

THROUGH THESE DOORS WALK ONLY THE FINEST PEOPLE – THE CITIZENS OF ESCAMBIA COUNTY. DECISIONS ARE MADE IN THIS ROOM AFFECTING THE DAILY LIVES OF OUR PEOPLE. DIGNIFIED CONDUCT IS APPRECIATED.

CHAMBER RULES

1. IF YOU WISH TO SPEAK, YOU WILL BE HEARD.
2. YOU MUST SIGN UP TO SPEAK. SIGN-UP SHEETS ARE AVAILABLE AT THE BACK OF THE ROOM.
3. YOU ARE REQUESTED TO KEEP YOUR REMARKS BRIEF AND FACTUAL.
4. BOTH SIDES ON AN ISSUE WILL BE GRANTED UNIFORM/MAXIMUM TIME TO SPEAK.
5. DURING QUASI-JUDICIAL HEARINGS (I.E., REZONINGS), CONDUCT IS VERY FORMAL AND REGULATED BY SUPREME COURT DECISIONS.
6. SEE ORDERLY CONDUCT OF MEETINGS. POLICY.

**PLEASE NOTE THAT ALL BCC MEETINGS ARE RECORDED AND TELEVISED**

AGENDA

Board of County Commissioners

Special Meeting – April 28, 2020 – 10:00 a.m.

Ernie Lee Magaha Government Building – First Floor

1. Call to Order.

**(PLEASE TURN YOUR CELL PHONE TO THE VIBRATE, SILENCE, OR OFF SETTING)**

2. Was the Meeting Properly Advertised?
3. Are there any items to be added to the agenda?

Recommendation: That the Board adopt the Agenda as prepared (**or duly amended**).

4. Recommendation Concerning Escambia County Public Beaches - Janice P. Gilley, County Administrator

That the Board discuss the time frame for the reopening of Escambia County Public Beaches.

5. Adjourn.



**BOARD OF COUNTY COMMISSIONERS**  
Escambia County, Florida

**Special BCC Meeting**

4.

**Meeting Date:** 04/28/2020

**Issue:** Escambia County Public Beaches

**From:** Janice Gilley, County Administrator

**Organization:** County Administrator's Office

**CAO Approval:**

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**Information**

**RECOMMENDATION:**

Recommendation Concerning Escambia County Public Beaches - Janice P. Gilley, County Administrator

That the Board discuss the time frame for the reopening of Escambia County Public Beaches.

**BACKGROUND:**

Due to the COVID-19 pandemic, Escambia County Public Beaches were closed on March 20, 2020, for 13 days. On April 2, 2020, the Board of County Commissioners voted to keep the public beaches closed until further notice.

**BUDGETARY IMPACT:**

N/A

**LEGAL CONSIDERATIONS/SIGN-OFF:**

N/A

**PERSONNEL:**

N/A

**POLICY/REQUIREMENT FOR BOARD ACTION:**

N/A

**IMPLEMENTATION/COORDINATION:**

N/A

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**Attachments**

Emergency Order 20-1, 03-20-2020

Emergency Order 20-4, 04-02-2020

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3/20/2020 Items

**EMERGENCY ORDER EO 20- 1**

WHEREAS, on March 1, 2020, Governor Ron DeSantis issued Executive Order 20-51 directing the State Health Officer and Surgeon General to declare a Public Health Emergency due to the discovery of COVID-19 in the State of Florida; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52 declaring a state of emergency for the State of Florida; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a state of emergency for the United States of America effective March 1, 2020; and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention issued "15 Days to Slow the Spread" guidance advising individuals to adopt social distancing measures and avoid gatherings of more than ten people; and

WHEREAS, on March 17, 2020, Governor Ron DeSantis issued Executive Order 20-68 suspending the operation of bars, pubs, and nightclubs, directing parties accessing public beaches to limit gatherings to no more than ten people and practice social distancing, and directing restaurant establishments to limit occupancy to 50%, with a minimum of 6-feet between patrons and parties of no more than ten; and

WHEREAS, on March 20, 2020, Governor Ron DeSantis issued Executive Order 20-71 suspending on-premises food consumption in restaurants and food establishments and ordering the closure of all gymnasiums and fitness centers; and

WHEREAS, pursuant to Section 252.38, Florida Statutes, political subdivisions are authorized to declare and enact a local state of emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required by law; and

WHEREAS, pursuant to Section 252.38, Florida Statutes, and Section 37-35, Escambia County Code, the Chairman of the Board of County Commissioners declared a state of local emergency for Escambia County effective as of 2:00 p.m. on March 16, 2020; and

WHEREAS, on March 20, 2020, the Board of County Commissioners extended the state of local emergency for Escambia County until 1:59 p.m. on March 30, 2020; and

WHEREAS, COVID-19 poses a health risk to the residents of Escambia County, particularly those who are elderly, immunosuppressed, or otherwise have high-risk medical conditions; and

WHEREAS, minimizing contact is necessary to avoid the risk of COVID-19 infection for the residents of Escambia County; and

WHEREAS, the measures implemented herein are narrowly tailored to protect the residents of Escambia County and minimize the spread of COVID-19 in the community; and

WHEREAS, on March 20, 2020, by Board action during a Special Meeting of the Board of County Commissioners, the Board approved the measures implemented herein and authorized the County Administrator to execute this Order.

NOW THEREFORE, pursuant to Chapter 252, Florida Statutes, and Chapter 37, Escambia County Code, the County Administrator on behalf of the Board of County Commissioners hereby declares and establishes the following:

1. The foregoing recitals are true and are incorporated herein.
2. The following public properties and public facilities within the unincorporated areas of Escambia County are hereby closed:
  - a. Public beach areas;
  - b. Public beach accessways; and
  - c. Public beachfront parks.
3. This Order shall not apply to parks, beaches, and recreational facilities under the jurisdiction of the State of Florida, or the federal government.
4. The Board of County Commissioners hereby requests that the Florida Department of Environmental Protection close adjacent park properties located on the barrier islands in and around Escambia County. The Board of County Commissioners further requests the Florida Department of Environmental Protection close access to Perdido Key State Park on Perdido Key Drive.
5. The Board of County Commissioners hereby requests the National Park Service close adjacent park properties of the Gulf Islands National Seashore located on the barrier islands in and around Escambia County. The Board of County Commissioners further requests the National Park Service close

access to the Fort Pickens and Perdido Key Areas of the Gulf Islands National Seashore and close access to the Gulf Islands National Seashore on State Road 399.

6. In accordance with Chapter 252, Florida Statutes, and Chapter 37, Article II, Sec. 37-42, Escambia County Code, any person violating any provision of this Order shall be prosecuted in the same manner as misdemeanors are prosecuted and, upon conviction, shall be punished by a fine not to exceed \$500.00 or by imprisonment in the county jail not to exceed 60 days or by both such fine and imprisonment.

7. Vehicles on either barrier island parked in a County right-of-way without authorization from the County shall be immediately deemed a danger and subject to immediate removal by the enforcing agent at the owner's expense in accordance with Sec. 94-51, Escambia County Code of Ordinances.

8. This Order shall be effective as of 12:00 a.m. (CDT) on March 21, 2020, until further action by the Board of County Commissioners during the next regularly scheduled Board meeting on April 2, 2020.


Adopted this 20<sup>th</sup> day of March, 2020.

BOARD OF COUNTY COMMISSIONERS  
OF ESCAMBIA COUNTY, FLORIDA

By: Janice P. Gilley  
Janice P. Gilley, County Administrator

ATTEST: PAM CHILDERS  
Clerk of the Circuit Court

Pam Childers  
Deputy Clerk



Date Executed  
3/20/2020



## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

March 23, 2020

Honorable Pam Childers  
Clerk of the Circuit Court and Comptroller  
Escambia County  
Suite 130  
221 Palafox Place  
Pensacola, Florida 32502-5843

Attention: DeLana Allen-Busbee

Dear Ms. Childers:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Escambia County Emergency Order EO 20-1, which was filed in this office on March 20, 2020.

Sincerely,

Ernest L. Reddick  
Program Administrator

ELR/lb

4/12/2020 CAT II-1(C)

**EMERGENCY ORDER EO 20-4**

WHEREAS, on March 1, 2020, Governor Ron DeSantis issued Executive Order 20-51 directing the State Health Officer and Surgeon General to declare a Public Health Emergency due to the discovery of COVID-19 in the State of Florida; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52 declaring a state of emergency for the State of Florida; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a state of emergency for the United States of America effective March 1, 2020; and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention issued "15 Days to Slow the Spread" guidance advising individuals to adopt social distancing measures and avoid gatherings of more than ten people; and

WHEREAS, on March 17, 2020, Governor Ron DeSantis issued Executive Order 20-68 suspending the operation of bars, pubs and nightclubs, directing parties accessing public beaches to limit gatherings to no more than ten people and practice social distancing, and directing restaurant establishments to limit occupancy to 50%, with a minimum of 6-feet between patrons and parties of no more than ten; and

WHEREAS, on March 20, 2020, Governor Ron DeSantis issued Executive Order 20-71 suspending on-premises food consumption in restaurants and food establishments and ordering the closure of all gymnasiums and fitness centers; and

WHEREAS, on March 24, 2020, Governor Ron DeSantis issued Executive Order 20-83, directing the State Surgeon General and State Health Office to issue a public health advisory against all social or recreational gatherings of 10 or more people.

WHEREAS, pursuant to Section 252.38, Florida Statutes, political subdivisions are authorized to declare and enact a local state of emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required by law; and

Date: 4/12/2020 Verified By: [Signature]



WHEREAS, pursuant to Section 252.38, Florida Statutes, and Section 37-35, Escambia County Code, the Chairman of the Board of County Commissioners declared a state of local emergency for Escambia County effective as of 2:00 p.m. on March 16, 2020; and

WHEREAS, on March 27, 2020, the Chairman of the Board of County Commissioners extended the state of local emergency for Escambia County until 1:59 p.m. on April 6, 2020; and

WHEREAS, COVID-19 poses a health risk to the residents of Escambia County, particularly those who are elderly, immunosuppressed, or otherwise have high-risk medical conditions; and

WHEREAS, minimizing contact is necessary to avoid the risk of COVID-19 infection for the residents of Escambia County; and

WHEREAS, the measures implemented herein are narrowly tailored to protect the residents of Escambia County and minimize the spread of COVID-19 in the community; and

WHEREAS, on March 20, 2020, by Board action during a Special Meeting of the Board of County Commissioners, the Board approved the measures implemented herein, as memorialized in Emergency Order 20-1.

NOW THEREFORE, pursuant to Chapter 252, Florida Statutes, and Chapter 37, Escambia County Code, the Board of County Commissioners hereby declares the following and extends Emergency Order 20-1, as set forth below:

1. The foregoing recitals are true and are incorporated herein.
2. The following public properties and public facilities within the unincorporated areas of Escambia County are hereby closed:
  - a. Public beaches;
  - b. Public beach accessways; and
  - c. Public beachfront parks.
3. This Order shall not apply to parks, beaches, and recreational facilities under the jurisdiction of the State of Florida, or the federal government.
4. The Board of County Commissioners hereby requests that the Florida Department of Environmental Protection close adjacent park properties located on the barrier islands in and around

Escambia County. The Board of County Commissioners further requests the Florida Department of Environmental Protection close access to Perdido Key State Park on Perdido Key Drive.

5. The Board of County Commissioners hereby requests the National Park Service close adjacent park properties of the Gulf Islands National Seashore located on the barrier islands in and around Escambia County. The Board of County Commissioners further requests the National Park Service close access to the Fort Pickens and Perdido Key Areas of the Gulf Islands National Seashore and close access to the Gulf Islands National Seashore on State Road 399.

6. In accordance with Chapter 252, Florida Statutes, and Chapter 37, Article II, Sec. 37-42, Escambia County Code, any person violating any provision of this Order shall be prosecuted in the same manner as misdemeanors are prosecuted and, upon conviction, shall be punished by a fine not to exceed \$500.00 or by imprisonment in the county jail not to exceed 60 days or by both such fine and imprisonment.

7. Vehicles on either barrier island parked in a County right-of-way without authorization from the County shall be immediately deemed a danger and subject to immediate removal by the enforcing agent at the owner's expense in accordance with Sec. 94-51, Escambia County Code of Ordinances.

8. This Order shall be effective as of 7:30 p.m. (CDT) on April 2, 2020, until further action by the Board of County Commissioners.

Adopted this 2nd day of April, 2020.

**Date Executed**

4/2/2020

BOARD OF COUNTY COMMISSIONERS  
OF ESCAMBIA COUNTY, FLORIDA

By: \_\_\_\_\_

Steven Barry, Chairman

ATTEST: PAM CHILDERS  
Clerk of the Circuit Court

[Signature]  
Clerk

Approved as to form and legal  
sufficiency.

By/Title: [Signature]  
Date: 3/27/2020





## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

April 6, 2020

Honorable Pam Childers  
Clerk of the Circuit Court and Comptroller  
Escambia County  
Suite 130  
221 Palafox Place  
Pensacola, Florida 32502-5843

Attention: DeLana Allen-Busbee

Dear Ms. Childers:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Escambia County Emergency Order EO 20-4, which was filed in this office on April 2, 2020.

Sincerely,

Ernest L. Reddick  
Program Administrator

ELR/lb