

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

CHAMBER RULES

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

PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED

AGENDA

Board of County Commissioners
Regular Meeting – September 4, 2008 – 5:30 p.m.
Governmental Complex – First Floor

1. Call to Order.

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

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

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

5. Commissioners' Forum.
6. Proclamations – None.
7. Employee of the Month Proclamations/Retirement Proclamations.

Recommendation: That the Board adopt the Proclamation commending and congratulating Donald R. Mayo, Director of Building Inspections, on his retirement after 35 years of service.

AGENDA – BOARD OF COUNTY COMMISSIONERS

September 4, 2008

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8. Written Communication.

- A. August 13, 2008 – Communication from James and Doris L. Robinson requesting that the Board consider waiving a Code Enforcement Lien, in the amount of \$3,306, against property located at 2321 North "D" Street; and
- B. August 14, 2008 – Communication from Bennie Sides, Accounting Specialist III, Agent for Lutheran Services Florida, on behalf of Pearley Mae Sapp, requesting that the Board consider waiving the fines against property located at 6101 Dallas Avenue.

9. Did the Clerk's Office receive the proofs of publication for the Public Hearing(s) on the agenda and the Board's Weekly Meeting Schedule?

Recommendation: That the Board waive the reading of the legal advertisement(s) and accept, for filing with the Board's Minutes, the certified affidavit(s) establishing proof of publication for the Public Hearing(s) on the agenda, and the *Board of County Commissioners – Escambia County, Florida, Meeting Schedule*.

10. Reports:

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

11. Items added to the agenda.

12. Announcements.

13. Adjournment.

**BACKUP NOT INCLUDED WITH THE CLERK'S REPORT IS AVAILABLE FOR REVIEW IN
THE OFFICE OF THE CLERK TO THE BOARD
OLD COURTHOUSE ANNEX, ROOM 114**

CLERK OF THE COURTS & COMPTROLLER'S REPORT
SEPTEMBER 4, 2008

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 and Comptroller's Finance Department:

A. Payroll Expenditures as of Payday August 22, 2008, in the amount of \$2,263,136.48; and

B. The following two Disbursement of Funds:

(1) August 14, 2008, to August 20, 2008, in the amount of \$17,571,097.02; and

(2) August 21, 2008, to August 27, 2008, in the amount of \$2,802,881.25.

2. Recommendation Concerning Disposition of Records

Recommendation: That the Board approve, in accordance with State Retention Schedule GS1, *Records Disposition Document No. 406*, for disposition of Board of County Commissioners' records, Item 32a, Minutes: Official Meetings (Transcripts: Microfilmed on Rolls 441-442), for the period April 3, 2008, through May 27, 2008, since the permanent records have been scanned and/or microfilmed.

3. Recommendation Concerning Disposition of Property

Recommendation: That the Board take the following action concerning disposition/reinstatement of property and removal of fixed assets:

- A. Approve 30 forms, *Requests for Disposition of Property*, indicating equipment to be sold as surplus or appropriately disposed of, and three (3) *Requests* to reinstate previously retired equipment to active status; the Requests are prepared by various County Bureaus and state the reasons for disposition/reinstatement; and
- B. Approve removing its cost, in the amount of \$93,362.09, from the fixed asset record for the former Mosquito Control building that is located at 603 Romano Street, which is scheduled for demolition; the building was severely damaged and compromised by Hurricane Ivan; some repairs were done to the building, but it is no longer usable and is scheduled for demolition.

4. Recommendation Concerning Acceptance of Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, a copy of the *Oath of Office* for Escambia County Health Facilities Authority member Patricia Pennewill, who was reappointed to a new four-year term, commencing August 22, 2008, and concluding August 21, 2012, as provided to the Clerk to the Board's Office.

5. Recommendation Concerning Minutes and Reports

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

- A. Approve the Minutes of the Public Forum Work Session and Regular Board Meeting held August 21, 2008;
- B. Approve the Minutes of the Special Emergency Meeting held August 22, 2008;
- C. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held August 21, 2008; and
- D. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole (C/W) Workshop held August 14, 2008.

GROWTH MANAGEMENT REPORT

September 4, 2008

I. PUBLIC HEARINGS

1. Review of Rezoning Cases

RECOMMENDATION: That the Board take the following actions:

- A. Review and either adopt, modify, or overturn the Rezoning Hearing Examiner's recommendation for rezoning Cases Z-2008-14; and
- B. Review and either adopt, modify, or overturn the Santa Rosa Island Authority's recommendation for Case SRIA-2008-02; and
- C. 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-2008-14 |
| Location: | 9181 Eight Mile Creek Rd. N |
| Property Reference No.: | 11-1S-31-2103-000-000 |
| Property Size: | 2.97 (+/-) acres |
| From: | AG Agricultural District low density (1.5du/acre) |
| To: | C-2 General Commercial and Light manufacturing District, (cumulative) (25du/acre). |
| FLU Category: | MU-1, Mixed Use 1 |
| Commissioner District: | 5 |
| Requested by: | Glenda Brandenburg, Agent for John & Helen Bonifay, Owners |
| RHE Recommendation | Denial |
| Speakers: | Horace Jones Stacey Ward John Bonifay Glenda Brandenburg Evelyn Polk Samuel McInnis Cindy Speed Richard Dunlap |

| | |
|-------------------------|-------------------------------|
| Case No.: | SRIA-2008-02 |
| Location: | 701 Pensacola Beach Boulevard |
| Property Reference No.: | 28-2S-26-2000-002-001 |
| Property Size: | 1.14 (+/-) acres |

From: GR-PB (General Retail-
Pensacola Beach)
To: CH-PB (Commercial Hotel-
Pensacola Beach)
Requested By: Santa Rosa Island Authority
FLU Category: MU-5, Mixed Use 5
SRIA Recommendation: Approval
Speakers: Paul Flanlacker

2. **5:45 p.m. – Thursday, September 04, 2008, 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 Z-2008-14 and SRIA-2008-02.

3. **5:46 p.m. – Thursday, September 04, 2008, Public Hearing** – LDC Article 7, Docks, piers and mooring devices

RECOMMENDATION: That the Board review and adopt an ordinance to the Land Development Code (LDC); Amending Article 7 “Performance Standards,” Section 7.05.00.C.12.d, *Docks, piers and mooring devices*, to amend the setback requirement for any dock, boathouse structure, pier or any part of extensions thereof.

II. ACTION ITEM

1. **Millview Phase II Final Plat**

RECOMMENDATION: That the Board take the following actions concerning recording of the Final Plat of Millview Estates Phase 2 (a 16 lot single family residential subdivision), located in the Millview community lying south of Lillian Highway (U.S. Highway 98) and east of Dog Track Road (County Road 297), owned and developed by TCP Development Corporation. Prior to recording, the County Engineer, County Surveyor, Development Services Bureau Chief and the Clerk of the Circuit Court must sign the Final Plat, as set forth in Section 4.02.07.E, of the Escambia County Land Development Code. Also, prior to recording the County Surveyor must sign the Final Plat as set forth in Chapter 177.081 (1) Florida Statutes;

- A. Approve the final plat for recording; and
- B. Approve the street name “Bucksaw Drive”; and
- C. Accept the public road paving, all public easements, drainage improvements and Parcel “B” (0.78 acre Detention Pond), as depicted upon the final plat for permanent County maintenance, the cost of maintenance for drainage improvements are to be funded through the

establishment of a stormwater management MSBU (Municipal Services Benefit Unit); and

- D. Authorize the Chairman or Vice-Chairman to execute a Two-Year Warranty Agreement for Streets and Drainage improvements and a Conservation Easement.

2. DEP Contract NO. 06ES1 Amendment No. 2

RECOMMENDATION: That the Board take the following actions regarding DEP Contract NO. 06ES1 Amendment No. 2:

- A. Approve the amendment authorizing a time extension to the grant for a period of 2 years from August 1, 2008 to August 1, 2010; and
- B. Authorize the Chairman to sign the amendment.

III. CONSENT AGENDA

1. Scheduling of Public Hearings

RECOMMENDATION: That the Board schedule the following public hearing(s):

- A. **5:45 p.m. – Thursday, October 2, 2008** – A public hearing to amend the Official Zoning Map to include the following Rezoning Cases heard by the Rezoning Hearing Examiner (RHE) for cases heard on August 25, 2008.

| | |
|-------------------------|--|
| Case No.: | Z-2008-04 |
| Location: | 4430 North Highway 29 |
| Property Reference No.: | 16-2N-31-4000-000-007 |
| Property Size: | 1.49(+/-) acres |
| From: | VR-1, Villages Rural Residential Districts, gross density, (1du/4 acres) |
| To: | GBD, Gateway Business District (0du/acre) |
| FLU Category: | RR, Rural Residential |
| Commissioner District: | 5 |
| Requested by: | Roger Rogers, Owner Wiley C. "Buddy" Page, Agent |

| | |
|-------------------------|---|
| Case No.: | Z-2008-15 |
| Location: | 2475 Interstate Circle |
| Property Reference No.: | 13-1S-31-1100-000-023 |
| Property Size: | 1.19 (acres) |
| From: | R-3, One-and two-Family district, Medium Density (10du/acre) and C-1, |

To: Retail Commercial District, High Density
(cumulative) (25du/acre)
C-2, General Commercial and Light
Manufacturing District (25du/acre)
FLU Category: C, Commercial, I, Industrial
Commissioner District: 1
Requested By: Fisher Cabinets, Inc., Owner
Wiley C. "Buddy" Page, Agent

Case No.: **Z-2007-45**
Location: 2480 Interstate Circle
Property Reference No.: 13-1S-31-1100-001-012
Property Size: 6.87(+/-) acres
From: R-3, One-and two-Family district,
Medium Density (10du/acre)
To: C-2, General Commercial and Light
Manufacturing District (25du/acre)
FLU Category: C, Commercial, I, Industrial
Commissioner District: 1
Requested by: Richard G. & Celia M. Mills, Owners
Wiley C. "Buddy" Page, Agent

- B. 5:46 p.m. – Thursday, October 2, 2008** – A public hearing to review and adopt an ordinance to the Land Development Code (LDC) amending Article 4 "Subdivisions and Site Plans", Section 4.04.13.A "Drainage System" to add specifics for basin slopes, stormwater retention, and ramp construction materials, and to remove the pond maintenance fee.
- C. 5:47 p.m. – Thursday, October 2, 2008** – A public hearing to consider an ordinance extending the time for which development orders shall remain effective by one year.

**COUNTY ADMINISTRATOR'S REPORT
SEPTEMBER 4, 2008**

I. Technical/Public Service Consent Agenda

1. **Recommendation Concerning BCC Organizational Chart – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board approve the Board of County Commissioners' (BCC) Organizational Chart.

2. **Recommendation Concerning Tobacco-Free Hiring Policy – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Tobacco-Free Hiring Policy for applicants applying for Board of County Commissioners' employment:

- A. Approve the Tobacco-Free Hiring Policy, effective October 1, 2008;
- B. Adopt the Resolution providing a guideline relating to a Tobacco-Free Hiring Policy; and
- C. Authorize the Chairman to sign the Resolution.

3. **Recommendation Concerning the Scheduling of a Public Hearing Relating to an Ordinance Concerning the Powers of the County Administrator During a State of Local Emergency – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board authorize the scheduling of a public hearing on Thursday, September 18, 2008, at 5:31 p.m., to consider an Ordinance amending Chapter 37, Article II, Section 37-36, of the Escambia County Code of Ordinances, Ordinance 2002-28, concerning the powers of the County Administrator during a State of Local Emergency.

4. **Recommendation Concerning Street Name Approval – "Quiet Drive" – T. Lloyd Kerr, AICP, Development Services Bureau Chief**

RECOMMENDATION: That the Board approve the street name "Quiet Drive" for an un-named, private road that runs south off of the 7900 block of Mobile Highway and is 720 feet west of Thomley Trail.

COUNTY ADMINISTRATOR'S REPORT

SEPTEMBER 4, 2008

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5. **Recommendation Concerning a Grant Application for the Old Molino Elementary School Library Project – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board take the following action regarding the Old Molino Elementary School Library Project:

- A. Authorize re-submission of a Public Library Construction Grant Application to the Florida Department of State for the Old Molino Elementary School Library Project;
 - B. Adopt the Resolution as part of the Application packet; and
 - C. Authorize the Chairman to sign the Resolution and all Grant-related documents relevant to this project.
6. **Recommendation Concerning Appointment to the Workforce Escarosa, Inc., Board of Directors – Sandra P. Jennings, E.I., Neighborhoods/Community Services Bureau Chief**

RECOMMENDATION: That the Board appoint Dr. Edward Meadows, President, Pensacola Junior College, to serve as a required member without an expiration date to the Workforce Escarosa, Inc., Board of Directors, replacing Dr. Thomas Delaino, effective September 4, 2008.

7. **Recommendation Concerning Certificate of Public Convenience and Necessity for the Escambia County Public Safety Bureau / EMS – Michael Hardin, Public Safety Bureau Chief**

RECOMMENDATION: That the Board approve the Certificate of Public Convenience and Necessity for Escambia County Public Safety Bureau/Emergency Medical Services (EMS) effective October 1, 2008, through September 30, 2009, for the provision of Advanced Life Support ambulance service in Escambia County, and authorize the Chairman to sign the Certificate.

8. Recommendation Concerning Reappointment to the Pensacola-Escambia Development Commission – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board take the following action concerning a reappointment to the Pensacola-Escambia Development Commission:

- A. Waive the Board's Policy, Section I, Part B 1. (D), Appointment Policy and Procedures; and**
- B. Reappoint Blaise Adams to serve another two-year term, effective August 16, 2008, through August 15, 2010.**

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Change Order for Collection Agency Services – Michael Hardin, Public Safety Bureau Chief

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

| | | |
|---|----------------------------------|-----------------|
| Bureau: | Public Safety | |
| Division: | Emergency Medical Services (EMS) | |
| Type: | Addition | |
| Vendor: | Armstrong & Associates, Inc. | |
| Project Name: | Collection Agency Services | |
| Contract: | PD 03-04.5 | |
| PO#: | 280080 | |
| CO#: | 1 | |
| Original Award Amount: | | \$45,000 |
| Cumulative Amount of Change Orders through this Change Order: | | <u>\$21,000</u> |
| New Contract Total: | | \$66,000 |

[Funding: Fund 408, EMS; Cost Center 330304, Billing]

2. Recommendation Concerning Hazardous Materials Analysis Grant Contract – Michael Hardin, Public Safety Bureau Chief

RECOMMENDATION: That the Board take the following action regarding the Hazardous Materials Analysis Grant Contract #09CP-04-01-27-01-000, providing State Grant funds, in the amount of \$11,049:

- A. Approve the State of Florida, Division of Emergency Management, State-funded Subgrant Agreement that provides Grant funding to update the Hazardous Materials Facility Analysis data. The Grant provides State funding to the County, in the amount of \$11,049, for the Contract period July 1, 2008, through June 30, 2009, with no match requirement (funding will be identified in Fund 110, Other Grants and Projects, Cost Center 330323); and
- B. Authorize the Chairman to execute the Contract.

3. Recommendation Concerning Amendment to Miscellaneous Appropriations Agreement for the Pensacola Little Theatre, Inc. – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board take the following action concerning approval of the Amendment to the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement for the Pensacola Little Theatre, Inc.:

- A. Approve the Amendment to the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreement, extending the effective dates from March 6, 2008, through September 30, 2009;
- B. Approve a Change Order to allocate the funds from the Capital Improvement Program (Fund 310), Cost Center 110205, Account 58201, in lieu of the Local Option Sales Tax II Fund (351); and
- C. Authorize the Chairman to sign the Amendment and all other necessary documents.

4. Recommendation Concerning Supplemental Budget Amendment #339 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #339, Disaster Recovery (Fund 112), in the amount of \$168,810, to recognize Federal & State of Florida Funding and appropriate these funds for the M.C. Blanchard Soffit Mitigation PW (FEMA Project Worksheet) for repairs to the Judicial Building.

5. Recommendation Concerning Budget Amendment #340 – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board approve Budget Amendment #340, Public Works Bureau, Local Option Sales Tax II, Fund 351, in the amount of \$105,000, to cover a shortage in the Fiscal Year 2008 Personnel Budget in Cost Center 210105.

6. Recommendation Concerning Gasoline and Diesel Fuel – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award a one-year Contract with two one-year options to Cougar Oil, Inc., dba Southern Energy, for “Gasoline and Diesel Fuel”, PD 07-08.116, for approximately \$7,000,000 per year, in accordance with the terms and conditions of the solicitation and annual appropriation of funds. [Funds are available in Fund 501 (Internal Service Fund), Cost Center 260206]

7. **Recommendation Concerning Group Long Term Disability Insurance Contract – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Group Long Term Disability Insurance Contract with Madison National Life Insurance Company, for the County's Group Long Term Disability Insurance (P.D. 03-04.46). Madison National Life is the carrier and National Insurance Services administers the plan:

- A. Award an extension to the Madison National Life Insurance Company Contract for one year from October 1, 2008, to September 30, 2009, to provide Long Term Disability Insurance for all eligible County employees. There will be no increase in premiums or benefits. The estimated cost to support this program will be approximately \$142,000, of which the County's estimated cost is \$75,000; and
- B. Authorize the County Administrator to sign the renewal letter.

[Funding Source: Cost Center 140830.]

8. **Recommendation Concerning Group Life AD&D Insurance Services Contract – Amy Lovoy, Management and Budget Services Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the Group Life Accidental Death and Dismemberment (AD&D) Insurance Services Contract with ReliaStar Life Insurance Company for the County's Group Life AD&D Insurance (P.D. 03-04.46):

- A. Award an extension to the ReliaStar Contract for one year from October 1, 2008, to September 30, 2009, to provide life and AD&D insurance for all eligible County employees. The cost for basic life insurance will increase from \$.27 to \$.31 per thousand dollars of coverage for both active employees and retirees. AD&D and supplemental life rates will remain at the same cost. The estimated cost to support this program will be approximately \$350,000, of which the County's estimated cost is \$151,291.12; and
- B. Authorize the County Administrator to sign the renewal letter.

[Funding Source: Cost Center 140610]

COUNTY ADMINISTRATOR'S REPORT

SEPTEMBER 4, 2008

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9. Recommendation Concerning Elevator Maintenance and Service – Amy Lovoy, Management and Budget Services Bureau Chief

RECOMMENDATION: That the Board award Contract, PD 07-08.131, “Elevator Maintenance Services” to Bagby Elevator Company, Inc., for a period of 36 months, effective October 1, 2009, and extending through September 30, 2012, with an option to extend for two 12-month periods, providing for maintenance and service of various elevators located throughout Escambia County, as required by the Facilities Management Division, for an annual amount of up to \$73,000. [Funding shall be provided from the General Fund (001), Cost Center 310201, Object Code 54601]

10. Recommendation Concerning Fiscal Year 2008/2009 Annual Certified Budget for Mosquito Control – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board take the following action concerning annual Grant funding received from the Florida Department of Agriculture and Consumer Services for Mosquito Control:

- A. Approve the Fiscal Year 2008/2009 Annual Certified Budget for the Mosquito Control Division, Public Works Bureau; and**
- B. Authorize the Chairman to sign the document.**

11. Recommendation Concerning Design-Build Services for the Pensacola Bay Fishing Bridge Replacement – Joy D. Blackmon, P.E., Public Works Bureau Chief

RECOMMENDATION: That the Board authorize the County Administrator to approve and execute any Owner-Direct Purchase Orders that exceed \$50,000 for the F&W Construction Company, Contract PD 06-07.025, for the Design-Build Services for the Pensacola Bay Fishing Bridge Replacement.

[Funding: Fund 351, Local Option Sales Tax II, Cost Center 350234]

12. **RECOMMENDATION: Recommendation Concerning Surplus and Sale of Property Located at 97 Hood Drive – Joy D. Blackmon, P.E., Public Works Bureau Chief**

RECOMMENDATION: That the Board take the following action concerning the surplus and sale of real property located at 97 Hood Drive, known as the Sheriff's Ensley Sub-Station:

- A. Declare surplus the Board's real property, Account Number 02-0336-910, Reference Number 11-1S-30-1101-140-280, acquired in 1998. A legal notice will be posted in the Pensacola News Journal for two weeks stating that the County will be accepting offers by sealed bid;
- B. Authorize the sale of this property to the bidder with the highest offer received from sealed bids above the minimum bid of \$185,044, 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.

13. **Recommendation Concerning International Cell Phone Charges – Farnborough International Air Show in London, England – Robert R. McLaughlin, County Administrator**

RECOMMENDATION: That the Board approve payment in the amount of \$377.23, for international cell phone charges incurred for official business by Commissioner Valentino during the period of July 12-17, 2008, while attending the Farnborough International Air Show in London, England.

III. For Discussion

1. Recommendation Concerning the Escambia County Value Adjustment Board – Robert R. McLaughlin, County Administrator

RECOMMENDATION: That the Board take the following action concerning the Escambia County Value Adjustment Board (VAB) relative to revisions to Section 194.015, Florida Statutes, that governs the VAB:

- A. Accept the resignation of Commissioner Gene M. Valentino from the VAB, effective August 31, 2008, to comply with the revision in membership from three Escambia County Commissioners to two; and**
- B. Appoint one of the citizen's listed below, effective September 1, 2008, through August 31, 2010, to comply with the revision in membership to include a citizen of Escambia County:**
 - 1. Steven Barry; and**
 - 2. Charles Sherrill, Jr., MAI**

COUNTY ATTORNEY'S REPORT
September 4, 2008

I. FOR ACTION:

1. Amending the Merit System Protection Board Ordinance

That the Board schedule a public hearing for September 18, 2008 at 5:32 p.m. to consider amending Chapter 2, Article V, Division 1, Section 2-207(f) of the Escambia County Code of Ordinances to repeal the fixed \$400.00 monthly stipend for board members of the Merit System Protection Board and to preserve the ability to provide a stipend in the future by resolution.

2. Authorize Payment to Attorney Richard J. Miller and Attorney Carol Desmond Pertaining to the Health Finance Authority and the Housing Finance Authority

That the Board of County Commissioners authorize payment to Attorney Richard J. Miller of Edwards, Angell, Palmer & Dodge and Carol Desmond of Satterlee, Stephens, Burke & Burke, LLP to provide assistance to the County Attorney's Office for the limited purpose of providing guidance in the areas of public financing, bond law and tax law as they pertain to the Health Finance Authority and the Housing Finance Authority.

3. Interlocal Agreement Between Santa Rosa Island Authority and Escambia County

That the Board approve the attached Interlocal Agreement with the Santa Rosa Island Authority providing for an offset of collected property taxes against lease fees for commercial leaseholders on Santa Rosa Island.

II. FOR INFORMATION:

1. Alexakos & Owens, L.L.C. vs. Escambia County, Board of County Commissioners, Case No.: 2008 CA 001888

That the Board accept the attached information concerning Alexakos & Owens, L.L.C. vs. Escambia County, Board of County Commissioners wherein the Court granted Petitioner's Petition for Review of Final Order.