



City of Pensacola

Agenda Conference

Agenda - Final

Monday, March 6, 2017, 3:30 PM

Hagler-Mason Conference Room,
2nd Floor

ROLL CALL

PRESENTATION ITEMS

1. [17-00140](#) PRESENTATION FROM FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) BRIEFING THE CITY COUNCIL ON THE FDOT PROJECT IN PENSACOLA - GREGORY STREET AND BAYFRONT PARKWAY AT 17TH AVE INTERSECTION IMPROVEMENT PD&E STUDY.

Recommendation: That City Council have a presentation at the March 9, 2017 City Council meeting from FDOT, briefing the City Council on the Gregory Street and Bayfront Parkway at 17th Ave intersection improvement PD&E Study.

Sponsors: Brian Spencer

Attachments: [Pensacola 17th Ave Crowne Plaza Project Map FINAL](#)

REVIEW OF CONSENT AGENDA ITEMS

2. [16-00284](#) AWARD OF CONTRACT - BID #17-002 GABERONNE SWAMP STORMWATER PENSACOLA BAY WATERSHED IMPROVEMENTS - SPANISH TRAIL RETENTION POND PROJECT

Recommendation: That City Council award a contract for construction of the Gaberonne Swamp Stormwater Pensacola Bay Watershed Improvements Spanish Trail Retention Pond Project to BKW, Inc., of Pensacola, Florida, the lowest and most responsible bidder with a base bid of \$966,865.55 plus a 10% contingency of \$96,686.56 for a total amount of \$1,063,552.11.

Sponsors: Ashton J. Hayward, III

Attachments: [Bid Tabulation, Bid No. 17-002](#)
[Final Vendor Reference List, Bid No. 17-002](#)
[Gaberonne Swamp Stormwater Pensacola Bay Watershed Improvements Sp](#)
[FDEP Grant Acceptance 2-13-14](#)

3. [17-00012](#) AWARD OF CONTRACT - BID #17-006 BAYOU CHICO “R” STREET AT MAGGIE’S DITCH STORMWATER TREATMENT ENHANCEMENT PROJECT
- Recommendation:** That City Council award a contract for construction of the Bayou Chico “R” Street at Maggie’s Ditch Stormwater Treatment Project to Williams Industrial & Marine, Inc., of Westville, Florida, the lowest and most responsible bidder with a base bid of \$597,719.00, plus 10% contingency of \$59,771.90 for a total amount of \$657,490.90.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Bid Tabulation, Bid No. 17-006](#)
 [Final Vendor Reference List, Bid No. 17-006](#)
 [BAYOU CHICO "R" STREET @ MAGGIE DITCH TREATMENT ENHANC](#)
 [COUNCIL MEMO NFWF GRANT 10-8-15](#)
4. [17-00054](#) AIRPORT - APPROVAL OF AMENDMENT NO. 4 TO THE LEASE AND OPERATING AGREEMENT WITH ECKO AIR LLC
- Recommendation:** That City Council authorize the Mayor to execute Amendment No. 4 to the Lease and Operating Agreement between the City of Pensacola and ECKO Air LLC at the Pensacola International Airport. Further that City Council authorize the Mayor to take all necessary actions to execute Amendment No. 4.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Airport Amendment No. 4 - ECKO Air LLC](#)
5. [17-00070](#) TRANSFER OF SURPLUS VEHICLES - GEORGE STONE TECHNICAL CENTER
- Recommendation:** That City Council declare four (4) City Police Vehicles (Unit Numbers SO9006, S31906, S35406, and S82906 2006 Ford Crown Victoria marked patrol vehicles) surplus and authorize the transfer of these vehicles to George Stone Technical Center.
- Sponsors:** Ashton J. Hayward, III
6. [17-00163](#) APPOINTMENT - WEST FLORIDA PUBLIC LIBRARY BOARD OF GOVERNANCE
- Recommendation:** That City Council appoint one individual, who is an elector of Escambia County, to the West Florida Public Library Board of Governance for a term of two years, expiring February 28, 2019.
- Sponsors:** Brian Spencer
- Attachments:** [Application of Interest - David J. Bryant.pdf](#)
 [Resume - David J. Bryant.pdf](#)
 [Ballot.docx](#)

7. [17-00187](#) ADDITIONAL APPOINTMENTS TO THE CLIMATE MITIGATION AND ADAPTATION TASK FORCE
- Recommendation:* That City Council appoint Dr. Haris Alibasic and Ms. Carrie Stevenson to the Climate Mitigation and Adaptation Task Force.
- Sponsors:* Sherri Myers
- Attachments:* [2017 bio -- Carrie Stevenson](#)
 [Dr. Haris Alibasic - Bio](#)
8. [17-00125](#) APPOINTMENT TO THE POLICE OFFICERS' RETIREMENT FUND BOARD OF TRUSTEES
- Recommendation:* That City Council ratify the appointment of Rodney Randle as the fifth member trustee of the Police Officers' Retirement Fund.
- Sponsors:* Ashton J. Hayward, III

REVIEW OF REGULAR AGENDA ITEMS (Sponsor)

9. [17-00107](#) FY 2016 COMPREHENSIVE ANNUAL FINANCIAL (CAFR)
- Recommendation:* That City Council accept the City of Pensacola Comprehensive Annual Financial Report for the year ended September 30, 2016 as prepared by the Financial Services Department and the Independent Auditors Report issued thereupon.
- Sponsors:* Ashton J. Hayward, III
- Attachments:* [FY2016 CAFR](#)
 [SAS 114 Auditor Letter](#)
 [Financial Condition Assessment](#)
10. [17-00177](#) SIX-CENT LOCAL OPTION FUEL (GASOLINE) TAX SETTLEMENT
- Recommendation:* That City Council authorize the Mayor to take all actions necessary to settle the Six-Cent Local Option Fuel (Gasoline) Tax Appeal with Escambia County.
- Sponsors:* Ashton J. Hayward, III
11. [17-00189](#) MORATORIUM ON ENCUMBERING ANY FURTHER LOCAL OPTION SALES TAX (LOST) IV FUNDS
- Recommendation:* That City Council place a moratorium on encumbering any further LOST IV funds until the City Council and the Mayor have set priorities for expenditures and/or projects for these funds.
- Sponsors:* Jewel Cannada-Wynn

12. [17-00167](#) MORATORIUM ON THE CONTINUATION OF ANY AND ALL STREET RESURFACING PROJECTS CURRENTLY UNDERWAY OR BEGINNING IN THE NEAR FUTURE.

Recommendation: That City Council place a moratorium of no more than 45 days on any street resurfacing projects currently underway or planned within the moratorium time frame pending plans to reconstruct certain streets that are experiencing severe storm water issues.

Sponsors: Sherri Myers

13. [17-00138](#) PRESENTATION FROM THE CHAIRMAN OF THE COMMUNITY MARITIME PARK ASSOCIATES (CMPA)

Recommendation: That City Council request a presentation be given at the April 13, 2017 City Council meeting by the Chairman of the Board of Trustees of the CMPA to update the Council on the financial and maintenance aspects of the park as well as an update on the marketing of the private parcels within the park.

Sponsors: Sherri Myers

14. [17-00190](#) REQUEST FOR LEGAL OPINION REGARDING ENFORCEMENT OF ANIMAL CONTROL ORDINANCES

Recommendation: That City Council request a legal opinion from the City Attorney to the following question:

Are Escambia County's animal control ordinances enforceable within the City of Pensacola minus an interlocal agreement or an agreement of some type?

Sponsors: Sherri Myers

15. [04-17](#) PROPOSED ORDINANCE NO. 04-17 - REPEALING SECTION 10-4-16(C) OF THE CITY CODE - INSTALLATION OF SERVICES

Recommendation: That City Council approve Proposed Ordinance No. 04-17 repealing Section 10-4-16(c) of the city code on first reading.

AN ORDINANCE REPEALING SECTION 10-4-16(c) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, INSTALLATION OF SERVICES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

Sponsors: Ashton J. Hayward, III, Sherri Myers

Attachments: [Proposed Ordinance No. 04-17](#)

16. [17-00175](#) CREATION OF SECTION 8-1-28 OF THE CITY CODE - PROHIBITING SOLICITATION OF DONATIONS UPON PUBLIC SIDEWALKS AND RIGHTS-OF-WAY IN THE DOWNTOWN VISITORS' DISTRICT

Recommendation: That City Council adopt an ordinance creating Section 8-1-28 of the City Code - Prohibiting solicitation of donations upon public sidewalks and rights-of-way in the Downtown Visitors' District.

Sponsors: Ashton J. Hayward, III, Brian Spencer

Attachments: [Letter from John Peacock, DIB Chair, dated February 21, 2017 with Ordinance Proposed Ordinance](#)

17. [09-17](#) PROPOSED ORDINANCE NO. 09-17 - CREATING SEC. 8-1-28 OF THE CITY CODE - PROHIBITING SOLICITATION OF DONATIONS UPON PUBLIC SIDEWALKS AND RIGHTS-OF-WAY IN THE DOWNTOWN VISITORS' DISTRICT

Recommendation: That City Council approve Proposed Ordinance No. 09-17 on first reading.

AN ORDINANCE CREATING SECTION 8-1-28 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; DEFINING THE DOWNTOWN VISITORS' DISTRICT AND REGULATING THE CONDUCT OF CITIZENS ON SIDEWALKS AND PUBLIC RIGHTS-OF-WAY THEREIN; PROVIDING DEFINITIONS; PROHIBITING SOLICITATION OF DONATIONS; PROVIDING PENALTIES THEREFOR; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III, Brian Spencer

Attachments: [Proposed Ordinance No. 09-17](#)

18. [17-00114](#) AMENDMENT TO CITY COUNCIL RULES AND PROCEDURES; SECTION 2.07 - CONSENT AGENDA

Recommendation: That City Council amend Section 2.07 - Consent Agenda - of the City Council Rules and Procedures to allow the movement of items from the Regular Agenda to the Consent Agenda at the Agenda Conference.

Sponsors: Brian Spencer

Attachments: [Proposed Amendment to Section 2.07 - City Council Rules and Procedures -](#)

19. [17-00186](#) BUDGET ANALYST TO THE CITY COUNCIL

Recommendation: That City Council begin the process of hiring a Budget Analyst in accordance with Section 4.02(6) of the City Charter.

Sponsors: Jewel Cannada-Wynn

Attachments: [Proposal--Budget Analyst Rev \(002\)](#)
 [Job Description--Budget Analyst](#)
 [City Attorney Opinion - Council Budget Analyst](#)

**20. [17-00184](#) SCHEDULE A WORKSHOP REGARDING A PROPOSED
ORDINANCE ESTABLISHING A BUSINESS LICENSING PROCESS
FOR PERMITTING OF ALL RENTAL PROPERTY.**

Recommendation: That City Council schedule a workshop for June 2017 for the purpose of establishing an ordinance allowing for establishing a business licensing process for permitting of all rental property within the city limits. The Council also authorizes the Council staff to provide assistance in the research of this topic.

Sponsors: Jewel Cannada-Wynn

**21. [17-00185](#) SCHEDULE WORKSHOP REGARDING THE REVIEW OF
ORDINANCES AND POLICIES GOVERNING ABANDONED
DWELLINGS, VACANT LOTS AND UNKEPT PROPERTIES.**

Recommendation: That City Council schedule a workshop for June 2017 to review all ordinances and policies that govern abandoned dwellings, vacant lots and unkempt properties within the city limits. The review would include state statutes that protect the property rights of citizens.

Sponsors: Jewel Cannada-Wynn

**22. [17-00143](#) SOUTH PALAFOX RESIDENTIAL CONDOMINIUM BUILDING
DEVELOPMENT PLAN**

Recommendation: That the City Council conceptually approve a proposed South Palafox residential condominium building development plan and authorize the Mayor to enter into negotiations for a long term lease for such development.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Building Site dated 2 February 2017](#)
 [Proposed Building Plans dated 2 February 2017](#)

23. [17-17](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 17-17 -
 APPROPRIATING FUNDING FOR ADDITIONAL PARKING AT
 CHAPPIE JAMES PROJECT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-17 appropriating funding for additional parking at the General Daniel “Chappie” James Jr., Museum & Youth Flight Academy.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Supplemental Budget Resolution No. 17-17](#)
 [Supplemental Budget Explanation No. 17-17](#)

24. [17-00011](#) AWARD OF CONTRACT FOR INVITATION TO BID (ITB) #17-015
 OSCEOLA CLUBHOUSE RENOVATION PROJECT

Recommendation: That City Council award a contract to Joy Gordon Construction, LLC for ITB #17-015 Osceola Clubhouse, for \$590,652.00 plus a 15% contingency of \$88,597.80 for a total amount of \$679,249.80. Further that City Council approve the supplemental budget resolution appropriating LOST IV funding for this project. Finally that City Council authorize the Mayor to execute all contracts, related documents, and take all related actions necessary to complete the project.

Sponsors: Ashton J. Hayward, III

Attachments: [Tabulation Sheet](#)
 [Final Vendor Reference List](#)
 [Supplemental Budget Resolution](#)
 [Supplemental Budget Explanation](#)

25. [17-18](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 17-18 - OSCEOLA
 CLUB HOUSE RENOVATION PROJECT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-18.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Supplemental Budget Resolution No. 17-18](#)
 [Supplemental Budget Explanation No. 17-18](#)

26. [05-17](#) PROPOSED ORDINANCE NO. 05-17 - AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-2-10 - HISTORIC & PRESERVATION LAND USE DISTRICT, (A)(4) PROCEDURE FOR REVIEW

Recommendation: That City Council approve proposed Ordinance No. 05-17 on second reading.

AN ORDINANCE AMENDING SECTION 12-2-10 (A) (4) (f) OF THE CODE OF THE CITY OF PENSACOLA; AMENDING THE LAND DEVELOPMENT CODE, HISTORIC & PRESERVATION LAND USE DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Sponsors: Brian Spencer

Attachments: [Proposed Ordinance No. 05-17](#)

27. [06-17](#) PROPOSED ORDINANCE NO. 06-17 - PROPOSED AMENDMENT TO SECTION 12-2-8 (B) (1) OF THE LAND DEVELOPMENT CODE - ADDITION OF MEDICAL MARIJUANA DISPENSARY

Recommendation: That City Council approve Proposed Ordinance No. 06-17 on second reading.

AN ORDINANCE AMENDING SECTION 12-2-8 (B) (1) OF THE CODE OF THE CITY OF PENSACOLA; AMENDING THE LAND DEVELOPMENT CODE, ADDITION OF MEDICAL MARIJUANA DISPENSARY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Sponsors: Andy Terhaar

Attachments: [Proposed Ordinance No. 06-17](#)

28. [07-17](#) PROPOSED ORDINANCE NO. 07-17 - PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-14-1 DEFINITIONS - BUILDING HEIGHT

Recommendation: That City Council adopt Proposed Ordinance No. 07-17 on second reading.

AN ORDINANCE AMENDING SECTION 12-14-1 DEFINITIONS OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 07-17](#)

29. [03-17](#) PROPOSED ORDINANCE NO. 03-17 - AMENDMENT TO SECTION 3-1-13, COUNCIL RESERVE (GENERAL FUND) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA

Recommendation: That City Council approve Proposed Ordinance No. 03-17 on second reading.

AN ORDINANCE AMENDING SECTION 3-1-13 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE COUNCIL RESERVE POLICY (GENERAL FUND); SEVERABILITY CLAUSE; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 03-17](#)

FOR DISCUSSION

30. [17-00188](#) DISCUSSION OF REQUEST FOR LETTER OF SUPPORT FOR HB 6019 AND SB 214 REGARDING PRESERVATION OF ARCHAEOLOGICAL SITES.

Recommendation: That City Council have a discussion regarding the submission of a letter of support for HB 6019 and SB 214 regarding the preservation of archeological sites.

Sponsors: Brian Spencer

Attachments: [Pensacola_Res04_16](#)
 [FAPAFAASt. Aug Talking Points for SB 214 and HB 6019final per glen \(3\)](#)

INFORMATIONAL ITEMS

CONSIDERATION OF ANY ADD-ON ITEMS

READING OF ITEMS FOR COUNCIL AGENDA

COMMUNICATIONS

City Administrator's Communication

31. [17-00152](#) CITY ADMINISTRATOR COMMUNICATION - ERIC W. OLSON

Sponsors: Ashton J. Hayward, III

Attachments: [Council Presentation 3-6-17 by Jerry Moore, Sanitation Services](#)

City Attorney's Communication

Monthly Crime Report - Chief David Alexander**32. [17-00191](#) MONTHLY CRIME REPORT**

Sponsors: Ashton J. Hayward, III

Attachments: [February 2017 Crime Report](#)

Monthly Financial Report - Chief Financial Officer Richard Barker, Jr.**33. [17-00088](#) MONTHLY FINANCIAL REPORT - CHIEF FINANCIAL OFFICER
RICHARD BARKER, JR.**

Sponsors: Ashton J. Hayward, III

Attachments: [2017 February - Monthly Financial Report](#)

**34. [17-00144](#) QUARTERLY FINANCIAL REPORT - THREE MONTHS ENDING
DECEMBER 31, 2016 - CHIEF FINANCIAL OFFICER RICHARD
BARKER, JR.**

Sponsors: Ashton J. Hayward, III

Attachments: [Financial Report - Three Months Ending December 31, 2016](#)
[2017 - Financial Report - 1st Quarter](#)

City Council Communication**ADJOURNMENT**

If any person decides to appeal any decision made with respect to any matter considered at such meeting, he will need a record of the proceedings, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to City services, programs and activities. Please call 435-1606 (or TDD 435-1666) for further information. Request must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.