administrative and operational space located at 3960 Navy Boulevard, Pensacola, Florida, to be used and paid for by the Escambia County Health Department:

- A. Approve a three-year Lease Agreement between Escambia County and Navy Park Partnership to be effective upon completion of the build-out, as described in Exhibit "B", for 2,480 square feet of space located at Navy Park Plaza, 3960 Navy Boulevard, Pensacola, Florida, Units 1 & 2, Building "A", Phase I, with the option to renew the term of the Lease for two additional years, with the monthly Lease payments to be paid by the Escambia County Health Department; and
- B. Authorize the Chairman or Vice Chair to sign the Lease Agreement and other related documents, as necessary.

COUNTY ADMINISTRATOR'S REPORT

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5. **Recommendation Concerning the Scheduling of a Public Hearing to Vacate a Drainage Easement off Wilde Lake Boulevard – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

**RECOMMENDATION:** That the Board authorize the scheduling of a Public Hearing for April 8, 2010, at 5:31 p.m., to consider the proposed vacation of a 20-foot by 350-foot (7,000 square feet) Drainage Easement off Wilde Lake Boulevard, on the Board's own Motion.

6. **Recommendation Concerning the Florida Forever Resolution – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the Florida Forever Resolution:

- A. Adopt the Resolution urging the Florida Legislature to fund the Florida Forever Program and to make Florida Forever a conservation success long into the future; and
- B. Authorize the Chairman to sign the Resolution.

7. **Recommendation Concerning Agreement with Intelligent Management Solutions, Inc., for Economic Development Incentives – Larry M. Newsom, Interim County Administrator**

**RECOMMENDATION:** That the Board rescind its action of January 8, 2009, as follows; due to the significant negative economic climate on the national level, IMS Expert Services has been unable to meet the terms of the Agreement:

- A. Approving to enter into an Agreement with Intelligent Management Solutions (IMS) Expert Services for Economic Development Incentives; and
- B. Authorizing the Chairman to sign the Economic Development Agreement Between Escambia County and Intelligent Management Solutions, Inc., d/b/a IMS Expert Services.

**8. Recommendation Concerning a Resolution in Support of Removing Escambia River Logjams – Larry M. Newsom, Interim County Administrator**

**RECOMMENDATION: That the Board take the following action concerning a Resolution of the Escambia County Board of County Commissioners expressing support for and requesting the State of Florida take immediate action to remove Escambia River logjams:**

- A. Adopt the Resolution; and**
- B. Authorize the Chairman to sign the Resolution.**

**II. Budget/Finance Consent Agenda**

**1. Recommendation Concerning Budget Amendment #125 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board approve Budget Amendment #125, General Fund (001), in the amount of \$12,555, to recognize an increase to the Sheriff's Budget and to appropriate these funds for the purchase of a new fingerprinting machine. There are offsetting revenues to the General Fund through fingerprinting services provided by the Sheriff.

**2. Recommendation Concerning Supplemental Budget Amendment #126 – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board adopt the Resolution approving Supplemental Budget Amendment #126, Transportation Trust Fund (175), in the amount of \$15,636, to recognize insurance proceeds received for damage to traffic and pedestrian signals and to appropriate these funds back to the Transportation and Traffic Division.

**3. Recommendation Concerning Purchase Order for Network Infrastructure for the Escambia County Central Office Complex – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning Escambia County Central Office Complex Network Infrastructure, PD 09-10.029:

- A. Authorize the County to piggyback off the Florida State Contract #250-000-09-1, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II; and**
- B. Award a Purchase Order to WAVEnet Technologies, Inc., in the amount of \$150,727.30, for the purchase of the network infrastructure 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]**

**COUNTY ADMINISTRATOR'S REPORT**

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**4. Recommendation Concerning Beulah Road Roadway Improvements – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board award a design/build, low-bid Contract, PD 09-10.018, Beulah Road Roadway Improvements from Nine Mile Road to South of Isaacs Road (Re-Solicitation), to Panhandle Grading & Paving, Inc., in the amount of \$544,297. [Funding: Fund 352, LOST III, Cost Center 210108, Object Code 56301, Project Number 09EN0505, Financial Projects Number: 426893-2-58-01, Federal Aid Project Number: ARRA-536-B]

**5. Recommendation Concerning Task Order Contract for Design/Build Services for a Traffic Signal at County Road 297 (Pine Forest Road) and County Road 297A – Amy Lovoy, Management and Budget Services Bureau Chief**

**RECOMMENDATION:** That the Board award a Task Order Contract, PD 09-10.030, Design/Build Services for a Traffic Signal at County Road (CR) 297 (Pine Forest Road) and CR 297A, per the terms and conditions of PD 02-03.079, Professional Services as Governed by Florida Statute 287.055, to Ingram Signalization, Inc., through the engineering firm Comprehensive Engineering Services, Inc., in the amount of \$132,000. [Funding: Fund 352, Lost III, Cost Center 210107, Object Code 56301, Project No. 09EN0185]

**6. Recommendation Concerning Federally-Funded Subgrant Agreement with the State of Florida, Division of Emergency Management – Frank Edwards, Public Safety Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning the Federally-Funded Subgrant Agreement between Escambia County and the State of Florida (Contract Number 10-DS-04-01-27-01):

- A. Approve the Agreement between Escambia County, Florida, and the State of Florida, Division of Emergency Management (Contract Number 10-DS-04-01-27-01), providing State funds, in the amount of \$49,440, to conduct a full-scale exercise related to first response to terrorist activities and allowing \$1,236 for administrative expenses associated with the exercise, with the funds being established in Fund 110 (Other Grants and Projects), Cost Center 330218; and**
- B. Authorize the Chairman to sign the Agreement.**

7. **Recommendation Concerning Purchase of Real Property Located on Airway Drive – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

**RECOMMENDATION:** That the Board take the following action concerning the purchase of real property owned by Johnnie and Delores Moultry, located on Airway Drive:

- A. Approve the Contract for Sale and Purchase in connection with the purchase of property owned by Johnnie and Delores Moultry, located on Airway Drive, 1,980 square feet or 0.05 acres, for the negotiated price of \$3,960; and
- B. Authorize the Chairman to sign the Contract for Sale and Purchase needed to complete the purchase.

[Funding Source: Fund 352, Lost III, Account 210107/56101, Project 09EN0033]

8. **Recommendation Concerning Area "A" Density Reduction Project – Joy D. Blackmon, P.E., Interim Assistant County Administrator**

**RECOMMENDATION:** That the Board take the following action regarding the purchase of a parcel of property for the Area "A" Density Reduction Project, consisting of approximately 1.01 acres, located off Fenceline Road, owned by Fernando M. Torres, Jr., and Barbara A. Torres:

- A. Authorize the purchase of one parcel of property from Fernando M. Torres, Jr., and Barbara A. Torres (03-3S-31-2004-005-001), for the appraised value of \$55,000, in accordance with the terms and conditions contained in the Contract for Sale and Purchase;
- B. Authorize the payment of documentary stamps because the property is being purchased for governmental use to control development and promote the long-term viability of Pensacola Naval Air Station (NAS) and will enhance the public safety and general welfare of the citizens of Escambia County; and
- C. Authorize the County Attorney to prepare and the Chairman or Vice Chairman to execute any documents necessary to complete the purchase without further action from the Board.

[Funding Source: Fund 110, "Other Grants and Projects - Density Reduction PNS-NAS", Account 221006/56101]

9. **Recommendation Concerning United States Department of Agriculture Natural Resources Conservation Service Emergency Watershed Project Agreement No. 69-4209-10-1740 – Sandra P. Jennings, E.I., Neighborhoods/ Community Services Bureau Chief**

**RECOMMENDATION:** That the Board take the following action concerning a Project Agreement with the United States Department of Agriculture, Natural Resources Conservation Service, to provide up to \$481,000, to relieve hazards and damages within Escambia County, created by the April 2009 Flood:

- A. Approve and authorize the Chairman to sign the Agreement and all other related Emergency Watershed Protection (EWP) documents including Amendments pertaining to the Project Agreement No. 69-4209-10-1740;
- B. Accept, subject to legal sign-off, Temporary Easements, Hold Harmless Agreements and other documents of conveyance, as may be required, from property owners of Escambia County whose properties are adjacent to designated EWP sites;
- C. Authorize payment of incidental costs related to the recording of the documents in the Public Records of Escambia County; and
- D. Authorize payment of documentary stamp taxes. Easements donated for government use for water control structure construction provide public benefit, since construction will prevent further property damage and future flooding. [Cost of recording and documentary stamp taxes will be paid from Cost Centers 220101, Admin-Neighborhood & Environmental and 220901, Natural Resource Conservation]

[Funding Source: This award will increase Fund 110, Other Grants and Projects, in the amount of \$481,000, and require a 25% in-kind match. Matching funds will come from Local Option Sales Tax for road and stream restoration projects from the Public Works Bureau for restoration projects, to include Fund 181, Master Drainage Basin 16, Account 210734/56301-\$69,937.88; Fund 181, Master Drainage Basin 17, Account 210735/56301-\$11,662.88; Fund 181, Master Drainage Basin 13, Account 210731/56301-\$30,990; and Fund 181, Master Drainage Basin 5, Account 210723/56301-\$7,621.43. Total in-kind match is \$120,218.19]

COUNTY ADMINISTRATOR'S REPORT

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10. Recommendation Concerning Blanket and/or Individual Purchase Orders for Certain Operation and Maintenance Services of the Landfill Gas Collection System – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board approve, for Fiscal Year 2009-2010, the issuance of blanket and/or individual Purchase Orders to LFG Technologies, Inc., in the amount of \$67,480, based upon the approval of the Operations and Maintenance Agreement between LFG Technologies, Inc., and Escambia County, Florida, on July 9, 2009, for certain operation and maintenance services of the Landfill Gas Collection System, for a term of five years. [Funding: Fund 401, Solid Waste, Cost Center 220602]

11. Recommendation Concerning Pensacola Bay Fishing Bridge Fee Schedule – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief

**RECOMMENDATION:** That the Board approve the Pensacola Bay Fishing Bridge Fee Schedule, effective March 15, 2010. [Funding: Other Grants and Projects, Fund 110/ Cost Center 220807; Restricted Fund 101/new Cost Center]

III. For Discussion

1. Recommendation Concerning Renewal Applications for an Economic Development Ad Valorem Tax Exemption for Navy Federal Credit Union for Building 1 and the Phase 2 Expansion – Larry M. Newsom, Interim County Administrator

**RECOMMENDATION:** That the Board take the following action concerning renewal Applications for an Economic Development Ad Valorem Tax Exemption (EDATE) for Navy Federal Credit Union (NFCU), for Building 1 and the Phase 2 Expansion:

A. Approve one of the following options concerning the renewal Application for an EDATE for NFCU, for Building 1:

1. An Application for an EDATE for Building 1, at a reduced rate of 77% for the remainder of the exemption period for receiving 5 points for Capital Investment, 5 points for Number of Employees and 0 points for Wage Rate. NFCU received 0 points for the Wage Rate category, after failing to provide documentation of specific salary information detailing average wage per job classification necessary to calculate an average wage rate;

OR

2. An Application for an EDATE for Building 1, at a rate of 100% for the remainder of the exemption period for receiving 5 points for Capital Investment, 5 points for Number of Employees and 3 points for Wage Rate. Due to the number of employees employed by NFCU, documentation of a gross payroll figure was accepted based on the total number of employees in lieu of more specific wage information detailing average wage rate per job classification as is required of other applicants; and

B. Approve one of the following options concerning the renewal Application for an EDATE for NFCU, for the Phase 2 Expansion:

1. An Application for an EDATE for the Phase 2 Expansion at a reduced rate of 77% for the remainder of the exemption period for receiving 5 points for Capital Investment, 5 points for Number of Employees, and 0 points for Wage Rate; NFCU received 0 points for the Wage Rate category after failing to provide documentation of specific salary information detailing average wage per job classification necessary to calculate an average wage rate;

**OR**

- 2. An Application for an EDATE for the Phase 2 Expansion at a rate of 100% for the remainder of the exemption period for receiving 5 points for Capital Investment, 5 points for Number of Employees, and 3 points for Wage Rate; due to the number of employees employed by NFCU, documentation of a gross payroll figure was accepted based on the total number of employees in lieu of more specific wage information detailing average wage rate per job classification, as is required of other applicants.**

COUNTY ATTORNEY'S REPORT  
March 4, 2010

I. **FOR ACTION:**

1. Arcade/Bingo Zoning Ordinance

That the Board schedule the first of two Public Hearings on March 18, 2010 at 5:33 p.m. for consideration of adopting an ordinance establishing zoning categories for arcade amusement centers and bingo facilities in Escambia County.

2. Arcade Amusement Center Moratorium Extension

That the Board schedule a Public Hearing on March 18, 2010 at 5:32 p.m. for consideration of adopting an ordinance extending the temporary moratorium until April 9, 2010, on the issuance of building permits and development orders of arcade amusement centers because the moratorium is set to expire at 5:00 p.m. on March 19, 2010.

3. 10139 Sinton Drive: Appeal of Order

That the Board authorize the County Attorney's Office to appeal an order of the Code Enforcement Special Magistrate requiring disclosure of e-mail communications between the County Attorney's Office and County employees and other witnesses related to pending code enforcement litigation.

4. Escambia County v. Jay Camac (Molino School Property) / Case No.: 2009-CA-003386

That the Board authorize the County Attorney's Office to dismiss the lawsuit against Jay Camac and not seek a judgment for monetary damages and costs.