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

JANUARY 23, 2024

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

Absent: Commissioner Michael S. Kohler, District 2

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 Barry called the Regular Meeting of the Board of County Commissioners to order at 9:03 a.m.

2. Invocation

   Commissioner Bergosh delivered the invocation.

3. Pledge of Allegiance to the Flag

   Commissioner May led the Pledge of Allegiance to the Flag.

REGULAR BCC AGENDA – Continued

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

Motion: So moved
Made by: Commissioner May **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

5. Commissioners' Forum:

   A. District 3 – Commissioner May provided comments;

   B. District 1 – Commissioner Bergosh provided comments;

   C. District 4 – Commissioner Bender provided comments;

   D. District 5 – Commissioner Barry provided comments; and

   E. County Administrator Moreno also provided comments.

6. Proclamations.

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

   A. Ratify the Proclamation commending and congratulating Mr. Allen J. Holland on his retirement, and expressing gratitude for 36 years of faithful and dedicated service to the citizens of Escambia County, Florida;

   B. Ratify the Proclamation commending David Stafford on his outstanding record of service as Supervisor of Elections, and expressing gratitude for 19 years of faithful and dedicated service to the citizens of Escambia County, Florida;

   C. Ratify the Proclamation declaring January 13, 2024, as "Derrick Brooks Day," and commending Mr. Brooks for his accomplishments in his professional NFL career and his philanthropic contributions to the Northwest Florida area; and

   D. Ratify the revised Proclamation accepting the flag from the U.S.S. Oriskany displayed at the Ernie Lee Magaha Government Building.

Motion: So moved
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 3-0, with Commissioner May temporarily out of Board Chambers and Commissioner Kohler absent

REGULAR BCC AGENDA – Continued

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 January 22, 2024, through January 26, 2024,* as published in the *Escambia Sun Press* on January 18, 2024.

Motion: Move that we waive the reading
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

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 Investment Portfolio Summary Report for the month ended November 30, 2023, as required by Ordinance Number 95-13. On November 30, 2023, the portfolio market value was $499,004,195. The short-term portfolio achieved a yield of 5.44%. The long-term CORE portfolio achieved a yield of 4.79%.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

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 November 2023 returns received in the month of December 2023, as prepared by the Treasury Department of the Clerk and Comptroller's Office.

    - Total collections received in December 2023 were $1,002,285 compared to $988,803 in December 2022. A comparison of December 2023 to December 2022 is a 1% increase.

    - Year-to-date collections for FY2024 are $4,258,877 compared to $4,151,171 for FY2023.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

3. Recommendation: That the Board accept, for filing with the Board's Minutes, the Appeal Petition from Jonathan C. Harrington, Jr., appealing the Escambia County Contractor Competency Board's December 6, 2023, decision in Case 2309100COM, Jonathan C. Harrington, Jr., d/b/a R.E.O. Construction and Repairs, LLC.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

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

    A. Approve the Amended Minutes of the Regular BCC Meeting held November 2, 2023; the Minutes are being amended to correct an error with CAR II-28;

    B. Accept, for filing with the Board's Minutes, the Report of the Gary Sansing Public Forum held January 9, 2024; and

    C. Approve the Minutes of the Regular BCC Meeting held January 9, 2024.

Motion: Move the Clerk's Report
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

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

I. CONSENT AGENDA

1. Recommendation: That the Board authorize the scheduling of the following Public Hearings on February 22, 2024:

   A. **9:15 a.m.** - A Public Hearing - Small Scale Map Amendment -1209 West Cross Street - SSA-2024-01

   Summary: This Ordinance is changing the Future Land Use on parcel number 17-2S-30-5009-000-064 from Public (P) to Mixed-Use Urban (MU-U).

   B. **9:16 a.m.** - A Public Hearing to amend the Official Zoning map to include the following Rezoning Case that will be heard by the Planning Board on February 6, 2024.

Case No.:	**Z-2024-04**
Address:	1209 West Cross Street
Property Reference No.:	17-2S-30-5009-000-064
From:	Pub, Public district (Dwelling unit density limited to vested residential development)
To:	HDR, High Density Residential (18 du/acre)
FLU Category:	P, Public
Commissioner District:	3
Requested by:	Escambia County, Owner

   C. **9:17 a.m.** - A Public Hearing - Small Scale Map Amendment - 1200 Blk West Cross Street - SSA-2024-02

   Summary: This Ordinance is changing the Future Land Use on parcel number 17-2S-30-5009-000-068 from Public (P) to Mixed-Use Urban (MU-U).

Motion: Move the Consent Agenda
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

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

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA

1. Recommendation: That the Board approve and authorize the Chairman to sign the Conservation Easement over real property located at 333 Gulfview Lane, granted by Belcher Holdings, LLC, a limited liability company organized under the laws of the state of Mississippi, to Escambia County, Florida (Commission District 1).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

2. Recommendation: That the Board approve and authorize the Chairman to sign the Conservation Easement over real property located at 14019 Perdido Key Drive, granted by Meridian Perdido Residential Partners, LP, a Texas limited partnership, to Escambia County, Florida (Commission District 1).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

3. Recommendation: That the Board approve and authorize the Chairman to sign the Conservation Easement over real property located at 14021 Perdido Key Drive, granted by Meridian Perdido Residential Partners, LP, a Texas limited partnership, to Escambia County, Florida (Commission District 1).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

4. Recommendation: That the Board approve and authorize the Chairman to sign the Conservation Easement over real property located at 14023 Perdido Key Drive, granted by Meridian Perdido Residential Partners, LP, a Texas limited partnership, to Escambia County, Florida (Commission District 1).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

5. Recommendation: That the Board acknowledge and authorize staff to submit Amendment 3 of the RESTORE Act Direct Component (Pot 1) Multi-Year Implementation Plan (MYIP) to the U.S. Department of the Treasury for review and approval of the following projects:

New Projects:

1. $550,000 for Bayou Grande Watershed Management Plan;
2. $1.1 million for Cantonment Community Center – Construction;
3. $264,843 for Carpenter Creek Headwaters - CCWMP Site 16;
4. $2 million for O.C. Phillips Bridge Replacement;
5. $1.1 million for Palafox Complete Street Construction;
6. $2.75 million for Pensacola Beach Bob Sikes Fishing Pier Rehabilitation;
7. $3.6 million for Perdido Key Beach Public Access Property Acquisition and Construction;
8. $550,000 for South Navy Boulevard Improvements.

Project Alterations:

1. Escambia County Workforce Development - name and scope change;
2. Little Sabine Bay Restoration Program – scope addition.

MYIP 3 has projects in all districts.

Motion: Move the slate of Items in the affirmative
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent
Speaker(s): Charles Krupnick

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

6. Recommendation: That the Board approve the Assignment of Agreement for Special Magistrate (PD 21-22-035) with Litvak, Beasley, Wilson, and Ball, LLP to Dewitt D. Clark, Esquire.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

7. Recommendation: That the Board authorize the scheduling of a Public Hearing on February 8, 2024, at 5:32 p.m., to consider the adoption of an Ordinance creating the Nautical Landing Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

8. Recommendation: That the Board authorize the scheduling of a Public Hearing on February 8, 2024, at 5:33 p.m., to consider the adoption of an Ordinance creating the Muldoon Pointe Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

9. Recommendation: That the Board authorize the scheduling of a Public Hearing on February 8, 2024, at 5:34 p.m., to consider the adoption of an Ordinance creating the Westpointe Place Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

10. Recommendation: That the Board authorize the scheduling of a Public Hearing on February 8, 2024, at 5:35 p.m., to consider the adoption of an Ordinance creating the Pecan Valley Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

11. Recommendation: That the Board authorize the scheduling of a Public Hearing on February 8, 2024, at 5:36 p.m., to consider the adoption of an Ordinance creating the Lexlee Estates Subdivision Street Lighting Municipal Services Benefit Unit (MSBU).

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

12. Recommendation: That the Board approve the scheduling of an Appeal Hearing for February 8, 2024, at 5:37 p.m. to review the Appeal Petition of the Contractor Competency Board decision (made at its December 6, 2023, meeting) as filed by Jonathan C. Harrington, Jr., Respondent, in the Complaint No.: 2309100COM - Anthony Rojas vs. Jonathan C. Harrington, Jr. dba REO Construction and Repairs, LLC.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

13. Recommendation: That the Board take the following action concerning authorization for legal action related to defaulted contracts for reimbursement of training expenses:

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; and

Trainees	Amount
Joseph A. Scott	$2,354.53
Malik T. Peacock	$1,413
Zhanae Salter	$2,639.98

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 Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

14. Recommendation: That the Board appoint two volunteers to serve on the West Florida Public Library Board of Governance for a two-year term, effective March 1, 2024, through February 28, 2026. Two applicants were received before the posted deadline:

- Liza Campbell
- John Bullock

Escambia County's Community and Media Relations Office posted a General Alert on the County's website from December 5, 2023, to January 5, 2024, to seek volunteers to be considered for an appointment to the West Florida Public Library Board of Governance. A request to serve another term was received by Liza Campbell along with the resume of an individual interested in serving.

Motion: Move that we appoint Liza Campbell and John Bullock to the Library Board
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent
Speaker(s): John Bullock

15. Recommendation: That the Board approve the Request for Disposition of Property Form by the Public Works Department for the equipment which is described and listed on the Disposition Form, with the reason for disposition stated. The items are to be disposed of properly.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

16. Recommendation: That the Board approve the reappointment of David Peaden to the Pensacola-Escambia Development Commission (PEDC) to serve a two-year term effective retroactively on March 25, 2023, through March 24, 2025.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

17. Recommendation: That the Board accept for the record the 2023 Priority Topics Summary Report from the Escambia Marine Advisory Committee (EMAC).

Motion: Move to accept for the record, the priority topics
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 3-0, with Commissioner May temporarily out of Board Chambers and Commissioner Kohler absent
Speaker(s): Kerry Freeland

18. Recommendation: That the Board take the following action concerning the conveyance of two Underground Easements on County-owned property located in the 300 Block of Washburn Street to Florida Power and Light:

A. Approve granting the Underground Easements to Florida Power and Light; and

B. Authorize the Chairman to sign the necessary documents granting Florida Power and Light, the Underground Easements.

This parcel is located in District 3.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

I. TECHNICAL/PUBLIC SERVICE CONSENT AGENDA – Continued

19. Recommendation: That the Board confirm Chairman Steven Barry's 2024 Annual Appointments to Boards and Committees that Commissioners serve on.

Motion: Move the balance **For Information:** The "balance" refers to Technical/Public Service Consent Agenda Items 1 through 19, with the exception of Items 5, 14, and 17, which were held for separate votes.
Made by: Commissioner Bergosh **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

II. BUDGET/FINANCE CONSENT AGENDA

1. Recommendation: That the Board take the following action concerning the implementation of the 2023 HOME Investment Partnerships (HOME) Program Grant (#M-23-DC-12-0225):

A. Approve the Interlocal Agreement for the HOME Investment Partnerships Act Program with the City of Pensacola, Florida, providing for utilization of $189,104.30 (program and administrative support) in 2023 HOME Funds, to support approved Homebuyer and Substantial Rehabilitation/Reconstruction housing assistance and related project management activities within the City of Pensacola; and

B. Authorize the Chairman to execute the Interlocal Agreement and any other documents required to implement HOME Project activities.

Funding: Fund 147, 2023 HUD HOME Consortium, Cost Center 370276.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

2. Recommendation: That the Board accept for the record the Fiscal Year 2023 Fourth Quarter Quarterly Community Partners' Report which ended September 30, 2023, and the Community Partners' Annual Narrative Report for Fiscal Year 2022-2023.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

3. Recommendation: That the Board take the following action concerning the Fiscal Year 2023-2024 Miscellaneous Appropriations Agreement for the Northwest Florida Defense Coalition, Inc.:

A. Approve the Miscellaneous Appropriations Agreement for the Northwest Florida Defense Coalition, Inc., in the amount of $75,000, to be paid from Local Option Sales Tax Fund (353), Cost Center 110277, Account Code 58201;

B. Approve and authorize the Chairman to sign the Agreement and all other necessary documents; and

C. Approve and authorize the Office of Management and Budget to facilitate the reimbursement request between the Northwest Florida Defense Coalition, Inc., and Escambia County, Florida.

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COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

3. Continued…

Vendor	Funding	Amount	Description
Northwest Florida Defense Coalition, Inc.	Fund 353 Cost Center 110277 Account 58201	$75,000	Funds will be used to support this organization, whose mission is to formalize and organize federal advocacy efforts for the military missions in Escambia and Santa Rosa Counties of Northwest Florida.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

4. Recommendation: That the Board take the following action concerning the current contract between SMG and Escambia County, Florida:

   A. Approve and authorize the County Administrator to issue and sign a Purchase Order to pay incentive fees to SMG for Fiscal Year 2022 for performance incentives in the amount of $329,211.60 and for concessions in the amount of $48,160.41 for a collective total of $377,372.01 per the terms of the SMG Management Services Agreement as approved by the Board on June 4, 2020; and

   B. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $377,372.01, to SMG for the operation of the Pensacola Bay Center per the terms of the Management Services Agreement.

(Continued on Page 16)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

4. Continued…

Funds are available in the Fiscal Year 2023-2024 Budget in Fund 409, Bay Center Fund, Cost Center 36401, Bay Center Admin.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

5. Recommendation: That the Board approve a new full-time position titled Fleet Service Coordinator for Fiscal Year 2023-2024 with an estimated salary and benefits totaling $68,185.

Funding is available in Fund 143, Cost Center 330206, Account Code 51201.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

6. Recommendation: That the Board take the following action concerning the Volunteer Florida Fiscal Year 2023-2024 Community Emergency Response Team (CERT), Citizens Corps Contract #23-06:

A. Approve the Volunteer Florida Fiscal Year 2023-2024 CERT, Citizen Corps Contract #23-06, in the amount of $10,000, to implement the CERT program;

B. Authorize the Chairman to execute the Contract;

(Continued on Page 17)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

6. Continued…

C. Authorize the Public Safety Department Director to execute and certify each grant quarterly report, reimbursement request, grant close-out report, and any subsequent documents, as appropriate, to implement this grant; and

The County Attorney's Office has requested that the Board be made aware of the following language within the Contract: Section VIII, Mandated Conditions, B says that "This Contract shall be construed under the laws of the State of Florida, and venue for any actions arising out of this contract shall be in the Circuit Court of Leon County."

D. Adopt and authorize the Chairman to execute the Resolution [R2024-7] approving Supplemental Budget Amendment #SBA-24021, in the amount of $10,000.

Funding Source: Fund 110, Other Grants and Project Funds, Cost Center 330430, Revenue Account 334248.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

7. Recommendation: That the Board approve and authorize the County Administrator to execute Change Order #1 to Purchase Order #240701, in the amount of $50,000, to Keefe Commissary Network, LLC, for the purchase of additional morale packages for the inmates on Contract PD 18-19.102.

Department:	Corrections
Division:	Inmate Commissary
Type:	Addition
Amount:	$50,000
Vendor:	Keefe Commissary Network, LLC
Contract:	PD 18-19.102
Purchase Order #:	240701
Change Order #:	1
Original Amount:	$40,000
New Purchase Order Amount:	$90,000
Funding Source:	Fund 111, Inmate Commissary, Cost Center 290406.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

8. Recommendation: That the Board take the following action regarding the Master Service Agreement with DrFirst.com, Inc.:

   A. Approve and authorize the County Administrator to execute the Master Service Agreement between DrFirst.com, Inc., and Escambia County, Florida, which provides a software applications subscription for electronic medication management; and

   B. Approve and authorize the Interim Human Resources Director to execute the modified Business Associate Agreement between DrFirst.com, Inc., and Escambia County, Florida.

   The estimated cost for the first year of service is $1,500 for a One-Time MedHx Standalone Installation Fee. An estimated MedHx Query Fee of approximately 50 queries per month at $3 per query for an estimated total of $1,800. Totaling an estimated annual cost of $3,300.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

9. Recommendation: That the Board approve the following allocations of Law Enforcement Trust (LET) Funds, per the requirements of Florida Statute 932.7055 (5) for Outside Agency partners in Escambia County, Florida, for Fiscal Year 2023-2024:

   A. The Watson Family Foundation, Inc., in the amount of $10,000; and

   B. Northwest Florida Guardian ad Litem Foundation, Inc., in the amount of $10,000.

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

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COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

9. Continued…

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

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

10. Recommendation: That the Board authorize the County Administrator to issue and sign a Purchase Order in the amount of $298,600 to Solotech Sales and Integration USA, Inc. (formerly Pro Sound, Inc.), for audio and visual upgrades to courtrooms within the M.C. Blanchard Judicial Building. This is Phase II of the LOST IV Audio and Video Courtroom Upgrade Project. Pricing is pursuant to PD 21-22.098.

Vendor/Contractor	Funding	Amount	Contract Number
Solotech Sales and Integration USA, Inc.	Fund 353, LOST IV, Cost Center 410147 Judicial Capital Improvements, 56401 Machinery and Equipment	$298,600	PD 21-22.098 - Agreement for Design and Installation of Audio Visual Equipment Systems

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

11. Recommendation: That the Board take the following action concerning the issuance of a Purchase Order to SHI International Corp. for the purchase of Exagrid Replacements with support:

A. Approve the usage of State Contract: Sourcewell - Technology Solutions #081419-SHI;

B. Approve the issuance of a Purchase Order, in the amount of $176,533.50, to SHI International Corp., for the Escambia County Exagrid Replacement; and

C. Authorize the County Administrator to sign the Purchase Order.

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
SHI International Corp. Vendor #193696 Exagrid Replacement with Support	Fund 001 Cost Center 270102 Object Code 56401	$176,533.50	Sourcewell Contract #081419-SHI Quote #24280958 OpenGov Submission

Motion: Move the balance in the affirmative **For Information:** The “balance” refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

12. Recommendation: That the Board, for the Fiscal Year 2023-2024, approve the issuance of blanket and/or individual Purchase Orders, in excess of $50,000, based upon previously awarded Contracts, Contractual Agreements, or annual requirements, for the Parks and Recreation Department, as follows:

Vendor/Contractor	**Funding**	**Amount**	**Contract Number**
Jerry Pate Turf and Irrigation, Inc. Vendor #160338 Ground Maintenance Equipment, Parts, Accessories, Supplies, Related Services and Equipment	Fund 353, Local Options Sales Tax IV Cost Center 350221, Park Capital Projects	$100,000	OMNIA Partners Contract #2017025

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

13. Recommendation: That the Board accept for the record the Fiscal Year 2024, $25,000-$50,000 Purchasing Report for the First Quarter, which ended December 31, 2023.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

14. Recommendation: That the Board approve the first of two 12-month extensions of the Agreement between Escambia County, Florida, and RBK Security Services, Inc., PD 22-23.027, for security services for the West Florida Public Library.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

15. Recommendation: That the Board take the following action regarding the Roadway Materials Pricing Agreement, PD 21-22.018:

A. Approve the price changes as indicated in the provided documentation from Roads, Inc. of NWF (Vendor #182328), for the Unit Price Contract, PD 21-22.018, Roadway Materials Pricing Agreement, effective January 1, 2024;

B. Approve the second of two one-year extensions to the Agreement with Roads, Inc. of NWF, and Panhandle Grading and Paving, Inc., to be effective March 7, 2024, through March 6, 2025; and

C. Approve and authorize the County Administrator or their designee to issue and sign related Purchase Orders as provided in the County Ordinance.

Funding is available in Fund 175, Cost Center 260102, Object Code 55301.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

16. Recommendation: That the Board take the following action concerning the acceptance of a Drainage Easement for the Chandler Street Drainage Improvement Project:

A. Accept the donation of a 20-foot wide Drainage Easement, containing 0.20 acres, more or less, from Michael L. McAfee and Pamela B. McAfee located at 9510 Chandler Drive for the Chandler Street Drainage Improvement Project;

B. Authorize the payment of documentary stamps because the property is being donated for governmental use and the County and the citizens benefit from the acceptance of this property;

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

D. Authorize the Chairman or Vice-Chairman to accept the Drainage Easement on the day of delivery to the Chairman or Vice-Chairman to acknowledge the Board's acceptance at that time.

This Drainage Easement is located in District 5.

Motion: So moved
Made by: Commissioner May **Seconded by:** Commissioner Bergosh
Disposition: Carried 3-0, with Commissioner Barry abstaining and filing Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers, and Commissioner Kohler absent

17. Recommendation: That the Board take the following action concerning the Correctional Facility Circulation Modifications, Contract PD 23-24.013 approval:

A. Approve the Agreement between Escambia County, Florida, and JNB Services, LLC, dba JNB Contracting, LLC per the terms and conditions of PD 23-24.013, for the Correctional Facility Circulation Modifications, in the amount of $226,475;

B. Authorize the County Administrator or his designee to execute the Agreement and any related documents for this Project; and

C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $226,475 to JNB Services, LLC, dba JNB Contracting, LLC.

(Continued on Page 25)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

17. Continued…

Vendor	Funding	Amount	Contract
JNB Services, LLC, dba JNB Contracting, LLC	Fund 352 Cost Center 290407	$226,475	PD 23-24.013

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

18. Recommendation: That the Board take the following action regarding contract approval for the Government Complex Parking Garage Rehabilitation Re-Solicit:

A. Approve and authorize the County Administrator to sign the Agreement between Escambia County, Florida and Gutknecht Construction Co., per the terms and conditions of PD 23-24.016, Government Complex Parking Garage Rehabilitation, in the amount of $403,405;

B. Authorize the County Administrator or his designee to execute any related documents for this Project; and

C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $403,405 to Gutknecht Construction Co.

(Continued on Page 26)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

18. Continued…

Vendor	Funding	Amount	Contract
Gutknecht Construction Co.	Fund 001 Cost Center 310204	$403,405	PD 23-24.016

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

19. Recommendation: That the Board take the following action concerning the donation of an Osprey Nesting Pole to be placed adjacent to the Pensacola Beach Fish Sign:

A. Approve the Hold Harmless and Indemnification Agreement between Escambia County, Florida, and the Florida Power and Light Company, for the placement of a wooden transmission pole;

B. Authorize funding in the amount of $2,445 to cover the expense of the installation of the pole; and

C. Authorize the Chairman to sign the Hold Harmless and Indemnification Agreement and any related documents.

The County Attorney's Office requested the Board to be notified of the following:

"Note that this agreement contains provisions that require the County to indemnify and hold the other party harmless, which may result in the County assuming liabilities and costs beyond what it is legally obligated to pay."

(Continued on Page 27)

II. BUDGET/FINANCE CONSENT AGENDA – Continued

19. Continued…

Vendor	Funding	Amount
Florida Power and Light Company	Fund 001 - General Cost Center 310203 - Facilities Maintenance	$2,445

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

20. Recommendation: That the Board take the following action concerning the Contract Award for Bayou Marcus Tributary B Debris Removal Project, PD 23-24.015, to Streamline Environmental, LLC:

A. Approve Administrative Budget Amendment #ABA-24041, in the amount of $92,230, to transfer funds from Local Option Sales Tax Admin Reserves to the Bayou Marcus Tributary B Debris Removal Project as indicated below:

Expenditures		
Source of Funds	**Amount**	**Account Codes**
Fund 353, LOST IV	$92,230	Fund 353, LOST IV Admin Reserves, Cost Center 110280, Object Code 56301
Total	$92,230	

(Continued on Page 28)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

20. Continued…

A. Continued…

Expenditures		
Source of Funds	**Amount**	**Account Codes**
Fund 353, LOST IV	$92,230	Fund 353, LOST IV, Cost Center 110102, Object Code 56301, Project #22DS1891
Total	$92,230	

B. Approve the Agreement between Escambia County, Florida, and Streamline Environmental, LLC, per the terms and conditions of Bayou Marcus Tributary B Debris Removal, PD 23-24.015, in the amount of $92,230;

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

D. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $92,230, to Streamline Environmental, LLC; and

Vendor	**Funding**	**Amount**	**Contract Number**
Streamline Environmental, LLC	Fund 353, Local Option Sales Tax (LOST) IV, Cost Center 110102, Object Code 56301, Project #22DS1891	$92,230	PD 23-24.015

E. 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.

(Continued on Page 29)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

20. Continued…

The Bayou Marcus Tributary B Debris Removal is located in Commission District 1.

Motion: Move Item 20 in the affirmative
Made by: Commissioner Bergosh **Seconded by:** Commissioner May
Disposition: Carried 4-0, with Commissioner Kohler absent
Speaker(s): Dee Redleski and Chris Curb

21. Recommendation: That the Board take the following action concerning the Contract Award for Construction, Engineering, and Inspections (CEI) Services for the Massachusetts Avenue Sidewalk and Drainage Improvements Project, PD 23-24.002:

A. Approve the Agreement between Escambia County, Florida, and Mehta and Associates, Inc., per the terms and conditions of CEI services for the Massachusetts Avenue Sidewalk and Drainage Improvements Project, PD 23-24.002, in the amount of $400,558.17;
B. Approve and authorize the County Administrator to sign the Agreement;

C. Approve and authorize the County Administrator to issue and sign a Purchase Order, in the amount of $400,558.17, to Mehta and Associates, Inc.; and

Vendor	Funding	Amount	Contract Number
Mehta and Associates, Inc.	Fund 353, Local Option Sales Tax (LOST) IV, Cost Center 210106, Object Code 56301, Project #23EN1939	$400,558.17	PD 23-24.002

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

(Continued on Page 30)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

21. Continued…

The Massachusetts Avenue Sidewalk and Drainage Improvements Project is located in Commission District 3.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

22. Recommendation: That the Board take the following action concerning the State of Florida Department of Transportation (FDOT) 2023-2024 Transportation Alternatives (TA) Program Grant Applications:

A. Approve submission of Applications for the FDOT TA Grant Funds for the design and construction of pedestrian/bicycle improvements for the following:

1. Sidewalk on Lillian Highway from North 65th Avenue to North 57th Avenue, Commission District 2;
2. Sidewalk on US Highway 29 from Nine and One Half Mile Road to Ten Mile Road, Commission District 5; and
3. Sidewalk on West Nine Mile Road from Beulah Road to Rebel Road, Commission District 1;

B. Adopt and authorize the Chairman to sign the Resolutions [Lillian - R2024-8, US Highway 29 - R2024-9, and West Nine Mile - R2024-10] supporting an Application for TA Program Funding to design and construct multi-modal facilities along several County roads;

C. Approve and authorize the Chairman to sign the TA Program Certification of Project Sponsor forms; and

D. Approve and authorize the Chairman or the County Administrator or his designee to sign, subject to legal review and sign-off, any subsequent agreements or program-related documents associated with these grant applications that do not later the finite terms of funding amounts or budgets.

(Continued on Page 31)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

22. Continued…

Funding: No local funding match is required.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

23. Recommendation: That the Board take the following action concerning the implementation of the Real Change Project Reconnect Program:

A. Approve the Agreement for the Real Change Project Reconnect Program between Escambia County, Florida, and Ministry Village at Olive, Inc., to provide reimbursement for air or ground transportation expenses incurred for the voluntary relocation of homeless individuals residing in Escambia County to their community of origin or other communities with available support services, employment, and affordable housing options; and

B. Authorize the Chairman to execute the Agreement and any other documents required to implement the Real Change Project Reconnect Program.

Funding Source	Funding	Amount Allocated
LATCF (Local Assistance and Tribal Consistency Fund)	Fund 119 Cost Center 110194	$30,000

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

24. Recommendation: That the Board approve the request from the Escambia County Parent Teacher Association (PTA) for $2,500 to be funded from District 1 Discretionary Fund, for the Escambia County PTA Founders' Day Luncheon and Celebration. Upon Board approval, the Escambia County PTA will have six months to submit the required documents to process a payment request. After six months this Board action is invalid.

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

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

25. Recommendation: That the Board approve the request from the Pensacola Opera for $1,000 to be funded from District 1 Discretionary Fund, for the Pensacola Opera Rock the Runway Event. Upon Board approval, the Pensacola Opera will have six months to submit the required documents to process a payment request. After six months, this Board action is invalid.

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

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

26. Recommendation: That the Board approve a funding allocation, in the amount of $500, for the Governmental Prayer Breakfast from the Commissioner Steven Barry's discretionary fund. Upon Board approval, the Governmental Prayer Breakfast will have six months to submit the necessary documents for a payment voucher. After six months, this Board action will be invalid.

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

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

27. Recommendation: That the Board approve a funding allocation in the amount of $2,500 from Commissioner Robert Bender's discretionary money in support of the First Tee Gulf Coast non-profit organization.

Funding: Fund 001, General Fund, Board of County Commissioners' Discretionary Money, Cost Center 110114, Object Code 58201.

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

28. Recommendation: That the Board approve a funding allocation of $5,000 to the Pensacola Chamber Foundation for the Commissioning of the USS Richard M. McCool, Jr., LDP-29, from Commissioner Robert Bender's discretionary account.

Funding: Fund 001, General Fund, Board of County Commissioner's Discretionary Money, Cost Center 110114, Object Code 58201.

Motion: Move the balance in the affirmative **For Information:** The “balance” refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

29. Recommendation: That the Board approve and authorize the County Administrator to issue and sign the following Change Order to Taylor"D Construction & Co., LLC, in the amount of $62,500 on Purchase Order #241280.

Department:	Natural Resources Management
Division:	Environmental Code Enforcement
Type:	Additive
Amount:	$62,500
Vendor:	Taylor"D Construction & Co., LLC
Project Name:	Demolition of County-Owned Property 1552 Goldenrod Road
Purchase Order #:	241280
Change Order #:	1
Original Amount:	$48,300
Change Order #1:	$62,500
Cumulative Amount:	$62,500
New Purchase Order Amount:	$110,800

(Continued on Page 35)

COUNTY ADMINISTRATOR'S REPORT – Continued

II. BUDGET/FINANCE CONSENT AGENDA – Continued

29. Continued…

Funding Source: Fund 103, Environmental Code Enforcement, Cost Center 220110, Object Code 53401

Motion: Move the balance in the affirmative **For Information:** The "balance" refers to Budget/Finance Consent Agenda Items 1 through 29, with the exception of Items 16 and 20, which were held for separate votes, as amended to drop Items 10 and 15.
Made by: Commissioner Bender **Seconded by:** Commissioner Bergosh
Disposition: Carried 4-0, with Commissioner Kohler absent

COUNTY ATTORNEY'S REPORT – Alison Rogers, County Attorney

I. FOR ACTION

1. Recommendation: That the Board authorize the scheduling of a private meeting with its attorneys to discuss pending litigation, in accordance with Section 286.011(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, February 8, 2024, at 3:30 p.m., and approve a public notice advertising the session to be published in the Escambia Sun Press on Thursday, January 25, 2024, 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 286.011(8), Florida Statutes. Such attorney/client session will be held at 3:30 p.m. on Thursday, February 8, 2024, in the Ernie Lee Magaha Government Building, Board Chambers, 221 Palafox Place, Pensacola, Florida. Commissioners Steven Barry, Robert Bender, Jeff Bergosh, Mike Kohler, and Lumon J. May, 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.

(Continued on Page 36)

COUNTY ATTORNEY'S REPORT – Continued

I. FOR ACTION – Continued

1. Continued…

Motion: So moved [County Attorney's Report Action Items 1 and 2]
Made by: Commissioner May **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

2. Recommendation: That the Board approve a total settlement payment of $18,000 to be paid and distributed to counsel for GEICO General Insurance Company as subrogee of Diane Burke in settlement of all property damage claims, including legal fees and costs, in exchange for the execution of a General Release of All Property Damage Claims in the case of *GEICO/Diane Burke v. Escambia County,* Case No.: 2023 CC 002478.

Motion: So moved [County Attorney's Report Action Items 1 and 2]
Made by: Commissioner May **Seconded by:** Commissioner Bender
Disposition: Carried 4-0, with Commissioner Kohler absent

II. FOR DISCUSSION

1. Recommendation: That the Board discuss:

A. Authorizing the payment of legal fees for Jonathan Owens related to the case of *Escambia County v. Jonathan Lee Owens, Alexander Arduini, and Gannett MHC Media, Inc.*, Case No. 2023 CC 006519; and

B. Authorizing the payment of legal fees for Jonathan Owens related to an investigation by the Florida Commission on Ethics.

Disposition: No action taken

ITEMS ADDED TO THE AGENDA – None.

ANNOUNCEMENTS – None.

ADJOURNMENT

There being no further business to come before the Board, Chairman Barry declared the Regular Meeting of the Board of County Commissioners adjourned at 9:38 a.m.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

By: ______________________________
Steven Barry, Chairman

ATTEST:

Pam Childers
Clerk of the Circuit Court & Comptroller

THE BOARD OF COUNTY COMMISSIONERS SEAL ESCAMBIA CO., FL

____
Deputy Clerk

Approved: February 8, 2024