

4/9/2015 CAT I-1

RESOLUTION NUMBER R2015-45

A RESOLUTION OF THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS SUPPORTING HOUSE BILL HR1452 AND SENATE BILL S770 TO CONVEY TO SANTA ROSA COUNTY CERTAIN PROPERTY THAT WAS FORMERLY PART OF SANTA ROSA ISLAND NATIONAL MONUMENT AND THAT WAS CONVEYED TO ESCAMBIA COUNTY SUBJECT TO RESTRICTIONS ON USE AND RECONVEYANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, on January 15, 1947, the United States of America conveyed to Escambia County, Florida, a portion of Santa Rosa Island, more particularly described in that deed recorded in Deed Book 248 at page 161 of the public records of Escambia County, Florida; and

**WHEREAS**, Escambia County supports the conveyance of the easternmost four miles of property of Santa Rosa Island (Navarre Beach) to Santa Rosa County pursuant to that certain Lease Agreement between the Santa Rosa Island Authority, an agency of Escambia County, Florida, and Santa Rosa County, Florida, dated February 11, 1956; and

**WHEREAS**, House Bill HR 1452 has been filed by Congressman Jeff Miller and Senate Bill S770 has been filed by Senator Marco Rubio; and

**WHEREAS**, on November 18, 2010 and January 20, 2011 the Escambia County Board of County Commissioners enacted Joint Resolutions (attached R2010-214 and R2011-20) with Santa Rosa County which requested Congressional sponsorship of a bill that would amend the federal deed regarding property on Santa Rosa Island; and

**WHEREAS**, Escambia County resolves that it would be in the interests of the public to release the restrictions on conveyance to facilitate transfer of Escambia

Date: 4/14/2015  
Verified By: J. Carver

County's interest to Santa Rosa and other persons and entities having leasehold interest on Santa Rosa County.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:**

**Section 1.** That the above recitals are true and correct and incorporated herein by reference.

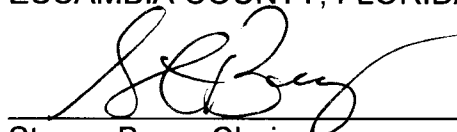
**Section 2.** Escambia County supports and requests that the said bill be duly enacted into law.

**Section 3.** That this Resolution shall take effect immediately upon its adoption by the Board of County Commissioners of Escambia County, Florida.

**Section 4.** The Clerk of the Board of the Escambia County Board of County Commissioners shall furnish a certified copy of this Resolution to Senator Bill Nelson, Senator Marco Rubio and Congressman Jeff Miller immediately upon its adoption.

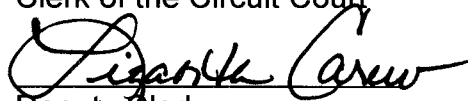
ADOPTED this 9<sup>th</sup> day of April 2015.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA


  
\_\_\_\_\_  
Steven Barry, Chairman

Date Executed  
4/14/2015

ATTEST: Pam Childers  
Clerk of the Circuit Court

  
\_\_\_\_\_  
Deputy Clerk

Approved as to form and legal  
sufficiency.

  
By/Title: \_\_\_\_\_  
Date: 4/2/15



Escambia County  
Clerk's Original  
11/18/2010 CAT 1-2

~~2010-001351~~ BCC  
Nov. 18, 2010 Page 1

RESOLUTION R2010-214 (Escambia County)

RESOLUTION 2010 - 39 (Santa Rosa County)

**A JOINT RESOLUTION OF THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS AND THE SANTA ROSA COUNTY BOARD OF COUNTY COMMISSIONERS REQUESTING THE SUPPORT OF CONGRESSMAN JEFF MILLER AND SENATOR BILL NELSON TO RELEASE CERTAIN RESTRICTIONS ON CONVEYANCE FOR PROPERTY ON SANTA ROSA ISLAND; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, on January 15, 1947, the United States of America conveyed to Escambia County, Florida, a portion of Santa Rosa Island, more particularly described in that deed recorded in Deed Book 248 at page 161 of the public records of Escambia County, Florida; and

WHEREAS, currently the deed recites that the property shall "always be subject to regulation by said County whether leased or not leased but never to be otherwise disposed of or conveyed"; and

WHEREAS, Santa Rosa County has an interest in the easternmost four miles of the property conveyed to Escambia County (Navarre Beach) pursuant to that certain Lease Agreement between the Santa Rosa Island Authority, an agency of Escambia County, Florida, and Santa Rosa County, Florida, dated February 11, 1956; and

WHEREAS, the Lease Agreement contemplates that Escambia County will convey Navarre Beach to Santa Rosa County and that the parties will cooperate "in obtaining such conveyance and congressional and legislative approval therefore" and a 1993 Resolution of the Escambia County Board of County Commissioners assures the same; and

WHEREAS, Escambia County and Santa Rosa County agree that it would be in the interests of both counties to release the restrictions on conveyance to facilitate transfer of Escambia County's interest to Santa Rosa County and other persons and entities having leasehold interests on Santa Rosa Island; and

Verified By: *d. Neenan*  
Date: 11/19/10

~~2010-001351~~ BCC  
Nov. 18, 2010 Page 2

**WHEREAS, the counties wish to express their intent to cooperate in drafting proposed legislation to release the restriction on conveyances and developing a process to convey Escambia County's interest to Santa Rosa County and persons and entities with a leasehold interest on Santa Rosa Island, and to request the support of Congressman Jeff Miller and Senator Bill Nelson to sponsor federal legislation to release the restrictions on conveyance; and**

**WHEREAS, the counties intend such legislation to require the counties to preserve those areas on Pensacola Beach dedicated to conservation, preservation, public, recreation or access uses and preserve conservation, preservation, public, recreation or access uses on Navarre Beach which are consistent with Santa Rosa County's Navarre Beach Master Plan 2001 Update and preserve the parking areas at New Jersey Street, Tennessee Street, Louisiana Street, Indiana Street, and Georgia Street, all on Navarre Beach; and**

**WHEREAS, the counties further intend such legislation to prohibit the counties from conveying the subject property for a windfall and that any profits collected above costs would be required to be turned over to the federal government; and**

**WHEREAS, the counties further intend that such legislation remove any language in the deed seen as a potential prohibition to the option of incorporation by communities on Santa Rosa Island; and**

**WHEREAS, the counties will direct their respective staffs and attorneys to cooperate in drafting proposed language for the legislation; and**

**WHEREAS, each County, through its Board of County Commissioners, has considered this Resolution at public meetings of their respective Boards.**

**NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE BOARDS OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, AND SANTA ROSA COUNTY, FLORIDA:**

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Nov. 18, 2010 Page 3

1. The above recitals are true and correct and incorporated herein by reference in the body of this Resolution.
2. Escambia County and Santa Rosa County hereby request the support of Congressman Jeff Miller and Senator Bill Nelson to sponsor legislation to release the restriction on conveyances for property on Santa Rosa Island, which shall be mutually agreed upon and drafted by the counties.
3. Each County's staff and attorneys shall cooperate in drafting the legislation, which will be approved by each of the Boards at future public meetings and subsequently forwarded to Congressman Jeff Miller and Senator Bill Nelson for consideration with sponsorship requested for the upcoming Congressional session.
4. The Clerk of the Board of the Escambia County Board of County Commissioners shall furnish a certified copy of this Resolution to Congressman Jeff Miller and Senator Bill Nelson immediately upon its adoption and execution by both counties.
5. This Resolution shall become effective upon the date last adopted by each of the Boards of County Commissioners.

ADOPTED by the Escambia County Board of County Commissioners on the 18<sup>th</sup> day of November, 2010.

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

Kevin W. White  
Kevin W. White, Chairman

Date Executed

11/18/2010



ERNIE LEE MAGAHA  
Clerk of the Circuit Court

Ernie Lee Magaha  
Ernie Lee Magaha, Clerk

Approved as to form:

[Signature]  
Escambia County Attorney

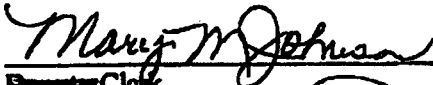
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Nov. 18, 2010 Page 4

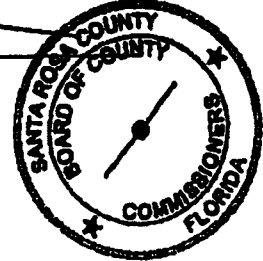
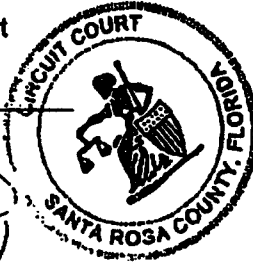
ADOPTED by the Santa Rosa Board of County Commissioners on the 10<sup>th</sup> day of  
November, 2010.

BOARD OF COUNTY COMMISSIONERS  
SANTA ROSA COUNTY, FLORIDA

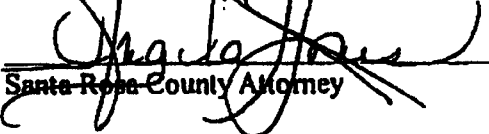
  
Gordon Goodin, Chairman

ATTEST: MARY M. JOHNSON  
Clerk of the Circuit Court

  
Deputy Clerk



Approved as to form:

  
Santa Rosa County Attorney

Escambia County  
Clerk's Original  
1/20/2011 CCL-1

~~2011-000118~~ BCC  
Jan. 20, 2011 Page 1

**ESCAMBIA COUNTY RESOLUTION R2011 - 20  
SANTA ROSA COUNTY RESOLUTION 2011 - 02**

**A JOINT RESOLUTION OF THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS AND THE SANTA ROSA COUNTY BOARD OF COUNTY COMMISSIONERS TO ADOPT A BILL TO RELEASE CERTAIN RESTRICTIONS ON CONVEYANCE FOR PROPERTY ON SANTA ROSA ISLAND, PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, on January 15, 1947, the United States of America conveyed to Escambia County, Florida, a portion of Santa Rosa Island, more particularly described in that deed recorded in Deed Book 248 at page 161 of the public records of Escambia County, Florida; and

WHEREAS, Santa Rosa County has an interest in the eastermost four miles of the property conveyed to Escambia County (Navarre Beach) pursuant to that certain Lease Agreement between the Santa Rosa Island Authority, an agency of Escambia County, Florida, and Santa Rosa County, Florida, dated February 11, 1956; and

WHEREAS, the Lease Agreement contemplates that Escambia County will convey Navarre Beach to Santa Rosa County and that the parties will cooperate "in obtaining such conveyance and congressional and legislative approval therefore" and a 1993 Resolution of the Escambia County Board of County Commissioners assures the same; and

WHEREAS, Escambia County and Santa Rosa County agree that it would be in the interests of both counties to release the restrictions on conveyance to facilitate transfer of Escambia County's interest to Santa Rosa County and other persons and entities having leasehold interests on Santa Rosa Island; and

WHEREAS, Escambia County's Joint Resolution R2010-214 and Santa Rosa County's Joint Resolution R2010-39 together agree that it would be in the interests of both counties to release the

Verified By: *d. MacArthur*

Date: 1/21/11

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Jan. 29, 2011 Page 2

restrictions on conveyance to facilitate transfer of Escambia County's interest to Santa Rosa County and other persons and entities having leasehold interests on Santa Rosa Island.

WHEREAS, each County, through its Board of County Commissioners, has considered this Bill at public meetings of their respective Boards.

NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE BOARDS OF COUNTY COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA, AND SANTA ROSA COUNTY, FLORIDA:

1. The above recitals are true and correct and incorporated herein by reference in the body of this Resolution.
2. Escambia County and Santa Rosa County hereby request the support of Congressman Jeff Miller and Senator Bill Nelson to sponsor the attached proposed bill to allow for release of the restriction on conveyances for property on Santa Rosa Island, with such sponsorship requested for the upcoming Congressional Session or as soon thereafter as possible.
3. Escambia County and Santa Rosa County understand and agree that during the legislative process, it may be necessary to make changes, corrections or other amendments to the bill language and support such changes so long as the bill substantively accomplishes release of the restriction on conveyance of the subject property.
4. This Resolution shall become effective upon the date last adopted by each of the Boards of County Commissioners.


ADOPTED by the Escambia County Board of County Commissioners on the 20<sup>th</sup> day of January, 2010.



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Jan. 20, 2011 Page 3

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

*Kevin W. White*  
Kevin W. White, Chairman  
Date Executed  
1/20/2011

ATTEST:  
 ERNIE LEE MAGAHA  
Clerk of the Circuit Court  
*Ernie Lee Magaha*  
Deputy Clerk

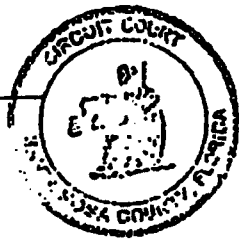
Approved as to form:  
*[Signature]*  
Escambia County Attorney

ADOPTED by the Santa Rosa Board of County Commissioners on the 13<sup>TH</sup> day of  
January, 2011.

BOARD OF COUNTY COMMISSIONERS  
SANTA ROSA COUNTY, FLORIDA

*Lane Lychard*  
Lane Lychard, Chairman

ATTEST: MARY M. JOHNSON  
Clerk of the Circuit Court  
*Mary M. Johnson*  
Clerk



Approved as to form:  
*[Signature]*  
Santa Rosa County Attorney



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

**AI-7990**

**County Attorney's Report 12.1.**

**BCC Regular Meeting**

**Discussion**

**Meeting Date:** 04/09/2015

**Issue:** A Resolution Supporting House Bill HR1452 and Senate Bill S770

**From:** Alison Rogers, County Attorney

**Organization:** County Attorney's Office

**CAO Approval:**

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**RECOMMENDATION:**

**Recommendation Concerning a Resolution Supporting House Bill HR1452 and Senate Bill S770**

At the request of Commissioner Grover Robinson, that the Board discuss and approve a resolution in support of House Bill HR1452 and Senate Bill S770 concerning the conveyance of the easternmost four miles of property of Santa Rosa Island (Navarre Beach) to Santa Rosa County pursuant to that certain Lease Agreement between the Santa Rosa Island, an agency of Escambia County, Florida, and Santa Rosa County, Florida, dated February 11, 1956.

**BACKGROUND:**

The Board has enacted two joint resolutions with Santa Rosa County, Resolution R2010-214 dated November 18, 2010 and Resolution R2011-20 dated January 20, 2011 both of which requested Congressional sponsorship of a bill that would amend the federal deed regarding property on Santa Rosa Island.

**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**

Resolution

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