



City of Pensacola

CITY COUNCIL AGENDA CONFERENCE

Meeting Minutes

July 10, 2017

3:32 P.M.

Hagler-Mason Conference Room

The agenda conference was called to order by Vice President Wingate.

ROLL CALL

Council Members Present: Council Vice President Gerald Wingate, Sherri Myers (left 4:47), Andy Terhaar, P.C. Wu

Council Members Absent: Council President Brian Spencer, Jewel Cannada-Wynn, Larry B. Johnson

PRESENTATION ITEMS

1. [17-00402 PRESENTATION FROM BAY AREA RESOURCE COUNCIL \(BARC\) AND WEST FLORIDA REGIONAL PLANNING COUNCIL \(WFRPC\) - EPA RESTORE ESTUARY PROGRAM PROPOSAL](#)

Recommendation: The BARC TAC and WFRPC would like to present the draft EPA RESTORE Estuary Program proposal for Council review and consideration.

Place on agenda for presentation.

REVIEW OF CONSENT AGENDA ITEMS

2. [17-00269 AWARD OF CONTRACT - BID #17-026 BAYOU CHICO SOUTH STORMWATER OUTFALL TREATMENT ENHANCEMENT PROJECT](#)

Recommendation: That City Council award a contract for construction of the Bayou Chico South Stormwater Outfall Treatment Enhancement Project to BKW, Inc., of Pensacola, Florida, the lowest and most responsible bidder with a base bid of \$287,890.85, plus 10% contingency of \$28,789.09 for a total amount of \$316,679.94.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

3. [17-00374](#) INTERLOCAL AGREEMENT FOR USE OF THE PENSACOLA FIRE DEPARTMENT TRAINING FACILITY BETWEEN ESCAMBIA COUNTY AND THE CITY OF PENSACOLA

Recommendation: That City Council approve and authorize the Mayor to take all actions necessary to execute an Interlocal Agreement between the City of Pensacola and Escambia County for use of the Pensacola Fire Department training facility. Further, that City Council authorize the receipt of a donated Conex container from Escambia County.

Place on Consent Agenda.

4. [17-00388](#) PENSACOLA AVIATION CENTER CONSENT TO SUBLEASE TO SPEED AVIATION, INC.

Recommendation: That City Council authorize the Mayor to execute written consent allowing Pensacola Aviation Center to sublease portions of their Leased Premises to Speed Aviation, Inc. Further that City Council authorize the Mayor to take all necessary actions to execute the written consent.

Place on Consent Agenda.

5. [17-00387](#) RE-APPOINTMENT TO THE DOWNTOWN IMPROVEMENT BOARD (DIB)

Recommendation: That the City Council affirm the Mayor's reappointment of Jim Homyak and Teri Levin to the Downtown Improvement Board (DIB) for a term of three years expiring June 30, 2020.

Place on Consent Agenda.

6. [17-00403](#) APPOINTMENT - GENERAL PENSION BOARD

Recommendation: That City Council appoint an individual to the General Pension Board for a term of 6 (six) years, expiring June 30, 2023.

Place on Consent Agenda.

7. [17-00404](#) APPOINTMENT - PENSACOLA-ESCAMBIA DEVELOPMENT COMMISSION (PEDC)

Recommendation: That City Council appoint an at-large member to the PEDC for a term of two (2) years, expiring June 30, 2019.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)8. [17-00405 APPOINTMENTS - ZONING BOARD OF ADJUSTMENT](#)

Recommendation: That City Council appoint three (3) individuals who are residents or property owners of the City to the Zoning Board of Adjustments for a term of three (3) years, expiring July 14, 2020 and one individual to fill the unexpired term of Jared Moore, ending July 14, 2018.

Place on Consent Agenda.

9. [17-00406 APPOINTMENTS - PLANNING BOARD](#)

Recommendation: That City Council appoint seven (7) individuals, who are residents of the City of Pensacola, one of whom is a licensed architect, to the Planning Board for a term of two years, expiring July 14, 2019.

Place on Consent Agenda.

10. [17-00415 APPOINTMENT - EASTSIDE REDEVELOPMENT BOARD](#)

Recommendation: That City Council appoint one of its members to the Eastside Redevelopment Board for a term of three years expiring November 30, 2019.

Place on Consent Agenda.

11. [17-00416 APPOINTMENTS - WESTSIDE COMMUNITY REDEVELOPMENT BOARD](#)

Recommendation: That City Council appoint two (2) citizens that are either redevelopment area residents, members of area neighborhood associations or owners or operators of a business located in the redevelopment area, to fill two (2) unexpired terms on the Westside Community Redevelopment Board, ending January 31, 2018.

Place on Consent Agenda.

12. [17-00417 APPOINTMENT - ESCAMBIA COUNTY MASS TRANSIT ADVISORY COMMITTEE](#)

Recommendation: That City Council appoint a citizen to the Escambia County Mass Transit Advisory Committee as its representative for a term of four (4) years expiring May 1, 2021, subject to confirmation by a majority vote of the Board of County Commissioners

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)13. [17-00418](#) APPOINTMENTS - ENVIRONMENTAL ADVISORY BOARD

Recommendation: That City Council appoint two (2) citizens that are employed or retired environmental professionals, or members of local environmental organizations or businesses with an interest in City environmental issues to serve on the Environmental Advisory Board for a term of two (2) years, expiring March 1, 2018.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS14. [17-00391](#) PUBLIC HEARING - AMENDMENT TO SECTION 12-12-8 OF THE LAND DEVELOPMENT CODE - REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS

Recommendation: That City Council hold a Public Hearing regarding an amendment to the land development code Section 12-12-8 - Regulation of Patrons' Dogs at Permitted Food Service Establishments

Place on Regular Agenda.

15. [31-17](#) PROPOSED ORDINANCE NO. 31-17-- AMENDMENT TO SECTION 12-12-8 OF THE LAND DEVELOPMENT CODE-REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS

Recommendation: That City Council approve Proposed Ordinance No. 31-17 on first reading:

AN ORDINANCE AMENDING SECTION 12-12-8 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

16. [17-00375](#) PUBLIC HEARING - REQUEST TO VACATE RIGHT-OF-WAY - 700 BLOCK OF COMMENDENCIA STREET - FERRY LANDING

Recommendation: That City Council conduct a public hearing on July 13, 2017 to consider the request to vacate a portion of the Commendencia Street right of way.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

17. [29-17 PROPOSED ORDINANCE NO. 29-17 - VACATION OF RIGHT-OF-WAY 700 BLOCK OF COMMENDENCIA STREET - FERRY LANDING](#)

Recommendation: That City Council approve Proposed Ordinance No. 29-17 on first reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE COMMENDENCIA STREET RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

18. [17-00378 PUBLIC HEARING - REQUEST TO AMEND SECTION 12-2-6 OF THE LAND DEVELOPMENT CODE - R-2 \(RESIDENTIAL OFFICE\) ZONING REGULATIONS PERTAINING TO BARBER SHOPS AND HAIR SALONS](#)

Recommendation: That City Council conduct a public hearing on July 13, 2017 to consider a request to amend Section 12-2-6 the City's Land Development Code, to allow for Barber Shops and Beauty Salons in the R-2 Zoning District based on roadway classification.

Withdrawn by the applicant.

19. [30-17 PROPOSED ORDINANCE NO. 30-17 - AMENDING SECTION 12-2-6 OF THE LAND DEVELOPMENT CODE - R-2 \(RESIDENTIAL OFFICE\) ZONING REGULATIONS PERTAINING TO BARBER SHOPS AND HAIR SALONS](#)

Recommendation: That City Council approve Proposed Ordinance No. 30-17 on first reading.

AN ORDINANCE AMENDING SECTION 12-2-6(B) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE LOCATION REQUIREMENTS FOR BARBER AND BEAUTY SHOPS IN THE R-2 DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Withdrawn by the applicant.

20. [17-00376 QUASI-JUDICIAL HEARING - WATERFRONT REDEVELOPMENT DISTRICT \(WRD\) SITE PLAN APPROVAL - FERRY LANDING.](#)

Recommendation: That City Council conduct a quasi-judicial hearing on July 13, 2017 to consider approval of the site plan for the Ferry Landing Project.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

21. [25-17](#) PROPOSED ORDINANCE NO. 25-17 - AMENDING SECTION 3-3-2 - REGULATING CONTRACTING AND PURCHASE OF COMMODITIES AND SERVICES

Recommendation: That City Council approve Proposed Ordinance No. 25-17 - amending Section 3-3-2 of the Code - regulating contracting and purchase of commodities and services adding language to cover purchase of legal services, on first reading.

AN ORDINANCE AMENDING SECTION 3-3-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; CONTRACTS FOR PUBLIC WORK AND PURCHASES OF OTHER COMMODITIES AND SERVICES; LOWEST AND BEST RESPONSIBLE BIDDER; REJECTION OF BIDS; APPROVAL OF COUNCIL AND MAYOR; EMERGENCY PURCHASES; REGULATING CONTRACTING AND PURCHASE OF LEGAL SERVICES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

22. [17-00401](#) AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-6-10(C); TREE PLANTING TRUST FUND -- ENFORCEMENT

Recommendation: That City Council refer to the Planning Board for review and recommendation a proposed amendment to Section 12-6-10(C) of the Land Development Code.

Place on Regular Agenda.

23. [17-00408](#) LOST IV FUNDING FOR BURGESS ROAD

Recommendation: That City Council approve \$1.6 Million in unallocated LOST IV Funds from the 2017 budget for installation of sidewalks and drainage on Burgess Road from Sewell St. to Sanders St.

Place on Regular Agenda.

24. [17-00409](#) LOST IV FUNDING - LEGION FIELD

Recommendation: That City Council include \$1.5 million within the LOST IV funding plan and move the proposed appropriations for Legion Field from 2027 to an earlier date for the renovation of Legion Field.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)25. [17-00410](#) LOST IV FUNDING - FRICKER CENTER

Recommendation: That City Council include \$800,000 in the LOST IV funding plan for upgrades and improvements to the Fricker Center.

Place on Regular Agenda.

26. [17-00411](#) LOST IV FUNDING - LAND ACQUISITION, ECONOMIC DEVELOPMENT / HOUSING INITIATIVE / HOMEOWNERSHIP

Recommendation: That City Council include \$1 million in the LOST IV funding plan for the purpose of supporting housing initiatives and home ownership programs.

Place on Regular Agenda.

27. [17-00412](#) LOST IV FUNDING - COMMUNITY REDEVELOPMENT AGENCY (CRA)

Recommendation: That City Council include \$6 million within the LOST IV funding plan to be spread out over the 10 years of the plan.

Place on Regular Agenda.

28. [17-00413](#) ESTABLISHMENT OF A YEARLY FUNDING SOURCE FOR HOMELESSNESS INITIATIVES

Recommendation: That City Council establish a yearly funding source for homelessness initiatives and determine a yearly dollar amount to be funded.

Place on Regular Agenda.

29. [17-00365](#) TENTATIVE MILLAGE RATE - FISCAL YEAR 2018

Recommendation: That City Council set the tentative fiscal year 2018 millage rate for the City of Pensacola at 4.2895 mils and for the Downtown Improvement District at 2.0000 mils and authorize the Mayor to set final levies in compliance with the new property tax reform regulations. Further that the Mayor may administratively adjust the final adopted millage rate upon receipt of the final valuation if the City's final current year gross taxable value is reduced by more than 1%. Finally, that the first public hearing on fiscal year 2018 millage rates be held on September 13, 2017 at 5:30 p.m. in Council Chambers.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)30. [17-00414 COMPLETE STREETS COMMITTEE](#)

Recommendation: That City Council reappoint a Complete Streets Committee, to review the work and recommendations of the prior committee(s), focusing on the use of appropriate traffic calming measures, as well as including street lighting as a guide to ensure the needs of bicyclists, pedestrians, transit users, and disabled people are integrated into the design, operation and maintenance of streets to promote safe and convenient access and travel for all users including pedestrians, bicyclists, motorists, transit riders and people of all abilities. Based on this approach, to then make recommendations to City Council. Further that the Committee membership be established by each Council Member appointing an individual to serve on the Committee.

Place on Regular Agenda.

31. [16-17 PROPOSED ORDINANCE NO. 16-17 - AMENDING SECTION 11-4-66 OF THE CITY CODE; OBSTRUCTIONS OF PUBLIC RIGHTS-OF-WAY - PROHIBITED](#)

Recommendation: That City Council approve Proposed Ordinance No. 16-17, Amending Section 11-4-66 of the City Code; Obstructions of Public Rights-Of-Way - Prohibited - on first reading.

AN ORDINANCE AMENDING SECTION 11-4-66 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, OBSTRUCTIONS OF PUBLIC RIGHTS-OF-WAY -- PROHIBITED; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

32. [17-29 RESOLUTION NO. 17-29 - SUPPORT FOR WEST CERVANTES CORRIDOR MANAGEMENT PLAN RECOMMENDATIONS](#)

Recommendation: That City Council adopt Resolution No. 17-29.

A RESOLUTION OF THE CITY OF PENSACOLA SUPPORTING THE SHORT-TERM AND LONG-TERM RECOMMENDATIONS WITHIN FLORIDA-ALABAMA TRANSPORTATION PLANNING ORGANIZATION'S WEST CERVANTES CORRIDOR MANAGEMENT PLAN AND THE PROGRESSION OF A PD&E STUDY BY FDOT FOR ROADWAY DESIGN IMPROVEMENTS TO ENHANCE THE COMMUNITY WITH AN ATTRACTIVE STREETScape, MULTI-MODAL TRANSPORTATION AND SAFE PEDESTRIAN ACCESS AND COORDINATING THE IMPLEMENTATION OF SAID PLAN WITH ESCAMBIA COUNTY.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)33. [17-00384](#) AWARD OF CONTRACT - FY 2017 STREET REHABILITATION GROUP 1

Recommendation: That City Council award a contract for Fiscal Year 2017 Street Rehabilitation Project -Group 1 to Roads Inc. the lowest and most responsible bidder with a base bid amount of \$1,770,000.00 plus a 5% contingency of \$88,500.00 plus \$6,000.00 for miscellaneous construction items for a total amount of \$1,864,500.00.

Place on Regular Agenda.

34. [17-30](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 17-30 - FY 2017 STREET REHABILITATION - GROUP 1

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 17-30.

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

Place on Regular Agenda.

35. [17-00383](#) AWARD OF CONTRACT - FY 2017 STREET REHABILITATION GROUP 2

Recommendation: That City Council award a contract for Fiscal Year 2017 Street Rehabilitation Project -Group 2 to MidSouth Paving Inc. the lowest and most responsible bidder with a base bid amount of \$1,979,140.65 plus a 5% contingency of \$98,957.03 plus \$6,000.00 for miscellaneous construction items for a total amount of \$2,084,097.68.

Place on Regular Agenda.

36. [17-31](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 17-31 - FY 2017 STREET REHABILITATION GROUP 2

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-31.

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

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)37. [17-00382](#) AWARD OF CONTRACT - FY 2017 STREET REHABILITATION GROUP 3

Recommendation: That City Council award a contract for Fiscal Year 2017 Street Rehabilitation Project -Group 3 to MidSouth Paving Inc. the lowest and most responsible bidder with a base bid amount of \$1,688,661.81 plus a 5% contingency of \$84,433.09 plus \$6,000.00 for miscellaneous construction items for a total amount of \$1,779,094.90.

Place on Regular Agenda.

38. [17-32](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 17-32 - FY 2017 STREET REHABILITATION GROUP 3

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-32.

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

Place on Regular Agenda.

39. [10-17](#) PROPOSED ORDINANCE NO. 10-17 - ANNEXATION OF PROPERTY - CAMPUS HEIGHTS

Recommendation: That City Council adopt Proposed Ordinance No. 10-17 as amended on second reading.

AN ORDINANCE INCORPORATING AND ANNEXING A CERTAIN AREA CONTIGUOUS AND ADJACENT TO THE CITY OF PENSACOLA INTO THE CITY OF PENSACOLA, AND DECLARING SAID AREA TO BE A PART OF THE CITY OF PENSACOLA; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda

40. [18-17](#) PROPOSED ORDINANCE NO. 18-17 - VACATION RIGHT-OF-WAY - 500 BAY BOULEVARD

Recommendation: That City Council adopt Proposed Ordinance No. 18-17 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE BAY BOULEVARD RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

41. 19-17 PROPOSED ORDINANCE NO. 19-17 - REQUEST FOR ZONING MAP AMENDMENT - 1103 NORTH 15TH AVENUE AND THE 1400 BLOCK OF EAST GONZALEZ STREET

Recommendation: That City Council adopt Proposed Ordinance No. 19-17 on second reading.

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY PURSUANT TO AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA; AMENDING THE ZONING MAP OF THE CITY OF PENSACOLA; REPEALING CLAUSE AND EFFECTIVE DATE.

Place on Regular Agenda.

42. 20-17 PROPOSED ORDINANCE NO. 20-17 - REQUEST FOR ZONING MAP AMENDMENT - 2311 AND 2305 NORTH 12TH AVENUE.

Recommendation: That City Council adopt Proposed Ordinance No. 20-17 on second reading.

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY PURSUANT TO AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA; AMENDING THE ZONING MAP OF THE CITY OF PENSACOLA; REPEALING CLAUSE AND EFFECTIVE DATE.

Place on Regular Agenda.

43. 21-17 PROPOSED ORDINANCE NO. 21-17 - REQUEST FOR HISTORIC PRESERVATION AD VALOREM PROPERTY TAX EXEMPTION - IMPROVEMENTS TO 105 WEST JACKSON STREET

Recommendation: That City Council adopt Proposed Ordinance No. 21-17 on second reading.

AN ORDINANCE GRANTING AN HISTORIC PRESERVATION AD VALOREM PROPERTY TAX EXEMPTION FOR 100% OF THE VALUE OF REAL PROPERTY IMPROVEMENTS UP TO \$644,926 PER YEAR FOR A TEN YEAR PERIOD FROM 2018-2028 FOR THE STRUCTURE LOCATED AT 105 WEST JACKSON STREET, PARCEL NUMBER 000S009010110019, ACCOUNT NUMBER 131127000.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

44. [22-17](#) PROPOSED ORDINANCE NO. 22-17 AMENDING ORDINANCE NO. 15-05, THE URBAN INFILL AND REDEVELOPMENT AREA PLAN, TO PROVIDE THAT ALL COMMUNITY REDEVELOPMENT ACTIVITIES FINANCED BY TAX INCREMENT REVENUES IN THE URBAN INFILL AND REDEVELOPMENT AREA SHALL BE COMPLETED BY SEPTEMBER 30, 2045; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: That City Council adopt Proposed Ordinance No. 22-17 on second reading.

AN ORDINANCE AMENDING ORDINANCE NO. 15-05, THE URBAN INFILL AND REDEVELOPMENT AREA PLAN, TO PROVIDE THAT ALL COMMUNITY REDEVELOPMENT ACTIVITIES FINANCED BY TAX INCREMENT REVENUES IN THE URBAN INFILL AND REDEVELOPMENT AREA SHALL BE COMPLETED BY SEPTEMBER 30, 2045; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

45. [23-17](#) PROPOSED ORDINANCE NO. 23-17 AMENDING ORDINANCE NO. 16-05 TO PROVIDE FOR EXTENSION OF THE EASTSIDE NEIGHBORHOOD REDEVELOPMENT TRUST FUND ESTABLISHED UNDER THE AUTHORITY OF CHAPTER 163, PART III; FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: That City Council adopt Proposed Ordinance No. 23-17 on second reading.

AN ORDINANCE AMENDING ORDINANCE NO. 16-05 TO PROVIDE FOR EXTENSION OF THE EASTSIDE NEIGHBORHOOD REDEVELOPMENT TRUST FUND ESTABLISHED UNDER THE AUTHORITY OF CHAPTER 163, PART III; FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

46. 24-17 PROPOSED ORDINANCE NO. 24-17 - REPEALING SECTION 8-1-28 - REGULATION OF CONDUCT IN THE DOWNTOWN VISITORS' DISTRICT

Recommendation: That City Council adopt Proposed Ordinance No. 24-17, repealing Section 8-1-28 of the City Code on second reading.

AN ORDINANCE REPEALING SECTION 8-1-28 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, REGULATION OF CONDUCT IN THE DOWNTOWN VISITORS' DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

Place on Regular Agenda.

READING OF ITEMS FOR COUNCIL AGENDA

Assistant City Clerk Tice read the items as indicated above.

Council Member Myers indicated she feels there are too many items on this agenda and would like to remove items of Council Members (sponsors) who are not present. Council Vice President Wingate pointed out there are several items on the consent agenda and two items which have been pulled; and Council Member Terhaar also indicated there are several ordinances on second reading.

City Attorney Bowling provided clarification from Council's Rules and Procedures that the agenda may be set by a majority of Council Members *present*.

A motion to approve the agenda as presented above (without reducing the number of items) was made by Council Member Terhaar and seconded by Council Member Wu.

The motion carried by the following vote:

Yes: 3 Gerald Wingate, Andy Terhaar, P.C. Wu
No: 1 Sherri Myers

(Majority vote of MEMBERS PRESENT (per rules & procedures).)

FOR DISCUSSION

None.

INFORMATIONAL ITEMS

None.

CONSIDERATION OF ANY ADD-ON ITEMS

None.

COMMUNICATIONS**47. [17-00156 CITY ADMINISTRATOR COMMUNICATION](#)**

- Planning Services Administrator provided an overhead presentation updating Council on their operations. Council Member Wu made follow-up remarks commending staff.
- City Administrator Olson provided a verbal update to Council advising of various initiatives and updates on projects and events.

CITY ATTORNEY'S COMMUNICATION

- City Attorney Bowling provided an update on an amendment to state law which affects how local governments regulate zoning of medical marijuana dispensaries. In response to Council Member Wingate's inquiry, she indicated any existing dispensary (licensed prior to the amendment) would be "grandfathered" in.

48. [17-00199 MONTHLY CRIME REPORT \(JUNE 2017\)](#)

Police Captain Mallet provided an overhead presentation and responded accordingly to questions.

49. [17-00147 MONTHLY FINANCIAL REPORT \(JUNE 2017\) - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.](#)

Chief Financial Officer Barker provided an overhead presentation and responded accordingly to questions.

CITY COUNCIL COMMUNICATION

None.

ADJOURNMENT

5:02 P.M.