City of Pensacola

222 West Main Street
Pensacola, FL 32502

Meeting Agenda 4 - Final

Parks and Recreation Board

Thursday, February 16, 2023 | **8:00 AM** | **Hagler Mason Conference Room, 2nd Floor**

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

MINUTES OF JANUARY 19, 2023 PARKS AND RECREATION BOARD

Attachments: 23-1-19 Minutes - Unapproved

DIRECTOR'S REPORT

DIRECTOR'S REPORT

Attachments: 23-2-16 Director's Report Parks and Recreation Board

COUNCIL EXECUTIVE'S REPORT

COUNCIL EXECUTIVE'S REPORT - BYLAWS

Attachments: Boards Handbook Key Points

STAFF REPORTS

PARKS PRESENTATION - BILL KIMBALL

Attachments: Parks Presentation

NEW BUSINESS

PARK AMENITY REQUEST:
NAMING OF BLAKE DOYLE COMMUNITY SKATEPARK
NAMING KUGELMAN FAMILY AMPHITHEATER
NAMING JONAH BOWL
NAMING GANNETT FOUNDATION BEGINNER AREA

Attachments: 23-2-16 2022-Upward Intuition Blake Doyle Skate Park

DISCUSSION ITEMS

2023 NATIONAL RECREATION AND PARK ASSOCIATION -

SUSTAINABILITY REPORT
Sponsor: Antonio Bruni

Attachments: NRPA - Sustainability Report

CULTURAL AFFAIRS BOARD

Attachments: Proposed Ordinance - Cultural Affairs

CITY OF PENSACOLA ATHLETIC PARTNER LEASE AGREEMENT

Attachments: City of Pensacola Youth Sports Organization Field Use Lease Agreement

OPEN FORUM

ADJOURNMENT

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.

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00127 | Parks and Recreation Board | 2/16/2023

SUBJECT:

MINUTES OF JANUARY 19, 2023 PARKS AND RECREATION BOARD

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Meeting Minutes 3 - Draft

Parks and Recreation Board

Thursday, January 19, 2023 | **8:00 AM** | **Hagler Mason Conference Room, 2nd Floor**

CALL TO ORDER

ROLL CALL

Present 8 - Renee Borden, Antonio Bruni, David Del Gallo, Alejandra Escobar-Ryan, Leah Harrison, Chairperson Rand Hicks, John Jerralds, and Michael Wolf

APPROVAL OF MINUTES

A motion was made by Escobar-Ryan, seconded by Jerralds, that this be Approved. The motion carried by the following vote:

Yes: 6 - Borden, Bruni, Del Gallo, Escobar-Ryan, Chairperson Hicks, and Jerralds

Absent: 2 - Harrison, and Wolf

MINUTES OF DECEMBER 15, 2022 PARKS AND RECREATION BOARD

Attachments: 22-12-15 Minutes - Unapproved

DIRECTOR'S REPORT

DIRECTOR'S REPORT

Attachments: Director's Report Parks and Recreation Board

Chairperson Hicks asked board members if they had questions regarding the Director's Report.

Member Bruni noted in the Athletics update it states Pensacola Youth Soccer and Bill Bond T-Ball, Baseball are registering; have we done the MOUs on those yet. Director Stills responded that he had a meeting with all youth sports providers last week to try to get the MOU agreed upon. The sports providers will be looking over the MOU and we should be getting those back shortly. The final agreement will be brought before the board for approval. We had a meeting with Mayor Reeves, Duty Director Forte and 5 youth providers which was very productive.

Member Bruni asked if there was a plan to do an accounting on maybe past owed fees or are we just going clean slate going forward or is there a

decision on that. Director Stills stated it was not discussed in the meeting. The meeting was basically to get an agreement for everyone to sign off on and start with a clean slate.

Member Bruni stated he had seen Pensacola Youth Soccer announce that they are doing an early registration for city residents and wanted to thank them for that. Director Stills responded that Superintendent of Administration and Special Projects, Carmody worked with everyone including legal to make the advance registration available for city residents and then open up to everyone. Member Bruni stated in here it mentions Outdoor Pursuits and asked if we are doing that with our in-house programs, as well. Director Stills responded he will get back to board regarding Outdoor Pursuits being a part of that, but it was the mayor's direction to make it happen across the board. Member Bruni added that it would be great for the summer programs to do that as well.

Member Borden asked for the 5 youth sports providers that we are currently negotiating with. Athletics Superintendent, Fox responded that the current are NEP Football, Legion Field Football, Magee Rattlers Football, Bill Bond Baseball and T-Ball, and Pensacola Youth Soccer.

Member Borden asked about the restrooms at Roger Scott pool project if an update was available. Director Stills responded that funding is becoming available, so the project is very close to being started. Member Borden asked if the YMCA is contributing anything towards project. Director Stills responded not at this point of time. Member Borden asked if portable restrooms will be used this summer. Director Stills responded yes portable restrooms will still be used.

Member Del Gallo asked for an update on the Roger Scott Tennis Court. Director Stills responded an item will be presented to council for an award of bid February 9th, and hopefully start the project in March.

STAFF REPORTS

ATHLETICS PRESENTATION - CHERYL FOX

Attachments: Athletics Presentation

Director Stills introduced Athletics Superintendent, Fox. Athletics Superintendent, Fox brought before board an overview of day-to-day operations handled by Athletics Department that involves maintaining facilities and 20 practice fields, running youth programs and tournaments, summer camps, adult and senior programs and tournaments, and pool and aquatics programs. Ultimate Frisbee is new program that started last year. Department is working on outdoor pickleball opportunities for city residents.

Member Harrison asked if we have softball leagues in Pensacola. Athletics Superintendent Fox responded city at one point had softball, but the numbers keep dwindling NEP Baseball/Softball Pensacola Nine Mile Road offers softball.

Member Bruni asked the youth summer camps who host those how do you register for those is it through the city or is it through like the Challenger Soccer Camp and UWF Soccer Camp is that through UWF or Pensacola Youth Soccer or through the city. Athletics Superintendent Fox responded soccer is through Pensacola Youth Soccer they dismanage with UWF to come over to run the camp. Challenger handles the registration and then pays the city to use the field and UWF Soccer is with Pensacola Youth Soccer. Member Bruni asked if we receive revenue off any of these camps. Athletics Superintendent Fox responded yes Challenger; they pay us a percentage to use the field.

Member Borden asked regarding the tournaments do you find that that's a good revenue source for us as far as coordinating the tournaments do we receive revenue for those or does it go to the organization. Athletics Superintendent, Fox responded yes, we receive revenue they run our fields. Member Borden asked does that seem still competitive and we're able to accommodate those tournaments and do you see that increasing in the next year or so or are there any plans to increase trying to do additional tournaments or are we sort of maxed out where we are right now. Athletics Superintendent, Fox responded we are maxed out between that and our rec stuff as far as what we do. Member Borden asked is it because of labor or just because of not having the available fields. Athletics Superintendent, Fox responded it's basically the organizations between us and them they know how many tournaments they are going to put on per year and that's all they do because of their staff and that sort of thing.

BUDGET REPORT - KENDRA WEEKLEY

Attachments: Revenue nd Expenditure Report

Budget Manager, Weekley brought to board the first quarter financial report for the period of October through December. Most of the expenditures are at the 25% mark right where we should be for the first quarter. Revenues will increase as summer camps begin. Budget Manager Weekly asked if board if they had any questions.

Member Bruni asked the money that we should be getting from youth sports where which one of those in revenue. Budget Manager, Weekley responded it will go into the Recreation/Athletic Fund. Those are combined between recreation and athletics like Athletic Superintendent, Fox was talking about. They share a fund so once the summer programs start-up it

will show there.

Member Borden stated she had asked before she would like to see separately which programs are benefiting more and where we can increase. We had talked before about camps like the Outdoor Pursuit camps being really in demand so if we could look at those numbers. Budget Manager, Weekly responded that she would bring a report to next meeting which would be March, but the board will not see an increase until after the summer programs.

Director Stills explained how the revised MOU agreement will be asking sports organization providers to track their numbers for us. When a participant signs up, we are requesting that they get the information to us at the start of the season, and we will give them two weeks into the season to give us those numbers. Member Borden asked Director Stills if there was any discussion between the mayor about raising the participation fees dollar amount of $10. Director Stills responded that there has been some discussion, but we haven't established a rate at this point.

Member Harrison stated we are here to service the community to provide to the community so if we look at increases, I hope we talk about that more in depth to make sure we are doing that for the right reasons so that accessibility does not become even more of a gap than it currently is for the community.

NEW BUSINESS

DISCUSSION - PARKS AND RECREATION BOARD BYLAWS

Member Borden started the discussion regarding board bylaws. Member Borden stated that she had recently looked into the board responsibilities in the ordinances, it mentioned bylaws, but she had not seen any bylaws. She had posed the question to city staff if we had bylaws, and do we have access to them. Member Borden added that staff had responded accordingly.

Chairperson Hicks stated he had an email from Council Executive, Kraher stating that council and administration is working together for a board handbook which will serve the council appointed boards. This will make bylaws to be consistent and regularize following the council pattern how the boards will undertake business and review matters. At this time, only 3 boards have bylaws: Planning, Architectual Review Board and Zoning those that deal with commercial transactions with the public. Mayor Reeves and his administration is looking how the city ordinance is defined and will update ordinances if they need to be changed.

Chairperson Hicks asked board members if they had anything specific that they would like to discuss today, or should we wait until the bylaws are presented to us.

Consensus between the board members is to wait until the bylaws are presented to board members.

CITY OF PENSACOLA ATHLETICS LEASE AGREEMENT

Attachments: Agreement - Pensacola Youth Sports Final

Director Stills shared with the board members a draft of the City of Pensacola Athletic Partner Lease Agreement so that they would know where we are in the process of developing the agreement with the sports providers. Director Stills shard that a meeting had taken place with the sports providers and the draft was presented to all 5 sports providers to review and to give comments. Once we receive those back, we will bring back to the board to assess before going to council.

Member Bruni asked if the 25% will be collected for camps. Athletic Superintendent, Fox stated that yes, the city is still collecting. Member Bruni asked if it is in a separate agreement. Director Stills responded that he will get back to the board with that information.

Member Borden asked if the lease would include the language of being able to audit books. Director Stills responded that he would get back to the board with that information. Member Borden asked if the city would have the ability to put a cap on fees. Director Stills responded that he would inquire and get back to the board with that information.

OLD BUSINESS

OPEN FORUM

Mr. Hayne Haigler Jr. came forward to present to the board maintenance cost regarding Roger Scott Tennis Center Improvement project. Mr. Haigler presented data comparing the maintenance cost for a period of 18 years for asphalt tennis courts vs post tension concrete.

Member Del Gallo shared his concern that during the construction of the tennis courts at Roger Scott Tennis Center the tennis courts will be offline to the public. Also, during this time there is a group that will using the clays courts and other surrounding courts for a period of 14 weeks and asked that Parks and Recreation to have the 3 tennis courts north of Hunter Pool and the tennis courts at Bayview Center available with good working lights during the construction phase.

ADJOURNMENT

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City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00128 | Parks and Recreation Board | 2/16/2023

SUBJECT:

DIRECTOR'S REPORT

PARKS AND RECREATION BOARD

DIRECTOR'S REPORT

February 16, 2023

PARKS UPDATES:

- Hunter Pool - work began with completion anticipated for May 2023.
- Blake Doyle Skate Park – construction started; anticipated completion summer 2023.
- Bruce Beach Phase I – construction started; anticipated completion May 2023.
- Bruce Beach Phase II – design phase; anticipated completion May 2024.

SPECIAL PROJECTS:

- LED message board for Magee Field and Legion Field anticipated completion end of February.
- Seville Square Sidewalk repairing sidewalks for ADA compliance.
- Roger Scott Complex repairing sidewalks for ADA compliance.
- WWII Heritage Sign anticipated completion May.
- Pain Garden Sign anticipated completion March.
- Scenic Heights Community Sign anticipated completion March.
- New Playgrounds anticipated completion May/June

Belvedere Park	Lions Park	Eastgate Park	Fairchild Park
Grenada Subdivision Park		Lamancha Park	Pintado Square Park

- Dunmire Park/Dunwoody Park Engineered Wood Fiber anticipated completion May
- Kiwanis ADA Sidewalk to Basketball Court anticipated completion March.
- Alabama Square ADA Sidewalk to Amenities anticipated completion April.
- Armstrong Park ADA Sidewalk to Tennis Court anticipated completion April.
- Sanders Beach Community Center ADA Sidewalk to Playground anticipated completion April.
- Springdale Park ADA Sidewalk to Basketball Court anticipated completion April.
- Bay Bluffs Structural Assessment anticipated completion May/June.

PARKS AND RECREATION BOARD

DIRECTOR'S REPORT

February 16, 2023

ATHLETICS UPDATES:

- Adult Sports - Co-Ed Kickball, Men's Softball & Co-Ed Softball Leagues at Exchange Park: 475 Participants; 30 Teams.
- Vickrey Center Youth Basketball League – 275 Participants: 25 Teams.
- Pensacola Youth Soccer & Bill Bond T-Ball / Baseball Leagues, currently registering for spring season.
- Vickrey Center Girls Youth Volleyball League, currently registering for spring season.

MARKETING UPDATES:

- Design Planning of Spring/Summer 2023 Activity Guide highlighting April – July 2023 Programs and Activities
- Launch "Super Tuesdays" Promotion at Osceola Golf Course: 18 Holes + Complimentary Bucket of Range Balls for $30, Membership Social Media Campaign underway
- Promote *FL Diabetes Prevention Program* and Info Seminars at SBCJ (Tue. Jan. 31, 10am – 2 pm) and Fricker (Wed. Feb 1, 10am – 2 pm)
- Promote Athletics Wiffle Ball Tournament (Held Jan. 13 – 15 at Exchange Park)
- Promote Spring Youth Sports Registration: Youth Soccer Open until Feb. 18, Girls Recreation Volleyball Open until Feb. 24, Recreation T-Ball Beginning Feb. 1
- Promote Chute Des Cubes Public Art Unveiling Ceremony scheduled for Friday, Jan. 27, 4pm at Admiral Mason Park
- Onboarding of Alpha Elite Youth Recreational League Sponsor Simply Healthcare Plans, Inc.
- Onboarding of Annual Easter Egg Hunt Sponsor Pensacola News Journal
- Begin Parks and Recreation Marketing participation in the 2023 Levin Way Festival scheduled for April 16, 2023
- Submit Marketing Plans for Bloomberg Philanthropies Public Art Grant
- Begin Recreation Summer Hiring Recruitment Campaign

PARKS AND RECREATION BOARD

DIRECTOR'S REPORT

February 16, 2023

- Promotional Advertisement of Ongoing, Winter Activities and Programs via Radio, Newspaper, Billboard, Magazine, Newsletter, Social Media, Website.

RECREATION UPDATES:

- Sanders Beach Corinne Jones Center had a good turnout for the RESET Diabetes prevention program with Florida Department of Health on January 30. Four citizens signed up for the program, 2 online and 2 in person. We plan to host additional screening events at more community centers in February and March.

- Party Gras! Returns to Bayview Senior Center on February 20th. Join us from 11am-1pm as we celebrate the end of the Mardi Gras season in true Bayview fashion with live dancing, beads, king cake and red beans with rice.

- We are taking registration for the Pensacola Sings Neighborhood Choir programs at Woodland Heights, Gull Point and Fricker Resource Centers. This free neighborhood choir program is open to youth in the community ages 12-18. This musical experience aims to build and enrich our neighborhoods with an experience that promotes personal growth of its members through singing and the arts. Program begins the week of March 6th in all three locations.

- Parks and Recreation is hosting two Open House hiring events for the department on Tuesday February 28th 10am-2pm and Wednesday March 1st 9am-1pm at Bayview Community Center. We're looking for summer camp counselors, front desk and rentals staff, and maintenance/custodial staff. Applications are available online and applicants will be interviewed on-site during these hiring events.

- Community Resource Centers are preparing for their Easter events in their neighborhoods. We will have more details in March, but there will be an event at Fricker, Cobb, Woodland, and Gull Point Resource Centers. The Bayview facilities teams will be partnering with East Hill Neighborhood Association for their Maker's Market on April 4th and hosting a neighborhood egg hunt and visits with the Easter Bunny.

- Outdoor Pursuits was awarded a $4,000 grant from Fish Florida to purchase 250 rod and reel combos to put in the hands of youth participating in the program's fishing camps. Each child will get to take home a rod and reel combo and tackle kit after completing camp.

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00130 | Parks and Recreation Board | 2/16/2023

SUBJECT:

COUNCIL EXECUTIVE'S REPORT - BYLAWS

Boards Handbook

Council President and Members of City Council

Below is just a quick bullet point overview of the key portions of the Handbook. Some of the enabling ordinances will need to be amended, but I did not want to start on those until I knew there was general consensus on the items that would need to be amended.

1. The handbook will provide guidance to all of Council appointed Boards, Commissions & Authorities (but for Pension Boards, which we will handle a little different due to the level of expertise required) – Having said that, language within enabling ordinances which allow for a Board to determine their own rules and bylaws will be removed. – It is my opinion that Council should set the Rules and Procedures and have to approve any changes. We are creating individual Rules and Procedures to address any specific nuances that a board might have.

2. The handbook attempts to mirror Council Rules and Procedures to allow for standardization across the spectrum.

3. **Term Limits** – Based on the term of office, in no event shall an individual board member serve more than twelve (12) years on a single board.

4. **Selection of a Chair** – The board shall elect a chairperson and vice-chairperson from among its members on an annual basis.

5. **Attendance** – Regardless of the meeting frequency of the board, no member shall miss in excess of 25% of the boards meetings within a twelve (12) month period.

6. **Voting & Quorum --** A quorum shall be made up of a majority of the existing membership of the board. In order for an item to pass, it must receive the affirmative vote of the majority of the existing membership of the board. Vote results should be announced based on those present. As an example, a vote of 5-0 (with 5 members present) of a 7 member board, should be announced as passing 5-0 with two absent. If all members are present (example 7-member board) and the vote is 7-0, it can be announced as unanimous.

7. **Public Input –** All meetings of boards must be open to the public. All boards shall allow for full and ample opportunities to receive public input at board meetings. The public shall be afforded a reasonable opportunity to provide input on any agenda item or action item prior to a vote or action being taken. I addition, there shall be an Open Forum opportunity for members of the public to provide input on items not on the agenda, in a reasonable and orderly manner.

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00129 | Parks and Recreation Board | 2/16/2023

SUBJECT:

PARKS PRESENTATION - BILL KIMBALL

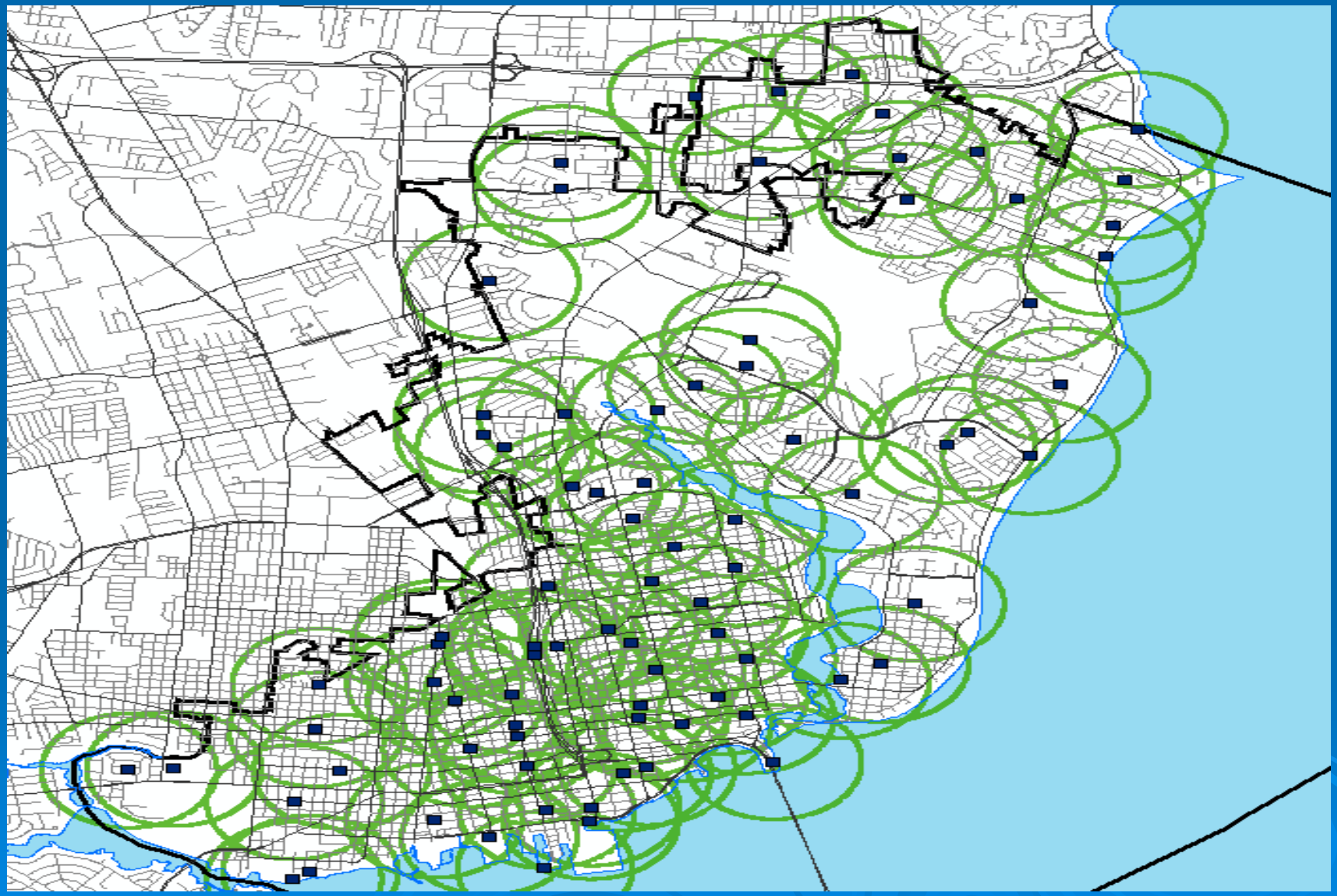
City of Pensacola Parks

Parks Overview

- Annual Budget
  - $2.5 Million
- Three Divisions
  - Parks Crew
  - Tree Crew
  - Trash Crew
- Employees
  - 22 Full Time Staff

Parks

GREEN= parks within a ½ mile radius of 97% of all City Resident



Parks Crew

- Landscape Maintenance
  - 138 Areas maintained throughout the City
    - 92 Parks/Facilities
    - 46 Right of ways and open spaces
  - 600+ Acres of Park/Open Space

Playgrounds

58 Parks with Playground Structures

Basketball Courts

23 Parks With Outdoor Basketball Courts

Boat Launches

3 Parks With Boat Launches

Tennis Courts

3 Parks With Tennis Courts
Bayview, Armstrong, Hollice Williams

Dog Parks

4 Parks With Dog Parks
Bayview, Roger Scott, Kiwanis, Hitzman

Splash Pad

2 Parks With a Splash Pad
Plaza DeLuna, Legion Field

Trash Crew

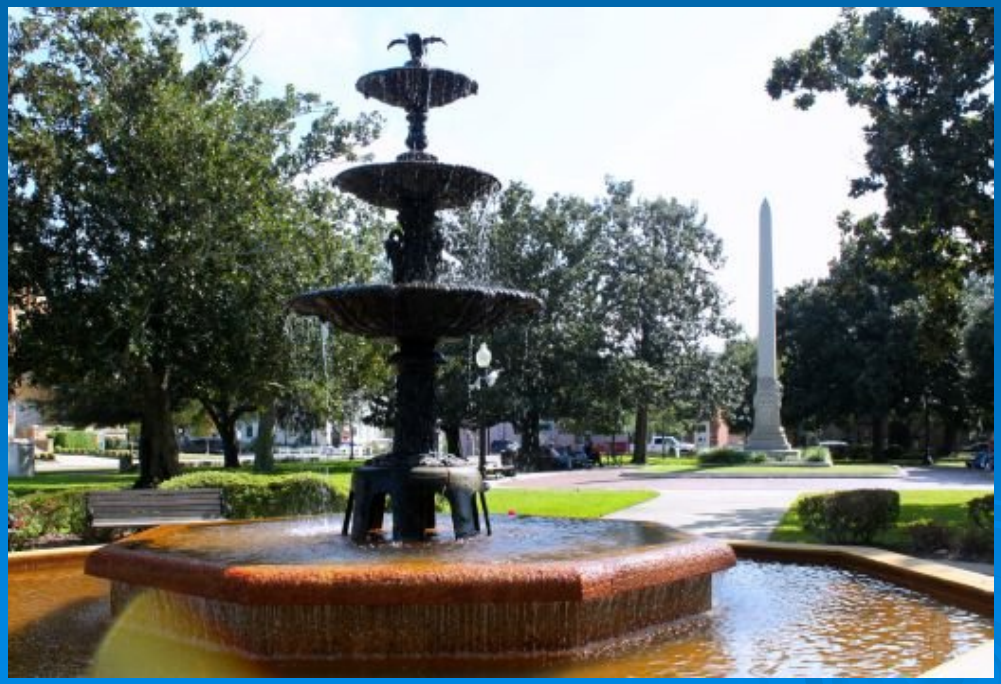
- Trash Collection
  - Parks and Right of ways
    - 110 Areas collected throughout the City
    - 1700 Cans dumped every week

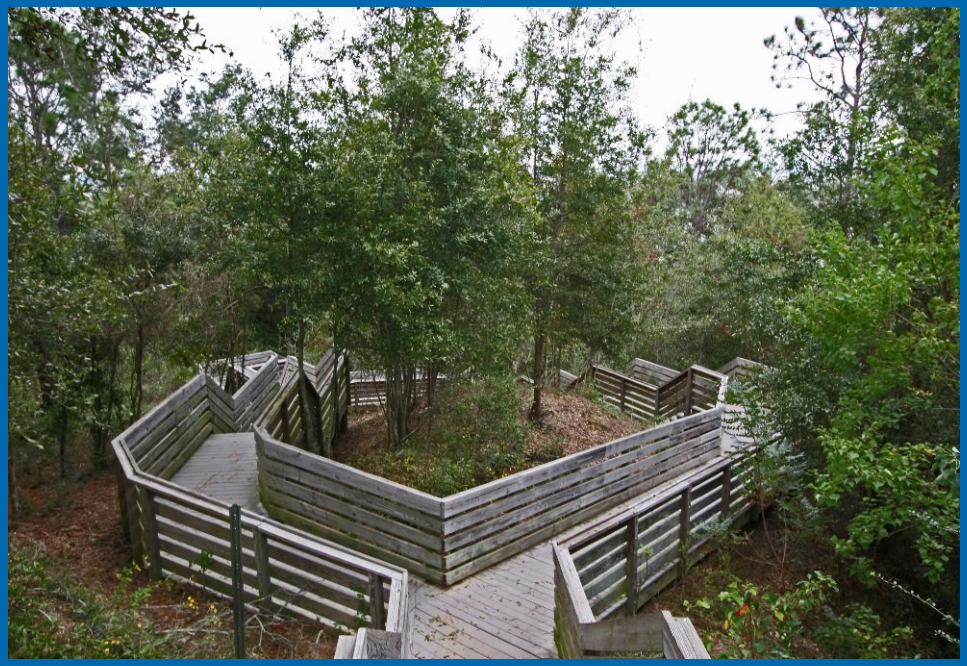
Dog Waste

DOG WASTE
IS A THREAT TO THE HEALTH
OF OUR CHILDREN-DEGRADES
OUR TOWN-TRANSMITS DISEASE
LEASH, CURB AND
CLEAN UP
AFTER YOUR
DOG
IT'S REQUIRED BY LAW!

Tree Crew

- Tree Trimming and Removal
  - All Parks and Right of Ways in the City
    - Average
      - 20 trees removals per year
      - 100 Trimmings per year





Parks make a community more attractive and provide a better way of life. They play an important role in shaping the lives of a community.

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00132 | Parks and Recreation Board | 2/16/2023

SUBJECT:

PARK AMENITY REQUEST:
NAMING OF BLAKE DOYLE COMMUNITY SKATEPARK
NAMING KUGELMAN FAMILY AMPHITHEATER
NAMING JONAH BOWL
NAMING GANNETT FOUNDATION BEGINNER AREA

UPWARD INTUITION

To inspire and empower the next generations for a greater community.

February 10, 2023

Dear Parks and Recreation Board Members,

I'd like to sincerely thank you all for your support of the skatepark project over the years and all that the City has done to get us to this point.

In January 2015, I wrote a series of blog posts called "Forgotten Youth" that outlined the need for a public skatepark in our City and some of the problems that a skatepark would help to solve. The support and encouragement for the idea was overwhelming but I wasn't sure what to make of it.

When Blake Doyle passed tragically in 2015 there was so much hurt and devastation among my peer group and in the skate community. Bart Doyle (Blake's twin brother) and I talked about doing something to honor Blake. We decided that a skatepark might be a way to accomplish this.

I was so naive about what the process would entail or how long it would take. In hindsight, this may have been a good thing. The fact that we wanted to do this to honor Blake played a big part in deciding to commit 100% to see this project come to fruition and beginning to advocate and help raise funds for the park. I didn't even know that we would need a 501(c)(3) to legally accept donations. This is how Upward Intuition originally came to be. Lots of people were eager to volunteer their time and resources and many of them were kids. The initial core group of kid advocates are no longer kids. Many of them have spent more than half of their life helping to push this project forward. It's hard to explain how excited I am to finally get to enjoy the skatepark with everyone that has put so much time and energy into making it happen.

I could not be happier with the design and build of the park. The skatepark we will have here in a few months really is incredible. I hope that we can continue working together to keep the park programmed with clinics, contests, events, and live music. I believe we have a unique opportunity to be able to host professional contests that would bring people from all over to Pensacola.

It feels like the end of an era but the beginning of a new and exciting chapter. I am so excited about the plans for the rest of the HTW park and I will continue to advocate and help in any way possible to push this next phase forward.

If any of you have ideas relating to the skatepark, questions, or concerns, please reach out to me anytime. Hope to see you all at the ribbon cutting!

Sincerely,

Jon Shell

2004 E Lakeview Ave
Pensacola, FL 32503
(850) 572-0488
jon@upwardintuition.org

upwardintuition.org

Park Amenity Dedication
PROPOSAL FORM

The installation of any plaque as a dedication to an individual or group at a City facility must be approved. Please fill out the form below. You will be notified of the decision.

Nominating Party

NAME: Jon Shell | Upward Intuition
(INDIVIDUAL OR REPRESENTATIVE OF GROUP)

ADDRESS: 2004 E Lakeview Ave, Pensacola, FL 32503

DAY PHONE: 850-572-0488 **EVENING PHONE:** _____

E-MAIL: jonshell88@gmail.com

PERSON/ORGANIZATION/EVENT BEING HONORED

NAME: Blake Doyle (Blake Doyle Community Skatepark

PARK DEDICATION WOULD BE LOCATED: see exhibit A

DESCRIBE THE SIGNIFICANT CONTRIBUTIONS MADE BY THE HONOREE:

Blake passed away on January 24th of 2015 in a tragic accident and left behind a wife and daughter, family, and countless devastated friends who loved Blake. Blake's passing was a huge reason we decided to dedicate our time and resources to a community skatepark project. Blake's close friends and family have been a huge help in pushing this project forward and have stayed engaged in the process since 2015. Blake was a great friend to so many people and was a great example of how to love your friends and encourage and uplift them. My hope is that this park will be a reminder for people to love their friends and that every day is a gift that we should make the most of.

SIGNATURE Jon Shell **DATE** 2/10/2023

PLEASE FORWARD TO THE PARKS AND RECREATION DEPARTMENT:

222 West Main Street
Pensacola, FL 32502
Phone: 850.436.5670
Fax: 850.436.5199

Park Amenity Dedication
PROPOSAL FORM

The installation of any plaque as a dedication to an individual or group at a City facility must be approved. Please fill out the form below. You will be notified of the decision.

Nominating Party

NAME: Jon Shell | Upward Intuition
(INDIVIDUAL OR REPRESENTATIVE OF GROUP)

ADDRESS: 2004 E Lakeview Ave, Pensacola, FL 32503

DAY PHONE: 850-572-0488 **EVENING PHONE:** _____

E-MAIL: jonshell88@gmail.com

PERSON/ORGANIZATION/EVENT BEING HONORED

NAME: Kugelman Family Foundation (Kugelman Family Amphitheater)

PARK DEDICATION WOULD BE LOCATED: see exhibit A

DESCRIBE THE SIGNIFICANT CONTRIBUTIONS MADE BY THE HONOREE:

The Kugelman Family Foundation has been extremely supportive of this skatepark project since the beginning. They originally contributed $5,000 in 2016 to go towards the original design and soft costs associated with the project. In 2017, they made a much larger contribution to go towards the construction of the skatepark. This was the first large gift and was a major catalyst that gave the project credibility and helped to move it forward.

SIGNATURE Jon Shell **DATE** 2/10/23

PLEASE FORWARD TO THE PARKS AND RECREATION DEPARTMENT:

222 West Main Street
Pensacola, FL 32502
Phone: 850.436.5670
Fax: 850.436.5199

Park Amenity Dedication
PROPOSAL FORM

The installation of any plaque as a dedication to an individual or group at a City facility must be approved. Please fill out the form below. You will be notified of the decision.

Nominating Party

NAME: Jon Shell | Upward Intuition
(INDIVIDUAL OR REPRESENTATIVE OF GROUP)

ADDRESS: 2004 E Lakeview Ave, Pensacola, FL 32503

DAY PHONE: 850-572-0488 **EVENING PHONE:** _____

E-MAIL: jonshell88@gmail.com

PERSON/ORGANIZATION/EVENT BEING HONORED

NAME: Jonah Phillips (Jonah Bowl)

PARK DEDICATION WOULD BE LOCATED: see exhibit A

DESCRIBE THE SIGNIFICANT CONTRIBUTIONS MADE BY THE HONOREE:

Jonah Phillips passed in a terrible accident on September 2nd 2016. He was 8 years old. Jonah loved skateboarding as do his parents Justin and Kristen. They approached us about being involved with and helping push the skatepark project forward. They had the idea of having a feature in the skatepark be dedicated in Jonah's memory. Justin and Kristen and their friends and family helped to organize fundraising events and volunteered their time and resources to help push this skatepark project forward. Here is a video we made in 2016 about the Jonah Bowl: https://youtu.be/QAU5aWuN83I

SIGNATURE Jon Shell **DATE** 2/10/23

PLEASE FORWARD TO THE PARKS AND RECREATION DEPARTMENT:

222 West Main Street
Pensacola, FL 32502
Phone: 850.436.5670
Fax: 850.436.5199

Park Amenity Dedication
PROPOSAL FORM

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Nominating Party

NAME: Jon Shell | Upward Intuition
(INDIVIDUAL OR REPRESENTATIVE OF GROUP)

ADDRESS: 2004 E Lakeview Ave, Pensacola, FL 32503

DAY PHONE: 850-572-0488 **EVENING PHONE:** _____

E-MAIL: jonshell88@gmail.com

PERSON/ORGANIZATION/EVENT BEING HONORED

NAME: Gannett Foundation (Gannett Foundation Beginner Area)

PARK DEDICATION WOULD BE LOCATED: see exhibit A

DESCRIBE THE SIGNIFICANT CONTRIBUTIONS MADE BY THE HONOREE:

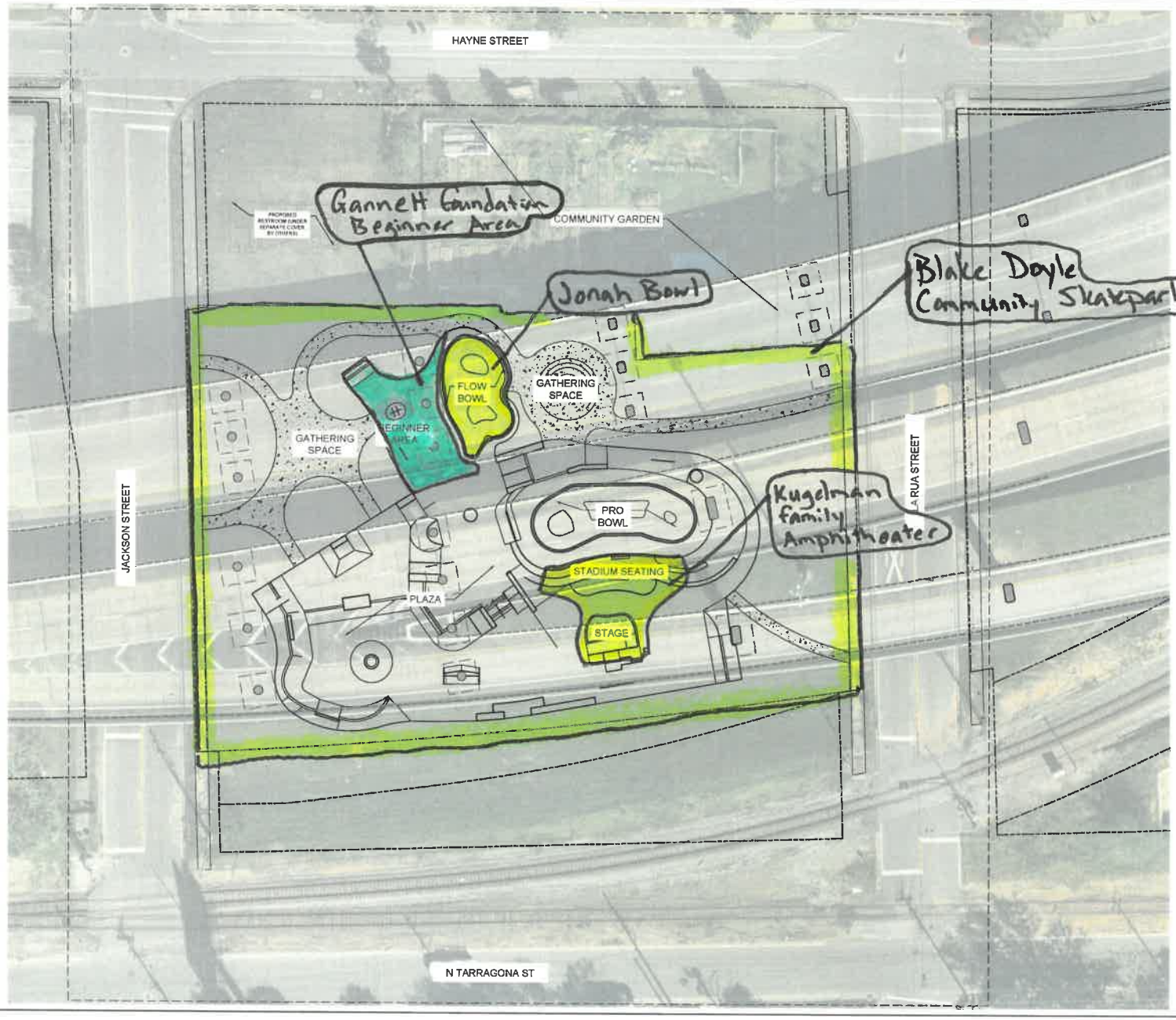
In 2018, Upward Intuition was selected out of more than 500 submissions for a Gannett Foundation "A Community Thrives" Grant in the amount of $100,000. The grant was selected based on a 3 minute video Upward Intuition made about the importance and meaning of the skatepark project and the number of private donors that contributed to the project through the "A Community Thrives" website during the selection period. See link to our winning video and PNJ article: https://youtu.be/jLDfoCcZYqk | https://www.pnj.com/story/news/2018/06/20/upward-intuition-wins-gannett-foundation-100-000-community-thrives-grant-skate-park/715168002/

SIGNATURE Jon Shell **DATE** 2/10/23

PLEASE FORWARD TO THE PARKS AND RECREATION DEPARTMENT:

222 West Main Street
Pensacola, FL 32502
Phone: 850.436.5670
Fax: 850.436.5199

EXHIBIT A



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NORTH

CALL 2 WORKING DAYS BEFORE YOU DIG
IT'S THE LAW! DIAL 811
811 Know what's below. Call before you dig.
SUNSHINE STATE ONE CALL OF FLORIDA, INC.

No.	REVISIONS	DATE	BY

Kimley»Horn
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1777 MAIN STREET, SUITE 200, SARASOTA, FL 34236
PHONE: 941-379-7000
WWW.KIMLEY-HORN.COM

KHA PROJECT 249017000
DATE MAR 2022
SCALE AS SHOWN
DESIGNED BY ARC
DRAWN BY KHA
CHECKED BY KHA (DATE)

AERIAL SITE PLAN

BLAKE DOYLE COMMUNITY SKATE PARK
PREPARED FOR
CITY OF PENSACOLA
ESCAMBIA FL

SHEET NUMBER
SP-3.1

Project By: bethmcc Date: Sun, Jul 24, 2022 Time: 4:21 Scale Plot: 1:40 SP-3.1 AERIAL SITE PLAN March 24, 2022 04:14:01pm Q:\Work\Jacksonville\Jacksonville\249017000\Blake Park\CAD\Blake Park - Site.dwg
This document, together with the concepts and designs presented herein, as an instrument of service, is intended only for the specific purpose and client for which it was prepared. Reuse of and improper reliance on this document without written authorization and adaptation by Kimley-Horn and Associates, Inc. shall be without liability to Kimley-Horn and Associates, Inc.

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00133 | Parks and Recreation Board | 2/16/2023

SUBJECT:

2023 NATIONAL RECREATION AND PARK ASSOCIATION - SUSTAINABILITY REPORT
Sponsor: Antonio Bruni

SUSTAINABILITY
IN PARKS AND RECREATION

NRPA NATIONAL RECREATION AND PARK ASSOCIATION

Cover image: A wildflower, pollinator garden in Ariel-Foundation Park in Mount Vernon, Ohio, benefits bee, butterfly and bird populations.

Photo courtesy of Cierra Strawser, Ariel-Foundation Park, Mount Vernon, Ohio.

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INTRODUCTION

Park and recreation professionals and their agencies build vibrant, healthy, resilient communities through amenities and programming that promote better health, greater wellness, broader equity and longer-term sustainability. Park and recreation infrastructure, including quality parks and green spaces, helps mitigate the impact of severe weather and climate change while agencies develop resources to improve tree canopy equity, help native habitats flourish and reduce the climate impacts from their own activities.

What is sustainability? Sustainability is a broad term most often defined as "meeting the needs of the present without compromising the ability of future generations to meet their needs."[1] For parks and recreation, sustainability starts with the more than 11 million acres of public land that it collectively manages. The more than 10,000 park and recreation agencies across the United States have the potential to implement community-wide sustainability measures that improve the environment, promote human and ecosystem health, and that could potentially lead to cost savings. In many locales, park and recreation leaders focus on activities that reduce their agencies' carbon footprints and water usage to comply with city, state or federal mandates. Parks and recreation also is a leader in educating the public on the importance of this work, showcasing best practices and connecting their communities to nature and sustainability efforts.

At the same time, many agencies face challenges in advancing their sustainability efforts. Scarce resources — funding and staffing — are issues for many agencies. Acquiring and maintaining expertise is also critical, especially as knowledge and technology evolve. More broadly, sustainability efforts may lack prioritization among political leaders.

The National Recreation and Park Association (NRPA) seeks to learn more about how park and recreation professionals are working to make their agencies and their communities more sustainable. As part of this effort, in October 2022, the NRPA Research team surveyed park and recreation professionals to better understand the activities and programs their agencies provide that promote more sustainable, resilient communities. The 20-question survey focused on the agencies' goals, the level of financial and political support for these efforts, and the challenges and barriers hampering greater success. The 183 survey responses serve as the basis of this report.

1 Brundtland Report for the World Commission on Environment and Development, 1992

Sustainability in Parks and Recreation Report: Key Statistics

Park and recreation leaders place high importance on strategies that protect the natural habitat, embrace park infrastructure for stormwater management and lower agency water usage.

43% of park and recreation agencies operate under a formal sustainability plan

- **14%** of agencies have their own formal sustainability plan
- **29%** of agencies operate in a jurisdiction with a formal sustainability plan

Sustainability plans typically focus on:

- Protecting the natural habitat
- Reducing/eliminating the use of carbon-based energy
- Reducing landfill waste
- Using park infrastructure for stormwater management
- Reducing water usage

The most common park and recreation agency sustainability actions are:

- Planting trees
- Transitioning to native and climate-adaptable plants and trees
- Updating and retrofitting buildings and other park infrastructure

KEY FINDINGS

Focus Areas of Park and Recreation Agency Sustainability Efforts

Park and recreation professionals and their agencies adopt many strategies and actions that promote greater sustainability. They also face limited staffing and financial resources — and often tepid political will — to support these efforts. As a result, park and recreation leaders must prioritize areas of focus for their agencies' sustainability activities. Agencies are more likely to deliver on those sustainability measures that they and their key stakeholders view as most important.

At least two-thirds of park and recreation leaders place high importance on strategies and actions that protect the natural habitat, embrace park infrastructure to manage stormwater better in the community and lower agency water usage. Other important sustainability focus areas for many park and recreation agencies include decreasing landfill waste and water usage and reducing or eliminating the use of fossil-based (carbon) energy.

Community members tour the West Point Mill on the Eno River in Durham, North Carolina.

PHOTO COURTESY OF LAUREN MCKINNIS, DURHAM PARKS AND RECREATION

Protecting the Natural Habitat

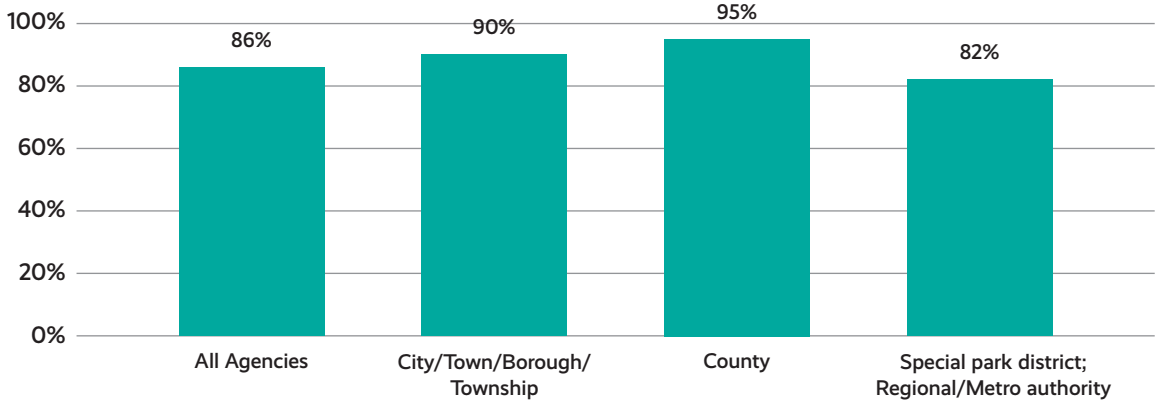
The natural habitat — including wildlife and native vegetation — is vital to sustainability efforts in creating, promoting and maintaining healthy ecosystems. Natural habitats support carbon sequestration and capture, lead to reduced use of chemicals, advance climate adaptation and protect biodiversity. Additionally, native habitats are crucial in maintaining the health of our ecosystems, such as ensuring the survival of pollinator species. Pollinators rely on native habitats for their food and protection and serve as a *keystone species* group in our ecosystem.[2] In particular, they are responsible for the reproduction of 85 percent of the world's flowering plants, including two-thirds of our crops. At the same time, without greater protection, many pollinators are at risk of extinction.

Six in seven park and recreation professionals rate protecting natural habitat — including wildlife and native vegetation — a "4" or "5" on a five-point scale of importance as a critical sustainability focus area for their agencies. Agency jurisdiction and locale also play a role in how an agency prioritizes the protection of natural habitats. Ninety-five percent of county park and recreation agency professionals and 90 percent of those whose agencies are in a city or town indicate that protecting the natural habitat is an important sustainability focus. Eighty-two percent of professionals at special park districts also indicate that protecting the natural habitat is a priority for their agencies' sustainability activities. The protection of natural habitats also receives a rating of "4" or "5" on a five-point scale of importance from 86 percent of agencies located in urban areas, 90 percent of those in suburban locations and 95 percent of agencies in rural areas.

2 A keystone species is one which has a disproportionately large effect on its natural environment relative to its abundance.

Important Sustainability Focus Area: Protecting the Natural Habitat

(Percent of Agencies Rating a "4" or "5" on a Five-Point Scale)



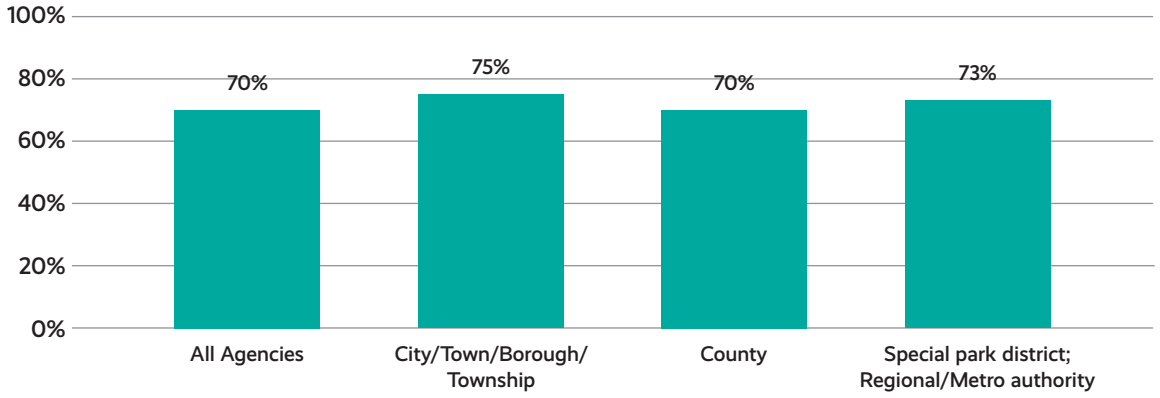
Building/Retrofitting Park Infrastructure to Manage Stormwater

Park infrastructure plays a critical role in a community's strategy to manage stormwater, including open spaces, tree canopies, vegetated buffers, bioswales, and porous surfaces that can slow, soak in and store stormwater and divert runoff and pollution away from waterways. Green infrastructure results in benefits, such as increased air quality, lower temperatures, maintaining ground water levels, climate resiliency and increased native habitat. With the increase in severe weather due to climate change, green infrastructure can improve a community's resiliency.[3]

Seventy percent of survey respondents indicate that building and/or retrofitting park infrastructure to manage stormwater better is their agencies' vital sustainability focus. Again, jurisdiction and locale play roles in how an agency prioritizes the infrastructure to manage stormwater. Three-quarters of leaders at city/town agencies rate this sustainability measure a "4" or "5" on a five-point scale of importance. Seventy percent of agency professionals at county systems and 73 percent of those at special park districts or regional/metro authorities rate this measure the same. The building and/or retrofitting of park infrastructure to manage stormwater better also receives a rating of "4" or "5" on a five-point scale of importance from 79 percent of agencies in urban locations, 75 percent of those in suburban locations and 65 percent of agencies in rural areas.

Important Sustainability Focus Area: Using Park Infrastructure to Manage Stormwater

(Percent of Agencies Rating a "4" or "5" on a Five-Point Scale)



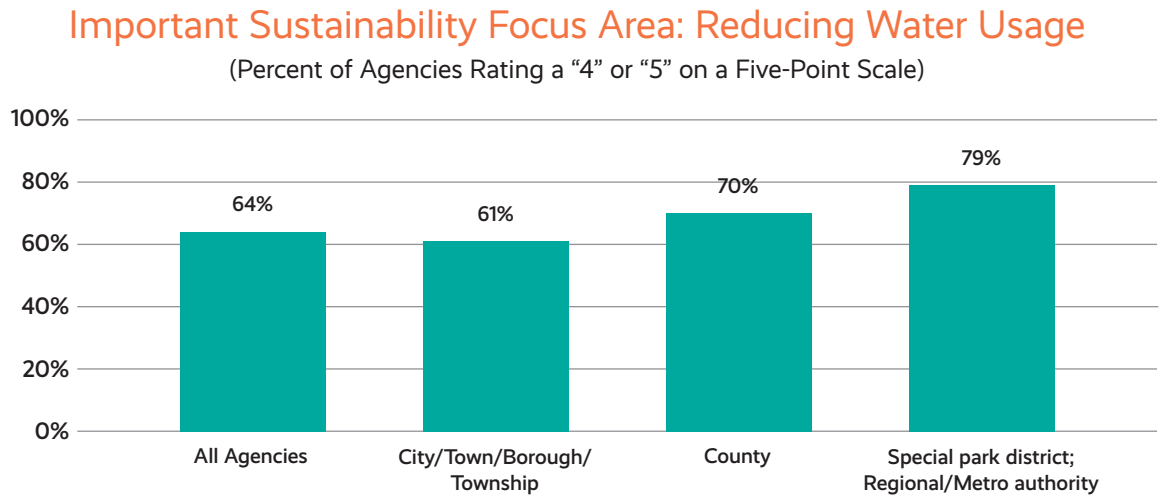
3 For more information about NRPA's green infrastructure resources, see nrpa.org/GreatUrbanParksResources

Reducing Water Usage

Park and recreation agencies are among the largest protectors of public space in their communities; that space includes golf courses, sports fields and aquatics infrastructure (including pools). Water is a critical resource for each of these amenities. But in many parts of the United States, climate change and growing populations have made water an increasingly scarce resource. That can be a challenge for park and recreation agencies when managing public spaces that need water.

For example, maintaining a one-acre turf field with an inch of water per week during a summer necessitates using nearly 326,000 gallons of water during a 12-week period.[4] With an eye toward reducing demand, many agencies are turning to landscape designs, such as xeriscaping and climate-adaptable vegetation, sustainable turf varieties, water-conscious design features, and maintenance practices and reuse of greywater.

Sixty-four percent of park and recreation professionals rate reducing water usage a "4" or "5" on a five-point scale as an essential focus for their agencies' sustainability activities. Slightly more than three in five leaders at city/town systems indicate that reducing water usage is a critical area of focus. Seventy percent of respondents from county agencies and 79 percent of those from special park districts indicate the same. The reduction of water usage also receives a rating of "4" or "5" on a five-point scale of importance from 65 percent of agencies located in urban areas, 69 percent of those in suburban locations and 65 percent of agencies in rural areas.



Reducing Landfill Waste

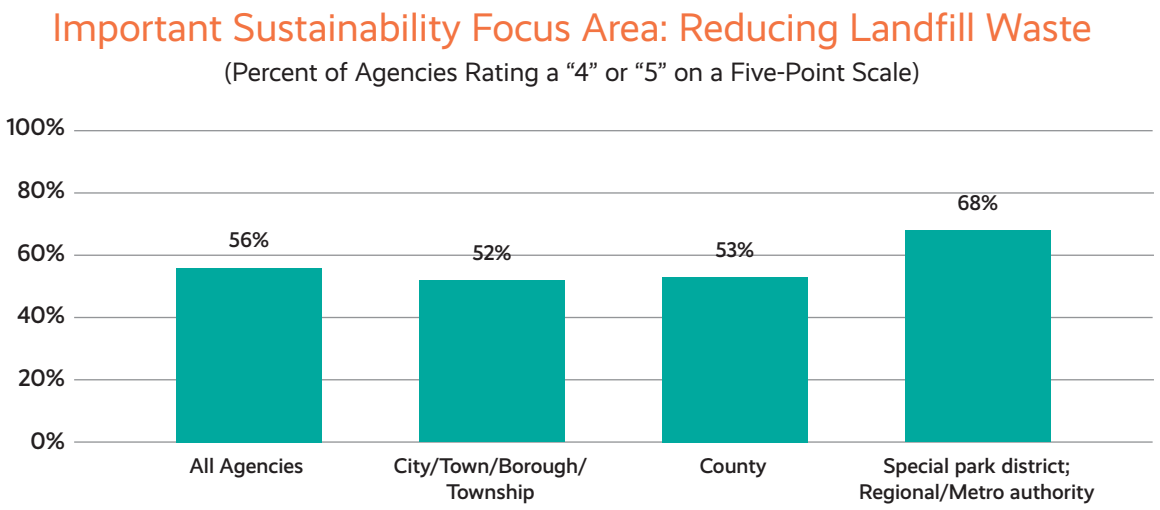
The 2022 *NRPA Engagement With Parks Report* found that 275 million people visited parks and recreation facilities at least once during the prior year.[5] Those visitors and the staff who make park and recreation experiences rewarding are creating waste. Limited landfill space and growing interest in recycling waste (e.g., metals, glass, plastics) have fueled efforts to reduce landfill waste. Some park and recreation agencies are expanding these efforts to serve their broader communities. Examples include hosting composting and trash-free events and drop-off locations, and reusing natural resources — such as logs, tree material and other raw materials from their parks — in their planning and maintenance efforts.

More than half (56 percent) of park and recreation professionals rate reducing landfill waste a "4" or "5" on a five-point scale of importance among their agencies' most crucial sustainability areas of focus. A little more than half of those from agencies in cities/towns and counties (52 percent and 53 percent, respectively) rate reducing landfill waste a "4" or "5" on a five-point scale of importance. Leaders from special park districts are more likely than other park and recreation agency professionals to view reducing

4 See the Environmental Protection Agency report, "Landscaping with Native Plants."

5 Find the report at nrpa.org/Engagement.

landfill waste as important (68 percent). The reduction of landfill waste also receives a rating of "4" or "5" on a five-point scale of importance from 52 agencies in urban locations, 58 percent of those in suburban areas and 63 percent of agencies in rural locations.



Reducing or Eliminating the Use of Carbon-Based Energy

Park and recreation agencies use significant amounts of energy to deliver their services to their communities. Electricity powers the lights on sports fields and at recreation centers and runs the pumps and filter systems at pools. Gasoline and diesel remain the primary fuels for trucks, automobiles and lawn-care tools. The result of this reliance on traditional energy sources is that park and recreation agencies have a significant carbon footprint. A 2011 study revealed that a leaf blower emits nearly 300 times the amount of air pollutants as a pickup truck.[6] Similarly, a 2001 study showed that using a gas-powered lawn mower for one hour is equivalent to driving a car 100 miles.[7]

Forty-two percent of park and recreation professionals rate reducing or eliminating the use of fossil-based (carbon) energy a "4" or "5" on a five-point scale as an important sustainability area of focus for their agencies. Forty-six percent of respondents from city/town agencies and 30 percent of those at a county agency hold the same view. At the other end of the spectrum, 54 percent of special park district respondents view reducing or eliminating their agencies' use of carbon-based energy as important. The reduction and/or elimination of fossil-based (carbon) energy also receives a rating of "4" or "5" on a five-point scale of importance from 62 percent of agencies in urban locations, 41 percent of those in suburban locales and 40 percent of agencies in rural areas.

PHOTO COURTESY OF HALSTEN HIGGINS, LEXINGTON (KENTUCKY) PARKS AND RECREATION

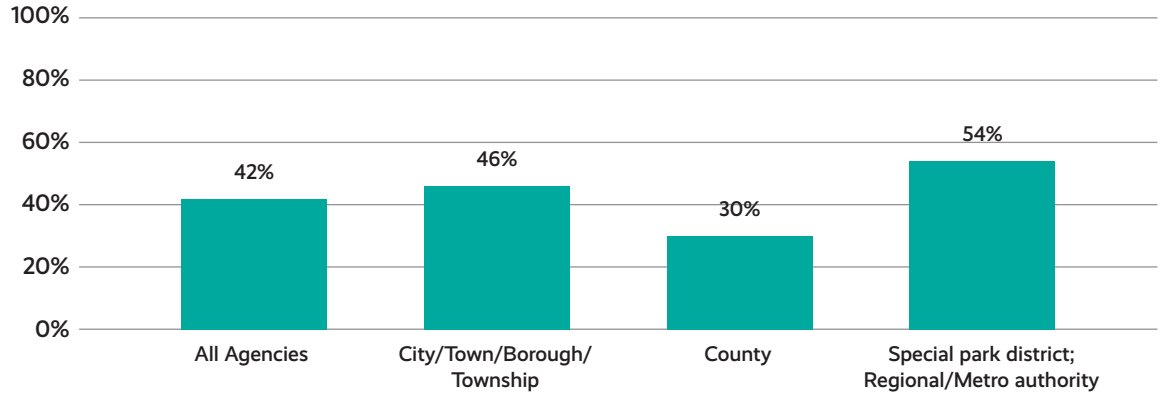
A boy enjoys the day with his hammock and a book in the trees at Jacobson Park in Lexington, Kentucky.

6 https://www.edmunds.com/about/press/leaf-blowers-emissions-dirtier-than-high-performance-pick-up-trucks-says-edmunds-insidelinecom.html

7 https://www.sciencedaily.com/releases/2001/05/010529234907.htm

Important Sustainability Focus Area: Reducing/Eliminating Use of Carbon-Based Energy

(Percent of Agencies Rating a "4" or "5" on a Five-Point Scale of Importance)



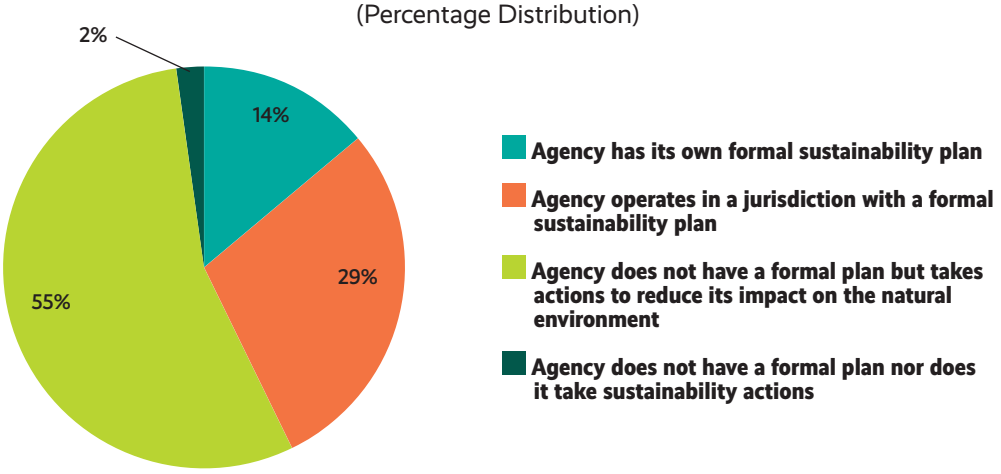
Park and Recreation Sustainability Plans and Goals

Virtually all park and recreation agencies — 98 percent of survey respondents — have sustainability strategies and take actions that aim to reduce energy usage, decrease water consumption and/or protect the natural habitat. But a far smaller percentage of agencies (43 percent) have or operate under a formal suitability plan with specific goals and targets developed by either the agency or the jurisdiction (city/town/county/state) under which it operates.

Fourteen percent of park and recreation agencies have developed a formal sustainability plan, while 29 percent operate within a jurisdiction with a formal sustainability plan. Fifty-five percent of agencies take actions that aim to reduce energy or water usage or help protect the natural habitat, even though they do not operate under a formal sustainability plan. Only two percent of park and recreation agencies take no sustainability actions in their communities.

Most Park and Recreation Agencies Aim to Reduce Their Impact on the Natural Environment, but Less Than Half Operate Under a Formal Sustainability Plan

(Percentage Distribution)



A ranger leads a tour of Sweetwater Wetlands Park located in the City of Gainesville, Florida.

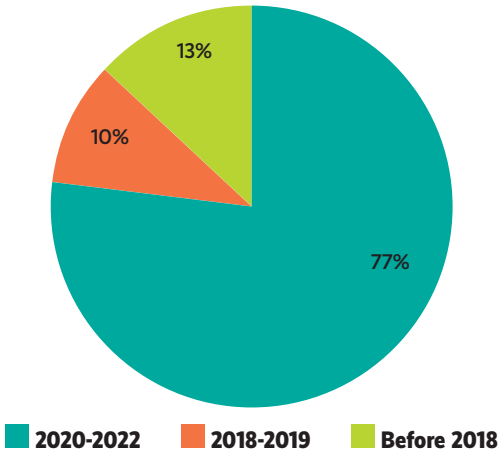
PHOTO COURTESY OF ANGIE GOULD

Agency-Developed Formal Sustainability Plans

Most park and recreation agencies that have formal sustainability plans have either created or updated them recently. Seventy-seven percent of agencies with their own formal sustainability plans have created or updated them since 2020, including half of agencies that have done so within the past year. Ten percent of agencies last updated their plans in either 2018 or 2019, while 13 percent of respondents indicate that they have not updated their plans since before 2018.

More Than Three-Quarters of Park and Recreation Formal Sustainability Plans Have Been Updated Within the Past Three Years

(Percentage Distribution of Agencies With a Formal Sustainability Plan)



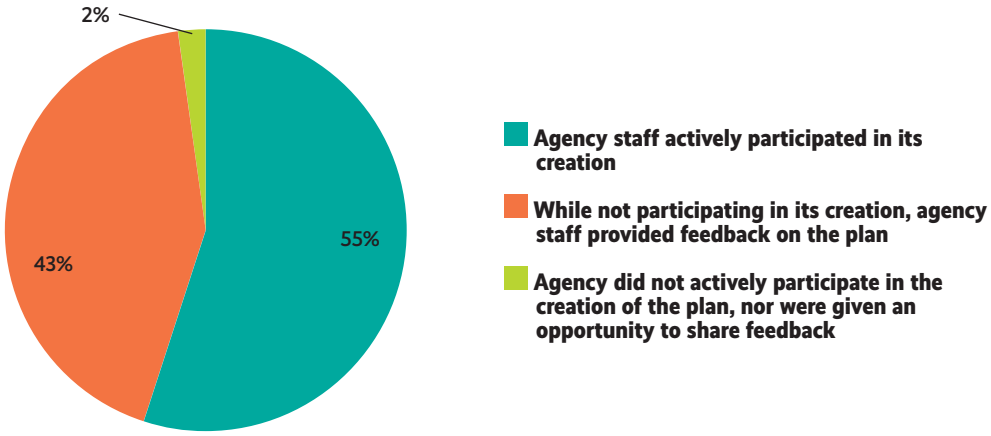
Typically, agency staff lead the creation and updating of sustainability plans for park and recreation agencies. In addition, some agencies partner with outside entities when creating their sustainability plans. These partners include:

- Local political and community leaders
- Community residents
- External paid consultants

Even those park and recreation agencies that do not have their own sustainability plans often participate in the creation and updating of jurisdiction-based plans. Fifty-five percent of park and recreation professionals actively contribute to or participate in creating their jurisdiction-led sustainability plans. Park and recreation professionals at county agencies most often play a role (67 percent) in contributing to jurisdiction-led sustainability plans. Another 43 percent of survey respondents indicate that agency staff provide feedback for jurisdiction sustainability plans even if they do not actively participate in the creation of those plans.

Slightly More Than Half of Park and Recreation Professionals Actively Contribute to Formal Jurisdiction-Created Sustainability Plans

(Percent of Agencies With a Formal Jurisdiction-Led Sustainability Plan)



Regardless of whether a sustainability plan is solely for a park and recreation agency or for the jurisdiction under which an agency operates, those plans most likely include components that are focused on protecting the natural habitat. More than nine in 10 agency plans cover the protection of natural habitat, as do 82 percent of jurisdiction-led plans.

In addition to protecting natural habitats, sustainability plans look to reduce or eliminate the use of carbon-based energy, shrink landfill waste and use park infrastructure to support stormwater management. The priorities differ slightly if the sustainability plans are jurisdiction led or agency led:

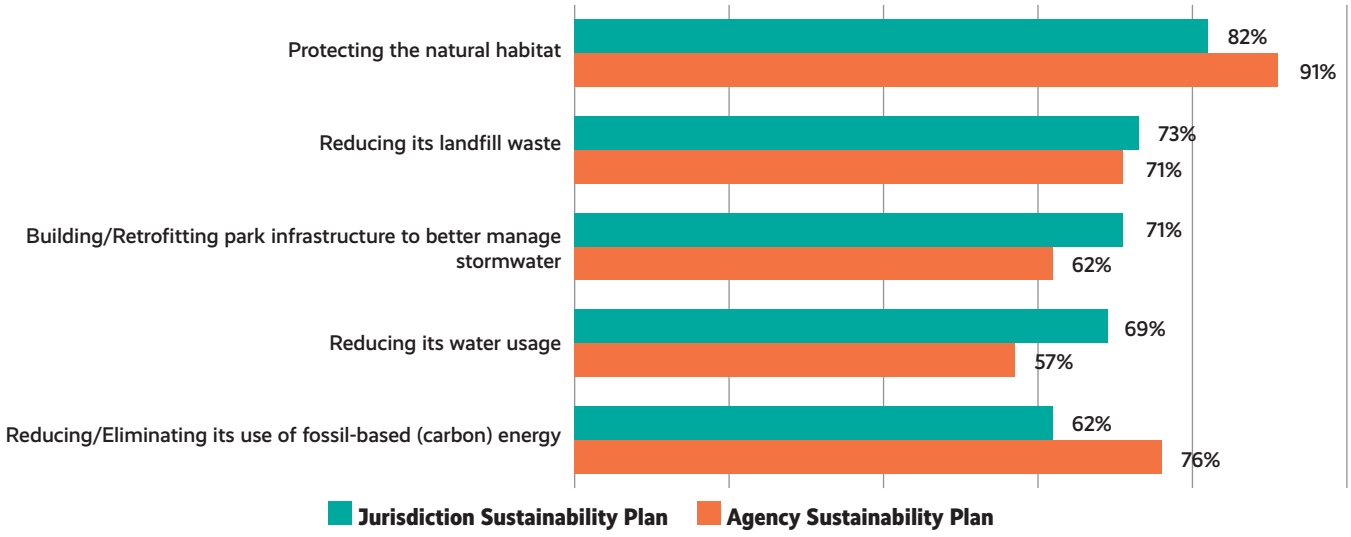
- 62 percent of jurisdiction-led plans look to reduce/eliminate the use of fossil-based (carbon) energy; 76 percent of agency-led plans do so.
- 73 percent of jurisdiction-led plans aim to reduce landfill waste, compared to 71 percent of agency-led plans.
- 71 percent of jurisdiction-led plans favor building/retrofitting park infrastructure to better manage stormwater; 62 percent of agency-led plans do so.
- 69 percent of jurisdiction-led plans aim to reduce water usage compared with 57 percent of agency-led plans.

As part of the Outdoor Adventure Program, youth backpack along the Olympic Coast in Washington to learn outdoors skills, build teamwork, gain confidence and become environmental stewards.

PHOTO COURTESY OF JEFF OZIMEK, BAINBRIDGE ISLAND (WASHINGTON) METRO PARK AND RECREATION DISTRICT

Formal Sustainability Plans Most Likely Focus on Protecting the Natural Habitat and Reducing Landfill Waste

(Percent of Agencies Operating Under a Formal Sustainability Plan)



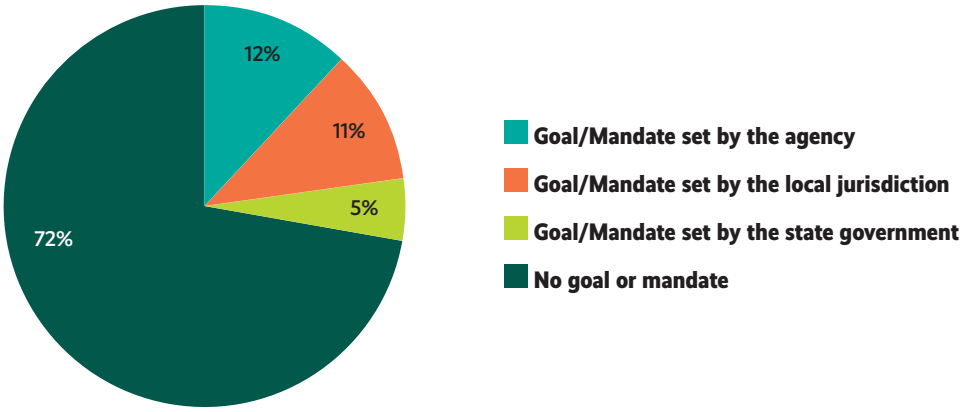
Park and Recreation Carbon Footprint Goals

More than a quarter of park and recreation agencies (28 percent) have a goal or mandate to reduce their carbon footprints. Twelve percent of park and recreation agencies have a goal or mandate to reduce their carbon footprints that they have set themselves. Eleven percent have a goal or mandate to reduce their carbon footprints set by their local jurisdiction, and five percent have a state-set goal or mandate for such a reduction.

Agencies with a goal or mandate to reduce their carbon footprints by locale include 56 percent of agencies located in urban areas, 13 percent of agencies in suburban locations and 48 percent of agencies in rural locales.

More Than a Quarter of Park and Recreation Agencies Have a Mandate to Reduce Their Carbon Footprints

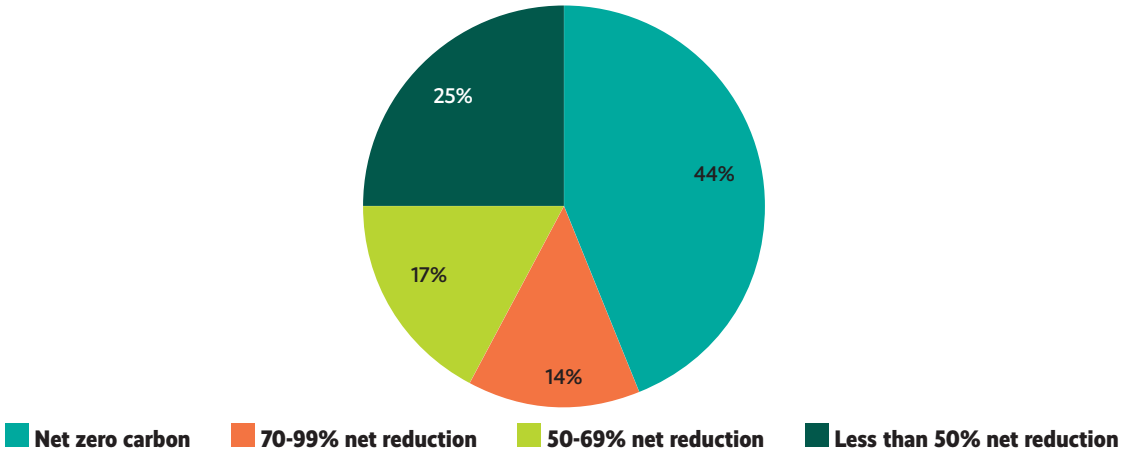
(Percentage Distribution of Agencies)



Forty-four percent of park and recreation agencies with a goal or mandate to reduce their carbon footprints aim for net zero emissions. Nearly a third of agencies aim for a net reduction of 50 to 99 percent in carbon emissions, while a quarter looks to reduce net emissions by less than 50 percent.

Two in Five Mandates Call for Net Zero Park and Recreation Carbon Emissions

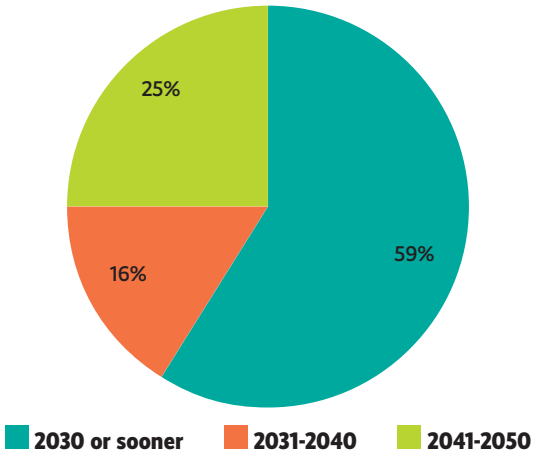
(Percentage Distribution of Agencies With a Carbon Footprint Reduction Goal/Mandate)



Fifty-nine percent of park and recreation agencies with a goal or mandate to reduce their carbon footprints look to meet this mark by 2030. Sixteen percent aim to meet their goal of reducing their carbon footprints between 2031 and 2040, while a quarter of agencies look further to 2041-2050 as their target date.

Three in Five Park and Recreation Carbon Reduction Plans Set 2030 as Their Target Date

(Percentage Distribution of Agencies With a Carbon Footprint Reduction Mandate)



Planting trees and other vegetation is the most common approach park and recreation agencies take to meet carbon reduction and other sustainability goals. Eighty-three percent of park and recreation agencies currently plant trees to reduce carbon emissions. Eleven percent plan to plant trees for this sole purpose in the next five years. Suburban park and recreation agencies are more likely than those in other locales to focus on tree planting to help reduce their carbon footprints. Eighty-eight percent of agencies in a suburban setting currently plant trees and the remaining 12 percent plan to implement tree planting to reduce their carbon footprints within the next five years. Two-thirds of agencies are transitioning to and expanding native and climate-adaptable plants and trees, with 24 percent of agencies planning to join this effort within the next five years.

Twenty percent of park and recreation agencies have transitioned to electric, hydrogen and/or battery-powered vehicles/equipment. Within the next five years, more than half intend on making this transition. At the same time, 14 percent of agencies located in rural areas are currently transitioning their vehicle fleet to electric and/or hydrogen, and 38 percent plan to implement this within the next three to five years. This will make more than 60 percent of rural agencies' fleet electric and/or hydrogen within three to five years.

Additional measures currently used or planned for implementation include updating and retrofitting buildings and other park infrastructure, acquiring more green spaces and transitioning land to wetlands, prairies or other carbon sinks.

Urban park and recreation agencies lead the way in the current and future implementation of carbon reduction plans. Indeed, urban agencies are currently implementing more tactics to meet carbon reduction goals than are park and recreation agencies overall:

- **Planting trees:** 88 percent of urban agencies compared to 83 percent of agencies overall
- **Transitioning to and expanding native and climate-adaptable plants and trees:** 70 percent of urban agencies compared to 66 percent of agencies overall
- **Updating and retrofitting buildings and other park infrastructure:** 65 percent of urban agencies compared to 42 percent of agencies overall
- **Acquiring more green spaces:** 53 percent of urban agencies compared to 40 percent of agencies overall
- **Transitioning land to wetlands or prairie or other carbon sinks:** 41 percent of urban agencies compared to 36 percent of agencies overall
- **Adding solar panels, geothermal or wind energy to buildings and other agency infrastructure:** 30 percent of urban agencies compared to 23 percent of agencies overall
- **Transitioning vehicle fleet to electric and/or hydrogen:** 39 percent of urban agencies compared to 21 percent of agencies overall
- **Transitioning power equipment to battery power:** 27 percent of urban agencies compared to 20 percent of agencies overall

Park and Recreation Agencies Are Planting Trees, Retrofitting Buildings and Acquiring More Open Space as Top Strategies to Meet Carbon Reduction and Other Sustainability Goals

(Percentage Distribution of Agencies)

	Currently implementing	Plan to implement within the next year	Plan to implement within the next 3-5 years	Have no plan to implement
Planting trees	83%	9%	2%	6%
Transitioning to and expanding native and climate-adaptable plants and trees	66	15	9	10
Updating and retrofitting buildings and other park infrastructure	42	5	30	24
Acquiring more green spaces	40	8	20	31
Adding solar panels, geothermal or wind energy to buildings and other agency infrastructure	23	7	30	41
Transitioning land to wetlands, prairies or other carbon sinks	36	6	12	46
Transitioning vehicle fleet to electric and/or hydrogen	21	6	27	46
Transitioning power equipment to battery power	20	10	25	46

PHOTO COURTESY OF DARREN JASIENIECKI, HOMEWOOD-FLOSSMOOR PARK DISTRICT, ILLINOIS

Students from local schools come to Indian Trails Park in Flossmoor, Illinois, to learn about trees and plant a new tree.

Funding for Sustainability Activities

Park and recreation agencies draw from various funding sources to support the previously mentioned strategies and tactics. The most common funding source for sustainability efforts is the agencies themselves. Nearly 80 percent of agencies report their operating budgets and 68 percent indicate their capital budgets are significant funding sources for their sustainability activities.

Government funding is another common funding source:

- State grants (cited by 46 percent of respondents)
- Federal grants (35 percent)
- Other government departments within the same jurisdiction (e.g., transportation, utilities) (34 percent)

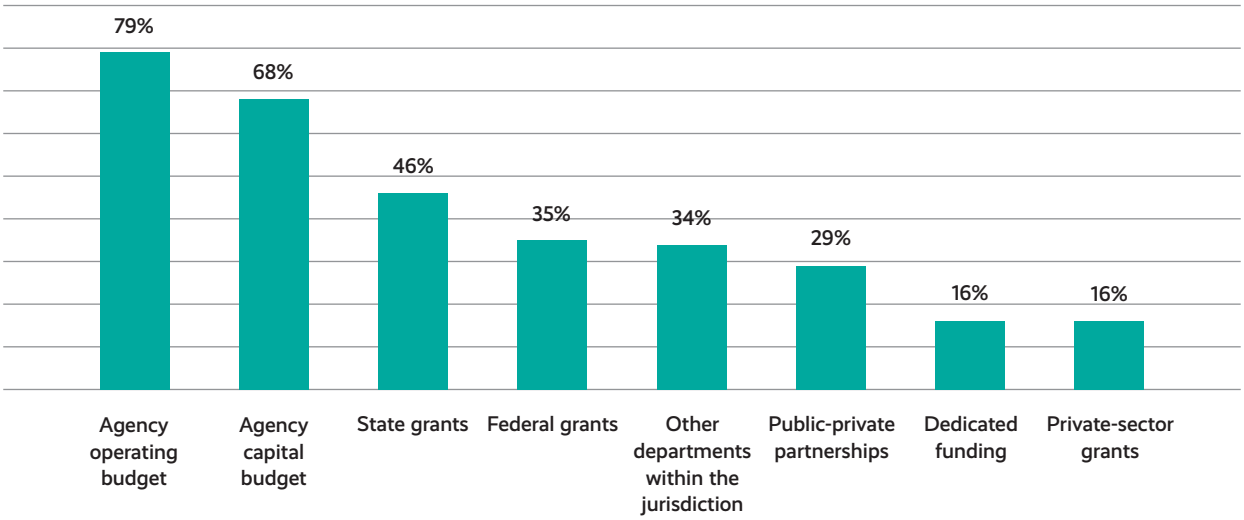
Additional sustainability effort funding sources include public-private partnerships (cited by 29 percent of respondents) and private-sector grants (16 percent).

PHOTO COURTESY OF BRITTANY SPENCER, TOWN OF FARRAGUT, TENNESSEE.

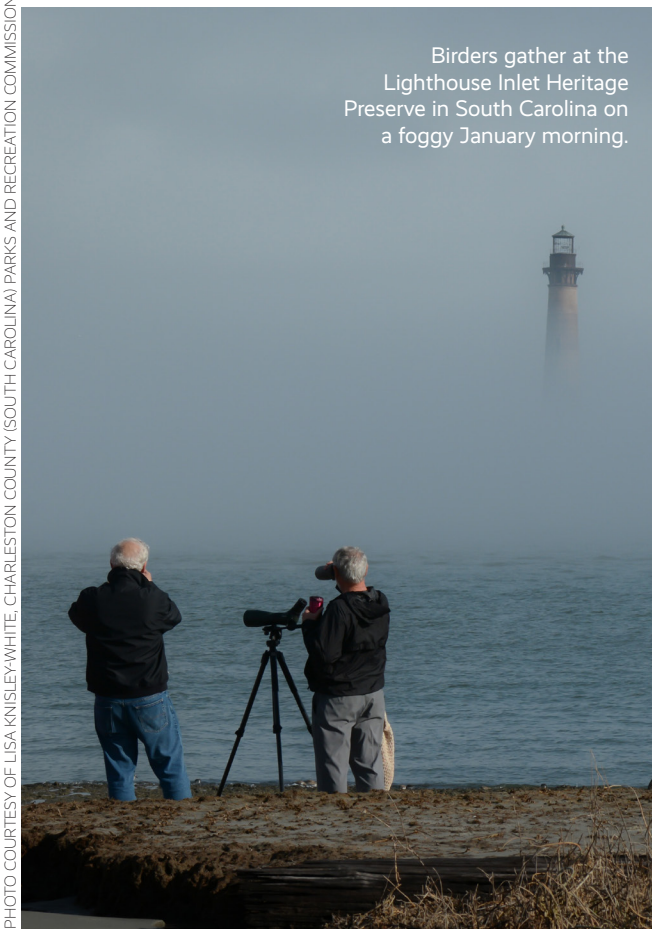
A child participating in Wildlife Explorers camp takes an up-close look at what nature has to offer at Founders Park at Campbell Station in Farragut, Tennessee.

Park and Recreation Operating and Capital Budgets Are the Most Significant Sources Used to Fund Sustainability Activities

(Percentage of Agencies)



Support for Park and Recreation Sustainability Efforts



Birders gather at the Lighthouse Inlet Heritage Preserve in South Carolina on a foggy January morning.

PHOTO COURTESY OF LISA KNISLEY-WHITE, CHARLESTON COUNTY (SOUTH CAROLINA) PARKS AND RECREATION COMMISSION

Sustainability efforts are most successful when they receive solid support from key community stakeholders, including local political and community leaders and the general public. Robust support ensures the agencies have access to critical financial and staffing resources.

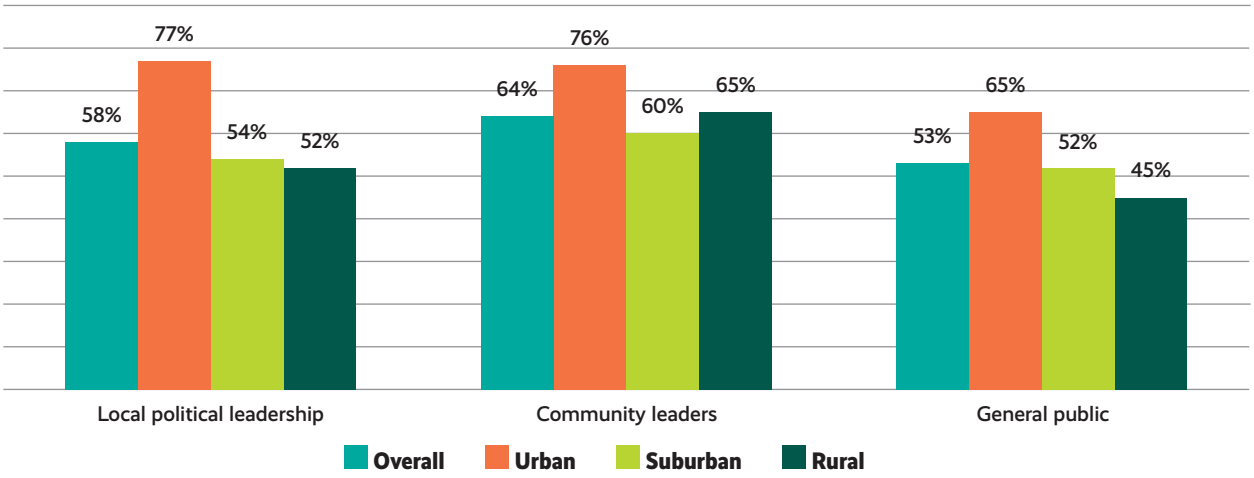
Most park and recreation leaders indicate that their agencies' sustainability strategies receive support from key stakeholders. Specifically:

- Fifty-eight percent of park and recreation professionals rate the level of support they receive from local political leadership a "4" or "5" on a five-point scale. Nineteen percent of local political leaders provide weak support (i.e., a "1" or "2" rating).
- Sixty-four percent of agencies rate the level of support they receive from community leaders a "4" or "5" on that same scale. Sixteen percent of local community leaders provide weak support (i.e., a "1" or "2" rating).
- Fifty-three percent rate the level of support they receive from the general public a "4" or "5" on a five-point scale. Nineteen percent indicate the general public provides weak support (i.e., a "1" or "2" rating).

Urban agencies receive the most support from both local political and community leaders and the general public compared to agencies in suburban and rural locales.

Urban Park and Recreation Agencies Are Most Likely to Have Support From Political and Community Leaders and the General Public for Their Sustainability Efforts

(Percentage of Agencies Rating a "4" or "5" on a Five-Point Scale)



Support for these actions grows as the public becomes more aware of their park and recreation agencies' sustainability efforts. Agencies that engage with the public about their sustainability plans see varied support for the agencies' many sustainability actions and activities. Planting trees, shifting to LED lighting and invasive plant removal receive strong public support. Eighty-eight percent of park and recreation professionals rate planting trees a "4" or "5" on a five-point scale for the level of public support this action receives. Seventy-eight percent of survey respondents report strong support for shifting to LED lighting, while nearly three in four rate removing invasive plants a "4" or "5" on a five-point scale of having strong public support.

Additional typical sustainability activities that receive robust public support include:

- Adding electric charging stations (cited by 51 percent of respondents)
- No-mow zones that allow for the growth of native plants (49 percent)
- Shifting away from fossil fuel-powered vehicles (41 percent)
- Electric charging stations (41 percent)
- Shifting away from fossil fuel-powered tools (37 percent)

Public Strongly Supports Planting Trees as a Park and Recreation Agency Sustainability Activity

(Percentage Distribution of Agencies With Known Public Input)

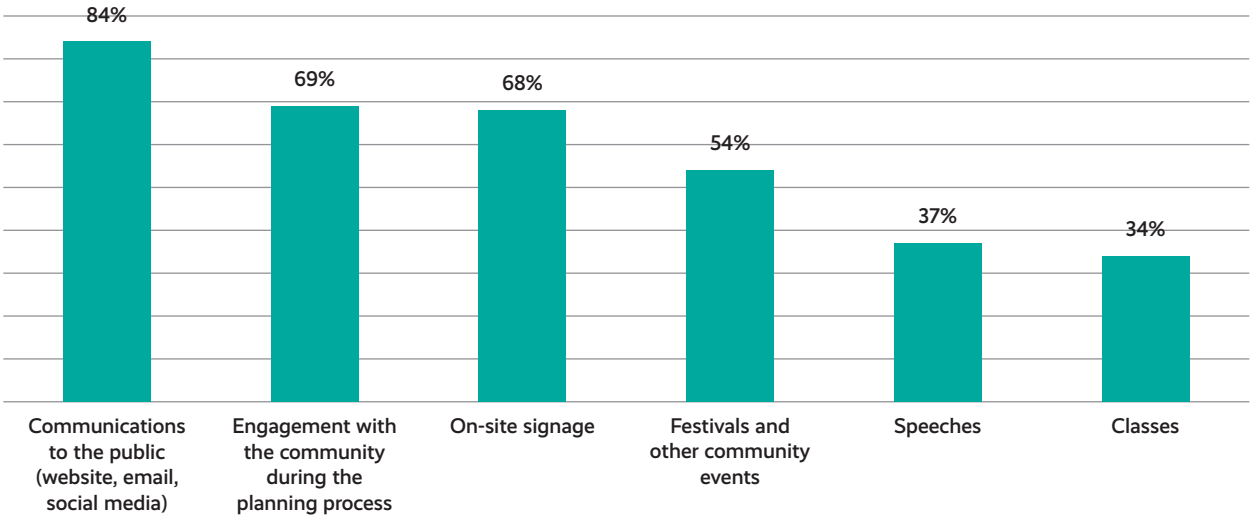
	Strong support (5 or 4)	Moderate support (3)	Weak support (1 or 2)
Planting trees	88%	10%	2%
Shift to LED lighting	78	16	6
Invasive plant removal	73	15	12
No-mow zones that allow for native plants to prosper	49	26	25
Shift away from fossil fuel-powered vehicles	41	27	32
Electric charging stations	41	23	26
Shift away from fossil fuel-powered tools	37	30	33

As demonstrated above, public support for sustainability efforts helps ensure the success of sustainability programs. Park and recreation agencies can secure public support through intentional communication and education activities. These avenues provide the public with information on sustainability efforts and the reasons for them. Eighty-four percent of park and recreation agencies educate their communities about sustainability initiatives through direct communications with the public via their websites, email and social media. Other communication and education strategies include:

- Engaging with the public during the planning process (cited by 69 percent of respondents)
- On-site signage (e.g., signs indicating where the agency purposely does not mow in certain areas) (68 percent)
- Festivals and other community events (54 percent)
- Speeches (e.g., at civic groups, schools) (37 percent)
- In-person and virtual classes (34 percent)

Park and Recreation Agencies Promote and Educate the Public About Their Sustainability Initiatives

(Percent of Agencies)



Kids learn about nature during hands-on activities at the McKnight Outdoor Education Center in Columbus, Ohio.

PHOTO COURTESY OF BRIAN HOYT, COLUMBUS RECREATION AND PARKS DEPARTMENT

CONCLUSION

A person enjoys a walking path through Silver Lake Park in Wisconsin.

PHOTO COURTESY OF ALEXANDRIA ROBINSON, VILLAGE OF SALEM LAKES (WISCONSIN)

The findings in this report showcase park and recreation agencies' innate role as sustainability leaders in their communities. Sustainability is playing a growing and critical role at park and recreation agencies nationwide. Even with the progress made in recent years, there is an excellent opportunity for agencies to advance sustainability planning broadly through agency-led initiatives, both by creating their own plans and being active participants in creating and updating their jurisdictions' climate action plans. Park and recreation leaders are continually reviewing and updating their plans to address their communities' specific needs and goals while leveraging the latest knowledge, best practices and technology to advance these efforts toward sustainability.

Some sustainability practices enjoy wide adoption — such as those to protect native habitats. Others that focus on goals such as reducing carbon footprints are not as prevalent. Yet, even these represent opportunities for substantial impact, as these practices incorporate several other sustainability practices (e.g., trees, native habitat, reduced chemical use, electric fleets).

While there is widespread support for sustainability activities from political and community leaders and from the public in general, park and recreation leaders need to cultivate advocates further, especially as their agencies seek greater and more reliable funding. One way to achieve this goal is by measuring and evaluating their agencies' sustainability activities.

To aid in these efforts, NRPA will build on its strategy to equip park and recreation professionals with the education, tools, resources and plan templates that increase access to sustainability practices and implementation plans.

ACKNOWLEDGMENTS

Thank you to all the park and recreation professionals and their agencies that completed the survey, providing the data that served as the basis of this report. Thank you to Kevin Roth, Melissa May, Ayanna Williams, Michele White, Danielle Doll, Lindsay Hogeboom, Vitisia Paynich, Kim Mabon and Kate Anderson for making this report possible. Thank you also to the many park and recreation agencies that contributed the images featured throughout this report.

ABOUT NRPA

The National Recreation and Park Association (NRPA) is the leading not-for-profit organization dedicated to building strong, vibrant and resilient communities through the power of parks and recreation. With more than 60,000 members, NRPA advances this vision by investing in and championing the work of park and recreation professionals and advocates — the catalysts for positive change in service of equity, climate-readiness, and overall health and well-being.

NRPA brings strength to our message by partnering with like-minded organizations, including those in the federal government, nonprofits and commercial enterprises. Funded through dues, grants, registrations and charitable contributions, NRPA produces research, education and policy initiatives for our members that ultimately enrich the communities they serve.

NRPA places immense importance on research and data to raise the status of parks and recreation. We conduct research with two goals: First, NRPA creates and analyzes data to help park and recreation agencies make optimal decisions on operations, programming and spending. Second, NRPA develops data and insights that support park and recreation professionals making the case for greater and more sustainable funding to policymakers, key stakeholders, the media and the general public. The NRPA Research team works closely with internal subject matter experts, respected industry consultants and the academic community to develop its reports and data resources. Learn more at nrpa.org/Research.

A father escorts his young daughter across a footbridge at City Park on a late afternoon walk in Hopewell, Virginia.

PHOTO COURTESY OF AARON REIDMILLER, HOPEWELL RECREATION AND PARKS

NATIONAL RECREATION AND PARK ASSOCIATION

22377 Belmont Ridge Road, Ashburn, VA 20148

800.626.NRPA (6772) | nrpa.org

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00140 | Parks and Recreation Board | 2/16/2023

SUBJECT:

CULTURAL AFFAIRS BOARD

PROPOSED
ORDINANCE NO. _____

ORDINANCE NO. _____

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE CREATING A NEW CHAPTER 6-4, ESTABLISHING A CULTURAL AFFAIRS ADVISORY BOARD OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR MANNER OF APPOINTMENT AND ELIGIBILITY FOR THE ADVISORY BOARD; PROVIDING FOR MEETING PROCEDURES AND AUTHORITY; PROVIDING FOR APPLICATION PROCESS FOR INSTALLATION OF ART ON PUBLIC PROPERTY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. Chapter 6-4 of the Code of the City of Pensacola, Florida, is hereby created to read as follows:

Chapter 6-4 - Cultural Affairs Advisory Board.

Sec. 6-4-1. – Establishment; composition; terms of office; vacancies and removal.

The cultural affairs advisory board is hereby established.

(1) *Membership.* The cultural affairs advisory board shall be composed of the following volunteers, each of whom shall reside in the city, be employed in the city, or own a business in the city:

(a) Five members nominated by city council who have experience in the fields of history, architecture, architectural history, archaeology, literature, music, visual arts, or performing arts.

(b) Two members appointed by the mayor who have experience in the fields of history, architecture, architectural history, archaeology, literature, music, visual arts, or performing arts.

(2) *Term of office; removal from office; vacancies.* Members of the cultural affairs advisory board shall serve for terms of three years or thereafter until their successors are appointed and qualified. Any member of the board may be removed from office

during the three-year term in accordance with F.S. § 112.501 and/or the policy and procedures set forth by city council. Any vacancy occurring during the unexpired term of office of any member shall be filled by the appointing authority that nominated the member vacating a seat before the expiration of the term. Such vacancy shall be filled as soon as is practical.

(3) *Officers; employees; technical assistance.* The board shall elect from among its members a chairperson and vice-chairperson and such other officers as it may determine. The terms of officers shall be one year, with eligibility for reelection, and officers shall serve until their successors are selected and qualified. The Cultural Affairs Coordinator shall serve as secretary to the board. The board may call upon any department or official of the city government at any time for information and advice which in the opinion of the board will ensure efficiency of its work.

(4) *Rules of procedure, meetings, and records.* The board shall adopt rules of procedure for the transaction of its business, and shall keep a record of its resolutions, transactions, findings, and recommendations. The board shall hold regular meetings once a quarter; special meetings may be called at such times as the board may determine, at the call of the chairperson, or at the call of the Cultural Affairs Coordinator. All regular and special meetings of the board shall be open to the public. A written record of the proceedings of the board shall be kept showing its actions on each question considered and filed in the office of the Cultural Affairs Coordinator.

(5) *Quorum and vote required.* A "quorum" of the board is the required minimum number of members who must be present before the board may conduct business. A majority of the number of board members appointed shall constitute a quorum of the board in order to conduct business. The concurring majority vote of existing members of the board shall be necessary to decide in favor of any application or matter.

(6) *Duties of the cultural affairs advisory board.* The cultural affairs advisory board shall advise and make recommendations to the mayor and to the city council on maintaining, enhancing, and promoting public arts, resources, and cultural programs; to support the artistic and cultural development of the city through the creation of new public art and cultural resources; to ensure that the city's resources create opportunities to empower residents and neighborhoods through the arts and cultural resources; to hear applications from members of the public for new cultural exhibits, programs, or support related to city programs and property; and to make recommendation to the city council for any requested action; provided, however, that the Cultural Affairs Advisory Board does not supersede the authority of the Parks and Recreation Director, the Planning Board, the Zoning Board, or the Architectural Review Board, any of which may have jurisdiction over matters that may be discussion items for the Cultural Affairs Advisory Board. All actions of the cultural affairs advisory board shall be advisory in nature:

(a) To advise the mayor and the city council with regard to the interest in and promotion of cultural affairs to include, but not be limited to, history, literature, music, architecture, the visual arts, and the performing arts;

(b) To advise the mayor and the city council on developing and enhancing local cultural resources and tourism;

(c) To provide input as it relates to cultural affairs on public projects, improvements, and policy development;

(d) To develop a list of potential public sites for the placement of public art;

(e) To hear applications from private parties and submit recommendations to the mayor and to city council on the following matters:

(i) The donation of art to be installed, erected, or painted on public property or rights of way on a case-by-case basis, if requested by the mayor or city council;

(ii) The installation of historic or commemorative markers or monuments on public property or rights of way on a case-by-case basis, if requested by the mayor or city council;

(iii) Cultural affairs program support grants;

(iv) Cultural affairs awards.

(7) *Procedure for submission of plans*. An application to install or apply any form of art, sculpture, marker, or monument to or on public property or rights of ways shall be submitted to the office of the Parks and Recreation Director at least 30 days prior to the regularly scheduled meeting of the board. Subject to review by the Parks and Recreation Director, the Planning Department, the City Engineer, and the Building Official for feasibility and compliance, each application may then be scheduled for review by the board. A recommendation by the board to approve or disprove the application shall be forwarded to the city council for consideration at its next regularly scheduled meeting

Sec. 6-4-2 Public Art Donations.

(1) If the public art has not been created, produced, or rendered, then the donor of said proposed art shall submit an application to install or apply any form of art, sculpture, marker or monument which includes:

(a) A description, in writing, of the process by which the artist(s) will be selected;

(b) A proposed schedule for the creation, completion and installation of the approved public art at the development site;

(c) The location where the public art is to be installed;

(d) Graphic, photographic or architectural renderings.

(e) an outline for how the cost of production and installation of art will be covered.

(2) If the public art has been created, produced or rendered, then the donor of said art shall submit an application to install or apply any form of art, sculpture, marker or monument which includes:

(a) Graphic, photographic or architectural renderings;

(b) A description of the proposed public art which is to be installed;

(c) The location where the public art is to be installed;

(d) an explanation for how the cost of the project has been covered and how the installation costs will be covered.

Sec. 6-4-3. Standards for Approval or Disapproval of Public Art.

(1) The cultural affairs advisory board shall be governed by the following mandatory and non-mandatory criteria in the exercise of its discretion to approve, approve with conditions, or disapprove the proposed installation of public art. The cultural affairs advisory board must find that each element of the mandatory criteria has been satisfied; further, the cultural affairs advisory board shall determine whether or not the proposed installation of the public art, on balance, comports generally with the elements of the non-mandatory criteria

(a) Mandatory Criteria:

(i) Whether the proposed public art is compatible with the neighborhood and not injurious to the neighborhood or otherwise detrimental to the public welfare;

(ii) Whether the proposed public art presents a safety hazard to the public;

(iii) Whether signs or other encroachments are or should be set back a certain distance from the proposed public art.

(iv) Whether a plan is in place to fund the production and installation of the proposed public art.

(v) Whether relevant city entities including but not limited to Parks and Recreation and Public Works have been notified and given the opportunity to provide relevant feedback relating to the installation and placement of proposed public art.

(b) *Non-mandatory criteria.*

(i) Whether the proposed public art is of exceptional quality and enduring value;

(ii) Whether the proposed public art serves to further the city's goal of promoting cultural diversity;

(iii) Whether the proposed public art serves to further the city's goal of promoting a broad range of artistic styles and media from traditional to contemporary works of art in order to maintain overall balance within the city;

(iv) Whether the proposed public art is supportive of the city's vision and goals;

(v) Whether the proposed public art is appropriate to the site;

(vi) Whether the proposed public art should be installed at the proposed location on a site or at a different location;

(vii) Whether the proposed public art requires extraordinary maintenance, such as any special servicing due to periodic adjustment, repainting, or repair or replacement of moving parts.

Sec. 6-4-4. *Authority of the City retained.* The City of Pensacola is not bound to the recommendation of the Cultural Affairs Advisory Board and is not required to submit plans to the Cultural Affairs Advisory Board prior to taking any action on City property.

SECTION 2. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. This ordinance shall take effect on the fifth business day after adoption, unless otherwise provided, pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: _____

Approved: _____

President of City Council

Attest:

_____

City Clerk

City of Pensacola

222 West Main Street
Pensacola, FL 32502

Memorandum

File #: 23-00165 | City Council | 2/16/2023

SUBJECT:

CITY OF PENSACOLA ATHLETIC PARTNER LEASE AGREEMENT

CITY OF PENSACOLA YOUTH SPORTS ORGANIZATION FIELD USE LEASE AGREEMENT

STATE OF FLORIDA
COUNTY OF ESCAMBIA

THIS LEASE AGREEMENT (the "Lease") is made and entered into to be effective as of Click or tap to enter a date., by and between the City of Pensacola, a municipal corporation of the State of Florida whose principal offices are located at 222 W. Main Street, Pensacola, Florida 32502 (the "City" or "Lessor") and Choose an item.(the "Lessee"), a Florida not-for-profit corporation whose mailing address is Choose an item..

1. **STATEMENT OF PURPOSE**
Lessor owns certain real property in the City of Pensacola having a postal address of Choose an item., known as Choose an item.Lessor and Lessee mutually agree for Lessor to utilize Choose an item.(as specified, the "Property") for conducting a youth Choose an item. program (the "Program"), promoting positive physical, mental, and social development of participating youth. Lessor agrees to allow Lessee to use such other football fields designated in writing by Lessor.

2. **PREMISES LEASED**
Lessor hereby leases to Lessee the Property subject to the terms, provisions, and conditions of this Lease.

3. **TERM**
The term of this Lease shall be for a period of one (1) year commencing upon signature of last signing party. This Lease supersedes all other agreements between the City and Lessee for use of the Property.

4. **RENEWAL**
Upon written request of the Lessee, this Lease may be extended annually for up to three (3) additional one (1) year terms. Lessee must notify the Lessor at least sixty (60) days prior to the expiration of the initial term if they wish to renew.

5. **TERMINATION FOR CONVENIENCE**
Either Lessor or Lessee may terminate its participation in this agreement by providing a minimum of one hundred eight (180) days written notice to the other party of its intent to terminate this Agreement.

6. **LEASE PAYMENTS**
Lessee agrees to pay the City of Pensacola $10 per child per season. Lessee must provide a roster of all youth participating in the program along with the full payment no later than thirty (30) days after each season begins.

7. **USE OF PREMISES**
The Property shall be used by Lessee solely for the purposes as stated within Section 1, and any other uses must be approved by the City in writing prior to any other use by Lessee.

Lessee agrees to coordinate with the City of Pensacola Parks and Recreation Department for use of the property to allow for any City-sponsored recreational programs.

Lessee agrees to seek and obtain prior written approval from the Lessor before undertaking any activity or construction on or near the Property that may adversely affect the adjacent residential or commercial property.

CONCESSIONS: Lessee may maintain concession activity or contract with a concessionaire for food and drink during the Program. Lessee and its concessionaire must comply with all applicable ordinances and health regulations. Lessor is responsible for all repairs, maintenance, and certification of all concession equipment, including ventilated hoods and fire extinguisher or suppression systems. The lessee is responsible for the certification of all concession personnel. The sale of alcoholic beverages is prohibited, and no alcoholic beverages are allowed at any time on the Property. Lessee must ensure that any area used for concessions is properly cleaned and garbage removed or properly disposed of following such use.

8. CONDITIONS OF USE

Lessee agrees that certain conditions must be met, and information provided prior to the assumption of any activities as a requirement of the lease. Lessee also agrees to provide the following information to the City's Parks and Recreation Department:

a. A list of all staff, coaches, assistant coaches, referees, volunteers, and board members annually and an update within thirty (30) days of any changes.
b. Documentation ensuring that Level 1 background screenings occur, at minimum, annually on each of the above listed persons per F.S. 943.0438 and that all criteria are met. Lessee shall immediately provide copies of Level 1 background screening results to the Lessor upon request.
c. Provide a copy of the Lessee's certificate of insurance per Attachment B.
d. Provide a copy of the Lessee's Board meeting schedule, constitution, by-laws, and standard operating procedures annually.
e. Notify the City of Pensacola Parks and Recreation Athletics Superintendent or designee within 4 hours if there has been a serious incident or injury or of an incident that has required the response of first responders to the field; and no later than 12:00 p.m. the next business day following minor injuries or incidents that require medical attention or if there appears to be a hazard or dangerous condition on the field. The notification shall include the date of the incident, the name of the injured party, and a brief description of the incident.
f. Notification by 12:00pm the next business day of any damage incurred to the Property or remainder of the Park resulting from the Program activities.
g. Schedules and any subsequent updates of schedules for season end and start dates, practices, games, and camps at least thirty (30) days prior to commencement of the activity.
h. Annual meeting held with appropriate personnel of both Lessor (Parks & Recreation Director, Athletic Manager, etc.) and the Lessee (President, Recreation Manager, etc.) to review documents and activities prior to commencement of the Program.
i. Lessee must add the City of Pensacola to its Hold Harmless/Indemnification Agreement included as part of league registration and provide to the City.

j. Proof from marketing materials that it has been advertised by Lessee that residents of the City of Pensacola have a minimum of two (2) weeks advance notice and opportunity to register for the activity before registration is opened to non-City residents.
k. Provide a list of all City residents that registered for the activity during the two (2) week advance registration period described above, and if requested, provide copies of each of those City residents' registrations.

9. LESSEE'S ACKNOWLEDGEMENTS AND REPRESENTATIONS

Lessee represents to and covenants with Lessor that the representations made by it are true and correct and that Lessee shall use the Property only for such purposes as described.

10. CONSTRUCTION AND TITLE TO IMPROVEMENTS

Lessee shall not make any capital improvements to the property without written permission from Lessor.

Lessor reserves the right in its sole discretion to prioritize the necessity of all capital repairs and substantial improvements to the Property. Lessee agrees that any of their contributions in lieu of cash payments are not considered as vestment or assertion of priority in any capital improvements or repairs.

Title to any Buildings and/or Improvements that are on or that shall be placed upon the Property by Lessee shall vest to the Lessor immediately. Lessee acknowledges that it shall have no right to remove such fixed or permanent buildings or improvements from the Property without the express written consent of the Lessor upon request by the Lessee.

11. INSPECTION AND ACCESS TO PROPERTY

During the term of the Lease and any renewal or extension thereof, Lessee shall permit the representatives of Lessor access to the Property at anytime.

12. COVENANTS AND RESTRICTIONS

Lessor and Lessee agree that the following restrictions shall be binding on Lessee and any authorized sublessees to whom the Lessor has consented:

a. That the Property shall be devoted only to the uses specified in this Lease or as approved in writing by Lessor.
b. That the Lessee shall maintain the interior of the Property in good working order and shall not allow the Property to deteriorate excepting normal wear and tear from permitted use and shall notify the Lessor upon discovery of any deterioration, including from normal wear and tear.

c. That the Lessee shall require its contractors or subcontractors to maintain the same insurance requirements in Attachment B and cause the City of Pensacola to be named as an additional insured.
d. Lessee is responsible for the repair of any and all damage caused by lessee or lessee's activities.

13. NO MORTGAGES OR ENCUMBRANCES

Lessee shall not mortgage, encumber, or allow any liens to be placed against the Property or its leasehold interest therein.

14. LESSOR'S WARRANTIES

Lessor warrants that Lessee may use the Property for its intended use, that Lessor has the right to enter into this Lease.

15. USE IS NOT EXCLUSIVE

Lessor grants Lessee use of the described property for the purposes stated herein, however, there is no grant to Lessee of exclusive use or of any tenant or ownership rights beyond the use as described in section 1 of this Agreement. The Lessor shall make all efforts to prevent any conflict of use between the City and Lessee, however if such a conflict occurs, the Lessor's right of use and control of the property shall prevail.

16. INDEMNIFICATION AND HOLD HARMLESS AGREEMENT IN FAVOR OF LESSOR

Lessee shall defend and indemnify Lessor, and save it harmless from all claims, suits, actions, damages, liability, and expense in connection with loss of life, bodily or personal injury, or property damage in accordance with Attachment B during the term of this Lease or any renewal or extension hereof.

17. INSURANCE REQUIRED

Lessee shall maintain insurance and provide Lessor with certificates in accordance with Attachment B during the life of this Lease Agreement as may be applicable under the circumstances. Lessor shall have the right to make reasonable increases to the minimum required limits of liability on Attachment B during the term of this Lease or any renewal or extension hereof. Lessee shall be responsible for all deductibles and self-insured retentions under its insurance policies.

18. PUBLIC RECORDS

The parties acknowledge that if the Lessee is a "contractor" as defined in Florida State Statute Section 119, that the Lessee shall comply with all requirements listed in Attachment "A".

19. NO DISCRIMINATION

Lessee agrees that it will not discriminate upon the basis of race, color, religion, national origin, sex, pregnancy, age, disability or handicap, familial status, marital status or any other legally protected class in the construction, subleasing, use, occupancy, or operation of the Property, or in the improvements to be erected thereon and that each contract, or agreement with respect thereto shall specifically contain the following provision:

"Equal Opportunity Provision"

a. In the operation of the property, neither the Lessee nor any contractor or manager employed by Lessee shall discriminate against any employee or applicant for employment because of race, color, religion, national origin, sex, pregnancy, age, disability or handicap, familial status, marital status or any other legally protected class,

and they shall take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, national origin, sex, pregnancy, age, disability or handicap, familial status, marital status or any other legally protected class. Such action shall include, but not be limited to the following: employment, upgrading, demotion or transfer; recruitment, or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Lessee agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by Lessee setting forth the provisions of this Equal Opportunity Clause, and to cause any contractor, subcontractor, or manager to do likewise.

b. The Lessee and any contractor or manager shall, in all solicitations or advertisements for employees placed by them or on their behalf, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, national origin, sex, pregnancy, age, disability or handicap, familial status, marital status or any other legally protected class. They shall send to each labor union or representative of workers with which they, or any of them, have a collective bargaining agreement or other contract or understanding, a notice, to be provided by Lessee, advising the labor union or workers' representative of their commitments under this Equal Opportunity Clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

20. ENFORCEMENT OF LEASE, FORFEITURE DEFAULT, REMEDIES, NONWAIVER

Lessor may enforce the performance of this Lease in any manner provided by law, and this Lease shall be void upon the following events:

a. If default shall be made by Lessee in the performance of any of the terms or conditions of this Lease.
b. If Lessee shall fail to comply with any of the statutes, ordinances, rules, or regulations of any governmental body governing or regulating Lessee's business.

Lessor shall provide to Lessee in writing intention to terminate the lease within 15 days in the event of default.

The failure of Lessor to insist, in any one or more instances, on a strict performance of any of the terms or conditions of this Lease, or to exercise any option set forth in this Lease, shall not be construed as a future waiver or a relinquishment of the provision or option, but it shall continue and remain in full force and effect.

21. NOTICES

All notices provided in this Lease shall be deemed sufficient when sent by U.S. Certified Mail, Return Receipt Requested, postage prepaid, to the following address:

Lessor: The City of Pensacola
c/o City Administrator
City Hall 222 West Main Street Pensacola, FL 32502

Lessee: Choose an item.
Attn: Click or tap here to enter text.
Choose an item..
Click or tap here to enter text.
Click or tap here to enter text.

22. AMENDMENT

This Lease may not be altered, changed, or amended except by an instrument in writing, signed by the parties hereto.

23. SEVERABILITY

If any provisions of this Lease shall be declared in contravention of law or void as against public policy, such provisions shall be considered severable and the remaining provisions of this Lease shall continue in full force and effect.

24. PARAGRAPH HEADINGS

The paragraph headings in this Lease are intended for convenience only and shall not be taken into consideration in any construction or interpretation of this Lease or any of its provisions.

25. ENTIRE AGREEMENT

This instrument constitutes the entire agreement between Lessor and Lessee.

26. WAIVER

Failure on the part of Lessor to complain of any action or non-action on the part of Lessee, no matter how long it may continue, shall not be deemed to be a waiver by Lessor of any of its rights under this Lease. Further, it is covenanted and agreed that no waiver at any time of any of the provisions of this Lease by Lessor shall be construed as a waiver at any subsequent time of the same provisions. The consent or approval by Lessor to or of any action by Lessee requiring Lessor's consent or approval shall not be deemed to waive or render unnecessary Lessor's consent or approval to or of any subsequent similar act by Lessee.

27. GOVERNING LAW

This Lease is subject to and shall be governed by the laws of the State of Florida.

28. VENUE

Venue for any claim, action or proceeding arising out of the Lease shall be Escambia County, Florida.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed in multiple original copies to become effective upon the last party's signature on this Agreement.

Choose an item.

_____

Click or tap here to enter text., President

_____

Printed Name and Title of above signature.

Date: _____

CITY OF PENSACOLA, FLORIDA

_____

D.C. Reeves, Mayor

_____

Printed Name and Title of above signature.

Date: _____

Attest:

_____

Ericka Burnett, City Clerk

Approved as to Substance:

_____

Adrian Stills, Parks and Recreation Director

Legal in form and valid as drawn:

_____

City Attorney

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2023, by D.C. Reeves, the Mayor of the City of Pensacola, a municipal corporation, for and on behalf of the City, and who is personally known to me.

GIVEN under my hand and official seal this _____ day of _____, 2022.

NOTARY PUBLIC

_____
Name

_____
[Type or print Name]
My Commission Expires:

Attachment "A"

PUBLIC RECORDS: Consultant/Contractor/Vendor shall comply with Chapter 119, Florida Statutes. Specifically, Consultant/ Contractor/Vendor shall:

A. Keep and maintain public records required by the City to perform the service.

B. Upon request from the City's custodian of public records, provide the City with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by law.

C. Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the Agreement term and following the completion of the Agreement if Consultant/ Contractor/Vendor does not transfer the records to the City.

D. Upon completion of the Agreement, transfer, at no cost, to City, all public records in possession of Consultant/Contractor/Vendor or keep and maintain public records required by the City to perform the service. If Consultant/Contractor/Vendor transfers all public records to City upon completion of the Agreement, Consultant/ Contractor/Vendor shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If Consultant/Contractor/Vendor keeps and maintains public records upon completion of the Agreement, Consultant/Contractor/Vendor shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to the City, upon request of the City's custodian of public records, in a format that is compatible with the information technology systems of the City.

Failure by Consultant/Contractor/Vendor to comply with Chapter 119, Florida Statutes, shall be grounds for immediate unilateral cancellation of this Agreement by City.

IF CONSULTANT/CONTRACTOR/VENDOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT: THE OFFICE OF THE CITY ATTORNEY, (850) 435-1715, PUBLICRECORDS@CITYOFPENSACOLA.COM, 222 WEST MAIN STREET, PENSACOLA, FL 32502.

INSURANCE AND INDEMNIFICATION
ATTACHMENT B

GENERAL

The term City, as is used in this section, is defined to mean the City of Pensacola, itself, any subsidiaries or affiliates, elected and appointed officials, employees, volunteers, representatives and agents.

COVERAGE

Insurance shall be issued by an insurer whose business reputation, financial stability and claims payment reputation is satisfactory to the City, for the City's protection only. Unless otherwise agreed, the amounts, form and type of insurance shall conform to the following minimum requirements.

Worker's Compensation

The Lessee shall purchase and maintain Worker's Compensation Insurance Coverage for all Workers' Compensation as legally required. Additionally, the policy, or separately obtained policy, must include Employers Liability Coverage of at least $100,000 each person – accident, $100,000 each person – disease, $500,000 aggregate – disease.

If Lessee qualifies as exempt by the Florida Department of Workers Compensation, a certificate of exemption is acceptable for this requirement.

Commercial General Liability Coverage

The Lessee shall purchase coverage on forms no more restrictive than the latest editions of the Commercial General Liability filed by the Insurance Services Office. **The City of Pensacola shall be an Additional Insured** and such coverage shall be at least as broad as that provided to the Named Insured under the policy for the terms and conditions of this Contract. The City shall not be considered liable for premium payment, entitled to any premium return or dividend and shall not be considered a member of any mutual or reciprocal company. Minimum limits of $1,000,000 per occurrence for liability must be provided. If the required limits of liability afforded should become impaired by reason of any claim, then the Lessee agrees to have such limits of $1,000,000 per occurrence, reinstated under the policy.

> **Commercial General Liability** coverage must be provided, including bodily injury and property damage liability for premises, operations, products and completed operations (including pollution related claims), independent lessees, breach of contract, and property damage resulting from, collapse or underground (c,u) exposures. The coverage shall be written on occurrence-type basis. Any motorized vehicles utilized within the leased premise such as golf carts, scooters, or other motorized devices,

must be endorsed on the commercial general liability policy to include coverage for bodily injury or property damage.

CERTIFICATES OF INSURANCE

Required insurance shall be documented in the Certificates of Insurance which provide that the City shall be notified at least thirty (30) days in advance of cancellation, non-renewal or adverse change or restriction in coverage. **The City shall be named as an Additional Insured** and this contract shall be listed. If required by the City, the Lessee shall furnish copies of the Lessee's insurance polices, forms, endorsements, jackets and other items forming a part of, or relating to such policies. Certificates shall be on the "Certificate of Insurance" form equal to, as determined by the City, an ACORD 25. **Any wording in a Certificate which would make notification of cancellation, adverse change or restriction in coverage to the City an option shall be deleted or crossed out by the insurance carrier or the insurance carrier's agent or employee**. If on an ACORD 25 or similar form, the words "endeavor to" and "but failure..." shall be deleted so that the sentence ends with the word "left" or signed endorsements for the cancellation clauses MUST accompany Certificate(s) of Insurance. The Lessee shall replace any canceled, adversely changed, restricted or non-renewed policies with the new policies acceptable to the City and shall file with the City, Certificate of Insurance under the new policies prior to the effective date of such cancellation, adverse change or restriction. If any policy is not timely replaced, in a manner acceptable to the City, the Lessee shall, upon instructions of the City, cease all operations under the Contract until directed by the City in writing, to resume operations.

INSURANCE OF THE LESSEE PRIMARY

The Lessee required coverage shall be considered primary, and all other insurance shall be considered as excess, over and above the Lessee's coverage. The Lessee's policies of coverage will be considered primary as relates to all provisions of the contract.

LOSS CONTROL AND SAFETY

The Lessee shall retain control over its employees, agents, servants, as well as control over its invitees, and its activities on and about the subject premises and the manner in which such activities shall be undertaken and to that end, the Lessee shall not be deemed to be an agent of the City. Precaution shall be exercised at all times by the Lessee for the protection of all persons, including employees and property. The Lessee shall make special effort to detect hazards and shall take prompt action where loss control/safety measures should reasonably be expected.

HOLD HARMLESS

The Lessee shall indemnify and hold harmless the City of Pensacola, its elected officials, officers and employees, from any and all liabilities, damages, losses, and costs, including,

but not limited to, reasonable attorney's fees, to the extent caused by the negligence, recklessness or intentional wrongful misconduct of the Lessee and its directors, officers, employees, agents, volunteers, invitees, spectators, or participants including Lessee's contractors, subcontractors, or vendors utilized by the Lessee in the performance of this contract. The Lessee's obligation shall not be limited by, or in any way to, any insurance coverage or by any provision in or exclusion or omission from any policy of insurance.

PAY ON BEHALF OF THE CITY

The Lessee agrees to pay on behalf of the City, as well as provide a legal defense for the City, both of which will be done only if and when requested by the City, for all claims as described in the Hold Harmless paragraph. Such payment on the behalf of the City shall be in addition to any and all other legal remedies available to the City and shall not be considered to be the City's exclusive remedy.

GOVERNING LAW AND VENUE

This Contract is governed and construed in accordance with laws of the State of Florida. The law of the State of Florida shall be the law applied in the resolution of any claim, actions or proceedings arising out of the Contract. Venue for any claim, actions or proceedings arising out of this Contract shall be Escambia County, Florida.