

**MINUTES OF THE REGULAR MEETING OF
THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS**

MARCH 23, 2023

Present: Commissioner Lumon J. May, Chairman, District 3
Commissioner Steven L. Barry, Vice Chairman, District 5
Commissioner Robert D. Bender, District 4
Commissioner Jeffrey W. Bergosh, District 1
Commissioner Michael S. Kohler, District 2
Honorable Pam Childers, Clerk of the Circuit Court and Comptroller
Alison Rogers, County Attorney
Wesley J. Moreno, County Administrator
DeLana Allen-Busbee, Administrative Specialist, Clerk and Comptroller's Office
Jose Gochez, Program Coordinator, County Administrator's Office
Heather Mahoney, Official Records Manager, Clerk and Comptroller's Office

Location: Ernie Lee Magaha Government Building, Board Chambers, First Floor
221 Palafox Place, Pensacola, Florida

Minutes prepared by: DeLana Allen-Busbee

REGULAR BCC AGENDA

1. Call to Order

Chairman May called the Regular Meeting of the Board of County Commissioners to order at 10:16 a.m.

2. Invocation

Pastor Andy Perry of Gonzalez United Methodist Church delivered the invocation.

3. Pledge of Allegiance to the Flag

Commissioner Bender led the Pledge of Allegiance to the Flag.

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REGULAR BCC AGENDA – Continued

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

Motion: Move the agenda
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

5. Commissioners' Forum:

- A. District 1 – Commissioner Bergosh provided comments;
- B. District 2 – Commissioner Kohler provided comments;
- C. District 4 – Commissioner Bender provided comments;
- D. District 5 – Commissioner Barry provided comments; and
- E. District 3 – Commissioner May provided comments.

6. Proclamations.

- I. Recommendation: That the Board take the following action:

- A. Adopt the Proclamation declaring March 2023 as "Purchasing Month", and recognizing the continuing contributions of America's purchasing professionals and our own Office of Purchasing for their dedicated service to Escambia County residents;
- B. Adopt the Proclamation commending and congratulating Lois Rogers-MacMillan for her retirement and for her dedicated service to Escambia County residents;
- C. Adopt the Proclamation declaring the following month of April 2023 as "Fair Housing Month," and continuing to vigorously enforce the Fair Housing Act in Escambia County, Florida;
- D. Adopt the Proclamation declaring March 2023 as "Red Cross Month" and encouraging all residents to reach out and support the American Red Cross' humanitarian mission;
- E. Ratify the Proclamation commending and congratulating Rachel Wallace on her retirement and for her outstanding service to Escambia County residents;

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

6. Continued...

I. Continued...

F. Ratify the revised Proclamation honoring Pauline Edison for her service to the Wesco Senior Center;

G. Ratify the Proclamation commending and congratulating Richard "Steve" Bode on his retirement and for his faithful service to Escambia County residents.

Motion: So moved
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): Jeffrey Lovingood, Al Henderson, Lois Rogers-MacMillan, and Terri Jenkins

7. 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:

The Board of County Commissioners – Escambia County, Florida, Meeting Schedule March 20, 2023, through March 24, 2023, as published in the Escambia Sun Press on March 16, 2023.

Motion: Move to waive the reading
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Public Hearings.

- I. Recommendation: That the Board, at the 9:32 a.m. Public Hearing, take the following action concerning the Rebuild Florida Hurricane Sally Infrastructure Repair Program Grant Applications:
 - A. Discuss the five possible Rebuild Florida Hurricane Sally Infrastructure Repair Projects that the Board prioritized at the February 16, 2023, Board of County Commissioners' Regular Meeting:
 1. **New Escambia County Area Transit (ECAT)-** Energy Efficient Escambia County Transit Center and Solar Powered Bus Shelters with ADA Upgrades. The existing transit facility was built in 1979, is in a flood zone, and for 44 years has not received any major upgrades. Continuous water damage has occurred over the years and, especially since Hurricane Sally, there are windows and areas of the building that continue to leak even during smaller storms. Current Location – 3685 Muldoon Road, Pensacola, FL 32526.
 - In a Low Moderate Income (LMI) area.
 - Project Costs = \$30,000,000
 2. **Pensacola Bay Center Upgrades** - The Pensacola Bay Center serves as a critical infrastructure element during hurricane events by providing a mass shelter facility to the citizen population of Escambia County and the City of Pensacola. The Bay Center is an indoor arena located in Pensacola, Florida, which was opened in 1985. It has operating capacities which vary from 8,000 to 10,000 seating capacity. The 23,000 square foot arena space is complimented with another 10,000 square feet of separate meeting space that has been used for emergency sheltering space. The Center has large format restroom facilities, locker rooms with showers, kitchen/food services, and emergency power for HVAC and lighting operation. The upgrades to the facility would include: 1) replacement and up-sizing of the emergency generator, 2) replacement and upgrading of the boiler, 3) replacement and up-sizing of the main HVAC cooling tower, 4) replacement of the variable frequency drives and dehumidification air handling units of the HVAC system, 5) upgrades to the large format restrooms, 6) upgrade of exterior entrances to hurricane rated door systems, 7) kitchen and food preservation upgrades including refrigerators, freezers and cooking appliances in the main kitchen. The culmination of these upgrades will enhance the facility's service integrity levels as a shelter and make special needs shelter services available to persons that could not be serviced in the past. Location – 201 East Gregory Street, Pensacola, FL 32502.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

A. Continued...

2. Continued...

- Not in an LMI area.
- Project Costs = \$2,500,000

3. **Future Ashton Brosnahan-** Indoor Multiuse Sports Facility - Primary Uses: Indoor Sports and Special Events that serve the local citizens, but also host major indoor sporting events which attract tourists from across the country generating major local economic impact. Secondary and Alternate Uses: Storm shelters for citizens, and/or staging and meeting area for staff and contractors post storm. Location - 10370 Ashton Brosnahan Road, Pensacola, FL 32534.

- Not in an LMI area.
- Project Costs = \$20,000,000

4. **Beach Haven Stormwater and Septic-to-Sewer Project (Updated by staff to the South Phase)** - The Beach Haven Drainage and Sanitary Sewer (South Phase) project will be a joint project between Escambia County, Florida, and Emerald Coast Utilities Authority (ECUA). The project will be a continuation of the recently completed Northeast Phase I Project and the soon to commence Northeast Phase II Project and will provide enhanced stormwater improvements and sanitary sewer services to all lots located in the southern portion of the Beach Haven neighborhood. The project extends from Bayou Grande on the south to Gulf Beach Highway on the north, Atlanta Avenue on the west and Mills Avenue on the east. The project scope will include drainage enhancements to the existing drainage system within the project area, removal of deep roadside ditches, preventing roadway and adjacent lot flooding, preventing roadside shoulder ponding, provide roadway reconstruction and resurfacing improvements, and provide sanitary sewer services as directed by ECUA with elimination of septic tanks and associated drain fields.

- In an LMI area.
- Project Costs = \$6,000,000

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

A. Continued...

5. Stormwater Projects (Each project would count as one of our three applications, unless combined) - Total Cost \$46,296,768

5.1 Delano Street Area Drainage Project (NEW - Stormwater Mitigation):

The goal of this mitigation project is to improve drainage for the Delano Street area. The original Delano Street drainage area was bounded by Fairfield Drive, Pace Boulevard, Massachusetts Avenue, and "W" Street. The project area was expanded due to flooding from the June 2012 and April 2014 storm events, to include consideration of down-gradient areas of the "L" Street Pond, Leonard Street, "M" Street just south of Saint Mary Avenue, the "L" Street drainage system from Herman Street to Leonard Street, a portion of Fairfield Drive and Pace Boulevard's drainage system within the contributing drainage basin, Herman Street from Pace Boulevard to Palafox Street, and an old

- In an LMI area.
- Project Costs = \$6,000,000

5.2 Woodrun Bridge #484307 Replacement (Stormwater Mitigation): During heavier rain events, the bridge overtops leaving all residents who live south of the bridge unable to pass. This project, along with replacing the bridge, will lift the roadway up and channel the stormwater into the creek. The design was based off a stormwater conveyance analysis, not just focused as a typical bridge replacement.

- In an LMI area.
- Project Costs = \$1,300,000
 - \$500,000 has been secured for a match from other funding sources.
 - \$800,000 additional funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

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5.3 PHS Drainage Improvements Phases I, II, and III (Stormwater Mitigation): Phase I - "D" Street Drainage Improvements, Phase II - Pensacola High School Drainage Improvements, and Phase III - County COBB Building State - Drainage Improvements.

- In an LMI area
- Project Costs = \$2,400,000
 - \$600,000 has been secured for a match from other funding sources.
 - \$1,800,000 additional funding is needed to begin this project that would be requested from this Grant.

5.4 Oakfield Acres/Palafox Street (Stormwater Mitigation): The Oakfield Acres Drainage area, Palafox Street at East Oakfield Road, Pacific Street, Majors Road, Pinestead Road, and Kenmore Road is located south of Burgess Road, east of Pensacola Boulevard, north of Airport Boulevard, and west of I-110. Construction plans will include, but not be limited to, analysis of the current drainage infrastructure and its available capacity, proposed detention areas to provide quantity attenuation, increase water quality improvements, and reestablish the original conveyance system. The Consultant will also be responsible for identifying outfall locations and proposing improvements and needed acquisitions, within the Beverly Parkway Basin Study to include, Branches "O", "N", and "P" (in order of priority), with "Q" in parallel with other branches. Branch "O" would include a new stormwater pond located south of Majors Road with conveyance.

- In an LMI area.
- Project Costs = \$13,000,000
 - \$1,800,000 has been secured for a match from other funding sources.
 - \$11,200,000 additional funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

A. Continued...

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5.5 Carver Park Phase II (Stormwater Mitigation): The Carver Park Phase I Project was completed in 2019. Phase II will continue the expansion and replacement of existing stormwater infrastructure with the goal of reducing frequency, severity, and duration of localized flooding in the Carver Park neighborhood area. This project includes roadway and drainage improvement for the area south of Muscogee Road, north of the Road Camp, east of Booker, and west of Ransom. The project will install the necessary stormwater infrastructure meeting the current standards 25-year conveyance for stormwater design and requires property acquisition for the installation of a 100-year stormwater pond to help alleviate neighborhood flooding.

- In an LMI area.
- Project Costs = \$2,900,000
 - \$740,000 has been secured for a match from other funding sources.
 - \$2,160,000 additional funding is needed to begin this project that would be requested from this Grant.

5.6 Monroe Avenue (Stormwater Infrastructure with Mitigation): Monroe Avenue is a two-lane road in a residential neighborhood in Cantonment, Florida. The project scope includes the removal and replacement of damaged tied concrete block, associated storm debris, concrete ditch pavement, re-grading the existing ditch from the side drain to the confluence of the east ditch near the northern outfall to establish positive drainage, establish erosion control measures, and the construction of a four-foot concrete ditch bottom.

- In an LMI area.
- Project Costs = \$200,000
 - No matching funds identified at this time.
 - \$1,500,000 funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

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I. Continued...

A. Continued...

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5.7 Gulf Beach Highway Pipe Replacement (Stormwater Mitigation): Project consists of replacing approximately 1,300 linear feet of an existing stormwater pipe along County Road (CR) 292A Gulf Beach Highway between Pointe Verde Road and Longwood Drive that was damaged during Hurricane Sally. Incidental items for the project include, but are not limited to, replacing a five-foot pedestrian sidewalk for the length of the project, replacing storm inlets along the pipe run, and relocating a 12-inch watermain that is conflict with the existing stormwater pipe.

- In an LMI area.
- Project Costs = \$1,500,000
- No matching funds identified at this time.
- \$1,500,000 funding is needed to begin with this project that would be requested from this Grant.

5.8 Brickyard Road (Stormwater Infrastructure Activities): Construction plans will include, but not be limited to, the design for repair in kind to the existing culvert pipe running underneath Brickyard Road, the existing headwall, and repair and replacement of the existing road and outfall system. A&E Services shall provide construction plans, hydraulic analysis (if required), permitting (if required), public involvement (if required), bid documents (if required), bid assistance (if required), and full project construction oversight for the Brickyard Road project.

- In an LMI area.
- Project Costs = \$2,000,000
- No matching funds identified at this time.
- \$2,000,000 funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

A. Continued...

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5.9 Vista Park (Stormwater Infrastructure Activities): This project involves repaving the parking lot, adding a curb and adjacent sidewalk to provide for safe and convenient use for all persons and be compliant with all ADA and Universal Access regulations; ensure the parking stripes, stop blocks, signage, and pedestrian path markings are replaced; reconstruct the seawall pile cap damaged by storm debris and any adjacent sidewalk consistent with same ADA and Universal Access regulations.

- Not in an LMI area.
- Project Costs = \$1,000,000
- No matching funds identified at this time.
- \$1,000,000 funding is needed to begin this project that would be requested from this Grant.

5.10 Muldoon Road Drainage Improvements (Stormwater Mitigation): The Muldoon, Velma, Saufley Field Drainage Improvements Project is located in the Bellview area of Escambia County, Florida. The project extends from Bayou Marcus Creek at the south end to Bellview Avenue on the north end. Areas of focus include the existing County owned Velma Drive Pond located near 7400 Velma Drive, Muldoon Road between King Street and Saufley Field Road, the existing County owned Windham Pond located near 5806 Muldoon Road, the existing County owned Felton Regional Pond located near 5005 Saufley Field Road, and the existing drainage system on Muldoon Road north of Saufley Field Road, which includes the existing County owned Midas Pond and Hogan Pit Pond.

- Not in an LMI area.
- Project Costs = \$8,200,000
- \$1,800,000 has been secured for a match from other funding sources.
- \$8,200,000 funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

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I. Continued...

A. Continued...

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5.11 Bayou Grande Villas (Stormwater Mitigation): Bayou Grande Villa is a subdivision constructed in the mid-1970s located on the south side of Gulf Beach Highway. Consisting of about 220 homes and properties, the area borders Bayou Grande with a central canal that extends to the bayou itself. Drainage for the subdivision consists of an underdrain and concrete pipe that picks up water from Gulf Beach Highway and outfalls into the canal. The goal of this project is to replace and restore the underdrains and associated drainage systems to a functioning state while also bringing the system up to current Escambia County Codes and Standards. The drainage system is located within County drainage easements and right-of-way.

- Not in LMI area.
- Project Costs = \$2,400,000
 - No matching funds identified at this time.
 - \$2,400,000 funding is needed to begin this project that would be requested from this Grant.

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MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

A. Continued...

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5.12 Olive Road Street and Drainage Improvement (Stormwater Infrastructure Activities): The Olive Road Street Improvement Project is in Pensacola, Florida, and includes transitioning Olive Road into a "Complete Street". Olive Road is located just north of Interstate 10 and south of Nine Mile Road. The project limits are between Palafox Highway and North Davis Highway. The existing conditions mostly include rural two to three lane roadways with five-foot shoulders and an open drainage system. At the east end of the project, near Davis Highway, the roadway is five lanes with curb and gutter, sidewalks, and a closed drainage system. The intent of this project is to convert the roadway into an urban typical by removing the shoulders and adding Type "F" curb and gutter, five-foot sidewalks on the north side and a ten-foot multi-use part on the south. A two-way left turn lane will also be added to the median east of Cody Lane. Additional proposed work includes resurfacing the entire remaining roadway, adding a closed drainage system, establishing a stormwater detention pond, adding landscaping (including street trees) between the roadway and pedestrian features, improving lighting at the signalized intersections and midblock crosswalks, improving the traffic and pedestrian signals, analyzing, and improving the existing signing and placing new pavement markings.

- In an LMI area.
- Project Costs = \$14,586,768
 - \$7,350,000 has been secured for a match from other funding sources.
 - \$7,236,768 funding is needed to begin this project that would be requested from this Grant; and

MINUTES – MARCH 23, 2023

REGULAR BCC AGENDA – Continued

8. Continued...

I. Continued...

- B. Narrow down the above projects to the top three and authorize staff to complete and submit the Rebuild Florida Hurricane Infrastructure Repair Grant applications on behalf of the County.

Motion: So moved [to drop]
For Information: This Item was revised and moved to the County Administrator's Discussion section of the Agenda as Item 6.
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously
Speaker(s): None

CLERK & COMPTROLLER'S REPORT – Honorable Pam Childers, Clerk of the Circuit Court and Comptroller

I. CONSENT AGENDA

1. Recommendation: That the Board accept, for filing with the Board's Minutes, the following two Annual Comprehensive Financial Reports. These reports will be available online at: <https://www.escambiaclerk.com/Archive.aspx?AMID=36>
 1. The Government Finance Officer's Association Version of the Escambia County, Florida Annual Comprehensive Financial Report, Fiscal Year Ended September 30, 2022.
 2. The Auditor General Version of the Escambia County, Florida Annual Comprehensive Financial Report, Fiscal Year Ended September 30, 2022.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

CLERK & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

2. Recommendation: That the Board accept, for filing with the Board's Minutes, the Tourist Development Tax (TDT) Collections Data for the January 2023 returns received in the month of February 2023, as prepared by the Treasury Department of the Clerk and Comptroller's Office.

- Total collections received in February 2023 were \$810,990 compared to \$778,905 in February 2022. A comparison of February 2023 to February 2022 is a 4% increase.
- Year-to-date collections for FY2023 are \$5,822,597 compared to \$5,900,207 for FY2022.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

3. Recommendation: That the Board accept, for filing with the Board's Minutes, the Investment Portfolio Summary Report for the month ended February 28, 2023, as required by Ordinance Number 95-13. On February 28, 2023, the portfolio market value was \$612,609,596. The short-term portfolio achieved a yield of 4.62%. The long-term CORE portfolio achieved a yield of 4.65%.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

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

- A. The Residential Rehab Program Cancellation of Lien between the Escambia Board of County Commissioners and Deborah A. Rancifer for 900 Medford Avenue, Pensacola, FL, 32505, recorded in Official Records Book 8934, Page 1489, as the indebtedness has been paid in full;
- B. The Financial Statements and Required Supplementary Information, Escambia County, Florida, Detention/Jail Commissary Fund, September 30, 2022, as provided by Warren Averett, CPAs and Advisors;

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MINUTES – MARCH 23, 2023

CLERK & COMPTROLLER'S REPORT – Continued

I. CONSENT AGENDA – Continued

4. Continued...

- C. The Escambia County, Florida, Schedule of Activity for the Landfill Management Escrow Cash Account for the year ended September 30, 2022, as provided by Warren Averett, CPAs and Advisors;
- D. The Escambia County, Florida, Law Library Board Annual Audit Report, September 30, 2022, as provided by Warren Averett, CPAs and Advisors; and
- E. The Santa Rosa Island Authority, A Component Unit of Escambia County, Florida, Financial Statements, September 30, 2022.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

5. Recommendation: 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 Reports of the Agenda Work Session and the Gary Sansing Public Forum held March 2, 2023; and

B. Approve the Minutes of the Regular BCC Meeting held March 2, 2023.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

GROWTH MANAGEMENT REPORT – Horace Jones, Director, Development Services Department

I. FOR ACTION

1. Recommendation: That the Board take the following action concerning a two-year, at-large appointment to the Escambia County Planning Board:
 - A. Appoint Tim Pyle effective March 23, 2023, through March 22, 2025;
 - B. Appoint Julie Duvall effective March 23, 2023, through March 22, 2025; or
 - C. Appoint Dan Hoffman effective March 23, 2023, through March 22, 2025.

Motion: Move to appoint Tim Pyle to the at-large position
Made by: Commissioner Barry
Seconded by: Commissioner Bender
Disposition: Carried unanimously

2. Recommendation: That the Board take the following action concerning recording of Preserve at Deer Run Phase 5 (an 8-lot single family private residential subdivision) located in District 1 of the Beulah Community, lying north off Oak Haven Road and west of Beulah Road (State Road 99), owned and developed by D.R. Horton, Inc. Prior to recording, the County Surveyor and the Clerk of the Circuit Court must sign the final plat as set forth in Section 2-5.7, of the Escambia Land Development Code. Also, prior to recording, the County Surveyor must sign the final plat as set forth in Chapter 177.081 (1) Florida Statutes;
 - A. Approve the final plat for recording; and
 - B. Approve the street name “Oak Haven Road.”

Motion: Move the Item in the affirmative
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

GROWTH MANAGEMENT REPORT – Continued

I. FOR ACTION – Continued

3. Recommendation: That the Board review and approve a Hold Harmless Agreement with Charles L. Karr and Jodie G. Karr, for construction of a seawall at 997 San Sebastian Circle, Parcel I.D. #08-2S-31-5000-000-005, which will serve to hold the County, its officers and employees, harmless from any damages to persons or property that may result from authorized construction.

Motion: Move it forward
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously

II. CONSENT AGENDA

1. Recommendation: That the Board authorize the scheduling of the following Public Hearing for April 6, 2023:

5:49 p.m. - A Public Hearing - Delta Contractors Recycling Facility Located at 175 West Burgess Road

Summary: Review and approve, modify, or deny the request for the issuance of a new permit to operate a concrete/asphalt crushing recycling and/or processing facility, located at 175 West Burgess Road, Pensacola, Florida, owned by Jeff Godwin, Delta Contractors of Northwest Florida, Inc.

Motion: Move the Consent Agenda
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Wesley J. Moreno, County Administrator

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1. Recommendation: That the Board take the following action concerning the HOME Investment Partnerships American Rescue Plan Program (HOME-ARP) Allocation Plan supplemental documentation:
 - A. Approve and authorize the County Administrator to sign the HOME-ARP Certifications Form;
 - B. Approve and authorize the County Administrator to sign the U.S. Department of Housing and Urban Development (HUD) Form SF-424;
 - C. Approve and authorize the County Administrator to sign HUD Form SF-424B;
 - D. Approve and authorize the County Administrator to sign HUD Form SF-424D; and
 - E. Approve and authorize the County Administrator to sign any additional technical documents, Certifications, National Environmental Policy Act (NEPA) Environmental Reviews, and other documents to implement, receive, and amend the HOME-ARP funding.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

2. Recommendation: That the Board authorize the scheduling of a Public Hearing on April 6, 2023, at 5:33 p.m., to consider the adoption of an Ordinance creating the Allison Acres Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

3. Recommendation: That the Board approve and authorize the Chairman to sign the Memorandum of Agreement (MOA) with Baptist Health Care, Inc. (Baptist). The MOA establishes the framework through which Escambia County Emergency Medical Services (EMS) will provide interfacility transport for patients being transferred from the old to the new hospital facility upon its opening.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

4. Recommendation: That the Board authorize the scheduling of a Public Hearing for April 6, 2023, at 5:31 p.m., for the purpose of receiving comments from the public concerning the following proposed Federal Transit Administration (FTA) Capital Grant Funding Opportunity Applications by the Mass Transit Department:

- Section 5339(c) Low or No Emission (Low-No) Capital Grant Application
- Section 5339(b) Bus and Bus Facilities Capital Grant Application

Funding: The Grant Applications are for an estimated total of \$18,868,818. The local match of \$2,717,709 will be covered by State Toll Revenue Credits. Additionally, up to \$2,700,000 from the Department of Environmental Protection (DEP) Grant Award will be applied as a local contribution towards the purchase of electric buses.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

5. Recommendation: That the Board authorize the scheduling of a Public Hearing for April 6, 2023, at 5:32 p.m., for the purpose of receiving comments from the public concerning the following proposed Federal Transit Administration (FTA) Capital Grant Funding Opportunity Application by the Mass Transit Department:

- Section 5339(b) Bus and Bus Facilities Competitive Capital Grant Application for the construction of a new Mass Transit Facility and the purchase of four cutaways.

Funding: The Grant Application is for an estimated total of \$36,915,173. The local match of \$4,147,437 will be covered by State Toll Revenue Credits. Additionally, if awarded, the County will provide the building site for the new facility. If awarded, the Mass Transit Department and/or County will cover the estimated design fees of \$200,000 for the facility.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

6. Recommendation: That the Board take the following action concerning the Park License and Management Agreements for County athletic parks between Escambia County, Florida, and volunteer athletic associations:

A. Approve each of the Agreements authorizing license and management of County-owned property for public recreation purposes with the following volunteer athletic organizations:

1. Bellview Football Club at Bellview Park;
2. Brent Youth Sports Association, Inc. at Brent Athletic Park;
3. Cantonment Football Club, Inc. at Cantonment Athletic Park;
4. Ensley Youth Sports Association, Inc. at John R. Jones Park (football fields);
5. Five Flags Knights Lacrosse, Inc. at Brent Baseball Park;
6. Miracle League of Pensacola at John R. Jones Park;
7. Molino Recreation Association at Don Sutton Park;
8. Molino Recreation Association at Cantonment Athletic Park (baseball fields);
9. Myrtle Grove Athletic Association at Myrtle Grove Park;
10. Northwest Escambia Bradberry Park at Harvey C. Bradberry Park;
11. Pensacola Futbol Club, Inc. at Ashton Brosnahan Park;
12. Pensacola Men's Baseball League, Inc. at Bellview Park (Field 9);
13. Perdido Bay Futbol Club, Inc. at Baars Field;
14. Perdido Bay Futbol Club, Inc. at Southwest Escambia County Sports Complex Park;
15. Perdido Bay Youth Sports Association, Inc. at Southwest Escambia County Sports Complex Park;
16. Youth Association of NE Pensacola at John R. Jones Park (baseball/softball fields); and

B. Authorize the Chairman to execute each of the 16 Park License and Management Agreements for the aforementioned volunteer athletic organizations, effective upon Board approval.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

7. Recommendation: That the Board take the following action concerning the scheduling of a Public Hearing to consider the Petition to Vacate an alleyway located in Block 10 of the Highland Park Subdivision:

- A. Authorize the Scheduling of a Public Hearing for May 4, 2023, at 5:31 p.m., to consider the vacation of a 20 foot wide alleyway in Block 10 of Highland Park Subdivision, as petitioned by Ronnie Enfinger and Angela Kronlage; and
- B. Require the Petitioner to notify all property owners within a 500 foot radius.

The real property mentioned in this Petition to Vacate is located in Commission District 3.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh
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Disposition: Carried unanimously

8. Recommendation: That the Board take the following action concerning the Ratification Certificates of the Memorandum of Agreements (MOA) between the Escambia County Board of County Commissioners (BCC), and the Florida Police Benevolent Association, Inc.;

- A. Approve and ratify the fully executed Ratification Certificate of the MOA between the BCC and the Florida Police Benevolent Association, Inc., revising the base rates for each bargaining unit classification to mirror the current BCC wage table; and
- B. Approve and authorize the Chairman to sign the Ratification Certificate of the MOA between the BCC and the Florida Police Benevolent Association, Inc., clarifying Seniority and Promotional Procedures.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh
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Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

9. Recommendation: That the Board approve and authorize the Chairman to execute the Covenant of Purpose, Use, and Ownership between Escambia County, Florida, and the U.S. Department of the Treasury regarding the Perdido Bay Boat Ramp project.

Motion: Move the Technical/Public Service Consent Agenda [Items 1 through 9]
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

II. BUDGET/FINANCE CONSENT AGENDA

1. Recommendation: That the Board take the following action concerning the Contract Awards for State Housing Initiatives Partnership (SHIP) Program Housing Rehabilitation Services for property located at 8614 Grimsley Street:
- A. Approve and authorize the County Administrator to sign the SHIP Housing Rehabilitation Services Program Agreement between Escambia County, Florida; Mark Taylor Construction, LLC, the Contractor; and Colette Maxwell, the Owner; per the terms and conditions of NED S-864-020823, NED SHIP Single Family Housing Repair for property located at 8614 Grimsley Street in the amount of \$10,132;
 - B. Authorize the issuance of a Purchase Order in the amount of \$10,132 to Mark Taylor Construction, LLC;
 - C. Approve and authorize the County Administrator to sign the SHIP Housing Rehabilitation Services Program Agreement, between Escambia County, Florida; Shaffer Construction, the Contractor; and Colette Maxwell, the Owner; per the terms and conditions of NED S-864-020823, NED SHIP Single Family Housing Repair for property located at 8614 Grimsley Street in the amount of \$39,865; and
 - D. Authorize the issuance of a Purchase Order in the amount of \$39,865 to Shaffer Construction.

(Continued on Page 24)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

1. Continued...

Vendor/Contractor	Funding	Amount	Contract Number
Mark Taylor Construction, LLC	Fund 120 Cost Center 370209 and/or Cost Center 370210	\$10,132	NED S-864-020823
Shaffer Construction	Fund 120 Cost Center 370209 and/or Cost Center 370210	\$39,865	NED S-864-020823

Project located in Commission District 3.

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Recommendation: That the Board approve and authorize the County Administrator to issue and sign Change Order #8 to Purchase Order #161575, to Mott MacDonald Florida, LLC, in the amount of \$56,520 on Contract PD 15-16.040 for the Jones Swamp Floodplain Restoration Project to fund full time Construction Engineering and Inspection (CEI):

Department:	Natural Resources Management
Division:	RESTORE
Type:	Addition
Amount:	\$56,520
Vendor:	Mott MacDonald Florida, LLC
Project Name:	Jones Swamp Floodplain Restoration
Purchase Order #:	161575
Change Order #:	8
Change Order #1:	\$0
Change Order #2:	\$0
Change Order #3:	\$0
Change Order #4:	\$0
Change Order #5:	\$0
Change Order #6:	\$60,936.34
Change Order #7:	\$0
Change Order #8:	\$56,520
Original Contract Amount:	\$181,184
Cumulative Amount of Change Orders Through this Change Order:	\$117,456.34
New Contract Total Amount:	\$298,640.34
Funding Source:	Fund 118, Gulf Coast Restoration Fund, Cost Center 222002, NFWF#45910 Bayou Chico, Object Code 56301, Project NFWF10EC

(Continued on Page 26)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Continued...

This project is located in Commission District 2.

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

3. Recommendation: That the Board take the following action concerning the Contract Award for the Jones Swamp Floodplain Restoration Project:

- A. Approve the Agreement between Escambia County, Florida, and Streamline Environmental, LLC, per the terms and conditions of PD 22-23.038, Jones Swamp Floodplain Restoration Project, in the amount of \$1,471,080.50;
- B. Authorize the County Administrator or their designee to sign the Agreement; and
- C. Approve and authorize the County Administrator to issue and sign a Purchase Order in the amount of \$1,471,080.50 to Streamline Environmental, LLC.

Vendor/Contractor	Funding	Amount	Contract Number
Streamline Environmental, LLC	Fund 118, Gulf Coast Restoration Fund Cost Center 222002, NFWF#45910 Bayou Chico Object Code 56301, Improvements Other Than Buildings Project Code NFWF10EC	\$1,471,080.50	PD 22-23.038

(Continued on Page 27)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3. Continued...

An Invitation to Bid (ITB) for the Jones Swamp Project was advertised for solicitation on November 2, 2022. The County pulled the solicitation to allow time to work out details for the disposal of excavated material with Pensacola State College. The project narrative, drawings, and fee schedule were updated to clearly articulate that all excavated material would be hauled offsite.

The ITB for PD 22-23.038 Jones Swamp Floodplain Restoration and Expansion (Re-Solicit) was advertised via Vendor Registry on January 6, 2023, and was issued to 379 registrants representing 281 firms. The solicitation was viewed 144 times and downloaded by 50 firms. The ITB due date was February 6, 2023; eight responsive bids were received with the low bid of \$1,471,080.50 coming from Streamline Environmental, LLC.

The project is located in Commission District 2.

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

4. Recommendation: That the Board take the following action concerning the Contract Award for the Beulah Master Plan:

A. Authorize County staff to pursue an amendment from the U.S. Department of the Treasury to allocate an additional \$331,220 from the RESTORE Act Direct Component (Pot 1) to Award RDCGR080139-01-00 to cover increased project costs and time extension;

B. Approve the allocation of funds in the amount of \$331,220 in the General Fund Cares Reimbursement Cost Center 110190, with the funds being reimbursed as grant funds are received in order to fully fund the contract between Escambia County, Florida, and Sigma Consulting Group, Inc.;

(Continued on Page 28)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

4. Continued...

- C. Approve and authorize the County Administrator to sign the Agreement between Escambia County, Florida, and Sigma Consulting Group, Inc., per the terms and conditions of PD 22-23.009, for the Beulah Master Plan, in the amount of \$581,220; and
- D. Approve and authorize the County Administrator or designee to sign, subject to legal review and sign-off, any subsequent program-related documents for this project that do not alter the finite terms of the funding amounts or budgets.

Vendor/Contractor	Funding	Amount	Contract Number
Sigma Consulting Group, Inc.	Fund 118, Gulf Coast Restoration Cost Center 222032, RESTORE Beulah Master Plan Object Code 53101 Project #RDC80139	\$250,000	PD 22-23.009
Sigma Consulting Group, Inc.	Fund 001, General Fund Cost Center 110190, General Fund Cares Reimbursement Object Code 53101	\$331,220	PD 22-23.009
Total Funding:		\$581,220	

On October 24, 2022, a Request for Proposal was issued and resulted in 21 responses with Sigma Consulting Group, Inc., as the winning consultant. Two rounds of fee negotiations took place on January 26, 2023, and February 8, 2023, respectively. These negotiations resulted in a Final and Best Offer from Sigma Consulting Group, Inc., of \$581,220 for base and optional services.

This project is located in Commission District 1.

Motion: Move that we approve this Item
Made by: Commissioner Bergosh
Seconded by: Commissioner Barry
Disposition: Carried unanimously
Speaker(s): Chris Curb, Theresa Blackwell, Steve Campbell, and Ceceilia Campbell

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

5. Recommendation: That the Board approve and authorize the County Administrator to issue and sign Change Order #8 in the amount of \$19,280, to Purchase Order #221165, to Roads, Inc. of NWF, on Contract PD 20-21.078, 11 Mile Basin – West Roberts Road Project, to relocate a four-inch watermain, add a waterline insert-a-valve, and remove a hazardous live oak tree in the right-of-way at 2707 West Roberts Road.

Department:	Natural Resources Management
Division:	RESTORE
Type:	Addition
Amount:	\$19,280
Vendor:	Roads, Inc. of NWF
Project Name:	11 Mile Basin - West Roberts Road
Contract:	PD 21-21.078
Purchase Order #:	221165
Change Order #:	8
Change Order #1:	\$322,272.27
Change Order #2:	\$0
Change Order #3:	\$0
Change Order #4:	\$0
Change Order #5:	\$93,806
Change Order #6:	\$74,770.30
Change Order #7:	\$0
Change Order #8:	\$19,280
Original Contract Amount:	\$3,735,018.47

(Continued on Page 30)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

5. Continued...

Cumulative Amount of Change Orders Through this Change Order:	\$510,128.57
New Purchase Order Total Amount:	\$4,245,147.04
Funding this Change Order:	Fund 353, LOST IV, Cost Center 210106, Object Code 56301, Project 22EN1735

This project is located in Commission District 5.

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

6. Recommendation: That the Board take the following action concerning the State of Florida Department of Environmental Protection (FDEP) Resilient Florida Program Grant Agreement #22SRP15:
- A. Approve and authorize the Chairman or Vice Chairman to execute the FDEP Resilient Florida Program Grant Agreement #22SRP15, in the amount of \$4,195,000, for construction of the Beach Haven Northeast Drainage and Sanitary Sewer Project Phase II;
 - B. Authorize the Chairman to execute, subject to legal sign-off, any subsequent program-related documents for this project that do not alter the finite terms and funding amounts or budgets; and
 - C. Adopt and authorize the Chairman or Vice Chairman to sign the Resolution [R2023-23] approving Supplemental Budget Amendment #SBA-23032 to recognize and appropriate the \$4,195,000 awarded under Agreement #22SRP15 for the construction of the Beach Haven Northeast Drainage and Sanitary Sewer Project Phase II.

(Continued on Page 31)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

6. Continued...

Revenues				
Source of Funds	Amount	Account Codes	Project Number	Contract
State of Florida Department of Environmental Protection Resilient Florida Program	\$4,195,000	Fund 353, Local Option Sales Tax IV, Revenue Account (new)	19EN0452	22SRP15
Total Revenue	\$4,195,000			
Expenditures				
Source of Funds	Amount	Account Codes	Project Number	Contract
State of Florida Department of Environmental Protection Resilient Florida Program	\$4,195,000	Fund 353, Local Option Sales Tax IV, Cost Center (New), Object Code 56301	19EN0452	22SRP15
Total Expenditures	\$4,195,000			

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

7. Recommendation: That the Board make the following revisions and take the following action concerning the 2023 Gulf Coast Summerfest Jazz Edition:
- A. Make the determination that the promotion of the 2023 Gulf Coast Summerfest Jazz Edition event that may be privately owned or promoted has as one of its main purposes the attraction of tourists for which tourist development funds under section 125.0104, Florida Statutes, may be used. (AGO 2000-25); and
- B. Approve funding for the 2023 Gulf Coast Summerfest Jazz Edition, William Banks Enterprise, Inc., in the amount of \$75,000, from Fund 108, Cost Center 360101 (1-2 Cent Tourist Promotion), Account 58201.

Vendor	Funding	Amount	Description
William Banks Enterprise, Inc.	Fund 108 Cost Center 360101 Account Code 58201	\$75,000	The funds will be used for the 2023 Gulf Coast Summerfest Jazz Edition.

Motion: Move that we approve this Item

Made by: Commissioner Bergosh

Seconded by: Commissioner Barry

Disposition: Carried 3-2, with Commissioner Bender and Commissioner Kohler voting "no"

8. Recommendation: That the Board take the following action concerning the Federally Funded Subaward and Grant Agreement #R0577 between Escambia County, Florida, and the State of Florida Division of Emergency Management (FDEM) regarding funding from the State Homeland Security Grant Program for Escambia County Fire Rescue's (ECFR) Regional Hazmat Team Sustainment:
- A. Approve and authorize the Chairman to sign the Federally Funded Subaward and Grant Agreement #R0577 between Escambia County, Florida, and FDEM for ECFR's Regional Hazmat Team Sustainment, in the amount of \$16,500; and

(Continued on Page 33)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Continued...

- B. Adopt and authorize the Chairman to sign the Resolution [R2023-8] approving Supplemental Budget Amendment #SBA-23028, to balance the Cost Center to reflect that the 2019 Grant of \$40,915 was not used; therefore the reimbursement funds were never received. When staff discovered the unexecuted, unused Grant, an extension was requested from FDEM, which was granted if the funds were spent by June 2022. Accordingly, staff presented a Recommendation to the Board in April 2022, the earliest date after the extension was approved by FDEM. Unfortunately, due to the short time frame, supply chain issues, and procurement issues, staff could not complete a procurement in the two-month time frame to receive the funds.

Revenues			
Source of Funds	Amount	Account Codes	Contract
FDEM	\$16,500	331272	R0577
FDEM	(\$40,915)	331272	
Total Revenue	(\$24,415)		
Expenditures			
Source of Funds	Amount	Account Codes	Agreement
110	\$16,500	Cost Center 330232, Account Code 54601 Cost Center 330232, Account Code 55201	R0577
110	(\$40,915)	Cost Center 330232, Account Code 54601	
Total Expenditures	(\$24,415)		

(Continued on Page 34)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Continued...

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh Disposition: Carried unanimously

9. Recommendation: That the Board take the following action concerning the Contract Award for the Case Management Software Program, PD 21-22.002:

- A. Approve the Agreement between Escambia County, Florida, and Corrections Software Solutions, LP;
- B. Authorize the County Administrator to sign the Agreement; and
- C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of \$150,660, to Corrections Software Solutions, LP.

Vendor/Contractor	Funding	Amount	Contract Number
Corrections Software Solutions, LP	Fund 001, General Fund Cost Center 290307, Pretrial Release, Funding: Pending approval of the JAG fund of \$50,322. Fund 110 Other Grants & Projects	\$150,660	PD 21-22.002

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

10. Recommendation: That the Board approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of \$142,350, to Charm-Tex, Inc., for the purchase of more durable mattresses for the Escambia County Jail.

Vendor/Contractor	Funding	Amount	Contract Number
Charm-Tex, Inc.	Fund 111, Inmate Welfare Fund Cost Center 290406, Inmate Welfare	\$142,350	PD 21-22.128

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

11. Recommendation: That the Board take the following action concerning authorization for legal action related to defaulted contracts for reimbursement of training expenses and hiring incentive bonuses:

- A. Approve and authorize the County Attorney's Office to file a small claims case against the following individuals related to the default of their respective contracts for reimbursement of training expenses or hiring incentive bonuses; and

Incentives	
Micheliend Forest	\$1,481.41
Cela McPherson	\$1,675.82
Breanne Carr	\$1,701.88
Zachary Chisholm	\$1652.41
Kaylen Clausell	\$2,000
Jazmine Hall	\$1,653.20
Kennedy Williams	\$2,000
Jalayah Kirkland	\$2,000
Shadacia Portis	\$1,744.73
Marvin Thurman	\$2,000
Matthew Wester	\$2,000
Tiffany Williamson	\$2,000
Keith Hill	\$2,000
Brianna Nettles	\$1,950
Summer Taylor	\$1,333.31
Jailon Bryant	\$1545.79
Loretta Hector	\$2,000

(Continued on Page 37)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

11. Continued...

A. Continued...

Trainees	
Anthony Buchanan	\$1,363.48
Ava Miller	\$1,826.86
Edward Gates	\$2,020.58
Porshemka Gray	\$2,388.89
Summer Taylor	\$2,037.10

B. Approve and authorize the County Attorney's Office to prepare and the Chairman to execute all documents related to the aforementioned action.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

12. Recommendation: That the Board approve the following allocations of Law Enforcement Trust (LET) Funds per the requirements of F.S. 932.7055(5) for Outside Agency partners in Escambia County, Florida, for Fiscal Year 2022-2023:

- A. Manna Food Bank, Inc., in the amount of \$1,000;
- B. Lighthouse Private Christian Academy, Inc., in the amount of \$1,000;
- C. West Florida High School Softball Boosters, Inc., in the amount of \$1,500;
- D. Ensley Youth Sports Association, Inc., in the amount of \$2,000;
- E. My Brothers and Sisters, Inc., in the amount of \$1,500;
- F. Gulf Coast Kid's House, Inc., in the amount of \$10,000;
- G. Knowledge Ministries, Inc., in the amount of \$1,500;
- H. Robinson Harris Academy of Music, Inc., in the amount of \$1,000; and
- I. Teen Challenge of Florida, Inc., in the amount of \$1,000.

Upon approval of these funding allocations the Sheriff's Office will process all appropriate paperwork and submit for payment from LET Funds to the Escambia County Clerk of the Circuit Court and Comptroller.

Funding Source: Fund 121, Law Enforcement Trust Fund, Cost Center 540103, Object Code 58201, Aids to Private Organizations.

Motion: Move the balance

For Information: The "balance" refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

13. Recommendation: That the Board approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of \$898,742, for payment to USI Insurance Services, LLC, broker/agent of record, to place commercial property insurance on the Escambia County Jail through Amwins Brokerage of Alabama, LLC, for the period of April 1, 2023, through April 1, 2024.

Vendor/Contractor	Funding	Amount
USI Insurance Services, LLC	Fund 501, Internal Service Fund, Cost Center 140835, Object Code 54501	\$898,742

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

14. Recommendation: That the Board take the following action concerning Long Term and Short Term Disability through The National Lincoln Insurance Company:
- A. Adopt the Resolution [R2023-25] approving Supplemental Budget Amendment #SBA-23033, Internal Services Fund (501), in the amount of \$143,600, of which \$117,000 will be to recognize employee contributions for the new Short Term Disability plan, and \$26,600 for additional Long Term Disability employee contributions;
 - B. Approve and authorize the County Administrator, or designee, to issue and sign Change Order #1 for Purchase Order #230834, The Lincoln National Life Insurance Company, in the amount of \$77,800, for Long Term Disability; and
 - C. Approve and authorize the County Administrator, or designee, to issue and sign Change order #1 for Purchase Order #230859, The Lincoln National Life Insurance Company, in the amount of \$65,800, for Short Term Disability.

(Continued on Page 40)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

14. Continued...

Department:	Long Term Disability	Short Term Disability
Type:	Addition	Addition
Amount:	\$77,800	\$65,800
Vendor:	The Lincoln National Life Insurance Company	The Lincoln National Life Insurance Company
Purchase Order:	230834	230859
Change Order:	1	1
Original Amount:	\$51,200	\$51,200
Change Order 1:	\$77,800	\$65,800
Total:	\$129,000	\$117,000
Funding Source:	Fund 501, Benefits Cost Center 150113 Account 54501	Fund 501, Benefits Cost Center 150113 Account 54501

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

15. Recommendation: That the Board take the following action concerning the Contract Award for Procurement Software for the Purchasing Department, PD 21-22.084:

A. Award an Agreement between Escambia County, Florida, and OpenGov, Inc., for Procurement Software, per the terms and conditions of PD 21-22.084, Procurement Software;

(Continued on Page 41)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

15. Continued...

- B. Authorize the use of National Association of State Purchasing Officials (NASPO) Master Agreement with the State of Utah (Agreement #AR2472), and Florida Department of Management Services (DMS) Alternative Contract Source (ACS) #43230000-NASPO-6-ACS, valid from October 14, 2016, through September 15, 2026, authorizing Carahsoft Technology Corporation to be a re-seller of OpenGov to Escambia County, Florida; and
- C. Authorize the County Administrator or their designee to issue and sign the related Purchase Order for Year One of \$39,712.15.

Vendor/Contractor	Funding	Amount	Contract Number
Carahsoft Technology Corporation	Fund 001, General Fund Cost Center 140701, Office of Purchasing Admin Object Code 53401, Other Contractual Services	\$39,712.15	PD 21- 22.084

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

16. Recommendation: That the Board take the following action concerning PD 02-03.79, Professional Consulting Services, as Governed by Florida Statute 287.055:

- A. Approve and authorize the County Administrator to sign a Task Order-Based Continuing Contract with Amtech Solutions, Inc., an architecture and engineering firm, based on the "Current Averages for Audited Overhead, Expense and Facilities Capital Cost of Money (FCCM) Rates," as provided in the current Florida Department of Transportation Negotiation Handbook Guidelines for Professional Services Contracts; and
- B. Authorize the Department(s), in conjunction with the Office of Purchasing, to negotiate Task Orders, according to Florida Statute 287.055, "Consultants Competitive Negotiation Act" (A&E Services), on a project by project basis.

Motion: Move the balance

For Information: The "balance" refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

17. Recommendation: That the Board to take the following action concerning the Contract Award for Solicitation of Livestock Collection and Boarding Services Contract PD 22-23.046:

- A. Approve and authorize the County Administrator or their designee to sign the Agreement between Escambia County, Florida, and Joshua L. Weekley dba Cowboy Express by Joshua Weekley, per the terms and conditions of PD 22-23.046, Solicitation Livestock Collection and Boarding Services Contract for an annual amount of \$35,448 plus boarding fees; and
- B. Approve and authorize the County Administrator or their designee to sign the Lease Agreement between Escambia County, Florida, and Joshua L. Weekley dba Cowboy Express by Joshua Weekley, per the terms and conditions of the Livestock Collection Truck and Trailer Agreement, and per the terms and conditions of PD 22-23.046, Solicitation Livestock Collection and Boarding Services Contract, for the lease of a 2012 Chevrolet 3500 Truck, #65625, VIN 1GC4KZCG5CF231471, and a 2007 Circle W STE Trailer, #62626, VIN 1C9TB216171140386, for a fee of \$1 per year.

(Continued on Page 43)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

17. Continued...

Funding: Fund 001, Animal Control Fund, Cost Center 250207, Object Code 53401.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

18. Recommendation: That the Board approve and authorize the County Administrator to issue and sign Purchase Orders, totaling \$330,222.05, to multiple vendors listed below for the Public Safety and Public Works/Fleet Departments.

Vendor	Funding	Amount	Order Status
NAPA Auto Parts Vendor #429772	Fund 353, LOST IV Cost Center 260351 Object Code 56401 Project #21PW1439 Fund 352, LOST III Reserves Cost Center 110279 Object Code 56401 Project #21PW1439	One - 10HP Impact Kit at \$5,367.98; One - 25-Gal/50 Kit at \$8,452.96; Three - R1234YF Mobile AC Machines at \$7,153.95 each, total \$21,461.85; and Two - R134A Mobile AC Units at \$6,142.28 each, total \$12,284.56; Total cost \$47,567.35.	All items available now.

(Continued on Page 44)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

18. Continued...

Vendor	Funding	Amount	Order Status
Cutting Edge Automotive Solutions, LLC Vendor #429907	Fund 353, LOST IV Cost Center 260351 Object Code 56401 Project #21PW1439 Fund 352, LOST III Reserves Cost Center 110279 Object Code 56401 Project #21PW1439	Two - Rotary MCHM14 Mobile Column Lifts Wireless, Set of four, 56,000 lbs at \$47,368.07.00 each, total \$94,736.14; One - Heavy Duty Jack Stands package at \$10,341.76; Total cost \$105,077.90.	All items available now.
Gray Manufacturing Company, Inc. Vendor #072102	Fund 353, LOST IV Cost Center 260351 Object Code 56401 Project #21PW1439 Fund 352, LOST III Reserves Cost Center 110279 Object Code 56401 Project #21PW1439	Four - WPLS-140, 4-24 Volt Units, 56,000 lb capacity (set of four) at \$41,844.20 each; Total \$167,376.80.	Available now.

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

18. Continued...

Vendor	Funding	Amount	Order Status
Regan Mechanix, LLC Vendor #429967	Fund 353, LOST IV Cost Center 260351 Object Code 56401 Project #21PW1439 Fund 352, LOST III Reserves Cost Center 110279 Object Code 56401 Project #21PW1439	Scan tool with data links for multiple equipment brands at a cost of \$10,200.	Available now.

If approved by the Board, an Administrative Budget Amendment will be issued moving funds from the LOST III Reserves Cost Center 110279 to LOST III Public Facilities Cost Center 110267 to set up the project and expend the necessary funding.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19. Recommendation: That the Board take the following action concerning the purchase of one 2022 F-250 Crew Cab truck and three 2023 Ford F-250 Super Cab trucks with Animal Transport Units for Animal Welfare:

- A. Authorize the use of the FSA Contract #FSA 20-VEL28.0;
- B. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of \$40,352, to Bozard Ford for the purchase of one 2022 Ford F-250 Crew Cab truck that is available immediately; and
- C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of \$264,852, to Bozard Ford for three 2023 Ford F-250 Super Cab 4x4 pick-up trucks with Animal Transport Units at \$88,284 each, for Animal Welfare.

Vendor	Funding	Amount	Contract Number
Bozard Ford Vendor #423826	Fund 352, LOST III Reserves Cost Center 110279 Object Code 56402 Project #23PS2148	\$40,352	FSA 20-VEL28.0
Bozard Ford Vendor #423826	Fund 352, LOST III Reserves Cost Center 110279 Object Code 56402 Project #23PS2148	\$264,852	FSA 20-VEL28.0

If approved by the Board, an Administrative Budget Amendment will be issued moving funds from the LOST III Reserves Cost Center 110279 to LOST III Public Safety Cost Center 330435 to set up the project and expend the necessary funding.

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19. Continued...

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

20. Recommendation: That the Board take the following action concerning the purchase of three 2023 Ford Expedition XL 4x4 trucks for Emergency Medical Services (EMS):

- A. Approve the purchase of three 2023 Ford Expedition XL 4x4s for EMS from Bozard Ford at a cost of \$50,772 each; total cost \$152,316;
- B. Approve and authorize the County Administrator to issue and sign a Purchase Order in the amount of \$152,316 to Bozard Ford; and
- C. Approve and authorize the County Administrator to issue and sign a Purchase Order in the amount of \$30,017.34 (three at \$10,005.78/each), to Our Local IT, LLC dba FNG Performance, for lightbar packages for the above referenced trucks (quotes provided - vendor selected is local and will not require transport time and costs), for the EMS Department.

Vendor/Contractor	Funding	Amount
Bozard Ford Vendor #423826	Fund 353, LOST IV Cost Center 330434 Object Code 56402 Project Code 19PS0729	\$152,316
Our Local IT, LLC dba FNG Performance Pensacola, FL Vendor Number #429457	Fund 353, LOST IV Cost Center 330434 Object Code 56402 Project Code 19PS0729	\$30,017.34

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

20. Continued...

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

21. Recommendation: That the Board take the following action concerning the acceptance of a Drainage Easement for the Gulf Beach Highway Drainage Outfall Project:

- A. Accept the donation of a Drainage Easement, located at 4 Holmes Drive, from Rob R. Arnette and Theresa D. Arnette for the Gulf Beach Highway Drainage Outfall Project;
- B. Authorize the payment of documentary stamps because the property is being donated for governmental use, which is for drainage improvements, 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 with the recording of the documents; and
- D. Authorize the Chairman to accept the Easement of the day of delivery of the Easement to the Chairman, and to authorize the Chairman to acknowledge the Board's acceptance at that time.

This parcel is located in District 2.

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

22. Recommendation: That the Board take the following action concerning the conveyance of a Temporary Construction Easement to Emerald Coast Utilities Authority (ECUA):

- A. Approve the Temporary Construction Easement to ECUA (containing 715 square feet); and
- B. Authorize the Chairman or Vice Chairman to sign the necessary documents conveying the Temporary Construction Easement to ECUA.

This parcel is located in Commission District 5.

All associated recording costs will be borne by ECUA.

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

23. Recommendation: That the Board take the following action concerning the Lease Agreement between Escambia County, Florida, and Community Action Program Committee, Inc. (CAPC):

- A. Adopt and authorize the Chairman to sign a Resolution [R2023-26] authorizing the Lease Agreement of real property to CAPC; and
- B. Approve and authorize the Chairman to sign a Lease Agreement between Escambia County, Florida, and CAPC, for real property located at 292 Muscogee Road.

Rent is to be paid to the County in the amount of \$1 per year.

Motion: Move the balance
For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

24. Recommendation: That the Board take the following action concerning the Frinchez Heights Stormwater Improvements Project:

A. Adopt and authorize the Chairman to execute the Resolution [R2023-27] approving Supplemental Budget Amendment #SBA-23031, in the amount of \$494,868;

Revenues		
Source of Funds	Amount	Account Codes
Fund 353, FDEP Resilience Grant	\$494,868	Account 334491
Total Revenue	\$494,868	
Expenditures		
Source of Funds	Amount	Account Codes
Fund 353, FDEP Resilience Grant, Frinchez Heights 22FRP85	\$494,868	Account Code 210141 (new), Object Code 56301, PN 22EN1914
Total Expenditures	\$494,868	

B. Approve and authorize the Chairman to execute Grant Agreement #22FRP85 between the State of Florida Department of Environmental Protection (FDEP) and Escambia County, Florida, in the amount of \$494,868, for the Frinchez Heights Stormwater Improvements Project; and

C. 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 Frinchez Heights Stormwater Improvements Project is located in Commission Districts 3 and 4.

Motion: Move Item 24 and 25 in the affirmative
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Chris Curb

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Recommendation: That the Board take the following action concerning the Contract Award for Design Services for the Lake Charlene Phase II (Bridle Trail Estates) Project, PD 22-23.023:

A. Approve Administrative Budget Amendment #ABA-23053, in the amount of \$1,700,000, for design and construction;

Source of Funds	Amount	Account Codes
Fund 353, LOST IV	\$1,700,000	Cost Center 110280, Object Code 56301
Total	\$1,700,000	
Expenditures		
Source of Funds	Amount	Account Codes
Fund 353, LOST IV	\$1,700,000	Cost Center 210106, Object Code 56301, Project Number 23EN2102
Total Expenditures	\$1,700,000	

B. Approve the Agreement between Escambia County, Florida, and HDR Engineering, Inc., per the terms and conditions of the Lake Charlene Phase II (Bridle Trail Estates) Project, PD 22-23.023, in the amount of \$262,768.73 for design;

C. Authorize the County Administrator to sign the Agreement;

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

25. Continued...

- D. Approve and authorize the County Administrator to issue and sign a Purchase Order in the amount of \$262,768.73 to HDR Engineering, Inc. for design; and

Vendor/Contractor	Funding	Amount	Contract Number
HDR Engineering, Inc.	Fund 353, LOST IV Cost Center 210106 Object Code 56301 Project #23EN2102	\$262,768.73	PD 22-23.023

- E. Authorize the 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 Lake Charlene Phase II (Bridle Trail Estates) Project is located in Commission District 2.

Motion: Move Item 24 and 25 in the affirmative
Made by: Commissioner Barry
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously
Speaker(s): Chris Curb

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

26. Recommendation: That the Board approve and authorize the County Administrator to issue and sign Change Order #8 to McKim & Creed, Inc., in the amount of \$45,250, on Contract PD 11-12.030, Beach Haven Northeast Drainage and Sanitary Sewer Project Phase 2.

Department:	Engineering
Division:	Construction Management
Type:	Addition
Amount:	\$45,250
Vendor:	McKim & Creed, Inc.
Project Name:	Beach Haven Northeast Drainage and Sewer Project Phase 2
Contract:	PD 11-12.030
Purchase Order #:	200937 (Original PO 121406 formerly known as Jehle-Halstead, Inc.)
Change Order #:	8
Change Order #1:	\$19,000
Change Order #2:	\$80,845 - Change Order posted/not approved
Change Order #3:	\$48,800.59
Change Order #4:	(\$80,845) - Deductive Change Order / to correct Change Order #2 posting
Change Order #5 (PO200937 CO1):	Time Only
Change Order #6 (PO200937 CO2):	\$162,915
Change Order #7 (PO200937 CO3):	\$15,217

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

26. Continued...

Change Order #8 (PO200937 CO4):	\$45,250
Original Contract Amount:	\$999,430
Cumulative Amount of Change Orders Through this Change Order:	\$291,182.59
New Contract Amount:	\$1,290,612.59
Funding Source:	Fund 352, LOST III, Cost Center 210107, Object Code 56301, Project #19EN0452

This project is located in Commission District 2.

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

27. Recommendation: That the Board approve and authorize the County Administrator to issue and sign Change Order #1 to Purchase Order #231582, in the amount of \$171,185, to Site and Utility, LLC, on Contract PD 21-22.132, Mills Swamp House Site Repair and Restoration Project (EWP/NRCS).

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

27. Continued...

Department:	Engineering
Division:	Construction Management
Type:	Addition
Amount:	\$171,185
Vendor:	Site and Utility, LLC
Project Name:	Mills Swamp House Site Repair and Restoration Project (EWP/NRCS)
Contract:	PD 21-22.132
Purchase Order #:	231582
Change Order #:	1
Change Order #1:	\$171,185
Original Contract Amount:	\$294,121
Cumulative Amount of Change Orders Through This Change Order:	\$171,185
New Contract Amount:	\$465,306
Funding Source:	Fund 112, Disaster Recovery Fund, Cost Center 330906, Object Code 56301, Project No. EWPC002

The Mills Swamp House Site Repair and Restoration Project is located in Commission District 5.

Motion: Move the balance For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.
Made by: Commissioner Barry Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

28. Recommendation: That the Board approve the following new position in the Fiscal Year 2022-2023 Budget:

Veterans Services Officer, Fund 001, General Fund.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

29. Recommendation: That the Board approve a \$2,500 allocation from Commissioner Jeff Bergosh's discretionary money [for Pine Forest High School Girls Softball Booster Club].

Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110111, Object Code 58201.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

30. Recommendation: That the Board approve the request from Molino Park Elementary PTA for a \$500 funding allocation from the District 5 Discretionary Fund, for the Spring Carnival, and the issuance of a payment voucher for this purpose.

Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110115, Object Code 58201.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

31. Recommendation: That the Board approve the request from Tate High School Softball for a \$1,000 funding allocation from the District 5 Discretionary Fund, and the issuance of a payment voucher for this purpose.

Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110115, Object Code 58201.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

32. Recommendation: That the Board approve funding in the amount of \$200 to Miss Teresa's Academic Services from Commissioner Lumon May's, District 3, Discretionary fund.

Funding: Fund 001, General Fund, Commissioner's Discretionary Money, Cost Center 110113, Object Code 58201.

Motion: Move the balance

For Information: The “balance” refers to Budget/Finance Consent Agenda Items 1 through 32, with the exception of Items 4, 7, 24, and 25, which were held for separate votes.

Made by: Commissioner Barry

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION

1. Recommendation: That the Board hold a discussion concerning a strategic plan for Escambia County, Florida.

Disposition: No action taken

For Information: The Board discussed and expressed support for strategic planning if done internally.

2. Recommendation: That the Board hold a discussion concerning a Standalone Apartment Ordinance for the Land Development Code (LDC).

Disposition: No action taken

For Information: The Board expressed support for reviewing and potentially revising the Land Development Code as it relates to various aspects of multi-family housing.

3. Recommendation: That the Board hold a discussion concerning District One Medical Examiner Support (DOMES).

Disposition: No action taken

For Information: The Board held a lengthy discussion of the District One Medical Examiner Support (DOMES) and agreed to continue discussing this Item at each meeting for a period of time and to keep moving forward. The Board also discussed the desire for the primary office of the Medical Examiner to remain in Escambia County, but did express potential support for a satellite office in another County.

Speaker(s): Keith Bowe, Shirley Green, Craig Coffey, and Dan Schebler

4. Recommendation: That the Board discuss the Escambia County Broadband funding options including:

- A. The remaining ARPA Funds obligated from the Phase I Broadband Project in the north end of the County;
- B. The ARPA Funds obligated for the Phase II Broadband Project in the south end of the County; and
- C. The \$247 million in funding available for Broadband Infrastructure Expansion options.

Disposition: No action taken

For Information: The Board discussed moving forward with the funds that have previously been allocated and “backfilling” with grant funds, if awarded.

Speaker(s): Keith Bowe

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

5. Recommendation: That the Board review the \$13.5 Million Rebuild Florida Hurricane Sally Hometown Revitalization application eligibility and prioritize Escambia County's top three projects for grant submittal.

Grant Timeline

- February 14, 2023: Application Window Opened
- May 1, 2023: Application Window Closes

Eligible Counties

- The United States Department of Housing and Urban Development (HUD) designated Most Impacted and Distressed (MID) Areas (80% of the funding awarded to these counties through a competitive application process) - **\$10,811,080**
 - Escambia County
 - Santa Rosa County
- State designated MID areas (20% of the funding awarded to these counties through a competitive application process) - **\$2,702,770**
 - Okaloosa County
 - Walton County
 - Bay County

Application Thresholds

- **Minimum award** - \$500,000
- **Maximum award** - \$5,000,000

To be eligible for consideration of funding, applicants must propose programs or projects that align with Community Development Block Grant Disaster Recovery (CDBG-DR) and Departmental requirements and priorities as outlined in the Action Plan and the Consolidated Notice, including but not limited to:

- Projects must demonstrate damage tie-back to Hurricane Sally;
- Projects must primarily serve Low-Moderate Income (LMI) populations; and
- Projects must not duplicate benefits.

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

5. Continued...

Examples of potentially eligible activities include:

- Public facility improvements, including streetscapes, lighting, sidewalks, and other physical improvements to commercial areas;
- Acquisition, demolition, site preparation, or rehabilitation of commercial structures carried out by a unit of local government;
- Assistance to small businesses for rehabilitation and physical improvements to their places of business; and
- Façade improvements to private or public structures in commercial areas.

Escambia County Staff suggested grant projects:

Department	Project	Funding Needed
ECAT	ECAT 84 Solar Powered Bus Shelters with ADA Upgrades - Improvement of streetscapes and solar-powered lighting. Bus shelters will provide necessary refuge during inclement weather for those connecting to employment, educational opportunities, and other services, as well as provide the necessary lighting to feel safe and secure, especially when traveling before sunrise or after sunset.	\$3,500,000

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

5. Continued...

Department	Project	Funding Needed
Engineering	Jackson Street Sidewalks and Drainage from 57th Avenue to New Warrington Road (1.47 miles) (D2) - This project is located within an LMI area that includes small businesses, including West Jackson Square, that experienced impacts during Hurricane Sally. Many of these businesses are sustained by pedestrian and bicycle traffic, but there is no safely defined path for this type of transportation. This project will install sidewalks and correct drainage issues, providing a safe mode of pedestrian and bicycle transportation to these businesses. The project is expected to encourage further pedestrian traffic and increase the economic opportunity for these businesses. The project will also provide safer opportunities to walk to schools and to transit stop locations.	\$2,300,000
Engineering	Palafox Street Sidewalks from Highway 29 to Nine Mile Road (4.8 miles) (D3) - This project is located within an LMI area that containing a commercial district that includes multiple small and larger businesses, restaurants, and places of work that experienced impacts during Hurricane Sally. With the multitude of LMI residences located in the vicinity of these places of business, this project is expected to provide a greater economic opportunity for the local community to walk to places of employment and provide an increased opportunity for businesses to return to pre-Sally profitability and restore jobs that were lost. This project will install sidewalks and correct drainage issues, providing a safe mode of transportation to these businesses. The project will also provide safer opportunities to walk to schools and to transit stop locations.	\$5,000,000

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MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

5. Continued...

Department	Project	Funding Needed
Engineering	"W" Street sidewalks from Airport Boulevard to Highway 29 (D3) - This project is located within an LMI area that contains a commercial district that includes multiple small and larger businesses, restaurants, and places of work that experienced impacts during Hurricane Sally. This project will create interconnectivity to existing sidewalks and is expected to provide a greater economic opportunity for the local community to walk to places of employment and provide an increased opportunity for businesses to return to pre-Sally profitability and restore jobs that were lost. This project will install sidewalks and correct drainage issues, providing a safe mode of transportation to these businesses.	\$604,000
Engineering	Hollywood Avenue sidewalks and Drainage from Massachusetts Avenue to Fairfield Drive (.76 miles) (D2 & D3) - This project is located within an LMI area that contains small businesses that experienced impacts during Hurricane Sally. With the multitude of LMI residences located in the vicinity of these places of business, this project is expected to provide a greater economic opportunity for the local community to walk to places of employment and provide an increased opportunity for businesses to return to pre-Sally profitably and restore jobs that were lost. This project will install sidewalks and correct drainage issues, providing a safe mode of transportation to these businesses. The project will also provide safer opportunities to walk to schools and to transit stop locations.	\$805,000

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

5. Continued...

Department	Project	Funding Needed
Engineering	Hollywood Avenue sidewalks and Drainage from Massachusetts Avenue to Fairfield Drive (.76 miles) (D2 & D3) - This project is located within an LMI area that contains small businesses that experienced impacts during Hurricane Sally. With the multitude of LMI residences located in the vicinity of these places of business, this project is expected to provide a greater economic opportunity for the local community to walk to places of employment and provide an increased opportunity for businesses to return to pre-Sally profitably and restore jobs that were lost. This project will install sidewalks and correct drainage issues, providing a safe mode of transportation to these businesses. The project will also provide safer opportunities to walk to schools and to transit stop locations.	\$805,000

Disposition: No action taken

For Information: The Board agreed to ask staff to combine the Jackson Street, “W” Street, and Hollywood Avenue projects and submit those along with ECAT and Palafox Street so that all projects can be submitted.

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Recommendation: That the Board take the following action concerning the Rebuild Florida Hurricane Sally Infrastructure Repair Program Grant Applications:

A. Discuss the five possible Rebuild Florida Hurricane Sally Infrastructure Repair Projects that the Board prioritized at the February 16, 2023, Board of County Commissioners' Regular Meeting:

1. **New Escambia County Area Transit (ECAT)-** Energy Efficient Escambia County Transit Center and Solar Powered Bus Shelters with ADA Upgrades. The existing transit facility was built in 1979, is in a flood zone, and for 44 years has not received any major upgrades. Continuous water damage has occurred over the years and, especially since Hurricane Sally, there are windows and areas of the building that continue to leak even during smaller storms. Current Location – 3685 Muldoon Road, Pensacola, FL 32526.

- In a Low Moderate Income (LMI) area.
- Project Costs = \$30,000,000

2. **Pensacola Bay Center Upgrades** - The Pensacola Bay Center serves as a critical infrastructure element during hurricane events by providing a mass shelter facility to the citizen population of Escambia County and the City of Pensacola. The Bay Center is an indoor arena located in Pensacola, Florida, which was opened in 1985. It has operating capacities which vary from 8,000 to 10,000 seating capacity. The 23,000 square foot arena space is complimented with another 10,000 square feet of separate meeting space that has been used for emergency sheltering space. The Center has large format restroom facilities, locker rooms with showers, kitchen/food services, and emergency power for HVAC and lighting operation. The upgrades to the facility would include: 1) replacement and up-sizing of the emergency generator, 2) replacement and upgrading of the boiler, 3) replacement and up-sizing of the main HVAC cooling tower, 4) replacement of the variable frequency drives and dehumidification air handling units of the HVAC system, 5) upgrades to the large format restrooms, 6) upgrade of exterior entrances to hurricane rated door systems, 7) kitchen and food preservation upgrades including refrigerators, freezers and cooking appliances in the main kitchen. The culmination of these upgrades will enhance the facility's service integrity levels as a shelter and make special needs shelter services available to persons that could not be serviced in the past. Location – 201 East Gregory Street, Pensacola, FL 32502.

(Continued on Page 65)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

2. Continued...

- Not in an LMI area.
- Project Costs = \$2,500,000

3. **Future Ashton Brosnham-** Indoor Multiuse Sports Facility - Primary Uses: Indoor Sports and Special Events that serve the local citizens, but also host major indoor sporting events which attract tourists from across the country generating major local economic impact. Secondary and Alternate Uses: Storm shelters for citizens, and/or staging and meeting area for staff and contractors post storm. Location - 10370 Ashton Brosnham Road, Pensacola, FL 32534.

- Not in an LMI area.
- Project Costs = \$20,000,000

4. **Beach Haven Stormwater and Septic-to-Sewer Project (Updated by staff to the South Phase)** - The Beach Haven Drainage and Sanitary Sewer (South Phase) project will be a joint project between Escambia County, Florida, and Emerald Coast Utilities Authority (ECUA). The project will be a continuation of the recently completed Northeast Phase I Project and the soon to commence Northeast Phase II Project and will provide enhanced stormwater improvements and sanitary sewer services to all lots located in the southern portion of the Beach Haven neighborhood. The project extends from Bayou Grande on the south to Gulf Beach Highway on the north, Atlanta Avenue on the west and Mills Avenue on the east. The project scope will include drainage enhancements to the existing drainage system within the project area, removal of deep roadside ditches, preventing roadway and adjacent lot flooding, preventing roadside shoulder ponding, provide roadway reconstruction and resurfacing improvements, and provide sanitary sewer services as directed by ECUA with elimination of septic tanks and associated drain fields.

- In an LMI area.
- Project Costs = \$6,000,000

(Continued on Page 66)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. **Stormwater Projects (Each project would count as one of our three applications, unless combined) - Total Cost \$40,296,768**

5.1 Woodrun Bridge #484307 Replacement (Stormwater Mitigation): During heavier rain events, the bridge overtops leaving all residents who live south of the bridge unable to pass. This project, along with replacing the bridge, will lift the roadway up and channel the stormwater into the creek. The design was based off a stormwater conveyance analysis, not just focused as a typical bridge replacement.

- In an LMI area.
- Project Costs = \$1,300,000
 - \$500,000 has been secured for a match from other funding sources.
 - \$800,000 additional funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 67)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.2 PHS Drainage Improvements Phases I, II, and III (Stormwater Mitigation): Phase I - "D" Street Drainage Improvements, Phase II - Pensacola High School Drainage Improvements, and Phase III - County COBB Building State - Drainage Improvements.

- In an LMI area
- Project Costs = \$2,400,000
- \$600,000 has been secured for a match from other funding sources.
- \$1,800,000 additional funding is needed to begin this project that would be requested from this Grant.

5.3 Oakfield Acres/Palafox Street (Stormwater Mitigation): The Oakfield Acres Drainage area, Palafox Street at East Oakfield Road, Pacific Street, Majors Road, Pinestead Road, and Kenmore Road is located south of Burgess Road, east of Pensacola Boulevard, north of Airport Boulevard, and west of I-110. Construction plans will include, but not be limited to, analysis of the current drainage infrastructure and its available capacity, proposed detention areas to provide quantity attenuation, increase water quality improvements, and reestablish the original conveyance system. The Consultant will also be responsible for identifying outfall locations and proposing improvements and needed acquisitions, within the Beverly Parkway Basin Study to include, Branches "O", "N", and "P" (in order of priority), with "Q" in parallel with other branches. Branch "O" would include a new stormwater pond located south of Majors Road with conveyance.

- In an LMI area.
- Project Costs = \$13,000,000
- \$1,800,000 has been secured for a match from other funding sources.
- \$11,200,000 additional funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 68)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.4 Carver Park Phase II (Stormwater Mitigation): The Carver Park Phase I Project was completed in 2019. Phase II will continue the expansion and replacement of existing stormwater infrastructure with the goal of reducing frequency, severity, and duration of localized flooding in the Carver Park neighborhood area. This project includes roadway and drainage improvement for the area south of Muscogee Road, north of the Road Camp, east of Booker, and west of Ransom. The project will install the necessary stormwater infrastructure meeting the current standards 25-year conveyance for stormwater design and requires property acquisition for the installation of a 100-year stormwater pond to help alleviate neighborhood flooding.

- In an LMI area.
- Project Costs = \$2,900,000
- \$740,000 has been secured for a match from other funding sources.
- \$2,160,000 additional funding is needed to begin this project that would be requested from this Grant.

5.5 Monroe Avenue (Stormwater Infrastructure with Mitigation): Monroe Avenue is a two-lane road in a residential neighborhood in Cantonment, Florida. The project scope includes the removal and replacement of damaged tied concrete block, associated storm debris, concrete ditch pavement, re-grading the existing ditch from the side drain to the confluence of the east ditch near the northern outfall to establish positive drainage, establish erosion control measures, and the construction of a four-foot concrete ditch bottom.

- In an LMI area.
- Project Costs = \$200,000
- No matching funds identified at this time.
- \$1,500,000 funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 69)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.6 Gulf Beach Highway Pipe Replacement (Stormwater Mitigation): Project consists of replacing approximately 1,300 linear feet of an existing stormwater pipe along County Road (CR) 292A Gulf Beach Highway between Pointe Verde Road and Longwood Drive that was damaged during Hurricane Sally. Incidental items for the project include, but are not limited to, replacing a five-foot pedestrian sidewalk for the length of the project, replacing storm inlets along the pipe run, and relocating a 12-inch watermain that is conflict with the existing stormwater pipe.

- In an LMI area.
- Project Costs = \$1,500,000

- No matching funds identified at this time.
- \$1,500,000 funding is needed to begin with this project that would be requested from this Grant.

5.7 Brickyard Road (Stormwater Infrastructure Activities): Construction plans will include, but not be limited to, the design for repair in kind to the existing culvert pipe running underneath Brickyard Road, the existing headwall, and repair and replacement of the existing road and outfall system. A&E Services shall provide construction plans, hydraulic analysis (if required), permitting (if required), public involvement (if required), bid documents (if required), bid assistance (if required), and full project construction oversight for the Brickyard Road project.

- In an LMI area.
- Project Costs = \$2,000,000

- No matching funds identified at this time.
- \$2,000,000 funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 70)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.8 Muldoon Road Drainage Improvements (Stormwater Mitigation): The Muldoon, Velma, Saufley Field Drainage Improvements Project is located in the Bellview area of Escambia County, Florida. The project extends from Bayou Marcus Creek at the south end to Bellview Avenue on the north end. Areas of focus include the existing County owned Velma Drive Pond located near 7400 Velma Drive, Muldoon Road between King Street and Saufley Field Road, the existing County owned Windham Pond located near 5806 Muldoon Road, the existing County owned Felton Regional Pond located near 5005 Saufley Field Road, and the existing drainage system on Muldoon Road north of Saufley Field Road, which includes the existing County owned Midas Pond and Hogan Pit Pond.

- Not in an LMI area.
- Project Costs = \$8,200,000
 - \$1,800,000 has been secured for a match from other funding sources.
 - \$8,200,000 funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 71)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.9 Bayou Grande Villas (Stormwater Mitigation): Bayou Grande Villa is a subdivision constructed in the mid-1970s located on the south side of Gulf Beach Highway. Consisting of about 220 homes and properties, the area borders Bayou Grande with a central canal that extends to the bayou itself. Drainage for the subdivision consists of an underdrain and concrete pipe that picks up water from Gulf Beach Highway and outfalls into the canal. The goal of this project is to replace and restore the underdrains and associated drainage systems to a functioning state while also bringing the system up to current Escambia County Codes and Standards. The drainage system is located within County drainage easements and right-of-way.

- Not in LMI area.
- Project Costs = \$2,400,000
- No matching funds identified at this time.
- \$2,400,000 funding is needed to begin this project that would be requested from this Grant.

(Continued on Page 72)

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

A. Continued...

5. Continued...

5.10 Olive Road Street and Drainage Improvement (Stormwater Infrastructure Activities): The Olive Road Street Improvement Project is in Pensacola, Florida, and includes transitioning Olive Road into a "Complete Street". Olive Road is located just north of Interstate 10 and south of Nine Mile Road. The project limits are between Palafox Highway and North Davis Highway. The existing conditions mostly include rural two to three lane roadways with five-foot shoulders and an open drainage system. At the east end of the project, near Davis Highway, the roadway is five lanes with curb and gutter, sidewalks, and a closed drainage system. The intent of this project is to convert the roadway into an urban typical by removing the shoulders and adding Type "F" curb and gutter, five-foot sidewalks on the north side and a ten-foot multi-use part on the south. A two-way left turn lane will also be added to the median east of Cody Lane. Additional proposed work includes resurfacing the entire remaining roadway, adding a closed drainage system, establishing a stormwater detention pond, adding landscaping (including street trees) between the roadway and pedestrian features, improving lighting at the signalized intersections and midblock crosswalks, improving the traffic and pedestrian signals, analyzing, and improving the existing signing and placing new pavement markings.

- In an LMI area.
- Project Costs = \$14,586,768
 - \$7,350,000 has been secured for a match from other funding sources.
 - \$7,236,768 funding is needed to begin this project that would be requested from this Grant; and

(Continued on Page 73)

MINUTES – MARCH 23, 2023

COUNTY ADMINISTRATOR'S REPORT – Continued

III. FOR DISCUSSION – Continued

6. Continued...

- B. Narrow down the above projects to the top three and authorize staff to complete and submit the Rebuild Florida Hurricane Infrastructure Repair Grant applications on behalf of the County.

Motion: Commissioner Bender read the following list of projects and advised that it was his motion:

1. ECAT
2. Beach Haven
3. Combining PHS, Oakfield Acres, Carver Park, Monroe Avenue, Gulf Beach Highway, Brickyard Road, and Olive Road into a single application.

For Information: The Board discussed including all projects located in LMI areas, but also advised to eliminate the Woodrun project.

Made by: Commissioner Bender

Seconded by: Commissioner Kohler

Disposition: Carried unanimously

Speaker(s): Shelia Bowen, Chris Curb, Keith Bowe, Jim Kauffman, Glenn Conrad, Michael Jones, Shirley Green

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Recommendation: That the Board approve a proposed settlement in the sum of \$22,807.00 payable to Mary Caro in exchange for a complete resolution of all claims for Workers' Compensation benefits, relating to a November 25, 2003, accident. The sum is a lower amount than expected due to unrelated health issues of Ms. Caro and will release Escambia County from future liability for Workers' Compensation.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney's] Report

Made by: Commissioner Bender

Seconded by: Commissioner Bergosh

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ATTORNEY’S REPORT – Continued

I. FOR ACTION – Continued

2. Recommendation: That the Board authorize the scheduling of a private meeting with its attorneys to discuss pending litigation, in accordance with Section 286.01(8), Fla. Stat., in the case of *Whitesell-Green/Caddell JV, LLC, v. Escambia County, Florida, v. DLR Group, Inc.*, Case No.: 2022 CA 000219, for Thursday, April 6, 2023, at 3:30 p.m., and approve a public notice advertising the session to be published in the *Escambia Sun Press* on Thursday, March 23, 2023, as follows:

PUBLIC NOTICE

IT IS THE INTENTION of the Board of County Commissioners of Escambia County, Florida to hold a private meeting with its attorneys to discuss pending litigation in the case of *Whitesell-Green/Caddell JV, LLC, v. Escambia County, Florida, v. DLR Group, Inc.*, Case No.: 2022 CA 000219, in accordance with Section 286.01(8), Florida Statutes. Such attorney/client session will be held at 3:30 p.m. on Thursday, April 6, 2023, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida. Commissioners Lumon J. May, Steven Barry, Jeff Bergosh, Mike Kohler, and Robert Bender, County Administrator Wes Moreno, County Attorney Alison P. Rogers, Senior Assistant County Attorney William L. Nelson, and John F. Asmar, Richard A. Filmore, and George R. Truitt with the Cole, Scott & Kissane law firm, attorneys representing Escambia County in the foregoing litigation, will attend. A certified court reporter will attend and report the attorney/client session.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney’s] Report
--

Made by: Commissioner Bender

Seconded by: Commissioner Bergosh
--

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ATTORNEY’S REPORT – Continued

I. FOR ACTION – Continued

3. Recommendation: That the Board authorize the scheduling of a private meeting with its attorneys to discuss pending litigation, in accordance with Section 286.01(8), Fla. Stat., in the case of *United States of America ex rel. Rayme M. Edler, M.D. v. Escambia County*, Case No.: 3:20-cv-05503-RV-HTC, for Thursday, April 20, 2023, at 8:30 a.m., and approve a public notice advertising the session to be published in the Escambia Sun Press on Thursday, April 6, 2023, as follows:

PUBLIC NOTICE

IT IS THE INTENTION of the Board of County Commissioners of Escambia County, Florida to hold a private meeting with its attorneys to discuss pending litigation in the case of *United States of America ex rel. Rayme M. Edler, M.D. v. Escambia County*, Case No.: 3:20-cv-05503-RV-HTC, in accordance with Section 286.01(8), Florida Statutes. Such attorney/client session will be held at 8:30 a.m. on Thursday, April 20, 2023, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida. Commissioners Lumon J. May, Steven Barry, Jeff Bergosh, Mike Kohler, and Robert Bender, County Administrator Wes Moreno, County Attorney Alison P. Rogers, Senior Assistant County Attorney William L. Nelson, and Stephanie Pidermann and Katie Gudaitis with the Lydecker Law Firm will attend. A certified court reporter will attend and report the attorney/client session.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney’s] Report
--

Made by: Commissioner Bender

Seconded by: Commissioner Bergosh
--

Disposition: Carried unanimously

4. Recommendation: That the Board cancel the Civil Restitution Lien Order against Charles Edward Dewey recorded in Official Record Book 5980 at page 1214 of the public records of Escambia County, Florida.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney’s] Report
--

Made by: Commissioner Bender

Seconded by: Commissioner Bergosh
--

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ATTORNEY'S REPORT – Continued

I. FOR ACTION – Continued

5. Recommendation: That the Board:

- A. Authorize the County Attorney's Office to retain a team of law firms to represent the County's interests in potential claims arising out of the presence of PFAS; and
- B. Authorize the County Attorney to execute the attached Legal Services Agreement; and
- C. Designate the County Attorney or her designee as the County's authorized representative pursuant to the Legal Services Agreement.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney's] Report
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

6. Recommendation: That the Board take the following action:

- A. Appoint Commissioner Robert Bender to serve as the Board's appointee on the 2023 Canvassing Board for the Special Election for Town of Century Town Council (March 28, 2023);
- B. Authorize the Chairman to sign the attached letter to Chief Judge John Miller respectfully requesting he appoint to the 2023 Canvassing Board for the Special Election for Town of Century Town Council Elizabeth Kissel, Escambia County Grants and Special Projects Manager, as Commissioner Bender's alternate;
- C. Appoint Commissioner Robert Bender to serve as the Board's appointee on the 2024 calendar year Canvassing Board; and
- D. Authorize the Chairman to sign the attached letter to Chief Judge John Miller respectfully requesting he appoint to the 2024 calendar year Canvassing Board Elizabeth Kissel, Escambia County Grants and Special Projects Manager, as Commissioner Bender's alternate.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney's] Report
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ATTORNEY'S REPORT – Continued

I. FOR ACTION – Continued

7. Recommendation: That the Board:

- A. Authorize the payment of \$7,500 for legal fees for Lawrence Salter related to the criminal charges resulting from an FDLE investigation; and
- B. Authorize the payment of any future legal fees for Lawrence Salter related to the Department of Health complaint filed against him by the County's former Medical Director, Dr. Rayme Edler.

Motion: So moved [to approve Item A and hold off on action for Item B]

Made by: Commissioner Bergosh

Seconded by: Commissioner Bender

Disposition: Carried 4-1, with Commissioner Kohler voting “no”

8. Recommendation: That the Board approve and authorize the Chairman to sign the Agreement with Nabors, Giblin & Nickerson, P.A. to serve as Bond and Disclosure Counsel for Escambia County, effective upon the date last executed by the parties and continuing for a term of five (5) years with the option to renew for an additional five (5) year term.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney's] Report
--

Made by: Commissioner Bender

Seconded by: Commissioner Bergosh
--

Disposition: Carried unanimously

MINUTES – MARCH 23, 2023

COUNTY ATTORNEY’S REPORT – Continued

I. FOR ACTION – Continued

9. Recommendation: That the Board accept the following information in the matter of *Seafarer Owners Association, Inc. v. Escambia County, acting by and through its Board of Adjustment*; Case No.: 2018 CA 001983:

On March 16, 2023, the Court issued a Final Order denying Petitioner, Seafarer Owners Association, Inc.’s Petition for Writ of Certiorari requesting the Court quash the Board of Adjustment’s decision rendered on November 14, 2018, granting an application filed by Escambia County for conditional use approval to allow a public park in “HDR-PK” zoning for a 3.69-acre parcel located in the 16400 block of Perdido Key Drive. As requested in the County’s Response, the Court affirmed the BOA’s decision after concluding that due process was accorded, the BOA complied with the essential requirements of the law, and the BOA’s decision was based upon competent substantial evidence.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney’s] Report
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

10. Recommendation: That the Board accept the following information in the matter of *Jacqueline Rogers v. Escambia County*, Division of Administrative Hearings (DOAH) Case No. 22-3224GM:

On March 17, 2023, the Honorable E. Gary Early, Administrative Law Judge for the Division of Administrative Hearings issued a Recommended Order denying the appeal filed by Petitioner, Jacqueline Rogers, challenging the Board’s decision to approve an application to opt-out two contiguous parcels with a cumulative area of 99.45(+/-) acres from the Escambia County Mid-West Sector Plan and amending the Future Land Use map. Among other things, the Recommended Order noted that there was adequate data and analysis taken from professionally accepted sources, and gathered through professionally accepted methodologies, to support the opt-out amendment, and that Petitioner, Jacqueline Rogers, failed to prove that the opt-out amendment created internal inconsistencies with the Comprehensive Plan.

Motion: Hold Item 7, to treat A and B as separate votes, and otherwise move the remainder of the [County Attorney’s] Report
Made by: Commissioner Bender
Seconded by: Commissioner Bergosh
Disposition: Carried unanimously

FOR INFORMATION: The Board heard comments from Commissioner May regarding concerns about Rawson Lane.

MINUTES – MARCH 23, 2023

ITEMS ADDED TO THE AGENDA – None.

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman May declared the Regular Meeting of the Board of County Commissioners adjourned at 1:59 p.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: Lumon J. May
Lumon J. May, Chairman

ATTEST:

Pam Childers
Clerk of the Circuit Court & Comptroller

Pam Childers
Deputy Clerk



Approved: April 6, 2023