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 IS AVAILABLE IN THE ATRIUM.
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.

Escambia County is committed to making our website accessible. If you use assistive technology, for example a screen reader, and have difficulty accessing information in this agenda online, please contact our ADA Coordinator at ADA@myescambia.com or 850-595-1637.

PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED AND TELEVISED

AGENDA
Board of County Commissioners
Regular Meeting - January 19, 2023 - 9:00 AM
Ernie Lee Magaha Government Building – First Floor

1. Call to Order.
   Please turn your cell phone to the vibrate, silence, or off setting. The Board of County Commissioners allows any person to speak regarding an item on the Agenda. The speaker is limited to three (3) minutes, unless otherwise determined by the Chairman, to allow sufficient time for all speakers. Speakers shall refrain from abusive or profane remarks, disruptive outbursts, protests, or other conduct which interferes with the orderly conduct of the meeting. Upon completion of the Public comment period, discussion is limited to Board members and questions raised by the Board.

2. Invocation – Commissioner Bergosh.

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.
   I. Adoption/Ratification of Proclamations

      That the Board take the following action:

      A. Adopt the Proclamation declaring January 21, 2023, to be Arbor Day in Escambia County, Florida, and encourage the citizens to plant, care for, and protect trees in an effort to promote and enhance the well-being of this and future generations;

B. Ratify the Proclamation celebrating General Daniel "Chappie" James, Jr., and his contributions as America's first African-American four-star general; and

C. Ratify the Proclamation honoring and congratulating Mrs. Veronica Pioro on reaching the age of 100 and extend our best wishes to her for continued good health and happiness.

7. 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.

8. Public Hearing(s)
   I. 9:01 a.m. Public Hearing to Consider an Ordinance Amending Volume 1, Chapter 46, Article II, Sections 46-64, 46-86, and 46-93 of the Escambia County Code of Ordinances - Stephan Hall, Finance Director, Office of Management and Budget

   That the Board adopt an Ordinance amending Volume 1, Chapter 46, Article II, Sections 46-64, 46-86, and 46-93 relating to the County Purchasing Ordinance to revise the threshold approval authority for purchases and awards, change orders, and emergency purchases. As amended, all purchases and awards exceeding $50,000 will require Board approval; change orders with a cumulative increase exceeding $50,000 or 10% of the award amount will require Board approval; and emergency purchases exceeding $50,000 may be authorized without Board approval, provided that the purchase is reported to the Board at the next regularly scheduled meeting.

CLERK & COMPTROLLER'S REPORT

Backup Not Included With The Clerk's Report Is Available For Review In The Office Of The Clerk To The Board Ernie Lee Magaha Government Building, Suite 110

I. CR Consent Agenda

   1. Recommendation Concerning Acceptance of the October 31, 2022, Investment Report

      That the Board accept, for filing with the Board's Minutes, the Investment Portfolio Summary Report for the month ended October 31, 2022, as required by Ordinance Number 95-13. On October 31, 2022, the portfolio market value was $487,228,761. The short-term portfolio achieved a yield of 3.09%. The long-term CORE portfolio achieved a yield of 4.46%.

   2. Recommendation Concerning Acceptance of the November 30, 2022, Investment Report

That the Board accept, for filing with the Board's Minutes, the Investment Portfolio Summary Report for the month ended November 30, 2022, as required by Ordinance Number 95-13. On November 30, 2022, the portfolio market value was $515,174,395. The short-term portfolio achieved a yield of 3.77%. The long-term CORE portfolio achieved a yield of 4.35%.

3. Recommendation Concerning Acceptance of TDT Collection Data for the November 2022 Returns Received in December 2022

That the Board accept, for filing with the Board's Minutes, the Tourist Development Tax (TDT) Collections Data for the November 2022 returns received in the month of December 2022, as prepared by the Treasury Department of the Clerk and Comptroller's Office.

- Total collections received in December 2022 were $988,803 compared to $1,016,891 in December 2021. A comparison of December 2022 to December 2021 is a 3% decrease.
- Year-to-date collections for FY2023 are $4,151,171 compared to $4,203,357 for FY2022.

4. Recommendation Concerning Disposition of Documents

That the Board approve Records Disposition Document No. 780 for disposition of Board of County Commissioners' Records, Item 32, Minutes: Official Meetings, for the period September 1, 2021, through December 31, 2021, in accordance with State Retention Schedule GS1, as the permanent records have been digitally imaged.

5. Recommendation Concerning Minutes and Reports Prepared by the Clerk of the Board's Office

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

A. Accept, for filing with the Board's Minutes, the Report of the Agenda Work Session held January 5, 2023;

B. Approve the Minutes of the Attorney-Client Session held January 5, 2023;

C. Accept, for filing with the Board's Minutes, the Report of the Gary Sansing Public Forum held January 5, 2023; and

D. Approve the Minutes of the Regular BCC Meeting held January 5, 2023.

County Administrator's Report

I. CAR Technical/Public Service Consent Agenda

1. Recommendation Concerning the Scheduling of a Public Hearing for Carrington Subdivision Street Lighting Municipal Services Benefit Unit - Stephan Hall, Finance Director, Office of Management and Budget

   That the Board authorize the scheduling of a Public Hearing on February 2, 2023, at 5:32 p.m., to consider the adoption of an Ordinance creating the Carrington Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

2. Recommendation Concerning the Reinstatement of Property for the Public Works Department - James Higdon, Public Works Department Director

   That the Board approve to reinstate property for the Public Works Department for the equipment described and listed on the Reinstatement Form.

3. Recommendation Concerning the Disposition of Property for the Public Works Department - James Higdon, Public Works Department Director

   That the Board approve the Request for Disposition of Property Forms by the Public Works Department for the equipment described and listed on the form, with the reason for disposition stated. The items are to be disposed of properly.

4. Recommendation Concerning a Resolution of Support of Project SPARK - Wesley J. Moreno, County Administrator

   That the Board take the following action concerning the Economic Development Incentives for Project SPARK, an economic development prospect:

   A. Adopt a Resolution of support establishing the Board's intent to adopt an Ordinance for an Economic Development Ad Valorem Tax Exemption (EDATE) for Project SPARK for up to 10 years; and

   B. Authorize the Chairman to execute the Resolution.

II. CAR Budget/Finance Consent Agenda

1. Recommendation Concerning Fiscal Year 2022-2023 State Financial Assistance Recipient Agreement for Mosquito Control in the Amount of $38,892.42 - J. Taylor "Chips" Kirschenfeld, Natural Resources Management Department Director

   That the Board take the following action concerning the Fiscal Year 2022-2023 State Financial Assistance Recipient Agreement with the Florida Department of Agriculture and Consumer Services (FDACS), Division of Administration, for the Mosquito Control Division:

   A. Accept and approve the Fiscal Year 2022-2023 State Financial Assistance Recipient Agreement (FDACS Contract #29371) for Mosquito Control, in the amount of $38,892.42; and

B. Authorize the Chairman to execute the Agreement and other future Agreement-related documents.

Agency	**Funding**	**Grant Amount**	**Contract Number**
Florida Department of Agriculture and Consumer Services, Division of Administration.	Fund 106 Mosquito and Arthropod Control Cost Center, 220703 M&A State One Funds	$38,892.42	29371

2. Recommendation Concerning a Derelict Vessel Removal Grant from the Florida Fish and Wildlife Conservation Commission (FWC 22149) in the Amount of $12,580 for the "Soon Come", a Sunken White 38-Foot Vessel (FL 4342 NS) Located in the Bayou Chico Area - J. Taylor "Chips" Kirschenfeld, Natural Resources Management Department Director

That the Board take the following action concerning the State of Florida, Florida Fish and Wildlife Conservation Commission (FWC), Agreement #22149 for the removal of the “Soon Come”, a sunken white 38-foot vessel (FL 4342 NS) located in the Bayou Chico area:

A. Approve and ratify the Chairman's signature on the State of Florida, FWC Agreement #22149, in the amount of $12,580 relating to the Derelict Vessel Removal Grant for Fiscal Year 2021 for the "Soon Come", a sunken white 38-foot vessel (FL 4342 NS) located in the Bayou Chico area. There is no County match required under this Grant Agreement; and

B. Adopt and authorize the Chairman to sign the Resolution approving Supplemental Budget Amendment #SBA-23018, Fund 110, in the amount of $12,580, to recognize the proceeds from the FWC and to appropriate these funds for the removal of the sunken derelict vessel, "Soon Come", Florida Registration No. FL 4342 NS.

NOTE: The County Attorney's Office has requested that the Board be made aware of the following language:

Paragraph 29, SEVERABILITY, CHOICE OF LAW, AND CHOICE OF VENUE, (page 24 and 25 of 29), last sentence, "Any action in connection herewith, in law or equity, shall be brought in Leon County, Florida, to the exclusion of all other lawful venues."

Paragraph 30, JURY TRIAL WAIVER, (page 25 of 29), "As part of the consideration of this Agreement, the Parties hereby waive trial by jury in any action or proceeding brought by any party against any other party pertaining to any matter whatsoever arising out of or in any way connected with this Agreement, or with the products or services provided under this Agreement, including but not limited to any claim by the Grantee of *quantum meruit*."

Vendor/Contractor	**Funding Information**	**Amount**	**Contract Number**
Florida Fish And Wildlife Conservation Commission (FWC) There is no County match required under this Grant Agreement.	Fund 110, Other Grants and Projects Cost Center 220339, Derelict Vessels Grnt Fund 110, Other Grants and Projects Cost Center 220807, Vessel Registration Fees	$12,580	FWC 22149

The Request for Quotes for the vessel "Soon Come" was advertised via Vendor Registry on October 19, 2022, and was issued to 296 registrants. The quote was viewed 148 times and downloaded 71 times. The quote deadline was November 1, 2022, and five quotes were received. The low bidder was Undertow Marine Towing & Salvage, Inc.

The vessel is located in Commission District 2.

3. <u>Recommendation Concerning the Authorization for Cumulative Expenditures Over $25,000 in Fiscal Year 2022-2023, for the Department of Natural Resources Management, for Demolition or Lot Clearing Services - J. Taylor "Chips" Kirschenfeld, Natural Resources Management Department Director</u>

That the Board, for Fiscal Year 2022-2023, amend its action of October 6, 2022, November 3, 2022, and December 8, 2022, to approve the authorization of cumulative total expenditures over $25,000 in Fiscal Year 2022-2023 to contractors performing demolition or lot clearing services for the Department of Natural Resources Management, Environmental Enforcement Division, for individual projects of less than $50,000, based on competitive quotes. A request is being made to add a vendor.

		Cumulative Fiscal Year 2022-2023	$750,000

		Expenditure Amount:	
	Vendor Name:	**Vendor No.:**	
1.	BR Bonner's Hauling, Inc.	020229	
2.	Collins Family Land Services, LLC	426847	
3.	Common Area Solutions, LLC	034266	
4.	Creek Waste and Recycling, LLC	422000	
5.	Demolition Pros, LLC	013673	
6.	HHH Construction of NWF, Inc.	080060	
7.	Barry L. Champlin dba Herron's Tree Service and Debris Hauling, LLC	081416	
8.	JRH Custom Enterprises, LLC	427787	
9.	Larry Gates Construction, Inc.	423827	
10.	Taylor"D Construction and Co., LLC	429259	
11.	Maverick Demolition of NW Florida, Inc.	131792	
12.	DPF FL, LLC	429681	
13.	Clay's Trucking, Inc.	429807	

Funding is available in Fund 103, Environmental Code Enforcement Fund, Cost Center 220110, Object Code 53401.

4. Recommendation Concerning the Notice of Award for Eleven Mile Creek Regional Stormwater Ponds – West Roberts Road Pond Project - Stephan Hall, Finance Director, Office of Management and Budget; and J. Taylor "Chips" Kirschenfeld, Natural Resources Management Department Director

That the Board take the following action concerning the Notice of Award for the Eleven Mile Creek Regional Stormwater Ponds – West Roberts Road Pond Project:

A. Accept Amendment #4 to the U.S. Department of the Treasury Notice of Award #RDCGR080049-01-04, in the amount of $322,272.27 for the Eleven Mile Creek Regional Stormwater Ponds project;

B. Adopt and authorize the Chairman to execute the Resolution approving Supplemental Budget Amendment #SBA-23017 Fund (118), in the amount of $322,273, to recognize proceeds from the U.S. Department of the Treasury and to appropriate these funds for the construction of the Eleven Mile Creek Regional Stormwater Ponds - West Roberts Road Pond project;

C. Approve the Administrative Budget Amendment #ABA-23033 to reallocate funds from Fund 353, Local Option Sales Tax IV Transportation & Drainage, Project #22EN1735, back into Fund 353, Local Option Sales Tax (LOST) IV, Cost Center 110280, LOST Admin Reserves; and

D. Authorize the Chairman or his designee to execute, subject to legal sign-off, any subsequent documents required for services related to this Project that do not exceed Board approval thresholds or established policy.

TABLE 1: Supporting Item B - Supplemental Budget Amendment Information

Revenues			
Source of Funds	Amount	Account Codes	Contract
U.S. Department of the Treasury RESTORE Direct Component	$322,273	Fund 118, Gulf Restoration Fund, Account 331301, RDC Natural Resources	Notice of Award #RDCGR080049-01-04
Total Revenue	$322,273		
Expenditures			
Source of Funds	Amount	Account Codes	Contract
U.S. Department of the Treasury RESTORE Direct Component	$322,273	Fund 118, Gulf Restoration Fund, Cost Center 222043, RES Eleven Mile Ponds, Object Code 56301, Project RDC80049	Notice of Award #RDCGR080049-01-04
Total Expenditures	$322,273		

TABLE 2: Supporting Item C - Administrative Budget Amendment Information

Allocating Funds	**From:**				
Fund Number	**Cost Center**	**Cost Center Title**	**Account Code**	**Account Title**	**Amount**
353	210106	Lost IV, Transportation & Drainage, Project Number 22EN1735	56301	Improvements other than Buildings	$322,273
TOTAL					$322,273
Allocating Funds	**To:**				
Fund Number	**Cost Center**	**Cost Center Title**	**Account Code**	**Account Title**	**Amount**
353	110280	LOST Admin Reserves	56301	Improvements other than Buildings	322,273
TOTAL					$322,273

5. <u>Recommendation Concerning the Contract Award for Escambia County Department Supplies PD 21-22.128 - William R. Powell, Corrections Department Director</u>

That the Board take the following actions concerning the contract award for the Escambia County Department Supplies, PD 21-22.128:

A. Approve the award of Indefinite Quantity, Indefinite Delivey Agreements, per the terms and conditions of PD 21-22.128 Escambia County Departmental Supplies, for a term of 12 months with the option of two additional 12-month renewals for a possible total of 36 months, between Escambia County, Florida, and each of the following vendors:

1. Bob Barker Company, Inc.
2. Charles Neely Corporation dba PR Chemical & Paper Supply
3. Charm-Tex, Inc.
4. Hermera Holding, LLC
5. Supreme Paper Supplies, Inc.; and

B. Approve and authorize the County Administrator to sign the Agreements.

Purchase orders related to this solicitation will be requested by each County

Department, with the requests made according to Escambia County Ordinances regarding the value of the purchase order being requested.

Invitation to Bid PD 21-22.128 Escambia County Department Supplies was publicly noticed to 331 registrants representing 262 firms. The solicitation was viewed by 65 firms and downloaded by 52 firms.

6. Recommendation Concerning the First of Two Possible Renewals with Global Tel*Link Corporation for PD 18-19.075, Inmate Telephone System for Escambia County Corrections - William R. Powell, Corrections Department Director

That the Board approve the first of two possible one-year renewals, between Escambia County, Florida, and Global Tel*Link Corporation, per the terms and conditions of PD 18-19.075, Inmate Telephone System for Escambia County Corrections.

Funding: Fund 111, Detention/Jail Commissary, Revenue Account 342302.

7. Recommendation Concerning Change Order #1 to Purchase Order #230469, Attenti US, Inc. - William R. Powell, Corrections Department Director

That the Board approve and authorize the County Administrator to issue and sign Change Order #1 to Purchase Order #230469, in the amount of $72,450, to Attenti US, Inc., for monitoring services. For security purposes, Corrections provided a scope that required all data to be stored and monitored within the United States. No submitting firm was able to meet this requirement, so all solicitation responses were deemed non-responsive, and PD 21-22.109 was canceled. The project will be re-solicited at the earliest opportunity. Corrections is working with IT to ensure that all requirements listed in the scope of the new solicitation are necessary and clearly identified.

Department:	Corrections
Division:	Community Corrections
Type:	Addition
Amount:	$72,450
Vendor:	Attenti US, Inc.
Purchase Order #:	230469
Change Order #:	1
Original Amount:	$31,050
Change Order #1:	$72,450

New Purchase Order Amount:	$103,500
Funding Source:	Fund 001, General Fund, Cost Center 290307, Pre-Trial Release $63,700. Fund 114, Misdemeanor Probation, Cost Center 290301, Probation $8,750. Funds are available in the Cost Center.

8. <u>Recommendation Concerning the Request for Removal of Fixed Assets Under $5,000 Subject to Audit - Pam Childers, Clerk of the Circuit Court and Comptroller</u>

   That the Board approve the request to remove fixed asset items subject to audit at a cost under $5,000 that does not have a carrying value presented on the attached report.

9. <u>Recommendation Concerning the Ratification of a Purchase Order Issued, in Excess of $25,000, to Bill Smith Electric, Inc., for the Parks and Recreation Department - Michael Rhodes, Parks and Recreation Department Director</u>

   That the Board ratify Purchase Order #231595 to Bill Smith Electric, Inc., in the amount of $30,288, for the installation of wire from meter base to new pedestal at Ashton Brosnaham Soccer Complex for the Parks and Recreation Department:

Vendor/Contractor	Funding	Amount	Description
Bill Smith Electric, Inc.	Fund 353, LOST IV Cost Center 350221 Object Code 56301	$30,288	Install wire from meter base to new pedestal at Ashton Brosnaham Soccer Complex

10. <u>Recommendation Concerning the Agreement for Modular Design/Construction of Ashton Brosnaham Locker Room Facility, Contract PD 21-22.131 - Michael Rhodes, Parks and Recreation Department Director</u>

   That the Board take the following action concerning the Agreement for Modular Design/Construction of Ashton Brosnaham Locker Room Facility, PD 21-22.131:

   A. Approve the Agreement between Escambia County, Florida, and AAA Affordable Structures, Inc., per the terms and conditions of the Contract Award for Modular Design/Construction of Ashton Brosnaham Locker Room Facility, in the amount of $2,714,510;

B. Approve and authorize the County Administrator to sign the Agreement;

C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $2,714,510, to AAA Affordable Structures, Inc.; and

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
AAA Affordable Structures, Inc.	Fund 353, LOST IV, Cost Center 350221, Object Code 56201, PN 19PR819, $2,714,510	$2,714,510	PD 21-22.131

D. Approve and authorize the Chairman or County Administrator or his designee to sign, subject to legal review and sign-off, any subsequent agreements and program-related documents for this project that do not alter the finite terms of the amounts or budgets.

The Ashton Brosnaham Locker Room Facility is located in Commission District 5.

11. <u>Recommendation Concerning the Issuance of a Purchase Order for Security Officer Services (PD 22-23.027) for West Florida Public Library- Todd Humble, Library Services Department Director</u>

That the Board take the following action concerning the purchase of security services for the West Florida Public Library:

A. Approve the Agreement between Escambia County, Florida, and RBK Security Services, Inc., per the terms and conditions of PD 22-23.027, for security services for the West Florida Public Library;

B. Approve and authorize the County Administrator to sign the Agreement; and

C. Approve and authorize the County Administrator to issue and sign a Purchase Order to RBK Security Services, Inc., in the amount of $86,051.76.

Vendor/Contractor	**Funding**	**Amount**	**Contract**
RBK Security Services, Inc.	Fund 113, Cost Center 110501, Object Code 53401	$86,051.76	PD 22-23.027

12. Recommendation Concerning Change Order #1 to Purchase Order #230606, Panhandle Library Access Network, Inc. (PLAN), for Books for West Florida Public Library - Todd Humble, Library Services Department Director

That the Board approve and authorize the County Administrator to issue and sign Change Order #1 to Panhandle Library Access Network, Inc. (PLAN), in the amount of $50,000, for books for West Florida Public Libraries:

Department:	West Florida Public Library
Division:	Library Services
Type:	Additive
Amount:	$50,000
Vendor:	Panhandle Library Access Network, Inc. (PLAN)
Project Name:	Books
Purchase Order #:	230606
Change Order #1:	$50,000
Original Contract Amount:	$60,000
New Purchase Order Amount:	$110,000
Funding Source:	Fund 113, Cost Center 110550, Object Code 55401

13. Recommendation Concerning the Issuance of Purchase Orders, in Excess of $25,000, for the Mass Transit Department - Rodriques Kimbrough, Mass Transit Department Director

That the Board approve and authorize the County Administrator to issue and sign a Purchase Order to Genuine Parts Company dba NAPA Auto Parts, in the amount of $38,706.91, for the replacement of bus windows to be installed on a Gillig 2017 bus.

Vendor/Contractor	Funding	Amount

Genuine Parts Company dba NAPA Auto Parts Vendor #429772	Fund 104 Cost Center 320407 Account 54608	$38,706.91

Funding is available in fund 104, Mass Transit Operations, Cost Center 320407 - Fleet Maintenance, Account 54608 - R&M Vehicle. These repairs are necessary due to vehicle involvement in an accident and expenses will be reimbursed through insurance claims less the deductible.

14. Recommendation Concerning Requesting Authorization to Exercise An Extension of Paratransit Contract PD16-17.068 and issuance of Change Order #1 for Purchase Order #230091 to Innovative Transport & Logistics Solutions, LLC - Rodriques Kimbrough, Mass Transit Department Director

That the Board take the following action concerning the request for authorization to exercise an extension of Paratransit Contract PD 16-17.068:

A. Authorize an extension of the Contract Term for the Paratransit Service Contract PD16-17.068, as provided in Article VI, for a period of five months commencing on October 1, 2022, and expiring on February 28, 2023; and

B. Approve and authorize the County Administrator to issue and sign Change Order #1 to Purchase Order #230091 to Innovative Transport & Logistics Solutions, LLC, in the amount of $752,663, to extend the paratransit services through February 2023 while new contracts for these services are being processed.

Department:	Mass Transit Department
Division:	Paratransit Services
Type:	Addition
Amount:	$752,663
Vendor:	Innovative Transport & Logistics Solutions, LLC - Vendor #423758
Project Name:	ADA Paratransit and Transportation Disadvantaged Paratransit Service Contract
Purchase Order #:	230091

Change Order #:	1
Original Amount:	$925,402
Change Order #1:	$752,663
New Purchase Order Amount:	$1,678,065

Funds are available and were included in the Fiscal Year 2023 approved budget in Fund 104, Mass Transit Operations, Cost Center 320406, Paratransit Services. No County funding is needed for this Change Order.

15. Recommendation Concerning an Application for Certificate of Need and Solid Waste Permit for Jonathan's Construction, LLC - Donald Seitz, Waste Services Department Director

That the Board take the following action concerning an Application for Certificate of Need for Jonathan's Construction, LLC:

A. Approve the Application for Certificate of Need and Solid Waste Permit, permitting Jonathan's Construction, LLC to operate in Escambia County, Florida; and

B. Authorize the Chairman to sign the Certificate of Need.

16. Recommendation Concerning PD 21-22.110 Beulah Landfill Repairs Hurricane Sally (FEMA PW #681) - Donald Seitz, Waste Services Department Director

That the Board take the following action concerning the Beulah Landfill repairs, PD 21-22.110:

A. Rescind the December 8, 2022 Board approval of the Agreement between Escambia County, Florida, and Site and Utility, LLC, per the terms and conditions of PD 21-22.110, Beulah Landfill Repairs Hurricane Sally (FEMA PW #681). (Exhibit G was omitted in the Agreement presented to the Board at the December 8, 2022 meeting); and

B. Approve and authorize the County Administrator to sign the corrected Agreement between Escambia County, Florida, and Site and Utility, LLC, per the terms and conditions of PD 21-22.110, Beulah Landfill Repairs Hurricane Sally (FEMA PW #681).

Vendor/Contractor	Funding	Amount	Contract Number
Site and Utility, LLC	Fund 112, Disaster Recovery (FEMA) Cost Center 330907 Object Code 54601 FEMA Category D PW #681	$385,115	PD 21-22.110

17. Recommendation Concerning Landfill Siting Design for Lateral Expansion of the Perdido Landfill, PD 21-22.124 - Donald Seitz, Waste Services Department Director

That the Board take the following action concerning the landfill siting design for lateral expansion of the Perdido Landfill:

A. Approve the Agreement between Escambia County, Florida, and Geosyntec Consultants, Inc., for the Landfill Siting Design Lateral Expansion for the Perdido Landfill, PD 21-22.124;

B. Approve and authorize the County Administrator to sign the Agreement; and

C. Approve and authorize the County Administrator to issue and sign a Purchase Order to Geosyntec Consultants, Inc., in the amount of $1,966,848.

Vendor/Contractor	Funding	Amount	Contract Number
Geosyntec Consultants, Inc.	Fund 401, Solid Waste Fund Cost Center 230315, SW Projects Object Code 56301, Improvements other than buildings.	$1,966,848	PD 21-22.124

18. Recommendation Concerning the Purchase of Two 2022 Ford F550 4x2 Diesel Chassis for Emergency Medical Services - James Higdon, Public Works Department Director

That the Board take the following action concerning the purchase of two 2022 Ford F550 4x2 Diesel Chassis for Emergency Medical Services:

A. Approve the purchase of two 2022 Ford F550 4x2 Diesel Chassis for Emergency Medical Services (EMS) from Halcore Group, Inc., Horton Emergency Vehicles, at $50,235.75 each, total amount of $100,471.50; and

B. Approve and authorize the County Administrator to issue and sign a Purchase Order in the amount of $100,471.50 to Halcore Group, Inc., Horton Emergency Vehicles.

Vendor/Contractor	**Funding**	**Amount**
Halcore Group, Inc. Horton Emergency Vehicles Vendor #416682	Fund 353, LOST IV Cost Center 330434 Object Code 56402 Project Code 19PS0729	$100,471.50

19. Recommendation Concerning the Acceptance of Two Temporary Construction Easements for the Woodrun Bridge Replacement Project - Robert E. Hogan, Facilities Management Department Director

That the Board take the following action concerning the acceptance of the donation of two Temporary Construction Easements for the Woodrun Bridge Replacement Project:

A. Accept the donation of two Temporary Construction Easements located in the Woodrun Subdivision for the Woodrun Bridge Replacement Project;

Property Owner	**Parcel Reference Number**
David J. Loeb	13-1S-30-1200-000-067
Scott A. Wyda	13-1S-30-1200-000-066

B. Authorize the payment of documentary stamps because the property is being donated for governmental use, which is for a bridge replacement, and the County benefits from the acceptance of this property, which enhances the safety and well-being of the citizens of Escambia County, Florida;

C. Authorize the payment of incidental expenditures associated with the recording of the documents; and

D. Authorize the Chairman or Vice Chairman to accept the Easements as the day of delivery of the Easements to the Chairman or Vice Chairman, and authorize the Chairman or Vice Chairman to acknowledge the Board's acceptance at that time.

The subject properties are located in District 4.

20. Recommendation Concerning Purchase Order Issuance Utilizing Contract PD 02-03.079, Professional Services, to Mott MacDonald Florida, LLC, for AE Services for the Correctional Facility Inmate Circulation - Robert E. Hogan, Facilities Management Department Director

That the Board approve and authorize the County Administrator to issue and sign a Purchase Order for Mott MacDonald Florida, LLC, in the amount of $72,750, utilizing Contract PD 02-03.079, Professional Services, for the Correctional Facility Inmate Circulation.

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
Mott MacDonald Florida, LLC	Fund 352, LOST III Cost Center 290407, Detention Capital Project Project 23ST2099	$72,750	PD 02-03.079

21. Recommendation Concerning the Issuance of a Purchase Order, in Excess of $25,000, to InterfaceServices, Inc., for Flooring Replacement at the Juvenile Justice Office Areas - Robert E. Hogan, Facilities Management Department Director

That the Board approve and authorize the County Administrator to issue and sign a Purchase Order, to InterfaceServices, Inc., for the flooring replacement in the Juvenile Justice Office Areas, for the amount of $81,582.36.

Vendor/Contractor	**Funding**	**Amount**	**Contract**
InterfaceServices, Inc.	Fund 001,General Fund Cost Center 310204 Facilities Priority One	$81,582.36	Quote #120222-6 Sourcewell Contract #080819-IFA State of FL 30161700-20-ACS

22. Recommendation Concerning the Issuance of a Purchase Order, in Excess of $25,000, to Bill Walther Roofing, Inc., for the Roof Replacement at the Lexington Terrace Community Center - Robert E. Hogan, Facilities Management Department Director

That the Board approve and authorize the County Administrator to issue and sign a Purchase Order to Bill Walther Roofing, Inc., for the roof replacement at the Lexington Terrace Community Center, for the amount of $40,300.

Vendor/Contractor	Funding	Amount
Bill Walther Roofing, Inc.	Fund 151, Community Redevelopment Cost Center 370114, CRA Warrington	$40,300

23. Recommendation Concerning the Surplus and Sale of County-Owned Real Property Located at 100 Block South Tarragona Street, Pensacola, Florida 32502 - Robert E. Hogan, Facilities Management Department Director

That the Board take the following action concerning the surplus and sale of County-owned real property located at 100 Block South Tarragona Street, Pensacola, Florida 32502, shown below:

A. Upon written notification by the County Administrator, authorize the County Attorney's Office to take such action necessary to evict occupants of the County-owned property, if the premise is occupied;

B. Declare surplus the Board's real property located at 100 Block South Tarragona Street, Pensacola, Florida 32502, located in District 2, Account #13-0613-000, Reference #00-0S-00-9001-003-364, Property Appraiser's current assessed value: $1;

C. Make a factual determination, in accordance with Section 46-131 of the Escambia County Florida Code of Ordinances, that: (1) the value of the property is $15,000 or less, as determined by the records of the Escambia County Property Appraiser, and (2) the size, shape, location, and value of the property would make it of use only to one or more adjacent property owners;

D. Authorize the property to be offered by private sale to the adjacent property owners, and authorize the sale of the property to the bidder with the highest offer received at or above $660, without further action of the Board. This property has been reviewed by County departments and it has been determined that the County does not have a need for this property; and

E. Authorize the County Attorney's Office to prepare, and the Chairman to sign, all documents related to the sale of this property, without further action of the Board.

24. Recommendation Concerning Amendment to Agreement Relating to Street Lighting and Navigation Lighting Maintenance and Repair Contract (PD 18-19.089) - Joy D. Blackmon, P.E., Engineering Department Director

That the Board take the following action concerning the Amendment of Agreement Relating to Street Lighting and Navigation Lighting Maintenance and

Repair Contract (PD 18-19.089):

A. Approve the Amendment to Agreement Relating to Street Lighting and Navigation Lighting Maintenance and Repair Contract (PD 18-19.089); and

B. Authorize the County Administrator to sign the Agreement.

Vendor/Contractor	Funding	Contract	Amount
Ingram Signalization, Inc.	Fund 175, Transportation Trust; Cost Center 211201, Traffic Operations Object Code 54601, Repair & Maintenance Services	PD 18-19.089	$100,000
Ingram Signalization, Inc.	Fund 167, Bob Sikes Bridge; Cost Center 140302, Bob Sikes Toll Operation & Maintenance Object Code 54601, Repair & Maintenance Services	PD 18-19.089	$50,000

25. Recommendation Concerning the Contract Award for the Maple Oaks Stormwater Rehabilitation (FEMA) Project, PD 22-23.008 - Joy D. Blackmon, P.E., Engineering Department Director

That the Board take the following action concerning the Contract Award for the Maple Oaks Stormwater Rehabilitation (FEMA) Project, PD 22-23.008:

A. Approve the Agreement between Escambia County, Florida, and Chavers Construction, Inc., per the terms and conditions of the Maple Oaks Stormwater Rehabilitation (FEMA) Project, PD 22-23.008, in the amount of $1,177,691.80;

B. Approve and authorize the County Administrator to sign the Agreement;

C. Approve and authorize the County Administrator to issue and sign a Purchase

Order, in the amount of $1,177,691.80, to Chavers Construction, Inc., and

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
Chavers Construction, Inc.	Fund 112, Disaster Recovery Cost Center 330903, FEMA Category C Object Code 54601, Project No. 21PW674	$1,177,691.80	PD 22-23.008

D. Approve and authorize the Chairman or County Administrator or his designee to sign, subject to legal review and sign-off, any subsequent agreements and program-related documents for this project that do not alter the finite terms of funding amounts or budgets.

The Maple Oaks Stormwater Rehabilitation (FEMA) Project, PD 22-23.008 is located in Commission District 3.

26. Recommendation Concerning the Contract Award for the Macky Bluffs Restoration (FEMA) Project, PD 22-23.020 - Joy D. Blackmon, P.E., Engineering Department Director

That the Board take the following action concerning the Contract Award for the Macky Bluffs Restoration (FEMA) Project, PD 22-23.020:

A. Approve the Agreement between Escambia County, Florida, and Site and Utility, LLC, per the terms and conditions of the Macky Bluffs Restoration (FEMA) Project, PD 22-23.020, in the amount of $937,076;

B. Approve and authorize the County Administrator to sign the Agreement;

C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $937,076, to Site and Utility, LLC; and

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
Site and Utility, LLC	Fund 112, Disaster Recovery Cost Center 330907, FEMA Category D, Object	$937,076	PD 22-23.020

	Code 54601 Project No. 21PW533		

D. Approve and authorize the Chairman or County Administrator or his designee to sign, subject to legal review and sign-off, any subsequent agreements and program-related documents for this project that do not alter the finite terms of funding amounts or budgets.

The Macky Bluffs Restoration (FEMA) Project is located in Commission District 4.

27. Recommendation Concerning Transportation Regional Incentive Program (TRIP) Applications for the West Kingsfield Road Extension/Beulah Road Realignment - Joy D. Blackmon, P.E., Engineering Department Director

That the Board take the following action concerning the Transportation Regional Incentive Program (TRIP) Applications for the West Kingsfield Road Extension/Beulah Road Realignment:

A. Authorize staff to submit an Application for TRIP funds to the Florida Department of Transportation (FDOT) to request grant funding for the West Kingsfield Road Extension/Beulah Road Realignment; and

B. Authorize the Chairman to execute the Application and any other documents related to the request for TRIP funds, subject to Legal review and sign-off, without further action of the Board, if applicable.

Funding: Notification of selected projects is scheduled to occur in October 2023. It is anticipated that any awarded project will be programmed within the FDOT 5-Year Work Program when funding becomes available. TRIP requires a 50/50 match, so if awarded, staff plans to use Fund 352 - LOST III for the local match.

Vendor	**Funding**	**Amount**	**Contract**
FDOT	Fund 352, LOST III, Cost Center 110279, Object Code 59801, Admin Reserves	$1,700,000	TRIP

III. CAR For Discussion

1. Recommendation Concerning Amendment #2 to the Landfill Gas Sales Agreement Between Escambia County, Florida, and Florida Power and Light - Donald Seitz, Waste Services Department Director

That the Board take the following action concerning Amendment #2 to the Landfill Gas Sales Agreement between Escambia County, Florida, and Florida Power and Light (FPL):

A. Approve Amendment #2 to the Landfill Gas Sales Agreement between Escambia County, Florida, and FPL, revising all references to "Gulf Power" in the Agreement to refer to "FPL", making the Agreement effective in full force until December 31, 2054, and other revisions as described in the amendment; and

B. Approve and authorize the Chairman to execute the Amendment to the Agreement.

2. <u>Recommendation Concerning the Conveyance of a Restrictive Easement, on Three County-Owned Parcels Located Behind the 9600 Block of Westgate Circle, to the United States, By and Through the Department of the Navy - Robert E. Hogan, Facilities Management Department Director</u>

That the Board take the following action regarding the conveyance of the Restrictive Easement, on three County-owned parcels located behind the 9600 block of Westgate Circle, to the United States by and through the Department of the Navy:

A. Approve the conveyance of the Restrictive Easement, on three County-owned parcels located behind the 9600 block of Westgate Circle, to the United States, by and through, the Department of the Navy in consideration for the payment and otherwise pursuant to the terms of the Encroachment Protection Contribution Agreement;

B. Adopt, and authorize the Chairman to execute, the Resolution approving the conveyance of the Restrictive Easement in accordance with the Encroachment Protection Contributing Agreement; and

C. Authorize the Chairman to execute the Encroachment Protection Contribution Agreement, Restrictive Easement, and any other documents necessary to complete the transaction.

The subject properties are located in District 2.

3. <u>HOME-ARP Allocation Plan Discussion - Wesley Moreno, County Administrator</u>

In September 2021, the U.S. Department of Housing and Urban Development (HUD) awarded the Escambia County, Florida HOME Consortium (which consists of Escambia County, Santa Rosa County, the City of Pensacola, and the City of Milton) $4.1 Million in HOME-ARP Funds.

On October 31, 2022, HUD released a revision to the HOME-ARP Allocation

Plan Requirements and Final Submission Deadline. The revised HOME-ARP allocation plan requirements included establishing a **final deadline of March 31, 2023** for the submission of all HOME-ARP allocation plans.

The HOME-ARP allocation plan describes how Escambia County intends to distribute its HOME-ARP funds, including how it will use these funds to address the needs of the qualifying populations.

Staff has established the following timeline to ensure Escambia County is able to submit their HOME-ARP allocation plan onetime -

- 1/19/2023 - Board approves the allocation percentages
- 2/28/2023 - Staff completes our HOME-ARP allocation plan
- 3/1/2023 - Post and start the required two-week public comment period
- 3/20/2023 - Submit our HOME-ARP allocation plan to HUD for approval

That the Board discuss the following staff recommendation concerning the HOME-ARP allocation plan:

A. 75% distributed to a "Low-Barrier" Non-Congregate Shelter. Shelters will be required to utilize Homeless Management Information System (HMIS) and participate in the local HUD designated Continuum of Care (COC). HUD Rules state for Non-Congregate Shelter that each individual or family must be provided with an individual private room which includes a bathroom.

B. 9% Professional Supportive Services for the initial support of the "Low-Barrier" shelter. Professional supportive service providers will coordinate with shelter providers following Health Insurance Portability and Accountability Act (HIPAA) and associated privacy laws while utilizing the HMIS when allowed by law. This would include these five types of providers:

- Case Management
- Healthcare
- Mental Health
- Substance Abuse
- Trauma

C. 7% - Affordable Rentals

- Escambia County could use these funds to build a duplex or leverage them with the other affordable rental funding that we receive.

D. 9% Professional Services and Administration costs (Program allows up

to 15%)

(HOME-ARP funds were set up in Fund 147/Cost Center 370274 in the amount of $4,135,170.)

4. Recommendation Concerning the Acquisition of 1100 West Scott Street and Various Parcels for a Community Center - Robert Hogan, Facilities Management Department Director

   That the Board take the following action concerning the acquisition of 1100 West Scott Street and Various Parcels for a Community Center:

   A. Establish a purchase price of $1,700,000, for staff to present to Englewood Baptist Church for the improved property at 1100 West Scott Street and various vacant parcels in the area owned by Englewood Baptist Church; and

   B. Authorize staff to draft a Contract for Sale and Purchase for the proposed acquisition of real property located at 1100 West Scott Street, clearly identifying the vacant parcels included in the transaction, and bring the executed Contract to the Board for final approval.

   These properties are located in District 3.

Fund 353	Cost Center: 370107	Project: 21NH1453

County Attorney's Report

I. CAT For Action

1. Recommendation Concerning a Letter of Support Regarding PEDC's Project #295 Triumph Gulf Coast Grant Application.

   At the request of FloridaWest, that the Board authorize the Chairman to execute and send a letter of support to the Pensacola-Escambia Promotion and Development Commission regarding PEDC's project #295 Triumph Gulf Coast grant application.

2. Recommendation Concerning an Option Agreement with Bluestem Partners, LLC.

   At the request of FloridaWest, that the Board authorize the Chairman to execute the Option Agreement with Bluestem Partners, LLC regarding approximately 43 acres of the OLF-8 site.

3. Recommendation Concerning *Myles Harvey v. Escambia County,* Case Number 2021 CA 002735.

   That the Board take the following action:

A. Approve the settlement in the amount of $27,500.00 between Myles Harvey and Escambia County to be paid to Plaintiff Myles Harvey in exchange for the execution of a general release and hold harmless agreement; and

B. Authorize the County Attorney's Office to execute a stipulation for dismissal with prejudice once the general release is executed and delivered to the County Attorney's Office and settlement payment is made.

II. CAT For Discussion

1. Recommendation Concerning a Presentation by the Cole, Scott & Kissane Law Firm Regarding the Jail Litigation.
That the board consider a presentation by the Cole, Scott & Kissane Law Firm and discuss taking action accordingly.

12. Items added to the agenda.

13. Announcements.

14. Adjournment.