PUBLIC FORUM WORK SESSION

Chairman Robertson called the Public Forum Work Session to order at 4:34 p.m.

1. FOR INFORMATION: The Board heard comments from L. Gary Sansing concerning the Wildlife Sanctuary, the Glass-Steagall Act (a/k/a the Banking Act of 1933, which was repealed in 1999), the Dodd-Frank Act (a/k/a the Wall Street Reform and Consumer Protection Act), and other local, state, and national issues.

2. FOR INFORMATION: The Board heard comments from Sherri Myers, who expressed her gratitude to the Board and staff for the sidewalks on Sanders Street and the four-way stop at Sanders Street and Burgess Road, and to Animal Control staff for their prompt response to her report that an emaciated dog was fenced inside a junkyard, and their immediate rescue of the dog, which, unfortunately, died.

4:44 P.M. – PUBLIC FORUM ADJOURNED
5:30 P.M. – REGULAR BOARD MEETING CONVENED
REGULAR BCC AGENDA

1. Call to Order

Chairman Robertson called the Regular Meeting of the Board of County Commissioners to order at 5:30 p.m.

2. Invocation

Chairman Robertson advised that Tom Thompson, Regional Field Director, Florida Family Action, would deliver the Invocation.

3. Pledge of Allegiance to the Flag

Chairman Robertson advised that Commissioner White would lead the Pledge of Allegiance to the Flag.

4. Adoption of the Agenda

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the agenda, as prepared and duly amended.

5. Commissioners' Forum – District 2 – Commissioner Valentino:

A. Advised that he, Senator Greg Evers, and Representative Doug Broxson, as well as Commissioner Bill Williams, President of the Florida Association of Counties, traveled today to New Orleans, Louisiana, to meet with Patrick Juneau, who has replaced Kenneth Feinberg as the administrator for the BP (Deepwater Horizon Oil Spill) claims process, regarding which questions and answers can be found at www.deepwaterhorizoneconomicsettlement.com; and

B. Commented concerning the RESTORE (Resources and Ecosystems Sustainability, Tourist Opportunities and Revived Economies [of the Gulf Coast]) Act.
6. Proclamations

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, taking the following action concerning the adoption/ratification of the following four Proclamations:

A. Adopting the Proclamation extending support and appreciation to Corporal Daniel Palmer, United States Marine Corps, for his service and sacrifice to his country, and joining the community in welcoming home Corporal Palmer, his wife, and two children;

B. Adopting the Proclamation proclaiming Saturday, July 28, 2012, as “Educate Yourself with the ADA Day” in Escambia County and extending greetings and best wishes to all observing the “Educate Yourself with the ADA” Celebration on Saturday, July 28, 2012;

C. Ratifying the Proclamation dated July 9, 2012, extending a warm welcome to Imperial Potentate Alan Madsen upon the occasion of his visit to Escambia County, Florida; and

D. Ratifying the Proclamation dated July 11, 2012, recognizing and commending the “Blue Angels” for their dedication, leadership, and service to our community, our country, and the Armed Forces.

Speaker(s):

Sherri Myers
Barbara Mayall
L. Gary Sansing
7. **Retirement Proclamations**

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, adopting the following five Retirement Proclamations:

A. The Proclamation commending and congratulating Jorja L. Hardy, Human Resources Associate I, Solid Waste Management Department, on her retirement after 16 years of service;

B. The Proclamation commending and congratulating Paul B. Hybart, Field Supervisor, Solid Waste Management Department, on his retirement after 25 years of service;

C. The Proclamation commending and congratulating Vernon D. Kelly, Facilities Maintenance Program Manager, Public Works Department, on his retirement after 6 years of service;

D. The Proclamation commending and congratulating Rebecca M. Meadows, Office Support Assistant, Public Works Department, on her retirement after 44 years of service; and

E. The Proclamation commending and congratulating Linda P. Stewart, Criminal Justice Specialist II, Corrections Department, on her retirement after 27 years of service.

8. **Written Communication**

A. **Richard Sjolander – MSBU Penalties and Interest – 110 Ariola Drive**

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried unanimously, dropping the May 11, 2012, communication from Richard Sjolander requesting waiver of penalties and accrued interest, in the amount of $1,319.45, from failure to pay the MSBU *(Municipal Services Benefit Unit)* Assessments *(for Fiscal Years 2006-2007, 2007-2008, 2008-2009, 2009-2010, and 2010-2011, each in the amount of $413.50)* on 110 Ariola Drive for the period of years following the purchase of the leasehold on the property in 2005.

(Continued on Page 5)
B. John Davis – MSBU Interest – 810 Rio Vista Drive

Motion made by Commissioner Young, seconded by Commissioner White, and carried unanimously, approving to deny the request for relief of the interest accumulation (in the amount of $481.91) on two years (2009 and 2010) of unpaid MSBU (Municipal Services Benefit Unit) Assessments on the property located at 810 Rio Vista Drive, relative to the July 2, 2012, email communication from John Davis.

Speaker(s):
John Davis

9. Proof of Publication

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, waiving the reading of the legal advertisement(s) and accepting, 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, as follows:

A. The following seven Public Hearings on the agenda:

(1) The 5:31 p.m. Public Hearing, advertised in The Escambia Sun-Press, LLC, on July 12, 2012, for consideration of the Petition to Vacate three unnamed rights-of-way in National Land Sales Subdivision;

(2) The 5:32 p.m. Public Hearing, advertised in the Pensacola News Journal on July 18, 2012, for consideration of adoption of a new Rate Resolution for the Santa Rosa Island MSBU only on properties located in the unincorporated area of Santa Rosa Island;

(Continued on Page 6)
PUBLIC FORUM WORK SESSION AND REGULAR BCC MEETING MINUTES – Continued

REGULAR BCC AGENDA – Continued

9. Continued…

A. Continued…

(3) The 5:33 p.m. Public Hearing, advertised in the Pensacola News Journal on July 18, 2012, for consideration of adoption of a Rate Resolution amending the Santa Rosa Island Fire MSBU only on properties located in the unincorporated area of Santa Rosa Island;

(4) The 5:34 p.m. Public Hearing, advertised in the Pensacola News Journal on July 13, 2012, for consideration of adopting an Ordinance creating the Sunset Oaks Subdivision Street Lighting MSBU;

(5) The 5:45 p.m. Public Hearing, advertised in the Pensacola News Journal on June 22, 2012, for consideration of adopting an Ordinance amending the Official Zoning Map;

(6) The 5:46 p.m. Public Hearing, advertised in the Pensacola News Journal on May 30, 2012, for consideration of adopting an Ordinance approving Comprehensive Plan SSA 2012-02; and

(7) The 5:47 p.m. transmittal Public Hearing, advertised in the Pensacola News Journal on June 25, 2012, concerning Large Scale CPA 2012-02; and


July 24   1:30 p.m.  Environmental Enforcement Special Magistrate
July 25   12:00 p.m. Enterprise Zone Development Agency Board
July 25   1:00 p.m.  Development Review Committee
July 25   5:00 p.m.  Santa Rosa Island Authority Committee Meeting
July 26   8:45 a.m.  Community Redevelopment Agency Meeting
July 26   9:00 a.m.  Board of County Commissioners Agenda Work Session
July 26   4:30 p.m.  Board of County Commissioners Public Forum
July 26   5:30 p.m.  Board of County Commissioners Public Hearings & Reports
July 27   9:00 a.m.  County Investment Advisory Committee Meeting

NEXT WEEKS NOTE:
July 31   1:30 p.m.  Environmental Enforcement Special Magistrate
Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning the Petition to Vacate three unnamed rights-of-way in the National Land Sales Subdivision and a Subdivision of a portion of Section 1, Township 1 South, Range 32 West (approximately 152,175 square feet, or 3.49 acres), as petitioned by Terry M. Oswald; Terry M. Oswald owns property lying within or abutting the boundaries of the National Land Sales Subdivision, as recorded in Plat Deed Book 102, at Page 600, and a Subdivision of a portion of Section 1, Township 1 South, Range 32 West, as recorded in Plat Deed Book 85, at Page 220, of the public records of Escambia County, Florida; the National Land Sales Subdivision and the Subdivision of a portion of Section 1, Township 1 South, Range 32 West are located north of State Highway 90A (West Nine Mile Road) and west of Tower Ridge Road in the Beulah area; the petitioner is requesting that the Board vacate any interest the County has in two 30-foot-wide rights-of-way and one 15-foot-wide right-of-way of varying lengths (approximately 152,175 square feet, or 3.49 acres), abutting or lying within the boundaries of Petitioner's property:

A. Approving the Petition to Vacate;

B. Accepting the Hold/Harmless Agreement;

C. Adopting the Resolution (R2012-101) to Vacate; and

D. Authorizing 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 authorizing the Chairman or Vice Chairman to execute them at that time.

Speaker(s) – None.
11. 5:32 p.m. Public Hearing

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, taking the following action concerning a new Rate Resolution for the Santa Rosa Island Municipal Services Benefit Unit (MSBU) only on properties located in the unincorporated area of Santa Rosa Island (Pensacola Beach):

A. Adopting the Resolution (R2012-102) establishing the new assessment methodology in the Santa Rosa Island MSBU and replacing the methodology established in Resolution R98-201, as follows:

- Maintaining the current residential rate of $210.62, plus $1.50 Per Parcel or $212.12/Unit
- Commercial "Amusement" Category at $0.0363/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Bank" Category at $0.128/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Church/Civic" Category at $0.185/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Hotel/Motel" Category at $0.065/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Office" Category at $0.067/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Restaurant" Category at $0.705/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Retail Center" Category at $0.320/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Service Station" Category at $0.128/Sq. Ft., plus $1.50 Per Parcel
- Commercial "Supermarket" Category at $0.128/Sq. Ft., plus $1.50 Per Parcel

B. Approving that the new rates will be effective October 1, 2012.

Speaker(s) – None.

12. 5:33 p.m. Public Hearing

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, adopting the Resolution (R2012-103) keeping the Fire Municipal Services Benefit Unit at the current rates, as established in Resolution R2003-79, and making the following change; and maintaining the residential rate of $201.38/Unit, the Commercial rate of $0.0726/Sq. Ft., and the Unimproved Property rate of $63.84/Per Parcel, plus $0.03/Acre:

- In the zero assessment category, removing the minimum criterion of property less than 875 square feet, effective October 1, 2012

Speaker(s) – None.
13. 5:34 p.m. Public Hearing

Motion made by Commissioner Robinson, seconded by Commissioner Valentino, and carried unanimously, adopting, and authorizing the Chairman to sign, the Ordinance (Number 2012-25) creating the Sunset Oaks Subdivision Street Lighting Municipal Services Benefit Unit (MSBU), and all related documents, and making the following findings of fact:

A. Lots in the District are specially benefited since street lighting not only increases the market value of an individual lot, but also increases safety in the District surrounding individual lots and the ability of lot owners to use their individual lots after dark;

B. The benefit from improved street lighting varies according to the relative size of the affected lots; residential lots benefit from improved street lighting uniformly because of the small variation in size throughout the District;

C. The non-ad valorem special assessments levied represent a fair and reasonable apportionment of the cost of the special benefit received by each lot and do not represent a fair share of the cost of general governmental service provided to residents in the unincorporated areas of Escambia County; and

D. Lots which do not receive a special benefit have been and shall be excluded from the non-ad valorem special assessment.

Speaker(s):

Floyd Peterson
I. CONSENT AGENDA

1-4. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, approving to refer discussion regarding the 4th Cent Tourist Development Tax to the August 14, 2012, Committee of the Whole (C/W) Workshop, relative to Item I-4.C. (C/W Item 6; see Page 14).

Motion made by Commissioner Valentino, seconded by Commissioner White, and carried unanimously, approving Consent Agenda Items 1 through 4, as follows:

1. Accepting, for filing with the Board's Minutes, the following seven reports prepared by the Clerk of the Circuit Court & Comptroller's Finance Department:

   A. Payroll Expenditures for Pay Date July 20, 2012, in the amount of $2,310,725.61;

   B. The following two Disbursement of Funds:

      (1) July 5, 2012, to July 11, 2012, in the amount of $5,298,586.09; and

      (2) July 12, 2012, to July 18, 2012, in the amount of $3,492,775.38;

   C. Budget Comparison Reports for nine (9) months, or 75%, of Fiscal Year 2012, as follows:

      (1) Summarized, by fund, Budget to Actual Comparison as of June 30, 2012;

      (2) Actual Revenue and Expenditure Comparison to the prior Fiscal Year as of June 30, 2012; and

      (3) General Fund, graph of two-year comparison of actual revenue vs. actual expenditures as of June 30, 2012; and

CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-4. Approval of Various Consent Agenda Items – Continued

2. Adopting the Resolution (R2012-104) authorizing the write-off of $464,650.11 in accounts receivable that have been recorded in the Emergency Medical Services (EMS) Fund of the County and have been determined to be uncollectible bad debts.

3. Accepting, for filing with the Board's Minutes, two certified proofs of publication for advertisements published in The Escambia Sun-Press, LLC, on July 5, 2012, for unclaimed monies held by the Office of the Clerk of the Circuit Court and Comptroller for cash bonds and overpayments, as provided to the Clerk to the Board's Office on July 10, 2012.

4. Taking the following action concerning Minutes and Reports prepared by the Clerk to the Board's Office:

   A. Approving the Minutes of the Regular Board Meeting held July 12, 2012;

   B. Accepting, for filing with the Board's Minutes, the Report of the Agenda Work Session held July 12, 2012; and

   C. Accepting, for filing with the Board's Minutes, the Report of the Committee of the Whole (C/W) Workshop held July 19, 2012, as follows:

   AGENDA NUMBER

   1. Call to Order

   Chairman Robertson called the Committee of the Whole (C/W) to order at 9:08 a.m.

   2. Was the Meeting Properly Advertised?

   The C/W was advised by Doris Harris, Deputy Clerk to the Board, that the Meeting was advertised in the Pensacola News Journal on July 14, 2012, in the Board of County Commissioners – Escambia County, Florida, Meeting Schedule July 16–July 20, 2012, Legal No. 1570148.

   (Continued on Page 12)
I. CONSENT AGENDA – Continued

1-4. Approval of Various Consent Agenda Items – Continued

4. Continued…


AGENDA NUMBER – Continued

3. Recognition of Iraqi Students Visiting as Part of the U. S. Department of State Iraqi Young Leadership Exchange Program

A. Board Discussion – The C/W heard comments from Commissioner Valentino concerning the Gulf Coast Citizen Diplomacy Council, which was established as an extension of the U. S. Department of State, and Jena Melancon recognized Iraqi High School Students visiting Escambia County (July 18-July 29, 2012) as part of the U. S. Department of State Iraqi Young Leaders Exchange Program; and

B. Board Direction – None.

4. Rural Work Program Presentation – West Florida Regional Planning Council

A. Board Discussion – The C/W viewed the Rural Work Program Presentation maps, as presented by Mary Beth Washnock, Senior Transportation Planner, West Florida Regional Planning Council (WFRPC), and heard an update from Ms. Washnock concerning the FDOT Five-Year Work Program Rural Projects Escambia County FY 2013-2017 and Rural Work Program Project Requests Escambia County FY 2013-2017, and the C/W was advised by Ms. Washnock that:

(1) The WFRPC provides planning assistance to cities, counties, and local governments, an example of which is a technical assistance grant with the City of Pensacola to facilitate the grid restoration on (East) Government Street; and

(Continued on Page 13)
CLERK OF COURTS & COMPTROLLER’S REPORT – Continued

I. CONSENT AGENDA – Continued

1-4. Approval of Various Consent Agenda Items – Continued

4. Continued…


AGENDA NUMBER – Continued

4. Continued…

A. Continued…

(2) The Town of Jay might be contemplating a shuttle service between Jay and Century, which generated some citizen interest when it was announced during a recent visit to Century; and

B. Board Direction – None.

5. Convention and Visitor's Bureau (CVB) Governance Discussion – Pensacola Bay Area Chamber of Commerce

A. Board Discussion – The C/W viewed and discussed a PowerPoint Presentation, which was also provided in hard copy, concerning Convention and Visitor's Bureau (CVB) Governance – Pensacola Bay Area Chamber of Commerce, as presented by Donnie McMahon, Chairman, Board of Directors, Pensacola Bay Area Chamber of Commerce, and the C/W was advised by Mr. McMahon that the collective recommendation of the Pensacola Bay Area tourism professionals is:

(1) (That) unified tourism management be placed under the TACC (Tourism Administration and Convention Committee);

(2) (To) operate a unified marketing and operations budget;

(Continued on Page 14)
Clerk of Courts & Comptroller’s Report – Continued

I. Consent Agenda – Continued

1-4. Approval of Various Consent Agenda Items – Continued

4. Continued…


Agenda Number – Continued

5. Continued…

A. Continued…

(3) (To) add a seventh voting TACC position that is a TDT (Tourist Development Tax) collector; and

(4) (To) update the Interlocal Agreement (between the pensacola-escambia Development Commission and Pensacola Area Chamber of Commerce, entered into on June 22, 1988); and

B. Board Direction – None.

Speaker(s):

Jim Hizer

6. 4th Cent Tourist Development Tax Allocation

A. Board Discussion – The C/W discussed 4th Cent Tourist Development Tax (TDT) Allocation, and the C/W:

(1) Was advised by Amy Lovoy, Director, Management and Budget Services Department, that $1,551,099 is available from 4th Cent TDT funds, from which $1,092,500 has already been allocated, which leaves a balance of $458,599; however, (six) pending requests total $510,000; and

(Continued on Page 15)

AGENDA NUMBER – Continued

6. Continued…

A. Continued…

(2) Discussed, and reached a consensus to allocate, the remaining 4th Cent TDT funds, as follows, with the requests for the Pensacola Museum of Art and the Frank Brown Songwriters' Festival *(requested during the Meeting)* to be included in the allocation for ACE *(with no allocation suggested relative to the $70,000 request for the Historic Preservation Board or the $25,000 request for St. Michael's Cemetery)*:

- African-American Heritage Society  $ 40,000 *(requested $25,000)*
- Arts, Culture & Entertainment (ACE)  $350,000 *(requested $300,000)*
- Sertoma 4th of July  $ 68,599 *(requested $75,000)*
- Total  $458,599

B. Board Direction – None.

Speaker(s):

David Bear    Bill Stromquist
Pat McClellan  Dave Hoxeng

7. Adjourn

Chairman Robertson declared the C/W Workshop adjourned at 10:23 a.m.
GROWTH MANAGEMENT REPORT – T. Lloyd Kerr, Director,
Development Services Department

I. PUBLIC HEARINGS

1. Rezoning Case

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, dropping the recommendation that the Board take the following action concerning Rezoning Case Z-2012-12 heard by the Planning Board (PB) on July 9, 2012:

A. Review and either adopt, modify, overturn, or remand to the Planning Board, the Planning Board’s recommendation; and

B. Authorize the Chairman to sign the Order of the Escambia County Board of County Commissioners for the Rezoning Case that was reviewed, as follows:

Case Number: Z-2012-12
Location: Hanks Road
Property Reference Number: 14-5N-31-2301-000-000
Property Size: 7.01 (+/-) acres
From: P, Public District
To: VAG-1, Villages Agriculture District
FLU Category: REC, Recreational
Commissioner District: 5
Requested by: Kale Schneider
PB Recommendation: Tabled to date uncertain

Speaker(s) – None.
GROWTH MANAGEMENT REPORT – Continued

1. PUBLIC HEARINGS – Continued

2-4. Approval to Drop Three Public Hearings

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, dropping three Public Hearings, Items 2 through 4, as follows:

2. The 5:45 p.m. Public Hearing for consideration of adopting an Ordinance to amend the Official Zoning Map to include the Rezoning Case heard by the Planning Board on July 9, 2012, and approved during the previous agenda item and to provide for severability, inclusion in the Code, and an effective date.

   Speaker(s) – None.

3. The 5:46 p.m. Public Hearing for consideration of adopting an Ordinance approving Comprehensive Plan Small Scale Amendment (SSA) 2012-02, amending Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended; amending the Future Land Use Map designation (of a parcel, totaling 7.01 [+-] acres, located off the north portion of Hanks Road and south of Ashcraft Road, from Recreational [REC] to Agricultural [AG]).

   Speaker(s) – None.

4. The 5:47 p.m. Public Hearing for consideration of reviewing and approving, for transmittal to the Department Of Economic Opportunity, Comprehensive Plan Amendment (CPA) 2012-02, amending Part II of the Escambia County Code of Ordinances (1999), the Escambia County Comprehensive Plan, as amended; amending the Future Land Use Map designation (of a parcel, totaling 50.24 [+-] acres, located off the north portion of Hanks Road and south of Ashcraft Road, from Recreational [REC] to Agricultural [AG]).

   Speaker(s) – None.
GROWTH MANAGEMENT REPORT – Continued

II. CONSENT AGENDA

1. Scheduling of Public Hearings

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried unanimously, authorizing the scheduling of the following two Public Hearings for Thursday, August 9, 2012:

A. 5:48 p.m. – A Public Hearing – Repeal and Replace Comprehensive Plan Ordinance 2012-18; and

B. 5:49 p.m. – A Public hearing – Comprehensive Plan Text Amendment (OBJ FLU 5).

COUNTY ADMINISTRATOR'S REPORT – Charles R. "Randy" Oliver, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1-8. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 8, as follows:

1. Accepting, for filing with the Board’s Minutes, the May 17, 2012, and June 28, 2012, Community Redevelopment Agency's (CRA) Meeting Minutes, prepared by Carolyn Barbour, Senior Office Support Assistant, CRA.

2. Approving the two Request for Disposition of Property Forms for the Solid Waste Management Department, for property which is described and listed on the Disposition Form, with reasons for disposition stated; the listed items have been found to be of no further usefulness to the County; thus, it is requested that they be auctioned as surplus or properly disposed of.

3. Approving the Request for Disposition of Property Form for the Public Safety Department, for property which is no longer in service, has been damaged beyond repair and/or is obsolete, and is to be auctioned as surplus or properly disposed of, all of which is described and listed on the Disposition Form noting the reason for disposal.
1-8. Approval of Various Consent Agenda Items – Continued

4. Approving the two Request for Disposition of Property Forms for the Public Safety Department, for two items of equipment, which are described and listed on the Disposition Forms, with reason for disposition stated; the items are to be declared surplus and/or properly disposed of.

5. Approving the scheduling and advertising of the first of two Public Hearings for August 9, 2012, at 5:31 p.m., to consider an Ordinance to the Land Development Code; amending Article 2, “Administration,” to include language defining the purpose of the Community Redevelopment Agency, and to include general standards for the Community Redevelopment District; amending Article 3, “Definitions,” to add a definition for “overlay district”; and amending Article 6, “Zoning Districts,” to delete the RA-1(OL) Barrancas Redevelopment Overlay District, the C-3(OL) Warrington Commercial Overlay District, and the C-4(OL) Brownsville-Mobile Highway and "T" Street commercial overlay district; and create the Warrington, Barrancas, Brownsville, Englewood, and Palafox Overlay Districts for sound economic development and efficient growth management of the Community Redevelopment Districts, and amend the Scenic Highway Overlay District by simply relocating it within the Ordinance for clarity purposes.

6. Taking the following action concerning the Board of County Commissioners’ Substance Abuse Policy, Section II, Part C.12:

A. Approving the following revisions:

   (1) Delete the definition of "safety-sensitive position" in Section B.1.a;
   (2) Add the definition of "mandatory-testing" in Section B.1.a;
   (3) Change the period of time from "two (2) years" to "12 months" in Section D.1.c.;
   (4) Change the definition of “reasonable suspicion” in Section D.3.c.(1)-(6);
   (5) Add "Special Risk Job Classification Employees" in Section H.3.a.(1) and (3);
   (6) Add "Non-Special Risk Job Classification Employees" in Section H.3.b.(2); and
   (7) Replace, throughout the Policy, the wording “safety-sensitive” with “mandatory-testing”; and

B. Approving changes, such as verbiage cleanup, for clarity and conformity to current practices; and

C. Adopting the revised Policy.
# COUNTY ADMINISTRATOR’S REPORT

## I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

### 1-8. Approval of Various Consent Agenda Items – Continued

7. Approving the timeline for the Land Development Code (LDC) rewrite, as specified below:

<table>
<thead>
<tr>
<th>Step</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Full Draft to LDC Advisory Committee</td>
<td>Wednesday August 15, 2012</td>
</tr>
<tr>
<td>Evaluations and Recommendation sent back to staff</td>
<td>Monday, October 1, 2012</td>
</tr>
<tr>
<td><em>Revised Draft sent back to LDC Advisory Committee</em></td>
<td>Wednesday, October 31, 2012</td>
</tr>
<tr>
<td>Final Revision sent back from LDC Advisory Committee</td>
<td>Monday, November 5, 2012</td>
</tr>
</tbody>
</table>

*Contingent upon how extensive the recommendations are from the LDC Advisory Committee, staff will need a minimum of 30 working days to review, evaluate, and make the changes that are deemed necessary.*

8. Approving the one-year extension for Fiscal Year 2012-2013 of the five-year West Florida Public Library Long Range Plan, allowing the Library to operate under a current plan for State of Florida funding requirements while the recently formed Blue Ribbon Task Force Committee completes the next five-year long range plan in 2013.

## II. BUDGET/FINANCE CONSENT AGENDA

### 1-17. Approval of Various Consent Agenda Items

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, approving Consent Agenda Items 1 through 17, as follows:

1. Approving $1,000 to provide refreshments for the Grand Opening of the Marie K. Young Community Center and Park on August 17, 2012.  
   *The amount was adjusted to $3,000. See Page 33 of the 8/9/2012 BCC Minutes.*

2. Adopting the Resolution *(R2012-105)* approving Supplemental Budget Amendment #199, Transportation Trust Fund (175), in the amount of $25,282, to recognize insurance proceeds received for fire damage to a barn at the Roads Division, and to appropriate these funds back into the Roads Division Cost Center.
II. BUDGET/FINANCE CONSENT AGENDA – Continued

3. Adopting the Resolution (R2012-106) approving Supplemental Budget Amendment #204, Other Grants and Projects Fund (110), in the amount of $39,651, to recognize proceeds from a State of Florida Division of Emergency Management Federally-Funded Subgrant Agreement, and to appropriate these funds for the purpose of enhancing the security at the Public Safety Facility Campus.


5. Taking the following action concerning the conveyance of real property to AMR at Pensacola, Inc., a not-for-profit corporation, using Escambia County’s Surplus Property Disposition for Affordable Housing Development Program:
   A. Declaring surplus the Board’s real property located at 2615 North 6th Avenue, Account Number 13-3648-000, Reference Number 00-0S-00-9020-014-094;
   B. Adopting the Resolution (R2012-107) authorizing the conveyance of this property to AMR at Pensacola, Inc.;
   C. Approving the sale price of $1,257.90, plus closing costs, for the 2615 North 6th Avenue property; and
   D. Authorizing the Chairman to execute the Resolution and all documents related to the sale.

6. Authorizing the purchase of Cisco data center and network infrastructure equipment, including server hardware, video teleconferencing equipment, network switch replacements and upgrades, and Voice over IP (Voice over Internet Protocol [a/k/a VoIP]) telephone components, in the amount of $395,834.07, from Technology Integration Group, formerly WAVEnet technologies, inc., by piggybacking off the State of Florida Contracts #250-000-09-1, #880-000-09-1, and #730-000-09-1, in accordance with the Escambia County Code of Ordinances, Chapter 46, Article II, Section 46-44, Application; exemptions; and Section 46-64, Board approval (Funding: Fund 001, General Fund, Cost Centers 270102 and 270103).
II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

7. Taking the following action regarding the purchase of two parcels of real property (totaling approximately 0.08 acre), located at 3826 and 3828 Frontera Circle, from Javed Ashraf; Frontera Circle is a small neighborhood located in the Brownsville Redevelopment Area; many of the units within the neighborhood have become neglected and/or abandoned, leading to slum conditions and severe blight; Escambia County has conducted multiple refuse 'clean-sweeps' through the neighborhood; there have been numerous Code violations, with current outstanding liens, and the neighborhood is a focal point for rampant illegal activities; meeting in regular session on August 18, 2011, the Board approved, as part of a Community Revitalization Plan, a recommendation authorizing the expenditure of funds to acquire and assemble 32 specific properties within this neighborhood; the two parcels specified within this recommendation are part of this Plan (Funding Source: Fund 151, Community Redevelopment Agency, Cost Center 220515, CRA Brownsville, Object Code 56101):

A. Authorizing the purchase of two parcels of real property (totaling approximately 0.08 acre) from Javed Ashraf, for the negotiated amount of $15,000 for each parcel, in accordance with the terms and conditions contained in the Contract for Sale and Purchase;

B. Approving the Contract for Sale and Purchase for the acquisition of two parcels of real property (totaling approximately 0.08 acre), located at 3826 and 3828 Frontera Circle; and

C. Authorizing the County Attorney to prepare, and the Chairman or Vice Chairman to execute, subject to Legal review and sign-off, any documents necessary to complete the acquisition of this property, without further action of the Board.
II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

8. Taking the following action concerning the Crescent Lake Neighborhood Enhancement Plan; the Crescent Lake Neighborhood Watch Group requested that County Traffic staff resolve traffic issues within the Crescent Lake area; residents primarily targeted the issues of speeding, cut-through traffic, and vehicles running stop signs within the subdivision; community meetings were held with County staff and neighborhood residents to develop a proposed Neighborhood Enhancement Plan, which incorporates the installation of ten, strategically placed traffic calming measures throughout the Crescent Lake area (Funding Source: Fund 352, "Local Option Sales Tax III," Account 210107/56301):

A. Approving to waive the existing Municipal Service Benefit Unit Policy requirements; and

B. Approving implementation of the Neighborhood Enhancement Plan, which includes installation of traffic calming devices at the following locations:

   (1) Clearwater Avenue, from Michigan Avenue to Artesian Way – three tables;
   (2) Glass Drive, from Michigan Avenue to Rainbow Avenue – four tables; and
   (3) Empire Drive, from Michigan Avenue to Rainbow Avenue – three tables.
II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

9. Taking the following action concerning Amendment #1 to the Agreement between Escambia County and Panhandle Grading & Paving, Inc., for the Southwest Escambia County Sports Complex Project, Contract PD 10-11.029; meeting in regular session on April 21, 2011, the Board awarded the bid and Contract for PD 10-11.029, construction of the Southwest Escambia County Sports Complex ("Project"), to Panhandle Grading & Paving, Inc.; following this action, the County and Panhandle Grading & Paving, Inc., mutually executed the standard County Construction Agreement for completion of the Project, which provides for a 10% retainage to be held through 100% completion of the Project; this Project is on approximately 200 acres on Bauer Road and will house multiple lighted baseball, softball, soccer, and football fields, an open play area, walking trails, playground, covered pavilions, and ample parking; the intent of this recommendation is to allow, at the discretion of the County Contract Manager, the retainage to be reduced from 10% to 5% over the duration of the Project; the 5% retainage will then be retained through the entire Project and only released upon final completion and acceptance of the entire Project; release of any portion or percentage of sums retained prior to final completion of the Project shall in no way imply approval or acceptance of the contractor’s work; it should also be noted that this Project is covered by a 100% Performance and Payment Bond (Funding: Fund 352, "Local Option Sales Tax [LOST] III," Cost Center 350228, Object Code 56301, Project #08PR0102; and Fund 352, "LOST III," Cost Center 350235, Object Code 56301, Project #11PR1172):

A. Approving Amendment #1 to the Agreement between Escambia County, Florida and Panhandle Grading & Paving, Inc., for Architect/Engineer Designed Construction Contract Documents (PD 10-11.029) for the Southwest Escambia County Sports Complex Project, to revise Contract retainage provisions to stipulate that, at the County’s discretion, 5% of the sum retained for payments may be released to the contractor prior to final completion of the entire Project, upon receiving approval from the architect/engineer; and

B. Authorizing the County Administrator to execute the Amendment and all related documents as required to implement the Project.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

10. Taking the following action concerning PD 02-03.61, Group Dental Contractual Services and Claims (Funding Source: Fund 501, Internal Service Fund, Cost Center 150109, Object Codes 53101 and 53401):

A. Approving to extend the Delta Dental Insurance Company Contract for one year, from October 1, 2012, through September 30, 2013, to provide dental insurance contractual and claims service, with no increase in administrative service fees or benefits; the annual premium amount is not to exceed $70,000 for administrative services and $600,000 for claims;

B. Approving Amendment #3, Group No. 01440, to the Dental Administration Services Contract between Delta Dental Insurance Company and Escambia County, which changes the verbiage to state that an employee can receive two cleanings anytime during a calendar year, versus two cleanings during a year, as long as they are six months apart, along with adding an additional cleaning for pregnancies; and

C. Authorizing the County Administrator to sign Amendment #3.

11. Taking the following action concerning the Flexible Benefits Plan Administrative Services (Funding Source: Fund 501, Internal Service Fund, Cost Center 150107, Object Code 53101):

A. Approving the Agreement for Group Flexible Benefits Plan with Lockard & Williams Insurance Services, P.A., to provide Flexible Benefits Plan Administrative Services, from October 1, 2012, through September 29, 2013; the cost is reduced from $3.85 per participant, per month, to $3.50 per participant, per month; and

B. Authorizing the County Administrator to sign the Agreement.
12. Taking the following action concerning the County’s Group Medical Insurance, Long Term Disability Insurance, and Life Insurance (PD 08-09.042, Group Medical, Life, and Disability Insurance) (Funding Source: Fund 501, Internal Service Fund, Cost Centers 150108 [Medical] and 150110 [Life], Object Code 54501):

A. Awarding a Contract to Blue Cross and Blue Shield of Florida, Inc., for one year, from October 1, 2012, to September 30, 2013, to provide health insurance coverage, in the form of plans Blue Option 1352, Blue Option 1552, Health Saving Accounts (HSA), and Blue Medicare and Group Rx for retirees who are Medicare-eligible;

B. Approving the employee and retiree health insurance premiums; Attachment 1 shows premiums reflecting a $20 discount for employees who do not smoke; Attachment 2 shows the health insurance premiums for the County’s retirees; retirees will be responsible for paying their full premium, whether they are Medicare-eligible or not;

C. Authorizing staff to deposit $600 into the HSA account of each employee who elects the HSA coverage and pay a one-time start-up fee of $22 for each new employee who enrolls in the HSA; the $600 deposit will assist the employee in paying the higher deductible ($2,100 or $4,200); the deposit will be reviewed each year at renewal time; the cost is included in the total cost estimate;

D. Approving the Disability Insurance Renewal letter for an extension with Madison National Life Insurance (Madison National Life Insurance is the carrier and National Insurance Services administers the plan), for Voluntary Long Term Disability Insurance, at the current rate, until October 1, 2014;

E. Approving a one-year extension with The Standard Insurance Company, with no premium increase until September 30, 2013 (the current rates are guaranteed until October 1, 2013); and

F. Authorizing the County Administrator to sign the Employer Application, the 2012 Medicare Renewal Contract for Blue Cross and Blue Shield of Florida, and the National Insurance Services letter of renewal.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

13. Ratifying the following July 26, 2012, action of the Board of County Commissioners of Escambia County, acting in its capacity as the Escambia County Community Redevelopment Agency (CRA), concerning the Commercial Sign Grant Funding Agreement for the property located at 847 North Navy Boulevard:

   A. Approving the Commercial Sign Grant Funding Agreement between Escambia County CRA and Tzy-Yn Hua, owner of commercial property located at 847 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of $945, representing an in-kind match through the Neighborhood Enterprise Foundation, Inc. (NEFI), 2009 Community Development Block Grant (CDBG), Fund 129, Cost Center 220410, Object Code 58301, for repainting the overhang and sign pole; and

   B. Authorizing the Chairman to sign the Funding Agreement and any related documents necessary to implement this Grant award.

14. Ratifying the following July 26, 2012, action of the Board of County Commissioners of Escambia County, acting in its capacity as the Escambia County Community Redevelopment Agency (CRA), concerning the Commercial Facade Grant Funding and Lien Agreements for the property located at 847 North Navy Boulevard:

   A. Approving the Commercial Facade, Landscape, and Infrastructure Grant Program Funding and Lien Agreements between Escambia County CRA and Tzy-Yn Hua, owner of commercial property located at 847 North Navy Boulevard, Pensacola, Florida, in the Warrington Redevelopment Area, each in the amount of $6,261, representing an in-kind match through the Warrington Tax Increment Financing (TIF), Fund 151, Cost Center 220516, Object Code 58301, for painting the building exterior and replacing a wooden door; and

   B. Authorizing the Chairman to sign the Funding and Lien Agreements and any related documents necessary to implement this Grant award.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

15. Approving, and authorizing the County Administrator to execute, the following Change Order #16, to install 12 to 17 In-situ Bioreactors (ISBR), relating to the Contamination Remediation System at the former Escambia County Mosquito Control Facility (located) at 603 Romana Street, as specified in the Remedial Action Plan related to the Brownfield Site Rehabilitation Agreement (BSRA) with the Florida Department of Environmental Protection (Funding Source: Fund 129, Neighborhood Enterprise Foundation, Inc. [NEFI], 2007 CDBG [Community Development Block Grant], Cost Center 220555, Object Code 53101, in the amount of $43,407.11; and NEFI 2011 CDBG, Cost Center 220439, Object Code 53101, in the amount of $42,469.18):

<table>
<thead>
<tr>
<th>Department:</th>
<th>Community &amp; Environment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Division:</td>
<td>Community Redevelopment Agency</td>
</tr>
<tr>
<td>Type:</td>
<td>Addition</td>
</tr>
<tr>
<td>Amount:</td>
<td>$85,876.29</td>
</tr>
<tr>
<td>Vendor:</td>
<td>Cameron-Cole</td>
</tr>
<tr>
<td>Project Name:</td>
<td>603 West Romana Street</td>
</tr>
<tr>
<td>Contract:</td>
<td>PD 06-07.038</td>
</tr>
<tr>
<td>Purchase Order Number:</td>
<td>291405-16</td>
</tr>
<tr>
<td>Change Order (CO) Number:</td>
<td>16</td>
</tr>
<tr>
<td>Original Award Amount:</td>
<td>$59,218.82</td>
</tr>
<tr>
<td>Cumulative Amount of Change Orders through CO #16:</td>
<td>$643,115.57</td>
</tr>
<tr>
<td>New Contract Total:</td>
<td>$702,334.39</td>
</tr>
</tbody>
</table>

16. Taking the following action concerning the State of Florida, Division of Emergency Management, Federally-Funded Subgrant Agreement, Contract Number 12-DS-40-01-27-01-XXX (Funding: Fund 110, Other Grants and Projects, Cost Center to be assigned):

A. Approving the Contract allocating Grant funding, in the amount of $39,651, for the period September 1, 2008, through November 30, 2012, to install a security fence around the rear perimeter of the Public Safety Facility;

B. Authorizing the Chairman or Vice Chairman to sign the Grant Contract; and

C. Authorizing the County Administrator to execute any subsequent documentation in support of the implementation of this Grant.
COUNTY ADMINISTRATOR’S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1-17. Approval of Various Consent Agenda Items – Continued

17. Approving, and authorizing the County Administrator to execute, the following Change Order #1 to Purchase Order 121134, to Tanktek, Inc., d/b/a EnviroTek, in the amount of $144,509.82, to complete the Beulah Landfill Remedial Action Plan, from the Florida Department of Environmental Protection, and emergency repairs incurred as a result of the June 9, 2012, Rain Event (Funding Source: Fund 401, Solid Waste Fund, Cost Center 230309, Solid Waste Closed Landfills, Object Code 54601, Repairs and Maintenance):

Department: Solid Waste Management
Division: Waste Services
Type: Addition
Amount: $144,509.82
Vendor: Tanktek, Inc., d/b/a EnviroTek
Project Name: Beulah Landfill Remedial Action Plan Phase I
Contract: PD 11-12.008
Purchase Order Number: 121134
Change Order (CO) Number: 121134-1
Original Award Amount: $186,012.00
Cumulative Amount of Change Orders through this CO: $144,509.82
New Purchase Order Total: $330,521.82

COUNTY ATTORNEY’S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Overtime Pay

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, adopting the Resolution (R2012-108) authorizing overtime pay for John S. Dosh (Manager, Escambia County Emergency Management Division) for time worked on behalf of Suwannee County (July 2 through July 9, 2012) following Tropical Storm Debby.
II. FOR DISCUSSION

1. State of Florida vs. Kyle Aron Skipper

Motion made by Commissioner White, seconded by Commissioner Robinson, and carried 4-1, with Commissioner Robertson voting "no," taking the following action relative to State of Florida vs. Kyle Aron Skipper (Case Nos. 2011 CO 027534, 2011 CO 027538, and 2011 CO 027580):

A. Ratifying a request that the State Attorney's Office pursue an appeal of the Order Granting Motion to Dismiss (issued by the Honorable Thomas E. Johnson, County Judge, on July 12, 2012) of the above-referenced case regarding the County's Noise Ordinance; and

B. Approving to schedule the County's Noise Ordinance as a topic for discussion at the August Committee of the Whole Workshop.

ITEMS ADDED TO THE AGENDA – COMMISSIONER GROVER C. ROBINSON IV

1. Proclamation

Motion made by Commissioner Robinson, seconded by Commissioner White, and carried unanimously, ratifying the Proclamation, dated July 24, 2012, presented to the Cincinnati Reds in appreciation for their four-year agreement to continue minor league baseball in Escambia County and Pensacola with the Blue Wahoos; also for helping to bring a AA Minor League baseball affiliate to Pensacola.
ITEMS ADDED TO THE AGENDA – COMMISSIONER GENE M. VALENTINO

1. Proclamation

Motion made by Commissioner Valentino, seconded by Commissioner Robinson, and carried unanimously, adopting the Proclamation extending the Board's support to the Perdido Bay Futbol Club and the Perdido Bay Youth Sports Association for their efforts to provide continual operation of public recreational and athletic programs at the Southwest (Escambia County) Sports Complex.

For Information: The Board was advised by Commissioner Valentino that the Southwest Escambia County Sports Complex Grand Opening is scheduled for August 3, 2012, at 11:00 a.m., and was advised by Commissioner Robertson that everyone is encouraged to attend the Grand Opening from 11:00 a.m. until 1:00 p.m.

ITEMS ADDED TO THE AGENDA – COMMISSIONER WILSON B. ROBERTSON

1. Certification of Millage Rates

Motion made by Commissioner White, seconded by Commissioner Valentino, and carried unanimously, taking the following action concerning the Fiscal Year 2012-2013 certification of millage rates and the scheduling of Public Hearings for the Fiscal Year 2012-2013 Budget:

A. Certifying the millage rates for Fiscal Year 2012-2013, as follows:

   County-wide Operating – 6.9755 mills
   Law Enforcement MSTU (Municipal Services Taxing Unit) – .685 mill

   Once the millage rates listed above have been certified, the millage rate cannot be increased without re-first class noticing the public; the millage rates must be certified by August 4, 2012; the millage rates are the same levels as those used for funding purposes in Fiscal Year 2011-2012;

B. Certifying the proposed millage rates at 2.96% below the aggregate rolled back rate;

(Continued on Page 32)
ITEMS ADDED TO THE AGENDA – COMMISSIONER ROBERTSON – Continued

1. Continued…

C. Affirming the Board’s intent to reduce the allocation of revenues from 50% to a 36.1832% increment in the Community Redevelopment Agency Tax Increment Financing (CRA TIF) Districts for Fiscal Year 2012-2013;

D. Scheduling a Public Hearing on the Fiscal Year 2012-2013 Budget for September 11, 2012, 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

E. Scheduling a Public Hearing, to adopt the Fiscal Year 2012-2013 non-ad valorem Special Assessment Roll, at 5:02 p.m. on September 11, 2012, 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.

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman Robertson declared the Regular Meeting of the Board of County Commissioners adjourned at 6:10 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

ATTEST:

Ernie Lee Magaha
Clerk of the Circuit Court & Comptroller

By: _____________________________
Wilson B. Robertson, Chairman

Deputy Clerk

Approved: August 9, 2012