

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 – October 18, 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 – 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.

Recommendation: That the Board adopt the Proclamation proclaiming October 2007 as "Zoo Month" in Escambia County in support of our community's valuable Zoological Park and in honor of the Zoo-Northwest Florida Month.

AGENDA – BOARD OF COUNTY COMMISSIONERS

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7. Employee of the Month Proclamations/Retirement Proclamations/Special Recognition.
 - A. Recommendation: That the Board adopt the Proclamation commending and congratulating Douglas W. Morris, Equipment Operator IV, Solid Waste Department, Landfill Operations, on his retirement after 13 years of dedicated service; and
 - B. Recommendation: That the Board recognize Robert Jacobson, Information Resources Director, for receiving the designation of Certified Chief Information Officer in local government from The John Scott Dailey Florida Institute of Government at Florida State University.
8. Written Communication.
 - A. September 21, 2007 – Communication from Betty Romeo, Van Ness Law Firm, regarding a Nuisance Abatement Lien against property located at 708 and 710 North Kirk Street;
 - B. August 30, 2007 – Communication from Larry W. and Debra B. Fowler requesting that the Board consider forgiving a Lien against property located at 6841 Melanie Drive; and
 - C. August 30, 2007 – Communication from Ron and Christine Avellino regarding a Lien against property located at 203 Broadmoor Place.
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. Public Hearing for consideration of the Petition to Vacate a portion of Navy Street, as petitioned by LeMarc Properties, L.L.C.**

Recommendation: That the Board, at the 5:31 p.m. Public Hearing, take the following action regarding the Petition to Vacate a portion of Navy Street (width varies), approximately 6,098 square feet, or 0.14 acre, as petitioned by LeMarc Properties, L.L.C.:

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

11. **5:32 p.m. Public Hearing for consideration of adopting an Ordinance amending Chapter 46, Article II, Section 46-101, of the Escambia County Code of Ordinances, referring to Protested Solicitations and Awards.**

Recommendation: That the Board authorize the rescheduling of a Public Hearing for November 1, 2007, at 5:34 p.m., to consider (*adopting an Ordinance*) amending Chapter 46, Article II, Section 46-101, of the Escambia County Code of Ordinances, referring to Protested Solicitations and Awards.

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12. Committee of the Whole Recommendation.

Recommendation: The Committee of the Whole (C/W) , at the October 11, 2007, C/W Workshop, recommends that the Board take the following action:

- A. Remove the designation from the property at Bill Dickson Park (previously designated to the Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians, Inc., for construction of a building to house artifacts and preserve Creek Indian History) and designate the house and surrounding property (referred to as the "Clark" property) in the Jones Creek Swamp Preserve to the Perdido Bay Muscogee Creek Tribe (Perdido Bay Tribe of Southeastern Lower Muscogee Creek Indians [C/W Item 9]);
- B. Direct staff to proceed with an assessment (*for the cost of obtaining specialized assistance to revise the County's existing email and public records retention policy*) and provide a recommendation to the Board, through County Administration (C/W Item 10);
- C. Authorize The Listener Group to finalize and conduct the *Escambia County Community Survey Fall/2007* (C/W Item 12); and
- D. Terminate, for convenience, the Contracts with Three Deuces, Inc. (*for State of Florida Sovereign Lands Cleanup*), and R. W. Beck (*Beck Disaster Recovery, Inc., for Waterway Cleanup Monitoring [awarded on September 6, 2007]*; C/W Item 13).

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
October 18, 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 October 5, 2007, in the amount of \$1,740,712.28; and

B. The following two Disbursement of Funds:

(1) September 27, 2007, to October 3, 2007, in the amount of \$21,262,599.26; and

(2) October 4, 2007, to October 10, 2007, in the amount of \$4,061,359.62.

2. Recommendation Concerning Investment Report

Recommendation: That the Board accept, for filing with the Board's Minutes, the Investment Report for the month ended September 30, 2007, as prepared by the Clerk & Comptroller's Finance Department.

3. Recommendation Concerning TDT Report

Recommendation: That the Board accept, for filing with the Board's Minutes, the Tourist Development Tax (TDT) Collections Data for Fiscal Year 2006-2007, which includes the August 2007 returns received in the month of September 2007, as prepared by the Clerk & Comptroller's Finance Department; total revenues received for Fiscal Year 2006-2007 equals 93% of the total amount budgeted for Fiscal Year 2006-2007.

I. CONSENT AGENDA – Continued

4. Recommendation Concerning CAFR Award

Recommendation: That the Board accept, for filing with the Board's Minutes, a copy of the *Award of Financial Reporting Achievement to Clerk of Circuit Court and Comptroller – Escambia County*, and *Award of Financial Reporting Achievement to Finance Department – Escambia County*, as presented by the Government Finance Officers Association of the United States and Canada, and received by the Finance Department on October 3, 2007, for the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended September 30, 2006, as prepared by the Clerk & Comptroller's Finance Department and audited by O'Sullivan Creel, LLP, Certified Public Accountants and Consultants.

5. 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 *Community Center License and Management Agreement* with each of the following two entities, based on the Board's February 5, 2004, action approving the Form of Agreement:

- (1) Ebonwood Homeowners & Neighborhood Watch Community, Inc.
- (2) Byrneville Community Center, Inc.

B. The Minutes of the Santa Rosa Island Authority Regular Board Meeting held September 5, 2007, and the Minutes of the Special Board Meetings held September 13, 2007, September 14, 2007, and September 25, 2007.

I. CONSENT AGENDA – Continued

6. 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 October 4, 2007; and
- B. Accept, for filing with the Board's Minutes, the following two Reports:
 - (1) The Report of the Agenda Work Session held October 4, 2007; and
 - (2) The Report of the Committee of the Whole Workshop held September 27, 2007.

GROWTH MANAGEMENT REPORT

October 18, 2007

I. ACTION ITEM:

1. Mitigation Agreement and Conservation Easement between James Edmonds, III as Trustee of the James Edmonds, III Declaration of Living Trust and Escambia County, Florida

RECOMMENDATION: That the Board take the following actions regarding the mitigation agreement and grant of the conservation easement between James Edmonds, III as Trustee of the James Edmonds, III Declaration of Living Trust (Grantor) and Escambia County, Florida (grantee):

- A. Approve mitigation agreement for completion of required wetland enhancement with survey/financial security; and
- B. Accept, as a condition precedent to the development of property in Escambia County, Florida conveyance of a Conservation Easement, pursuant to Section 7.04.06, Florida Statutes Easement, consisting of .20 acres of wetlands on Perdido Key Drive being conveyed as mitigation for onsite wetland impacts; and
- C. Authorize the Chairman to sign all documents related to the mitigation agreement and surety deposit, and grant of conservation easement.

**COUNTY ADMINISTRATOR'S REPORT
OCTOBER 18, 2007**

I. Technical/Public Service Consent Agenda

1. **Recommendation Concerning the Escambia County Health Department Contract for Fiscal Year 2007-2008 – John J. Lanza, MD, PhD, MPH, FAAR , Director**

RECOMMENDATION: That the Board take the following action concerning the Contract between the Escambia County Health Department and the Escambia County Board of County Commissioners:

- A. Adopt, as allowed by Florida Statutes, Chapter 154, the “Resolution Authorizing a Contract Between the Escambia County Board of County Commissioners and the State of Florida, Department of Health, Escambia County Health Department” for operation of the Escambia County Health Department Contract, effective October 1, 2007, through September 30, 2008; and
- B. Authorize the Chairman to sign the Resolution and the Contract.
2. **Recommendation Concerning Scheduling a Public Hearing to Vacate a Portion of North “B” Street and a Portion of West Yonge Street – Joy D. Blackmon, P.E., Assistant Director, County Engineer**

RECOMMENDATION: That the Board schedule a public hearing for November 15, 2007, at 5:31 p.m., to consider the Petition to Vacate a portion of North “B” Street (approximately 770 feet by 60 feet = 46,200 square feet or 1.06 acres) and a portion of West Yonge Street (approximately 521 feet by 66 feet = 34,386 square feet or 0.79 acres), as petitioned by The School Board of Escambia County.

3. **Recommendation Concerning Scheduling a Public Hearing to Vacate a Portion of West Wright Street – Joy D. Blackmon, P.E., Assistant Director, County Engineer**

RECOMMENDATION: That the Board schedule a public hearing for November 15, 2007, at 5:32 p.m., to consider the Petition to Vacate a portion of West Wright Street, measuring 25 feet by approximately 360 feet = 9,000 square feet or 0.20 acres, as petitioned by Mt. Zion Bible Church of Pensacola, Inc.

COUNTY ADMINISTRATOR'S REPORT

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4. **Recommendation Concerning Execution of Consent and Joinder of Mortgagee to Easement for Arbours at Ensley – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board take the following action regarding the Consent and Joinder of Mortgagee to Easement, as requested by Arbours at Ensley, LTD, and prepared by the County Legal Department in relation to the recent vacation of a portion of Sonnyboy Lane in the Ensley community:

- A. Authorize the Chairman to execute the Consent and Joinder of Mortgagee to Easement as prepared by the County Legal Department to allow the County's Mortgage, filed in Official Records Book 6204, Page 1250, in favor of the Hurricane Housing Recovery Program (HHRP), to be subordinated to an access easement required in relation to the County's vacation of Sonnyboy Lane, as approved on September 6, 2007; and
- B. Authorize the County Attorney's Office to take the action required to finalize the paperwork and ensure proper recording of the documents.
5. **Recommendation Concerning Reappointment to the Escambia-Pensacola Human Relations Commission – Robert R. McLaughlin, Interim County Administrator**

RECOMMENDATION: That the Board reappoint Mr. James E. Myatt to the Escambia-Pensacola Human Relations Commission, effective November 1, 2007, through October 31, 2010, as recommended by Rebecca Hale, Office Manager.

6. **Recommendation Concerning Florida Division of Forestry Annual Report for Fiscal Year 2006-2007 – Robert R. McLaughlin, Interim County Administrator**

RECOMMENDATION: That the Board accept, for filing with the Board's Minutes, the Florida Division of Forestry, Escambia County Annual Report for Fiscal Year 2006-2007, submitted by Elton Gilmore, Forest Area Supervisor, and Adam Parden, County Forester, Division of Forestry.

II. Budget/Finance Consent Agenda

1. Recommendation Concerning Purchase of Additional Voting Equipment – David H. Stafford, Supervisor of Elections

RECOMMENDATION: That the Board take the following action concerning the purchase of Elections Systems and Software, Inc., DS 200 Optical Scan Voting Devices, M650 High-Speed Tabulators, Ballot-on-Demand Printers, software and related equipment:

- A. Find that pursuant to Section 101.293(l)(b), Florida Statutes, that "a single source" is available to the County from which to purchase such compatible voting equipment, meeting the standards for voting systems in Section 101.56062, Florida Statutes, currently used in Escambia County;
- B. Authorize the purchase of Elections Systems and Software, DS 200 Optical Scan Voting Devices, M650 High-Speed Tabulators, Ballot-on-Demand Printers, software and related equipment;
- C. Authorize the Chairman, pursuant to Section 101.293(b), Florida Statutes, to certify in writing to the Department of State, Division of Elections, of the situation and conditions requiring an exception to the competitive sealed bidding and competitive sealed proposal requirements of Section 101.293, Florida Statutes, for the purchase of this voting system;
- D. Authorize the Supervisor of Elections, through the County Office of Purchasing, to negotiate a Sales Order Amendment with Elections Systems and Software, Inc., for the purchase by the County of said system for an amount not-to-exceed \$900,000; and
- E. Authorize the Chairman, subject to legal sign-off, to execute the Sales Order Amendment with Elections Systems and Software, Inc. [Fund Source: Cost Center(s) 5501xx and 110267, Object Code 56401, Project Number 08PF0028]

2. **Recommendation Concerning Federal Elections Activities Grant Funds – David H. Stafford, Supervisor of Elections**

RECOMMENDATION: That the Board take the following action concerning Federal Elections Activities Funds from the Department of State:

A. Certify that the County will match State Grant Funds with \$5,390.79 from the Supervisor of Elections' Fiscal Year 2007/2008 Budget; and

B. Authorize the Chairman to sign the Certificate Regarding Matching Funds.

3. **Recommendation Concerning Amendment #002 to State of Florida, Department of Children and Families Contract No. AH389 – Jean A. Kassab, CGFM, Administrative Services Director**

RECOMMENDATION: That the Board approve, and authorize the Chairman to sign, Amendment #002 to the State of Florida, Department of Children and Families Contract AH389, providing for funding for two Forensic Mental Health Specialists.

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

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #4, General Fund (001) and Supervisor of Elections Fund (055), in the amount of \$2,289,638, to move the Supervisor of Elections' Budget from the General Fund to a newly-created fund to facilitate easier financial reporting. There is no net change in funding.

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

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #5, Other Grants & Projects (110), in the amount of \$115,426, to recognize a Grant from the State of Florida's Division of Elections and to appropriate these funds to purchase ballot-on-demand equipment and optical scan tabulators for use at early-voting locations.

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

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #6, Other Grants & Projects (110), in the amount of \$200,000, to recognize the proceeds from a Florida Department of Environmental Protection Grant, Lexington Terrace Park, Project Number F08058, and to appropriate these funds to construct outdoor recreation facilities and improvements.

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

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #7, Other Grants & Projects (110), in the amount of \$200,000, to recognize the proceeds from a Florida Department of Environmental Protection Grant, Bill Dickson Park, Project Number F08059, and to appropriate these funds to construct outdoor recreation facilities and improvements.

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

RECOMMENDATION: That the Board adopt the Resolution approving Supplemental Budget Amendment #8, Other Grants & Projects (110), in the amount of \$69,316, to carry over Grant balances in Grants awarded to the Supervisor of Elections and to appropriate these funds for voter education programs and poll-worker training.

9. Recommendation Concerning Fiscal Year 2007/2008 Miscellaneous Appropriations Agreements for Outside Agencies – 3rd Cent Tourist Development Tax Fund – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board take the following action concerning approval of the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreements for Outside Agencies:

- A. Approve the following Miscellaneous Appropriations Agreements to be paid from the 3rd Cent Tourist Development Tax Fund 108, Cost Center 360101:
 - 1. Pensacola Bay Area Chamber of Commerce, Inc. \$1,205,212
 - 2. Pensacola Sports Association, Inc. \$222,850
- B. Authorize the Chairman to sign the Agreements and all other necessary documents; and
- C. Authorize the execution of the necessary Purchase Orders.

10. Recommendation Concerning Fiscal Year 2007/2008 Miscellaneous Appropriations Agreements for Outside Agencies – 4th Cent Tourist Development Tax Fund – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board take the following action concerning approval of the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreements for Outside Agencies:

- A. Approve the following Miscellaneous Appropriations Agreements to be paid from the 4th Cent Tourist Development Tax Fund 108, Cost Center 360105:
 - 1. West Florida Historic Preservation, Inc. \$60,000
 - 2. Pensacola Bay Area Chamber of Commerce, Inc. \$600,000
 - 3. Naval Aviation Museum Foundation, Inc. \$100,000
 - 4. Pensacola Historical Society, Inc. \$10,000
 - 5. Pensacola Museum of Art, Inc. \$15,000
- B. Authorize the Chairman to sign the Agreements and all other necessary documents; and
- C. Authorize the execution of the necessary Purchase Orders.

11. Recommendation Concerning Miscellaneous Appropriations Agreements for Outside Agencies – General Fund – Jean A. Kassab, CGFM, Administrative Services Director

RECOMMENDATION: That the Board take the following action concerning approval of the Fiscal Year 2007/2008 Miscellaneous Appropriations Agreements for Outside Agencies:

- A. Approve the following Miscellaneous Appropriations Agreements to be paid from the General Fund 001, Cost Center 110201:
- | | | |
|----|--|-----------|
| 1. | Sertoma's Fourth of July | \$12,500 |
| 2. | United Way of Escambia County, Inc. (First Call for Help) | \$35,000 |
| 3. | Escambia Community Clinics, Inc. | \$431,880 |
| 4. | Pensacola Bay Area Chamber of Commerce, Inc. | \$402,000 |
| 5. | Junior Achievement of Northwest Florida, Inc. | \$10,000 |
| 6. | Escambia County School Readiness Coalition, Inc.,
d/b/a Early Learning Coalition of Escambia County | \$230,000 |
- B. Approve the following Miscellaneous Appropriation Agreement to be paid from the Solid Waste Fund 401, Coast Center 230315:
1. Pensacola-Escambia Clean Community Commission, Inc. \$35,000
- C. Authorize the Chairman to sign the Agreements and all other necessary documents; and
- D. Authorize the execution of the necessary Purchase Orders.

12. Recommendation Concerning Fiscal Year 2007/2008 Pensacola-Escambia County Promotion and Development Commission Interlocal Agreement – Jean A. Kassab, CGFM, Administrative Services Director

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

- A. Approve the Interlocal Agreement relating to the Fiscal Year 2007/2008 funding of the Pensacola-Escambia County Promotion and Development Commission (PEDC) in the amount of \$150,000, for a one-year period, from October 1, 2007, through September 30, 2008;
- B. Authorize the Chairman to execute the Interlocal Agreement; and
- C. Authorize approval of the necessary Purchase Order.

13. Recommendation Concerning Rate Resolution for Solid Waste Fees – Sandra P. Jennings, E.I., DSWM Director

RECOMMENDATION: That the Board adopt a Resolution to amend Resolution R2007-173, concerning the Schedule of Rates and Fees, by correcting the uncovered load fee from 25% increase in the cost of the load to \$25 per commercial load, and \$5 per individual citizen's load.

14. Recommendation Concerning 2007/2008 HUD Escambia Consortium HOME Program Interlocal Agreements with the City of Pensacola and Santa Rosa County – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director

RECOMMENDATION: That the Board take the following action regarding implementation of the \$1,642,280, 2007, U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnership Act (HOME) Program Grant (#M-07-DC-12-0225):

- A. Approve the HOME Program Interlocal Agreement with the City of Pensacola providing for the utilization of \$374,012 in 2007 HOME funds and \$60,000 in State Housing Initiatives Partnership (SHIP) program matching funds to support approved Substantial Housing Rehabilitation /Reconstruction Assistance, and related project management activities within the City of Pensacola with an effective date of October 1, 2007, (HOME and SHIP funds budgeted in Fiscal Year 2008: Fund 147/2007 HOME Grant, New Cost Center to be assigned by OMB and Fund 120/2007 SHIP Program, Cost Center 220412 and 2008 SHIP Program, New Cost Center to be assigned by OMB);
- B. Approve the HOME Program Interlocal Agreement with Santa Rosa County providing for the utilization of \$274,128 in 2007 HOME funds to support approved Substantial Housing Rehabilitation/Reconstruction assistance and related project management activities within Santa Rosa County with an effective date of October 1, 2007, (HOME funds budgeted in Fiscal Year 2008: Fund 147/2007 HOME Grant, New Cost Center to be assigned by OMB);
- C. Authorize the Chairman or Vice Chairman to execute the Interlocal Agreements and all documents required to implement HOME project activities; and
- D. Authorize the Office of the Clerk of the Circuit Court to record the Agreements in the Official Records of Escambia County.

15. **Recommendation Concerning Hurricane Housing Recovery Program Agreement Amendment #1 with Pensacola Habitat for Humanity, Inc., and the City of Pensacola – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board take the following action regarding Hurricane Housing Recovery Program (HHRP) Agreement Amendment #1 with Pensacola Habitat for Humanity, Inc., and the City of Pensacola:

- A. Approve Hurricane Housing Recovery Program (HHRP) Agreement Amendment #1 with Pensacola Habitat for Humanity, Inc., (“Habitat”) and the City of Pensacola, as originally approved on September 15, 2005, to provide an additional \$100,000 in HHRP funds to partially finance the construction of new homes for occupancy by HHRP-eligible, very low income families (Fund 120/HHRP-Cost Center 220426); and
- B. Authorize the Chairman or Vice Chairman to execute the Amendment and all related documents required to implement the remaining project activities.

16. **Recommendation Concerning 2007/2008 Emergency Shelter Grant Program Agreement with Loaves and Fishes Soup Kitchen, Inc. – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board take the following action regarding the 2007/2008 Emergency Shelter Grant Program (ESG) Agreement with Loaves and Fishes Soup Kitchen, Inc.:

- A. Approve an Agreement with Loaves and Fishes Soup Kitchen, Inc., detailing the utilization of the 2007 Emergency Shelter Grant (ESG) in the amount of \$88,333, to support operational costs of the Loaves and Fishes Homeless Center, located at 257 East Lee Street; and
- B. Authorize the Chairman or Vice Chairman to execute the subject Agreement and all related documents required to complete the project (subject to availability of ESG funds in Fiscal Year 2008, Fund 110/2007 ESG - Cost Center to be assigned by OMB).

17. **Recommendation Concerning 2007/2008 Fair Housing Services Agreement with Escambia-Pensacola Human Relations Commission – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board take the following action regarding the 2007/2008 Fair Housing Services Agreement with the Escambia-Pensacola Human Relations Commission:

- A. Approve the 2007 Community Development Block Grant (CDBG) funded Fair Housing Services Agreement with the Escambia-Pensacola Human Relations Commission providing a total of \$18,500, for the 2007/2008 Fiscal Year; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and all documents required to implement the Agreement (subject to availability of CDBG funds in Fiscal Year 2008, Fund 129/2007 CDBG, Cost Center to be assigned by OMB).

18. **Recommendation Concerning 2007/2008 Community Development Block Grant Agreement with Council on Aging of West Florida, Inc. – Randy Wilkerson, NEFI Executive Director / Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board take the following action regarding the 2007/2008 Community Development Block Grant (CDBG) Agreement with the Council on Aging of West Florida, Inc., for the Rural Elderly Assistance Program:

- A. Approve the 2007 CDBG-Funded Agreement with the Council on Aging of West Florida, Inc., in the amount of \$50,000, for continuation of the Rural Elderly Assistance Program for the period October 1, 2007, through September 30, 2008; and
- B. Authorize the Chairman or Vice Chairman to execute the Agreement and related documents necessary to implement the project (subject to availability of CDBG funds currently budgeted in Fiscal Year 2008, Fund 129/2007 CDBG - New Cost Center to be assigned by OMB).

19. **Recommendation Concerning Locally-Funded Agreement and Memorandum of Agreement – Escambia County Community Redevelopment Agency and the State of Florida Department of Transportation – Keith Wilkins, NESD Director**

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning a Locally-Funded Agreement and Memorandum of Agreement between the Escambia County CRA and the State of Florida Department of Transportation (FDOT) for the funding of design and installation of decorative/utilitarian lighting on Bayou Chico Bridge in Escambia County Warrington Redevelopment Area:

- A. Adopting a Locally-Funded Agreement between Escambia County CRA and the FDOT concerning the funding of design and installation of decorative/utilitarian lighting on Bayou Chico Bridge in Escambia County Warrington Redevelopment Area;
- B. Authorizing the Chairman to sign the Locally-Funded Agreement;
- C. Adopting a Memorandum of Agreement between Escambia County CRA and FDOT, acknowledging the initial funding contribution of \$98,000 from the following funding sources: Warrington Tax Increment Financing Trust Fund 683, Cost Center 220516, Object Code 56301 and 2006 Community Development Block Grant (CDBG), Fund 129 - Cost Center 221403, Object Code 56301, to be used to fund the design and installation of decorative/utilitarian lighting on Bayou Chico Bridge located within the Warrington Redevelopment Area; and
- D. Authorizing the Chairman to sign the Memorandum of Agreement.

20. Recommendation Concerning Commercial Façade, Landscape and Infrastructure Grant Program Funding Agreement and Lien Agreement – 1611 North Pace Boulevard – Keith Wilkins, NESD Director

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Facade Grant Funding and Lien Agreements at 1611 North Pace Boulevard:

- A. Approving Commercial Façade, Landscape, and Infrastructure Grant Program Funding Agreement between Escambia County CRA and Linh Le, owner of commercial property located at 1611 North Pace Boulevard, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$5,369, representing an in-kind match through 2005 Community Development Block Grant (CDBG), Fund 129 - Cost Center 220422, Object Code 58301, and the Brownsville Tax Increment Financing (TIF) Fund 683 - Cost Center 220515, Object Code 58301, for the following improvements: Replace chain link fence with an ornamental aluminum fence;
- B. Approving Commercial Façade, Landscape and Infrastructure Grant Program Lien Agreement for the property located at 1611 North Pace Boulevard, in the amount of \$5,369; and
- C. Authorizing the Chairman to sign the Funding and Lien Agreements between Escambia County CRA and Linh Le, and any other related documents necessary to implement this Grant award.

21. Recommendation Concerning Sign Grant Program Funding Agreement for Linh Le – Keith Wilkins, NESD Director

RECOMMENDATION: That the Board ratify the following action of the Escambia County Community Redevelopment Agency (CRA) concerning Sign Grant Program Funding Agreement at 1611 North Pace Boulevard:

- A. Approving Sign Grant Program Funding Agreement between Escambia County CRA and Linh Le, owner of commercial property located at 1611 North Pace Boulevard, Pensacola, Florida, in the Brownsville Redevelopment Area, in the amount of \$1,880, representing an in-kind match through 2005 Community Development Block Grant (CDBG), Fund 129 – Cost Center 220422, Object Code 58301, for the following improvements: Install a new free standing sign; and
- B. Authorizing the CRA Chairman to sign the Funding Agreement between Escambia County CRA and Linh Le, and any other related documents necessary to implement this Grant award.

22. Recommendation Concerning Bauer Road Resurfacing – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board award an Indefinite Quantity, Indefinite Delivery Contract for PD 06-07.116, Bauer Road Resurfacing, to Roads, Inc., of NWF, in the amount of \$1,468,829. Funding to be provided from Fund 112, Disaster Recovery, Cat C Ivan, Cost Center 330463, Object Code 56301 and Fund 351, Local Option Sales Tax Extension (LOST II), Cost Center 210105, Object Code 56301.

23. Recommendation Concerning Award of Contract for Bond Counsel and Disclosure Counsel – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board take the following action concerning Contract Award for Bond Counsel and Disclosure Counsel:

- A. Award a Contract to the law firms of Miller, Canfield, Paddock and Stone, P.L.C., and Lott & Associates, P.L., for Bond Counsel, based on the following fee structure:

Amount of Issue	County Bonds Fee	Conduit Bonds Fee
Up to \$10,000,000 Flat Fee	\$17,500	\$20,000
From \$10,000,000 Fee per \$1,000	\$.90 per \$1,000	\$.90 per \$1,000 over \$20 Million
Over \$40,000,000 Fee per \$1,000	\$.60 per \$1,000	\$.45 per \$1,000 over \$40 Million;

- B. Award a Contract to the law firm of Nabors, Giblin & Nickerson, P.A., for Disclosure Counsel, based on a fee structure of 80% of the fees for Bond Counsel, PD 06-07.104.

[Funding: Primary Funding From Bonds, Additional Funding, if required Fund 001 (General Fund), Legal Counsel, Cost Center 110601, Object Code 53101]

24. Recommendation Concerning Extending Security Services for Various County Buildings – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board take the following action concerning extending Security Services for Various County Buildings:

- A. Approve extending the Contract for one year to Securitas Security Services USA, Inc., for "Security Services for Various County Buildings", PD 05-06.136. The departments have concurred and funding is available from various Funds and Cost Centers; and
- B. Approve a Purchase Order, in the amount of \$101,590, to Securitas Security Services USA, Inc., for County Administration from Fund 001 (General Fund), Cost Center 110201.

25. Recommendation Concerning Purchase of Caterpillar D6T Track-Type Tractor for the Department of Solid Waste Management – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board authorize the County to piggyback off of the Defense Supply Center Philadelphia (DSCP) contract #SP050001D#59, in accordance with the Escambia County Code of Ordinance, Chapter 46, Article II, Section 46-44, Applications; Exemption; and Section 46-64 Board Approval, and award a purchase order to Thompson Tractor Company, Inc., for two Caterpillar D6T Track-Type Tractor WHA's, including a five-year, 7500-hour warranty, on each machine, in the total amount of \$674,368, for Solid Waste Management. The tractors are replacement units for Property Numbers 46389 and 51668. Funding is available from Fund 401 (Solid Waste Fund), Cost Center 230314.

26. Recommendation Concerning Purchase of Rubber Track Loader for the Road Department – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board award a Contract, in the amount of \$51,743, for the "Purchase of Rubber Track Loader", PD 06-07.128, from Beard Equipment Company for one Bobcat T250, for the Road Department, in accordance with the terms and conditions of the solicitation, with funding available from Fund 175 (Transportation Trust Fund), Cost Center 260102.

27. Recommendation Concerning Fire Equipment & Supplies Pricing Agreement – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board authorize a price increase, as outlined on the documentation, to Bennett Fire Products Company, for “Fire Equipment and Supplies Pricing Agreement”, PD 04-05.90, in accordance with the terms and conditions of the Contract, with funding coming from various Cost Centers. Expenditures exceeding \$50,000 will be brought to the Board in accordance with the Escambia County Code of Ordinances.

28. Recommendation Concerning Modifications to Judges’ Elevator in M.C. Blanchard building – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board award a Contract for “Modifications to Judges’ Elevators in M.C. Blanchard Building”, PD 06-07.108, to ThyssenKrupp Elevator, in accordance with the terms and conditions of the solicitation, for a total of \$149,287, which includes the base bid, allowance and Option 1, with funding available from Fund 001 (General Fund), Cost Center 110264.

29. Recommendation Concerning Bronson Road Resurfacing – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board award an Indefinite Quantity, Indefinite Delivery Contract, in the amount of \$192,471.50, PD 06-07.115, “Bronson Road Resurfacing”, to Roads, Inc., of NWF. [Funding to be provided from Fund 112, Disaster Recovery, Cat C Ivan, Cost Center 330463, Object Code 56301.]

30. Recommendation Concerning Johnson Avenue Road Resurfacing – Claudia Simmons, Purchasing Department Chief

RECOMMENDATION: That the Board award an Indefinite Quantity, Indefinite Delivery Contract, in the amount of \$314,993, PD 06-07.120, “Johnson Avenue Road Resurfacing” to Roads, Inc., of NWF. Funding to be provided from Fund 351, Local Option Sales Tax Extension (LOST II), Cost Center 210105, Object Code 56301, Project Number 07en0294.

31. Recommendation Concerning Award of Management Agreement for Lake Stone Campground Facility – Kevin Briski, Parks and Recreation Director

RECOMMENDATION: That the Board award a Management Agreement to Tara Smith for the management of the Lake Stone Campground facility and authorize the Interim County Administrator to sign the Agreement. [Funds are available in Fund 001 (General Fund), Cost Center 350204.]

32. Recommendation Concerning Fiscal Year 2007/2008 Issuance of Blanket and/or Individual Purchase Orders for the Parks Department – Kevin Briski, Parks and Recreation Director

RECOMMENDATION: That the Board, for Fiscal Year 2007-2008, approve the issuance of blanket and/or individual Purchase Orders based upon previously-awarded Contracts, Contractual Agreements, or annual requirements as follows:

Contractor	Amount	Contract #
A. DAG Architects Vendor # 040217 Proposed Firing Range/Training Facility Fund 351 (LOST II) Cost Center 330210 (Fire Services)	\$75,000	PD# 05-06.059
B. F&W Construction Vendor # 055652 Pensacola Bay Fishing Bridge Fund 112 (Hurricane Ivan) Cost Center 330467 (Cat G – Ivan)	\$5,421,000	PD# 06-07.025
C. Green-Simmons Co. Vendor # 072166 Construction of Lexington Terrace Fund 351 (LOST II) Cost Center 110224 (Admin Capital), 350213 (Parks & Recreation)	\$435,320	PD# 06-07.006
D. Gulf Coast Environmental Vendor # 072500 Parks Mowing – Various Parks Fund 001 (General Fund), 352 (LOST III)	\$350,000	PD# 04-05.003

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- E. Pensacola Escambia Clean
Community Commission \$50,000
Vendor # 402053
Litter Barrel Collection/Disposal – Various Parks
Fund 001 (General Fund)
Cost Center 350226 (Parks Maintenance)**

33. Recommendation Concerning Task Order for Engineering Services for Drainage Basin Studies – Joy D. Blackmon, P.E., County Engineer Assistant Director

RECOMMENDATION: That the Board approve issuance of a Task Order PD 03-04.59.43.1.ENG, on Contract 03-04.59, “Engineering Services for Drainage Basin Studies”, to R. W. Beck, Inc., in the amount of \$161,739, to provide a Drainage Basin Study on Perdido River South, , in accordance with the Escambia County Basin Study Guidelines and Specifications (ECG&S). [Funding Source: Fund 110 “Perdido Bay Restoration”, Account 240210]

COUNTY ATTORNEY'S REPORT
October 18, 2007

I. CONSENT AGENDA:

1. Attorney General's Opinion Regarding Tax Deed Process

RECOMMENDATION:

That the Board accept for information the opinion of the Attorney General regarding whether real property owned by the County is subject to the tax deed process.

II. DISCUSSION AGENDA:

1. Susan McDaniel Worker's Compensation Settlement

RECOMMENDATION:

That the Board consider accepting a washout settlement offer from workers compensation claimant Susan McDaniel in the amount of \$203,000.00. Escambia County's excess carrier shall pay \$50,000.00 of this amount. Upon receipt of the settlement amount, Ms. McDaniel will execute a general release of liability for Escambia County.

2. Cancellation of Code Enforcement Lien

RECOMMENDATION:

That the Board authorize the cancellation of the lien created by the Order of the Environmental Enforcement Special Magistrate recorded in Official Record Book 6174 at Pages 242 and 390 of the public records.