

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 – August 2, 2007 – 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 – Reverend Greg Lancaster, Greg Lancaster Ministries.
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 Proclamation commending and congratulating Delores I. Pinkston, Office Assistant IV, Supervisor of Elections' Office, on her retirement after 26 years of dedicated service to the citizens of Escambia County.

7. Employee of the Month Proclamations/Years of Service/Special Recognition.
- A. Recommendation: That the Board adopt the two Proclamations commending and congratulating the following employees for being selected as Employees of the Month for August 2007:
- (1) Mr. John R. Knoth, Maintenance Technician, Facilities Management Department, Community Services and Public Safety Agency; and
 - (2) Mr. Sotirios A. Thagouras, Lead Environmental Enforcement Officer, Environmental Enforcement Office, Public Works and Land Management Agency;
- B. Recommendation: That the Board recognize, with pins and certificates, the below-named employees for their dedication and years of service to the County:
- (1) Robin Lambert, Engineering Department, 30 years;
 - (2) Constance A. Oliver, Engineering Department, 30 years; and
 - (3) Donna D. Leigh, Public Safety Department, 25 years;
- C. Recommendation: That the Board recognize Roderick Powell, Director, Escambia County Human Resources Department, for being named a “Paul Harris Fellow” by the Perdido Key Rotary, in recognition for his tangible and significant assistance in Rotary civic activities, charities, and community relations initiatives in Escambia County; Mr. Powell has been very active over the last three years and has made many significant contributions towards improving community relations and taking a leadership role in local charity events; and
- D. Recommendation: That the Board recognize the Office of Purchasing for receiving re-certification of the National Institute of Governmental Purchasing (NIGP) Outstanding Agency Accreditation Award – OA⁴.

8. Written Communication.

- A. June 27, 2007 – Communication from Brian Keith Griswold requesting assistance from the Board concerning a *Fire Protection Municipal Service Benefit Unit Lien*, recorded in Official Records Book 4316, Page 1746, against Property Reference No.: 36-2S-30-1500-032-001 (*located at 5518 Lynwood Road*), which is not owned by Mr. Griswold;
- B. June 20, 2007 – Communication from Mary Watts Swanson requesting that the Board consider forgiving a lien, in the amount of \$1,100, against property located at 520 East Olive Road; and
- C. July 18, 2007 – Communication from Sylvia A. Brue requesting that the Board consider dropping or reducing the fines relative to a Code Enforcement Lien against property located at 3045 Melody Lane.

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. **5:31 p.m. TEFRA Public Hearing for consideration of the issuance by the City of Tampa, Florida, of not exceeding \$13 million of its Variable Rate Revenue Bonds for Volunteers of America of Florida, Inc.**

Recommendation: That the Board, at the 5:31 p.m. TEFRA (*Tax Equity and Fiscal Responsibility Act*) Public Hearing, adopt the Resolution relating to the proposed issuance by the City of Tampa, Florida, of not exceeding \$13,000,000 of its Variable Rate Revenue Bonds (the "Bonds") for Volunteers of America of Florida, Inc., a not-for-profit corporation; the Resolution:

- A. Approves issuance of the Bonds by the City of Tampa for purposes of Section 147 of the Internal Revenue Code; and
- B. Authorizes the execution of an Interlocal Agreement allowing the City of Tampa to operate within the jurisdiction of Escambia County for purposes of the issuance of the Bonds.

AGENDA – BOARD OF COUNTY COMMISSIONERS

August 2, 2007

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11. **5:33 p.m. Public Hearing for consideration of adopting an Ordinance relating to the collection, storage, and disposal of solid waste (a/ka/ the "Flow Control Ordinance").**

Recommendation: That the Board, at the 5:33 p.m. Public Hearing, adopt an Ordinance (a/k/a the "Flow Control Ordinance") amending Part I, Chapter 82, of the Escambia County Code of Ordinances, relating to the collection, storage, and disposal of solid waste, requiring all commercial solid waste and household waste collected in Escambia County to be delivered to the Perdido Landfill, or other appropriate facility as designated by the County.

12. Committee of the Whole Recommendation(s).

Recommendation: The Committee of the Whole (C/W) recommends the Board take the following action:

- A. Ratify the scheduling and advertising of a Public Hearing for 5:33 p.m., on August 16, 2007, for the purpose of receiving comments from the general public concerning the proposed Escambia County Area Transit service route reductions required to be effective September 4, 2007 (*July 26, 2007, C/W Item 5*); and
- B. Direct the County Administrator to begin discussions with the City of Pensacola's Administration (*Thomas J. "Tom" Bonfield, City Manager*) regarding which (*County and City*) services can be consolidated (*July 26, 2007, C/W, Commissioner Robinson's add-on item relative to the "tax watch and consolidation" issue*).

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**

REPORT OF CLERK OF THE CIRCUIT COURT & COMPTROLLER
August 2, 2007

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 & Comptroller's Finance Department:

- A. Payroll Expenditures as of Payday July 27, 2007, in the amount of \$2,354,002.61; and
- B. The following two Disbursement of Funds:
 - (1) July 12, 2007, to July 18, 2007, in the amount of \$3,774,335.81; and
 - (2) July 19, 2007, to July 25, 2007, in the amount of \$7,989,835.72.

2. Recommendation Concerning Cash Bonds and Overpayments/Refunds

Recommendation: That the Board accept, for filing with the Board's Minutes, pursuant to Section 116.21(2), Florida Statutes, the two certified proofs of publication for advertisements published in The Escambia Sun-Press, LLC, on July 12, 2007, for unclaimed monies held by the Office of the Clerk of the Circuit Court & Comptroller for Cash Bonds and Overpayments/Refunds.

3. Recommendation Concerning Write-Off of Receivables and Returned Checks

Recommendation: That the Board take the following action regarding the write-off of receivables and returned checks that have been determined to be uncollectible bad debts:

- A. Adopt the Resolution authorizing the write-off of \$962,394.32 in receivables that have been recorded in the Emergency Medical Services Fund of the County; and
- B. Adopt the Resolution authorizing the write-off of \$361.76 in returned checks in various funds of the County.

I. CONSENT AGENDA – Continued

4. Recommendation Concerning Acceptance of Documents

Recommendation: That the Board accept, for filing with the Board's Minutes, the following documents provided to the Clerk & Comptroller's Office:

- A. The recorded *Interlocal Agreement Between the Community Redevelopment Agency of the City of Pensacola, Florida, and Escambia County for the Cooperative Funding of Escambia County's Historic Old Courthouse Block Street Landscape Improvements*, as approved by the Board on November 2, 2006, and recorded in the Official Records on July 23, 2007;
- B. The *Miscellaneous Appropriations Agreement Between Escambia County, Florida, and the Town of Century for the Development of a Park and Boat Ramp*, relative to the Board's January 19, 2006, action allocating not to exceed \$15,000 from the Boating Improvement Fund for the construction of a boat ramp;
- C. The *Escambia-Pensacola Human Relations Commission 2005-2006 Annual Report*, as provided to the Clerk to the Board's Office on July 24, 2007;
- D. A copy of Auditor General Report No. 2008-001, *Escambia County District School Board, Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation, For the Fiscal Year Ended June 30, 2006*, as provided by William O. Monroe, Auditor General, State of Florida; and
- E. Copies of the Minutes of the Santa Rosa Island Authority's Regular Board Meetings held May 9, 2007, June 13, 2007, and July 11, 2007, and the Special Board Meeting held June 27, 2007.

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 July 19, 2007;
- B. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held July 19, 2007; and
- C. Accept, for filing with the Board's Minutes, the Report of the Committee of the Whole Workshop held July 10, 2007.

GROWTH MANAGEMENT REPORT

August 2, 2007

I. PUBLIC HEARINGS

1. Review of the rezonings heard at the Rezoning Hearing Examiner on June 25, 2007.

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-2007-15, Z-2007-16, Z-2007-10, Z-2007-12 and Z-2007-13; and
- B. Authorize the Chairman to sign the Orders of the Escambia County Board of County Commissioners for the rezoning cases that were reviewed.

Case No.:	Z-2007-15
Location:	825 Dog Track Road
Property Reference No.:	25-2S-31-1301-000-000
Property Size:	3.20 (+/-) acres
From:	R-2, Single-Family District (cumulative), Low-Medium Density (7du/acre)
To:	R-6, Neighborhood Commercial and Residential District (cumulative), High Density (25du/acre)
FLU Category:	C, Commercial
Commissioner District:	1
Requested by:	Charles L. Francoeur, Agent for Robert Underwood, Dog Track Development LLC
RHE Recommendation:	Approval
Speakers:	C. Dana Word, Presentation Charles L. Francoeur, Agent Willis Bateman

Case No.:	Z-2007-16
Location:	901, 903, 905, 907 & 909 West Michigan Ave
Property Reference No.:	46-1S-30-1100-016-002 thru 020-002
Property Size:	1.01 (+/-) acre
From:	R-6, Neighborhood Commercial and Residential District (cumulative), High Density (25du/acre)

To: C-2, General Commercial and Light Manufacturing District, (cumulative) High Density (25du/acre)
FLU Category: MU-1, Mixed Use 1
Commissioner District: 1
Requested by: J. Dan Gilmore, Agent for Michael E. & Judy L. Stephens, Owners
RHE Recommendation: Denial
Speakers: C. Dana Word, Presentation
J. Dan Gilmore, Agent
Michael H. Stephens, Owner

Case No.: Z-2007-10 (Continued from the 05/21/07 RHE)

Location: 2720 Wilde Lake Blvd.
Property Reference No.: 11-1S-31-4301-000-001
Property Size: 1.69 (+/-) acres
From: R-1, Single-Family District, Low Density, (4du/acre)
To: C-1, Retail Commercial District (cumulative) High Density (25du/acre)
FLU Category: MU-1, Mixed Use 1
Commissioner District: 1
Requested by: Jay Gill of Planneng, Inc., Agent for Therell D. & Patricia R. Roberts
RHE Recommendation: Denial
Speakers: C. Dana Word, Presentation
Jay Gill, Agent
Neil Davis
Kris Marion
Wendell Williams
John Young
Dennis Burns

Case No.: Z-2007-12 (Continued from the 5/21/07 RHE)

Location: 9651 Sunshine Hill Road
Property Reference No.: 19-3N-31-4000-000-001
Property Size: 15.00 (+/-) acres
From: VAG-1, Villages Agriculture Districts (5du/100 acres on 1-acre parcels)
To: VAG-2, Villages Agriculture Districts (1du/5acres)
FLU Category: AG, Agriculture
Commissioner District: 5
Requested by: Chris Ritchie, Agent for J and B Investments, LLC, Owners
RHE Recommendation: Approval

Speakers: C. Dana Word, Presentation
Chris Ritchie, Agent
Brad Vinke

Case No.: **Z-2007-13 (Continued from the 5/21/07 RHE)**
Location: 1751 North Green Street
Property Reference No.: 16-2S-30-2300-003-002
Property Size: 11.16 (+/-) acres
From: C-2, General Commercial and Light
Manufacturing District (cumulative) High
Density (25du/acre)
To: ID-2, General Industrial District (no residential
allowed) (0du/acre)
FLU Category: MU-1, Mixed Use 1
Commissioner District: 3
Requested by: Chris Ritchie, Agent for D&S of Pensacola,
Inc., Owners
RHE Recommendation: Denial
Speakers: C. Dana Word, Presentation
Chris Ritchie, Agent
Mr. Crosby

2. 5:45 p.m. – Thursday, August 2, 2007, 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-2007-15, Z-2007-16, Z-2007-10, Z-2007-12 and Z-2007-13; and approved during the previous agenda item and to provide for severability, inclusion in the code, and an effective date.

3. 5:46 p.m. – Thursday, August 2, 2007, Public Hearing – Small
Scale Amendment (SSA 2007-04)

Recommendation: That the Board adopt an ordinance of Escambia County, Florida, amending Part II of the Escambia County Comprehensive Plan, as amended; amending Chapter 7, “The Future Land Use Element,” as authorized by Section 7.06; providing for a Small Scale Amendment (SSA 2007-04), to the Year 2020 Future Land Use Map, as amended, and as requested by Chuck Francoeur, LLC, Agent for Robert Underwood, owner changing the Future Land Use (FLU) of 3.20 (+/-) acres located at 825 Dog Track Road, from Commercial (C) to Residential (R).

4. 5:47 p.m. – Thursday, August 2, 2007 Public Hearing– Small Scale
Amendment (SSA 2007-05)

Recommendation: That the Board deny an ordinance of Escambia County, Florida, amending Part II of the Escambia County Comprehensive Plan, as amended; amending Chapter 7, "The Future Land Use Element," as authorized by Section 7.06; providing for a Small Scale Amendment (SSA 2007-05), to the Year 2020 Future Land Use Map, as amended, and as requested by Wiley C. "Buddy" Page, MPA, APA, Agent for Ted Q. Haynie, Owner changing the Future Land Use (FLU) of 1.37 (+/-) acres on the northeast corner of located North Blue Angel Parkway and Perkins Street, from Residential (R) to Commercial (C). Providing for a title; a copy on file; severability; and an effective date.

5. **5:48 p.m. – Thursday, August 2, 2007 Public Hearing** – Evaluation and Appraisal Report (EAR)

Recommendation: That the Board review and approve the adoption of the 2007 Evaluation and Appraisal Report and transmittal of the report to the Department of Community Affairs for the purpose of a sufficiency review.

(Copy of the Evaluation and Appraisal Report Provided to Commissioners, County Administrator, County Attorney and Clerk's Office. Review Copy Available in County Administrator's Office.)

6. **5:49 p.m. – Thursday, August 2, 2007 Public Hearing**– Development Agreement with Beulah Properties

Recommendation: That the Board take the following actions:

1. Hold the public hearing on the Development Agreement for CPA 2007-02A, and;
2. Record the Development Agreement with the clerk, and;
3. File the recorded Agreement with the Department of Community Affairs (DCA).

CPA 2007-02A Beulah Properties: Large-scale comprehensive plan map amendment, amending Chapter 7, "Future Land Use Element" providing for an amendment to the Year 2020 Future Land Use Map, as amended, changing the future land use category of 1 parcel located north of Frank Reeder Road and west of Beulah Road from Agriculture (AG) and Activity Area 17, (AA-17) to Residential, (R) totaling 273.46 (+/-) acres.

7. **5:50 p.m. – Thursday, August 2, 2007 Public Hearing** – Development Agreement with Wildwood Estates

Recommendation: That the Board take the following actions:

1. Hold the public hearing on the Development Agreement for CPA 2007-02B, and;
2. Record the Development Agreement with the clerk, and;
3. File the recorded Agreement with the Department of Community Affairs (DCA).

CPA 2007-02B Wildwood Estates: Large-scale comprehensive plan map amendment, amending Chapter 7, "Future Land Use Element" providing for an amendment to the Year 2020 Future Land Use Map, as amended, changing the future land use category of 3 parcels located north of Devine Farm Road and west of Highway 97 from Agriculture (AG) and Mixed-Use 6, (MU-6) to Residential, (R) totaling 777.43 (+/-) acres.

8. **5:51 p.m. – Thursday, August 2, 2007 Public Hearing –CPA 2007-02 Part A, B, C, &D**

Recommendation: That the Board take the following actions:

- A. Review Comprehensive Plan Amendment (CPA 2007-02), composed of four (4) draft ordinances and attachments herein, and recommend approval to the Department of Community Affairs (DCA) to amend Part II of The Escambia County Code of Ordinances (1999), The Escambia County Comprehensive Plan, as amended; amending portions thereof as follows:
 1. **CPA 2007-02A Beulah Properties:** Large-scale comprehensive plan map amendment, amending Chapter 7, "Future Land Use Element" providing for an amendment to the Year 2020 Future Land Use Map, as amended, changing the future land use category of 1 parcel located north of Frank Reeder Road and west of Beulah Road from Agricultural, (AG) and Activity Area 17, (AA-17) to Residential, (R) totaling 273.46 (+/-) acres;
 2. **CPA 2007-02B Wildwood Estates:** Large-scale comprehensive plan map amendment, amending Chapter 7, "Future Land Use Element" providing for an amendment to the Year 2020 Future Land Use Map, as amended, changing the future land use category of 3 parcels located north of Devine Farm Road and west of Highway 97 from Agricultural, (AG) and Mixed-Use 6, (MU-6) to Residential, (R) totaling 777.43 (+/-) acres;
 3. **CPA 2007-02C Perdido Key:** Comprehensive plan text amendment, amending Chapter 7, "Future Land Use Element"; Chapter 8, "Transportation Element" and Chapter 11, "Coastal Management and Conservation Element"; and

4. CPA 2007-02D Transportation Corridor Preservation:
Comprehensive Plan text amendment, amending Chapter 8,
“Transportation Element” providing for references to the protection
of transportation corridors;

- B. Vote individually on each of the CPA 2007-02 components (A thru D) and transmit recommended approval of each component to the Department of Community Affairs (DCA) for review and transmittal as the second of two Comprehensive Plan Amendment packages allowed by Florida Statutes for the Year 2007.

(Copy of the Comprehensive Plan Amendment 2007-02 Provided to Commissioners, County Administrator, County Attorney and Clerk’s Office. Review Copy Available in County Administrator’s Office.)

9. 5:52 p.m. – Thursday, August 2, 2007 Public Hearing– Perdido Key
Landscaping in beach mouse habitat

Recommendation: That the Board conduct the first of two public hearings and take the following actions:

- A. Review an ordinance of the Land Development Code (Ordinance 96-3, as amended); amending Article 6, “Zoning Districts,” sections 6.05.06.F, 6.05.08.F, 6.05.10.F, 6.05.15.I, 6.05.15.0.G, 6.05.15.02.G, 6.05.15.03.H.8, and Article 7, “Performance Standards,” section 7.01.02.A to allow the County to defer Perdido Key landscape requirements in beach mouse habitat to US Fish and Wildlife (FWS) and Florida Fish and Wildlife Conservation Commission (FWC) permit requirements. Providing for severability, inclusion in the code, and an effective date; and
- B. Schedule the second of two public hearings for September 6, 2007 at 5:51 p.m.

10. 5:53 p.m. – Thursday, August 2, 2007 Public Hearing– Article 7, Alcohol sales within 1,000 feet of a Day Care Facility

Recommendation: That the Board review and adopt an ordinance of Escambia County, Florida, amending Part III of the Escambia County Code of Ordinances (1999), The Land Development Code, as amended; amending Article 7, “Performance Standards,” Section 7.14.01 to allow the Board of Adjust to consider conditional use approval for the sale of alcohol within 1,000 feet radial spacing of a child care or day care facility.

11. 5:54 p.m. – Thursday, August 2, 2007 Public Hearing– Effective Date for a Lot of Record

Recommendation: That the Board take the following actions:

- A. Review an ordinance to the Land Development Code (LDC); amending the following: Article 2 "Administration" Section 2.10.01.D, Article 3 "Definitions" Section 3.00.01, Article 6 "Zoning Districts" Section 6.04.08, and Article 7 "Performance Standards" Section 7.13.03.C, to change the effective date for a lot of record from October 8, 1990 to February 8, 1996; and
- B. Schedule the second of two public hearings for August 16, 2007 at 5:45 p.m.

II. ACTION ITEMS:

1. Dunleith Final Plat

Recommendation: That the Board take the following actions concerning recording of the Final Plat of Dunleith (a 50 lot single family residential subdivision), located in the Cantonment community lying east of Argle Road and south of W. Kingsfield Road (County Road 186), owned and developed by JBL Properties LTD. Prior to recording, the County Engineer, County Surveyor, Planning and Zoning Director 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.

- A. Approve the final plat for recording;
- B. Approve the street names "Carthage Court", "Wensel Drive", "Fernwick Way"; and
- C. Accept the public road paving, all public easements and drainage improvements including Parcel "D" (Pond #1 a 0.433 acre retention pond area and Pond #2 a 0.397 acre retention pond area, 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, a Hold Harmless and Indemnification Agreement and a Conservation Easement.

2. Osprey Place Final Plat

Recommendation: That the Board take the following actions concerning recording of the Final Plat of Osprey Place (a 35 lot single family residential subdivision), located in the Millview community lying south of U.S. Highway 98 (Lillian Hwy.) and east of Bauer Road (County Road 293), owned and

developed by A. Blaney LLC. Prior to recording, the County Engineer, County Surveyor, Planning and Zoning Director 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;

- A. Approve the final plat for recording;
- B. Approve the street name "Belize Drive";
- C. Accept the public road paving, all public easements and drainage improvements including Parcel "B" a 2.90 acre retention pond area, 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, a Release Of Claims For Damages, Hold Harmless, And Indemnification Agreement and a special Warranty Deed for parcel "L", Manchester Subdivision as recorded at Plat Book 18 at pages 33, 33A, 33B and 33C.

III. CONSENT AGENDA:

Scheduling of Public Hearing:

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

1. **5:45 p.m. – Thursday, September 6, 2007 Public Hearing**– 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 July 23, 2007.

Case No.:	Z-2007-17
Location:	705 Decatur Avenue
Property Reference No.:	35-2S-31-1000-110-097
Property Size:	0.70 (+/-) acres
From:	R-5, Urban Residential/Limited Office District (cumulative), High Density (20du/acre) R-1, Single-Family District, Low Density, (4du/acre) AIPD-2 Overlay
To:	AMU-1, Airfield Mixed Use-1 District. (Non-cumulative) (3du/acre) AIPD-2 Overlay
FLU Category:	MU-1, Mixed Use 1
Commissioner District:	2
Requested by:	Jesse W. Rigby, Agent for RGK Investments, Inc. Robert G. Kerrigan

- Case No.:** **Z-2007-18**
Location: 2155 Beaver Dam Road
Property Reference No.: 29-2N-31-1401-000-006
Property Size: 2.2 (+/-) acres
From: VR-1, Villages Rural Residential Districts (1du/4 acres)
To: VR-3, Villages Rural Residential Districts Medium Density (1du/2 acres)
FLU Category: RR, Rural Residential
Commissioner District: 5
Requested by: Michael Eric Black, Owner
- Case No.:** **Z-2007-19**
Location: 8600 Block Hwy 97-A
Property Reference No.: 23-3N-33-1120-001-001
Property Size: 4.98 (+/-) acres
From: VAG-1, Villages Agriculture Districts (5du/100 acres on 1-acre parcels)
To: VAG-2, Villages Agriculture Districts (1du/5 acres)
FLU Category: AG, Agricultural
Commissioner District: 5
Requested by: Nathan Peaden & Thomas Johnson, Owners
- Case No.:** **Z-2007-20**
Location: 1400 Block of West Nine-Mile Road (at Stefani Road un-opened right of way)
Property Reference No.: 12-1S-31-1100-020-001
Property Size: 10.20 (+/-) acres
From: Portion zoned R-4, Multiple-Family District, (cumulative), Medium - High Density (18du/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: Daniel P. Saba, Agent for The Mitchell Company, Inc.
- Case No.:** **Z-2007-21**
Location: 200 Block of South Pinewood Lane
Property Reference No.: 00-0S-00-9090-002-043
Property Size: 2.61(+/-) acres
From: C-1, Retail Commercial District (cumulative) (25du/acre), R-2, Single-Family District

To: (cumulative), Low- Medium Density (7du/acre)
ID-1, Light Industrial District, (cumulative) (no
residential uses allowed) C-3, Warrington
Commercial (OL) Overlay District
ID-1, Light Industrial District, (cumulative) (no
residential uses allowed) C-3, Warrington
Commercial (OL) Overlay District
FLU Category: MU-1, Mixed Use 1
Commissioner District: 2
Requested by: Robert Emmanuel, Agent for FDC Holdings,
Inc.

2. **5:46 p.m. – Thursday September 6, 2007 Public Hearing**– A public hearing to review and approve the developmental plan for Cottages at Untreiner, a Planned Unit Development (PUD).
3. **5:47 p.m. – Thursday September 6, 2007 Public Hearing**- A public hearing to review and approve entering into a Development Agreement between Escambia County and Nine Mile Square, for the purpose of reserving traffic concurrency.
4. **5:48 p.m. – Thursday September 6, 2007 Public Hearing** – A public hearing to review and adopt an ordinance of Escambia County, Florida, amending Part II of the Escambia County Comprehensive Plan, as amended; amending Chapter 7, “The Future Land Use Element,” as authorized by Section 7.06; providing for a Small Scale Amendment (SSA 2007-03), to the Year 2020 Future Land Use Map, as amended, and as requested by Wiley C. “Buddy” Page, Agent for Roger Rogers, owner changing the Future Land Use (FLU) of 1.49 (+/-) acres located on the northeast corner of Barrineau Park Road and Highway 29, from Rural Residential, (RR) to Commercial, (C).
5. **5:49 p.m. – Thursday September 6, 2007 Public Hearing**– A public hearing to review and adopt an ordinance of Escambia County, Florida, amending Part II of the Escambia County Comprehensive Plan, as amended; amending Chapter 7, “The Future Land Use Element,” as authorized by Section 7.06; providing for a Small Scale Amendment (SSA 2007-06), to the Year 2020 Future Land Use Map, as amended, and as requested by Keith Bowers, Agent for Circle Community Development Corporation, owners changing the Future Land Use (FLU) of 2.65 (+/-) acres located on the northwest corner of the 1200 Block of Hope Drive and Kershaw Street, from Industrial, (I) to Urban Residential, (UR).

- 6. 5:50 p.m. – Thursday September 6, 2007 Public Hearing** – An adoption public hearing (the second of two required public hearings) to review three (3) draft ordinances of Escambia County, Florida, amending Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended, per the following; and to approve adoption of the ordinances to the Department of Community Affairs (DCA) as the first amendment package for the Year 2007 (Comprehensive Plan Amendment 2007-01):
- A. CPA 2007-01A:** Text amendment, amending Chapter 6, “Concurrency Management System Element” and Chapter 14, “Capital Improvements Element” to include references to the County’s adopted proportionate fair share mitigation program; and
 - B. CPA 2007-01B:** Text and map amendment, amending Chapter 8, “Transportation Element” to update the County transportation map series and associated references; and
 - C. CPA 2007-01C:** Map amendment, amending Chapter 7, “Future Land Use Element” to amend the Year 2020 Future Land Use Map to correct existing deficiencies.

**COUNTY ADMINISTRATOR'S REPORT
AUGUST 2, 2007**

I. Technical/Public Service Consent Agenda

1. Recommendation Concerning Scheduling a Public Hearing to Vacate a Portion of Sonnyboy Lane – Richard Duane, P.E., County Engineer

RECOMMENDATION: That the Board schedule a public hearing for August 16, 2007, at 5:32 p.m., to consider the Petition to Vacate a portion of Sonnyboy Lane, measuring approximately 16 feet by 700 feet = 11,200 square feet or 0.25 acres, as petitioned by Arbours at Ensley, LTD.

2. Recommendation Concerning Request for Easement – Parcel B, Central Commerce Park, Phase I – Richard Duane, P.E., County Engineer

RECOMMENDATION: That the Board take the following action concerning BellSouth Telecommunications, Inc.'s, request for an easement (30 feet x 30 feet, 900 square feet or 0.02 acres), in Parcel B, Central Commerce Park, Phase I:

- A. Grant BellSouth Telecommunications, Inc., an Option for Acquisition of Easement (or Servitude) across a 30 feet by 30 feet tract of land in Parcel B, Central Commerce Park, Phase I, to construct, operate, maintain and add/remove telecommunications equipment;**
- B. Grant BellSouth Telecommunications, Inc., an easement measuring 30 feet x 30 feet, 900 square feet or 0.02 acres, to construct, operate, maintain and add/remove telecommunications equipment; and**
- C. Authorize the Chairman or Vice Chairman to execute the Option for Acquisition of Easement (or Servitude) document and the Easement document.**

3. Recommendation Concerning Disposition/Donation of Surplus Ambulance – Janice Kilgore, CEM, Public Safety Director

RECOMMENDATION: That the Board take the following action concerning disposition of surplus equipment and donation of a 1997 Ford F450 Excellence, Inc., Ambulance (Property Number 46041) to the Daphne Police Department:

- A. Approve the Request for Disposition of Property for the ambulance, which is obsolete and serves no useful function to the County, to be appropriately disposed of through donation to the Daphne Police Department;
- B. Adopt a Resolution authorizing conveyance of the ambulance (Serial Number 1FDLF47F3VEC67023) to the Daphne Police Department, in compliance with Section 274.06, Florida Statutes; and
- C. Authorize the Chairman to sign all documents related to the donation.

4. Recommendation Concerning Emergency Medical Services Ambulance Fee Schedule – Janice Kilgore, CEM, Public Safety Director

RECOMMENDATION: That the Board take the following action concerning the Escambia County Emergency Medical Services Ambulance Fee Schedule, effective October 1, 2007:

- A. Adopt the Resolution adjusting the schedule of fees specific to mileage, emergency and non-emergency base rates, authorizing submittal of certain outstanding debts to credit bureaus, and combining and adjusting similar professional service fees/charges into a single line item for administrative efficiency; and
- B. Authorize the Chairman to sign the Resolution.

5. Recommendation Concerning Revised Vehicle Policy – Roderick Powell, Human Resources Director

RECOMMENDATION: That the Board approve the revised Vehicle Policy, effective July 1, 2007, which clarifies and reflects changes in tax accounting procedures for fringe benefits as directed in the Internal Revenue Publication 15-B, Section 3, revised January 2007.

6. **Recommendation Concerning Appointments/Reappointment – Workforce Escarosa, Inc., Board of Directors – Marilyn Wesley, Community Services Director**

RECOMMENDATION: That the Board take the following action concerning appointments/reappointment to the Workforce Escarosa, Inc., Board of Directors:

- A. Appoint Mr. Harold M. White, Jr., Executive Vice President, University of West Florida, as the University's representative to the Board, for a three-year term, beginning August 2, 2007, through August 1, 2010;
- B. Appoint Ms. Janice S. Thomas, Acting Circuit Administrator for Circuit 1, representing the Florida Department of Children and Families, Public Assistance, replacing Mr. Walter Cook with no expiration date;
- C. Appoint Mr. Dale R. Simmons, Executive Director, Triangle of Technology, representing the private sector, for a three-year term, beginning August 2, 2007, through August 1, 2010;
- D. Appoint Mr. Donald Orban, representing organized labor from the Northwest Florida Federation, for a three-year term, beginning August 2, 2007, through August 1, 2010; and
- E. Waive the Board's policy regarding appointments, and reappoint Mr. Reagan McDaniel, Business Manager, International Brotherhood of Electrical Workers, to serve a third term in a mandated position, beginning August 2, 2007, through August 1, 2010.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Certification of Millage Rates – Scheduling of Public Hearings – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board take the following action concerning the certification of millage rates and the scheduling of public hearings for the Fiscal Year 2007/2008 Budget:

A. Certify the millage rates for Fiscal Year 2007/2008 as follows:

County-wide Operating – 8.017
Law Enforcement MSTU – .685;

B. Certify the proposed millage rates at 7.31% below the aggregate rolled back rate;

C. Schedule a public hearing on the Fiscal Year 2007/2008 Budget for September 11, 2007, at 5:01 p.m., to be held in the Chambers of the Board of County Commissioners of Escambia County, Florida, located on the first floor of the Escambia County Governmental Complex, 221 Palafox Place, Pensacola, Florida; and

D. Schedule a public hearing to adopt the Fiscal Year 2007/2008 non-ad valorem special assessment roll at 5:02 p.m., on September 11, 2007, to be held in the Chambers of the Board of County Commissioners of Escambia County, Florida, located on the first floor of the Escambia County Governmental Complex, 221 Palafox Place, Pensacola, Florida.

2. Recommendation Concerning MySafeFloridaHome Expo – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board approve payment of not-to-exceed \$5,500, to the Pensacola Civic Center for various expenses for the MySafeFloridaHome Expo at the Pensacola Civic Center. [Funds are available in BCC Non-Departmental 110201 operating.]

3. **Recommendation Concerning Surplus and Sale of Real Property Located on the North Side of Rainbow Avenue and West of Pipeline Road – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board take the following action concerning the sale of property located on the north side of Rainbow Avenue and west of Pipeline Road to Emerald Coast Utilities Authority (ECUA):

- A. Declare as surplus the property owned by Escambia County located on the north side Rainbow Avenue and west of Pipeline Road further, described in the attachments;
- B. Adopt a Resolution stating the application being made, purpose for which such property is to be used and the price of \$53,000 plus closing costs;
- C. Approve a Memorandum of Understanding for construction of a lift station, subject to the following conditions:
 - 1. The acquired site will be separately fenced so the County's tower site location remains secure;
 - 2. Entrance into the proposed site will be directed from either Pipeline or Rainbow and not through the existing tower site gates;
 - 3. ECUA will locate all underground utilities in that area before digging;
 - 4. ECUA will advise of any potential hazards/chemicals that will be stored/used at the location, if any;
 - 5. ECUA will pay for any fencing changes to the County's site, if necessary, to maintain perimeter security;
 - 6. ECUA will coordinate with Bob Boschen, Public Safety Department, during construction to assure perimeter security of the tower site is maintained.; and
 - 7. ECUA will bear the cost of recording this Memorandum of Understanding in the public record; and
- D. Authorize the Chairman to sign any documents related to this action.

COUNTY ADMINISTRATOR'S REPORT

AUGUST 2, 2007

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4. Recommendation Concerning Supplemental Budget Amendment #345 – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #345, General Fund (001) and Other Grants & Projects (110), in the amount of \$90,800, to transfer money from the General Fund to match an anticipated Grant for the historic renovation of the Old County Courthouse.

5. Recommendation Concerning Supplemental Budget Amendment #346 – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #346, Economic Development Fund (102), in the amount of \$677,000, to recognize the proceeds of land sales in various commerce parks and to appropriate these funds for a principal payment on an outstanding commerce park loan.

6. Recommendation Concerning Supplemental Budget Amendment #354 – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #354, Other Grants & Projects (110), in the amount of \$18,428, to recognize Grant proceeds from the Florida Department of State, Division of Elections, Poll Worker Recruitment and Training Agreement and to appropriate these funds for use in recruitment and training of poll workers for federal elections.

7. Recommendation Concerning Supplemental Budget Amendment #355 – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #355, Other Grants & Projects (110), in the amount of \$36,856, to recognize Grant proceeds from the Florida Department of State, Division of Elections, Voter Education Agreement and to appropriate these funds for use in educating voters during federal elections.

8. Recommendation Concerning Supplemental Budget Amendment #356 – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #356, General Fund (Fund 001) and Internal Service Fund (Fund 501), in the amount of \$450,000, to recognize funds from the General Fund (Reserves for Operating) and appropriate to cover year-end operating expenses incurred by the Escambia County Fleet Maintenance Division.

9. **Recommendation Concerning Bauer Road Reconstruction/Resurfacing Project – Richard Duane, P.E., County Engineer**

RECOMMENDATION: That the Board approve Staff to competitively “Advertise, Bid, and Award” the Bauer Road Reconstruction / Resurfacing Project. [Funding Source: Fund 351, “Local Option Sales Tax Extension”, Account 210105/56301 and Fund 112, “Disaster Recovery” – Hurricane Ivan, Account 330463/56301]

10. **Recommendation Concerning Bronson Road Reconstruction / Resurfacing Project – Richard Duane, P.E., County Engineer**

RECOMMENDATION: That the Board approve staff to competitively “Advertise, Bid, and Award” the Bronson Road Reconstruction / Resurfacing Project. [Funding Source: Fund 112, “Disaster Recovery” – Hurricane Ivan, Account 330463/56301]

11. **Recommendation Concerning a Multi-use Path – Ashton Brosnaham Drive – Richard Duane, P.E., County Engineer**

RECOMMENDATION: That the Board take the following action concerning a Local Agency Program Agreement with the State of Florida Department of Transportation, for reimbursable funding (not-to-exceed \$297,000) for the construction of a multi-use path along the east side of Ashton Brosnaham Drive, as part of the Ten Mile at Ashton Brosnaham Project:

- A. Accept the State of Florida Department of Transportation, Local Agency Program (LAP) Agreement, between the State of Florida Department of Transportation and Escambia County, to construct a multi-use path along Ashton Brosnaham Drive, which serves an unmet vital transportation need for the public health, safety, and welfare of the citizens of Escambia County;
- B. Adopt a Resolution authorizing the execution of the LAP Agreement;
- C. Authorize the Chairman to sign the LAP Agreement and Resolution for this project; and
- D. Authorize Staff to competitively “Advertise, Bid and Award” the Ten Mile at Ashton Brosnaham Project.

[Funding Source: Fund 351, “LOST II”; Account Code 210105/56301]

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12. Recommendation Concerning a Purchase Order for Project Greenshores – Richard Duane, P.E., County Engineer

RECOMMENDATION: That the Board approve the issuance of a Purchase Order, in the amount of \$283,500, to Fuller Five Enterprises, Inc., for the Defense Infrastructure Grant for Project Greenshores, a Community-Based Salt Marsh and Oyster Reef Habitat Restoration Project along Bayfront Parkway in Pensacola Bay. [Funding Source: Fund 110, "Other Grants and Projects", Account 212406/58101]

13. Recommendation Concerning Change Order for Master Agreement No. 98A002348 – John Hartman, Facilities Management Director

RECOMMENDATION: That the Board approve and authorize the County Administrator to execute the following Change Order for Purchase Order #270285 to Bellsouth Communications Systems, Inc., pursuant to Master Agreement No. 98A002348, previously approved by the Board for the purchase of equipment and/or services.

Department:	Facilities Management
Type:	Addition
Amount:	\$7,800.00
Vendor:	Bellsouth Communications Systems, Inc.
Contract:	Master Agreement No. 98A002348
PO#:	270285
Change Order Number:	2
Original Award Amount:	\$15,200.00
Cumulative Amount of Change Orders:	<u>\$39,800.00</u>
New Purchase Order Total:	\$55,000.00
Fund Source:	Cost Center 310601

14. Recommendation Concerning Purchase Order Contract for Construction Management/Agent Services – John Hartman, Facilities Management Director

RECOMMENDATION: That the Board award a Purchase Order Contract to RD Ward Construction, per the terms and conditions of PD 04-05.79, Construction Management/ Agent Services, for the construction of surge walls around Judicial Cooling Towers in the amount of \$325,000. [Funding Source: Fund 112, Hurricane Repairs, Cost Center: 330465]

15. **Recommendation Concerning Hazardous Materials Facility Analysis Grant Contract – Janice Kilgore, CEM, Public Safety Director**

RECOMMENDATION: That the Board take the following action regarding the Hazardous Materials Facility Analysis Grant Contract:

- A. Approve the State of Florida, Department of Community Affairs Grant 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 \$10,952, for the Contract period July 1, 2007, through June 30, 2008, with no match requirement; and
- B. Authorize the Chairman to execute the Contract.

16. **Recommendation Concerning Purchase of Property Located on Bauer Road for a Sports Park Complex – Kevin Briski, Parks and Recreation Director**

RECOMMENDATION: That the Board take the following action concerning the purchase of property located on Bauer Road:

- A. Authorize the purchase of property located on Bauer Road from Christine Marks and Martines Corporation for a purchase price of \$1,410,000, in accordance with the terms of the Contract for Sale and Purchase; and
- B. Authorize the Chairman to execute all documents necessary to complete the purchase.

[Funding: Fund 351, LOST II-Parks & Recreation, Cost Center 350213]

(THE CONTRACT WILL BE DISTRIBUTED UNDER SEPARTE COVER.)

17. **Recommendation Concerning Various Road Materials Pricing Agreement – Claudia Simmons, Purchasing Department Chief**

RECOMMENDATION: That the Board take the following action concerning approval of a list of contractors to provide various road materials for road surfacing within Escambia County:

- A. Approve the following list of five contractors to provide road materials in accordance with PD 06-07.082, Various Road Materials Pricing Agreement, for a period of 36 months:

APAC-Southeast, Inc.;
Martin Marietta Aggregates;
Panhandle Aerospaces, LLC;
Panhandle Grading and Paving, Inc.;
Roads, Inc., of NWF; and

- B. Authorize the issuance of Purchase Orders (blanket or individual) in excess of \$50,000, on an "as needed" basis, to the above contractors for the remainder of this Fiscal Year, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section(s) 46-64 and 46-91.

[Funds are available in various Cost Centers.]

18. **Recommendation Concerning Purchase of a Pickup Truck for Fire Services – Claudia Simmons, Purchasing Department Chief**

RECOMMENDATION: That the Board authorize the County to piggyback off of the Florida Sheriff's Association Contract #06-14-0821, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64, Board Approval, and award a Purchase Order, in the amount of \$32,128, to Orville Beckford Ford Mercury for one 2008 Ford F150 Crewcab Pickup Truck, 4X4, for Fire Services, with funds available from Fund 143 (Fire Protection Fund), Cost Center 330202.

19. **Recommendation Concerning Purchase of Heavy Equipment for the Road Department – Claudia Simmons, Purchasing Department Chief**

RECOMMENDATION: That the Board take the following action concerning the purchase of heavy equipment for the Road Department:

- A. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for one Komatsu WA450-6 Loader:
 - 1. In the amount of \$238,669, as a replacement unit for #47720, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and
 - 2. Accept the option for a 36-month, guaranteed buy back in the amount of \$130,000 each;

- B. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for one Komatsu CK30-1 Rubber Track Loader:
 - 1. In the amount of \$56,614, as a replacement unit for #43725, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and
 - 2. Accept the option for a 36-month, guaranteed buy back in the amount of \$27,000 each;

- C. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for three Komatsu PC78MR-6 Hydraulic Excavators, 17,000-19,000 pound series with mechanical coupler:
 - 1. In the amount of \$89,125 each for a total of \$267,375, as a replacement unit for #52802 and #37427, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and
 - 2. Accept the option for a 36-month, guaranteed buy back in the amount of \$32,000 each;

- C1. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for one Komatsu PC78MR-6 Hydraulic Excavator, 17,000-19,000 pound series, zero turn:
 - 1. In the amount of \$87,000, as a replacement unit for #48023, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and

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2. **Accept the option for a 36-month, guaranteed buy back in the amount of \$32,000 each;**

- D. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for two Komatsu PC120-6 Hydraulic Excavators, 27,000-29,000 pound series:**
 1. **In the amount of \$109,239 each for a total of \$218,478, as a replacement unit for #52802 and #42489, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and**
 2. **Accept the option for a 36-month, guaranteed buy back in the amount of \$50,000 each;**

- E. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for two Komatsu PC200LC-8 Hydraulic Excavators, 46,000-48,000 pound. series:**
 1. **In the amount of \$134,732 each for a total of \$269,464, as a replacement unit for #47530, #49137 and #42489, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and**
 2. **Accept the option for a 36-month, guaranteed buy back in the amount of \$76,000 each;**

- F. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for one Hydraulic Excavator, 77,000-80,000 pound series:**
 1. **In the amount of \$228,358, as a replacement unit for #52610, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and**
 2. **Accept the option for a 36-month, guaranteed buy back in the amount of \$135,000 each;**

- G. Authorize a Purchase Order to Tractor and Equipment Co., Inc., for one Komatsu PC270LC-8 Hydraulic Excavator, Long-Reach:**
 1. **In the amount of \$249,000, as a replacement unit for #47926, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102; and**
 2. **Accept the option for a 36-month guaranteed, buy back, in the amount of \$115,000 each; and**

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- H. **Authorize a Purchase Order to Tractor and Equipment Co., Inc., for three Gradall XL3100 Multi-Purpose Excavators, 4X4, in the amount of \$269,900 each for a total of \$809,700, as replacement units for #45858, #45859, and #47243, with funds available from Fund 175 (Transportation Trust Fund), Cost Center 260102.**

20. Recommendation Concerning Purchase of Real Property Located on Chemstrand Road – Richard Duane, P.E., County Engineer

RECOMMENDATION: That the Board authorize staff to initiate the purchase process on two parcels of property (approximately 16,815.56 square feet or 0.38 acres), owned by Cox Cablevision Corporation, and located on Chemstrand Road at the Ten Mile Road intersection. This includes obtaining a title commitment, a Phase I Environmental Assessment, an appraisal, a survey and conducting inspections as needed. We believe the possible acquisition of this property is necessary to facilitate the completion of an intersection improvement project. [Funding Source: Fund 351, "Local Option Sales Tax Extension", Account 210105/56301 & 56101, Project #05EN0925, "Ten Mile & Chemstrand"]

21. Recommendation Concerning Pensacola Bay Restoration Project – Richard Duane, P.E., County Engineer

RECOMMENDATION: That the Board take the following action regarding a \$250,000 Grant from the State of Florida Department of Environmental Protection for the Pensacola Bay Restoration Project:

- A. **Approve the State Financial Assistance Agreement, Escambia County, DEP Agreement No. LP6852, State of Florida, Grant Assistance; and**
- B. **Authorize the Chairman to sign the Agreement and any subsequent Grant-related documents including no-cost extensions.**

[This Grant award provides \$250,000 for implementation of the Pensacola Bay Restoration Project. The \$250,000 match requirement will be satisfied by a previously constructed water quality improvement project in the Pensacola Bay watershed.]

22. Recommendation Concerning an Interfund Loan – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board approve increasing the revolving interfund loan from the General Fund (001) to the Mass Transit Fund (104), from \$750,000 to an amount not-to-exceed \$1,500,000, to cover temporary cash shortfalls in the Mass Transit Fund until Grant reimbursements are received.

COUNTY ATTORNEY'S REPORT
August 2, 2007

I. **CONSENT AGENDA:**

1. **Amendment of Section 34-5 of the Escambia County Code of Ordinances to provide for additional assessment of certified costs to fund traffic education programs**

RECOMMENDATION:

That the Board schedule a public hearing for August 16, 2007 at 5:34 p.m. to consider amending Section 34-5 of the Escambia County Code of Ordinances providing for additional assessment of certified costs to fund traffic education programs.