



City of Pensacola

Agenda Conference

Agenda

Monday, March 21, 2022, 3:30 PM

Hagler-Mason Conference Room,
2nd Floor

Members of the public may attend the meeting in person. City Council encourages those not fully vaccinated to wear face coverings that cover their nose and mouth.

The meeting can be watched via live stream at cityofpensacola.com/video.

ROLL CALL

PRESENTATION ITEMS

1. [22-00289](#) PRESENTATION - CICLOVIA

Recommendation: That City Council receive a presentation from Rand Hicks regarding Ciclovía 2022.

Sponsors: Ann Hill

2. [22-00291](#) PRESENTATION REGARDING PENTACHLOROPHENOL

Recommendation: That City Council receive a presentation from Council Member Sherri Myers regarding Pentachlorophenol.

Sponsors: Sherri Myers

REVIEW OF CONSENT AGENDA ITEMS

3. [22-00265](#) APPOINTMENTS - PARKS AND RECREATION BOARD
- Recommendation:** That City Council appoint four (4) individuals to the Parks and Recreation Board for a term of three (3) years, expiring March 31, 2025.
- Sponsors:** Ann Hill
- Attachments:** [Member List](#)
[Nomination Form - Antonio Bruni](#)
[Application of Interest - Antonio Bruni](#)
[Application of Interest - David Del Gallo](#)
[Application of Interest - Mike Odonovan](#)
[Application of Interest - Maranda Sword](#)
[Ballot](#)
4. [22-00266](#) APPOINTMENTS - ENVIRONMENTAL ADVISORY BOARD
- Recommendation:** That City Council appoint one individual who is an employed or retired environmental professional, or member of local environmental organizations or business with an interest in City environmental issues; and appoint one at-large resident or property owner of the City to a term of two (2) years, expiring March 1, 2024.
- Sponsors:** Ann Hill
- Attachments:** [Member List](#)
[Nomination Form - Katie Dineen](#)
[Application of Interest - Katie Dineen](#)
[Nomination Form - John Dittmar](#)
[Application of Interest - John Dittmar](#)
[Ballot](#)
5. [22-00267](#) THIRD AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF PENSACOLA AND HARBOURVIEW CORPORATION ON THE BAY
- Recommendation:** That the City Council approve the Third Lease Amendment between the City of Pensacola and Harbourview of Pensacola LLC for the parking garage located across from their building at 25 West Cedar St. Further, that City Council authorize the Mayor to take all necessary actions to execute and administer the lease amendment.
- Sponsors:** Lissa Dees
- Attachments:** [Third Amendment to Lease Agreement between the City of Pensaco](#)

REVIEW OF REGULAR AGENDA ITEMS (Sponsor)

- 6. [22-00192](#) PUBLIC HEARING: PROPOSED AMENDMENT TO SECTION 12-6-6 PROTECTED TREES

Recommendation: That City Council conduct a public hearing on March 10, 2022 to consider a proposed amendment to Section 12-6-6 Protected Trees.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 09-22](#)
[Planning Board Minutes February 8, 2022 - DRAFT](#)
- 7. [09-22](#) PROPOSED ORDINANCE NO. 09-22 - AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-6-6 PROTECTED TREES

Recommendation: That City Council approve Proposed Ordinance No. 09-22 on first reading.

AN ORDINANCE AMENDING SECTION 12-6-6 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PROTECTED TREES, PROVIDING FOR SETBACK DEVIATION PROCESS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 09-22](#)
[Planning Board Minutes February 8, 2022 - DRAFT](#)
- 8. [22-00273](#) PUBLIC HEARING: PROPOSED AMENDMENT TO SECTION 12-11-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, APPEALS, MODIFICATIONS, AND VARIANCES; CREATING SECTION 12-11-2 (F), MODIFICATIONS OF THE COMMUNITY REDEVELOPMENT AREA URBAN DESIGN OVERLAY STANDARDS

Recommendation:

That City Council conduct a Public Hearing on March 24, 2022, to consider the proposed amendment to Section 12-11-2 of the Code of the City of Pensacola, Florida, Appeals, Modifications, and Variances; creating Section 12-11-2 (f), Modifications of the Community Redevelopment Area Urban Design Overlay standards.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 13-22](#)
[March 2022 Planning Board Minutes](#)

9. [13-22](#) PROPOSED ORDINANCE NO. 13-22 - AMENDMENT TO SECTION 12-11-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, APPEALS, MODIFICATIONS, AND VARIANCES; CREATING SECTION 12-11-2 (F), MODIFICATIONS OF THE COMMUNITY REDEVELOPMENT AREA URBAN DESIGN OVERLAY STANDARDS
- Recommendation:** That City Council approve Proposed Ordinance No. 13-22 on first reading:
- AN ORDINANCE AMENDING SECTION 12-11-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, APPEALS, MODIFICATIONS, AND VARIANCES; CREATING SECTION 12-11-2 (f), MODIFICATIONS, OF THE COMMUNITY REDEVELOPMENT AREA URBAN DESIGN OVERLAY STANDARDS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Proposed Ordinance No. 13-22](#)
[March 2022 Planning Board Minutes](#)
10. [22-00217](#) REQUEST FOR VOLUNTARY ANNEXATION - BAPTIST HOSPITAL-OWNED PROPERTIES.
- Recommendation:** That City Council approve the request for the voluntary annexation of two (2) parcels owned by Baptist Hospital.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Proposed Ordinance No. 10-22](#)
[Exhibit A: Maps of Annexation Area](#)
11. [10-22](#) PROPOSED ORDINANCE NO. 10-22 - REQUEST FOR VOLUNTARY ANNEXATION - BAPTIST HOSPITAL OWNED PROPERTIES
- Recommendation:** That City Council approve Proposed Ordinance No. 10-22 on first 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.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Proposed Ordinance No. 10-22](#)
[Exhibit A: Maps of Annexation Area](#)

- 12.** [22-00219](#) REQUEST FOR VOLUNTARY ANNEXATION - 315 EAST SELINA STREET AND 4908 CHANEY STREET.

Recommendation: That City Council approve the request for the voluntary annexation of two (2) parcels located at 315 East Selina Street and 4908 Chaney Street.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 11-22](#)
[Exhibit A: Maps of Annexation Area](#)
- 13.** [11-22](#) PROPOSED ORDINANCE NO. 11-22 - REQUEST FOR VOLUNTARY ANNEXATION – 315 EAST SELINA STREET AND 4908 CHANEY STREET.

Recommendation: That City Council approve Proposed Ordinance No. 11-22 on first 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.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 11-22](#)
[Exhibit A: Maps of Annexation Area](#)
- 14.** [22-00221](#) REQUEST FOR VOLUNTARY ANNEXATION - RICHARDS MEMORIAL UNITED CHURCH PROPERTY

Recommendation: That City Council approve the request for the voluntary annexation of the portion of the Richards Memorial United Church lying outside the City limits.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 12-22](#)
[Exhibit A: Maps of Annexation Area](#)

15. [12-22](#) PROPOSED ORDINANCE NO. 12-22 - REQUEST FOR VOLUNTARY ANNEXATION - RICHARDS MEMORIAL UNITED METHODIST CHURCH PROPERTY

Recommendation: That City Council approve Proposed Ordinance No. 12-22 on first 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.

Sponsors: Grover C. Robinson, IV

Attachments: [Proposed Ordinance No. 12-22](#)
[Exhibit A: Maps of Annexation Area](#)

16. [22-00288](#) FUNDING AMENDMENT FOR HARNESSING OPPORTUNITY AND POWER OF EDUCATION, INC. (H.O.P.E.)/HUTS 4 OUR FRIENDS, INC.

Recommendation: City Council approve a change in the scope of services provided by H.O.P.E. Foundation/Huts 4 our Friends.

Sponsors: Grover C. Robinson, IV

Attachments: [Budget for There is Hope AKA Huts for our Friends](#)

17. [2022-037](#) RESOLUTION NO. 2022-037 - ENCOURAGING THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS TO ADOPT AN ORDINANCE REGARDING THE DEFACEMENT OF PROPERTY

Recommendation: That City Council adopt Resolution No. 2022-037:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA ENCOURAGING THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS TO ADOPT AN ORDINANCE REGARDING THE DEFACEMENT OF PROPERTY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND EFFECTIVE DATE.

Sponsors: Sherri Myers

Attachments: [Resolution No. 2022-037](#)

18. [2022-034](#) RESOLUTION NO. 2022-034 ESTABLISHING THE POLICY FOR ACQUISITION OF REAL PROPERTY

Recommendation: That City Council adopt Resolution No. 2022-034:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA ESTABLISHING THE POLICY FOR ACQUISITION OF REAL PROPERTY; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Sponsors: Grover C. Robinson, IV

Attachments: [Resolution No. 2022-034](#)
[Council Action - Approval of Policy - Feb 24, 2022](#)

19. [22-00174](#) PORT OF PENSACOLA - FLORIDA SEAPORT GRANT PROGRAM AND SEAPORT INVESTMENT PROGRAM GRANT NO. 445548-1-94-03 - UPLAND CARGO IMPROVEMENTS INITIATIVE

Recommendation: That City Council authorize the Mayor to execute Florida Seaport Grant and Seaport Investment Program grant No. 445548-1-94-03, for Upland Cargo Improvements Initiative in the amount of \$1,524,565. Further, that City Council authorize the Mayor to take all actions necessary to accept, execute and administer the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

Sponsors: Grover C. Robinson, IV

Attachments: [Grant Agreement No. 445548-1-94-03](#)
[Supplemental Budget Resolution-No. 2022-028-Resolution](#)
[Supplemental Budget Resolution-No. 2022-028-Explanation](#)

20. [2022-028](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-028 FLORIDA SEAPORT GRANT PROGRAM AND SEAPORT INVESTMENT PROGRAM GRANT NO.445548-1-94-03 - UPLAND CARGO IMPROVEMENTS INITIATIVE

Recommendation: That City Council adopt supplemental Budget Resolution 2022-028:

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Grover C. Robinson, IV

Attachments: [Supplemental Budget Resolution No. 2022-028](#)
[Supplemental Budget Resolution Explanation](#)
[Grant Agreement No. 445548-1-94-03](#)

21. [22-00253](#) STATE OF FLORIDA OF ENVIRONMENTAL PROTECTION (FDEP)
GRANT NO. LPA0210, BAYOU CHICO STORMWATER STUDY
- Recommendation:** That City Council authorize the Mayor to execute State of Florida Department of Environmental Protection (FDEP) Grant No. LPA0210 to conduct a study to evaluate possible erosion and stormwater runoff issues into Bayou Chico and provide conceptual solutions to mitigate these issues. Further, that City Council authorize the Mayor to take all actions necessary to accept, execute and administer the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Grant Agreement No. LPA0210](#)
[Supplemental Budget Resolution No. 2022-031](#)
[Supplemental Budget Explanation No. 2022-031](#)
22. [2022-031](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-031 - BAYOU
CHICO STORMWATER STUDY - GRANT
- Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2022-031:
- A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022, PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Supplemental Budget Resolution No. 2022-031](#)
[Supplemental Budget Explanation No. 2022-031](#)
[Agreement No. LPA0210](#)
23. [22-00261](#) JOINT PARTICIPATION AGREEMENT BETWEEN STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION AND CITY OF PENSACOLA -
LANDSCAPING OF THE STATE ROAD 289 N 9TH AVE STATE ROAD
742 CREIGHTON ROAD INTERSECTION
- Recommendation:** That City Council authorize the Mayor to execute a joint participation agreement between the State of Florida Department of Transportation and the City of Pensacola for landscaping installation on State Road 289 North 9th Avenue at State Road 742 Creighton Road Intersection, Pensacola, Florida. Further, that City Council adopt a Supplemental Budget Resolution appropriating funding for this project.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Joint Participation Agreement No. 439561-3-58-01](#)
[Supplemental Budget Resolution No. 2022-033](#)
[Supplemental Budget Explanation No. 2022-033](#)

24. [2022-033](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-033 - JOINT PARTICIPATION AGREEMENT - LANDSCAPING OF THE STATE ROAD 289 N 9TH AVE AT STATE ROAD 742 CREIGHTON ROAD INTERSECTION
- Recommendation:** That the City Council adopt Supplemental Budget Resolution No. 2022-033:
- A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Supplemental Budget Resolution No. 2022-033](#)
[Supplemental Budget Explanation No. 2022-033](#)
[Joint Participation Agreement Project No. 439561-3-58-01](#)
25. [22-00284](#) DECLARATION OF SURPLUS AND DISPOSITION (SALE) OF REAL PROPERTY - CORNER OF LEONARD AND PALAFOX STREETS
- Recommendation:** That City Council declare as surplus a small portion of the real property located at the corner of Leonard and Palafox Streets (Parcel Ref No. 182S305001000000) and authorize the Mayor to dispose of this portion of the parcel via direct negotiation with the State of Florida Department of Transportation (FDOT) per their Purchase Agreement for the right of way acquisition. Also, that City Council waive section 3 of the Policy for Disposition of City-Owned Real Property regarding the pre-disposition notice to property owners within a 300-ft radius of the subject parcel. Finally, that City Council authorize the Mayor to take all actions necessary and execute any documents related to the disposition and sale of this property.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Aerial and Parcel Info - Portion of Palafox Field Services Center](#)
[FDOT Letter with ROW Map - Feb 24, 2022](#)
[FDOT Purchase Agreement - March 10, 2022](#)

26. [2022-035](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-035 - DISPOSITION (SALE) OF REAL PROPERTY - CORNER OF LEONARD AND PALAFOX STREETS
- Recommendation:* That City Council adopt Supplemental Budget Resolution No. 2022-035:
- A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SPETEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Supplemental Budget Resolution No. 2022-035.pdf](#)
[Supplemental Budget Explanation No. 2022-035.pdf](#)
27. [06-22](#) PROPOSED ORDINANCE NO. 06-22 - AMENDING SECTION 3-1-8 - ADDING PROVISIONS FOR THE PURCHASE OF OUTSIDE LEGAL SERVICES
- Recommendation:* That City Council approve Proposed Ordinance No. 06-22 on first reading:
- AN ORDINANCE AMENDING SECTION 3-1-8 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; ADDING PROVISIONS FOR THE PURCHASE OF OUTSIDE LEGAL SERVICES; PROVIDING FOR SEVERABILITY, REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.
- Sponsors:* Sherri Myers
- Attachments:* [Proposed Ordinance No. 06-22](#)
28. [08-22](#) PROPOSED ORDINANCE NO. 08-22 - AMENDING SECTION 3-3-1 REGULATING CONTRACTING AND PURCHASE OF LEGAL SERVICES
- Recommendation:* That City Council approve Proposed Ordinance No. 08-22 on first reading:
- AN ORDINANCE AMENDING SECTION 3-3-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; REGULATING CONTRACTING AND PURCHASE OF LEGAL SERVICES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE
- Sponsors:* Sherri Myers
- Attachments:* [Proposed Ordinance No. 08-22](#)

29. [14-22](#) PROPOSED ORDINANCE NO. 14-22 - CREATING SECTION 2-3-5 OF CITY CODE - APPLICATION OF CERTAIN CHEMICALS IN CITY FACILITIES WHILE OPEN TO THE PUBLIC PROHIBITED AND REQUIREMENTS FOR SAFETY DATA

Recommendation: That City Council approve proposed Ordinance No. 14-22 on first reading:

AN ORDINANCE CREATING SECTION 2-3-5 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; APPLICATION OF CERTAIN CHEMICALS IN CITY FACILITIES WHILE OPEN TO THE PUBLIC PROHIBITED AND REQUIREMENTS FOR SAFETY DATA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Sponsors: Sherri Myers

Attachments: [Proposed Ordinance No. 14-22](#)

30. [15-22](#) PROPOSED ORDINANCE NO. 15-22 - AMENDING CITY CODE SECTION 11-2-50 - RELATED TO METERED PARKING SPACES AND RATES

Recommendation: That City Council approve proposed Ordinance No. 15-22 on first reading:

AN ORDINANCE AMENDING CHAPTER 11-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING SECTION 11-2-50, PROVIDING TIME LIMITS AND RATES FOR PARKING IN METERED SPACES; FINES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Delarian Wiggins

Attachments: [Proposed Ord. No 15-22 -- Amendment to Section 11-2-50 - Time Li](#)
[Parking Presentation](#)

31. [16-22](#) PROPOSED ORDINANCE NO. 16-22 - CREATING CHAPTER 7-12 OF THE CITY CODE - REQUIREMENTS FOR BOOTING A VEHICLE
- Recommendation:* That City Council approve Proposed Ordinance No. 16-22 on first reading:
- AN ORDINANCE CREATING CHAPTER 7-12 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING DEFINITIONS; REQUIRING OCCUPATIONAL BUSINESS LICENSE; PROVIDING REQUIREMENTS FOR BOOTING; PROVIDING SIGN NOTICE REQUIREMENTS; ESTABLISHING BOOTING RATES; ENFORCEMENT AND PENALTIES OF BOOTING; PROVIDING A PROCESS FOR CITIZEN COMPLAINTS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.
- Sponsors:* Casey Jones
- Attachments:* [Proposed Ordinance No. 16-22](#)

CONSIDERATION OF ANY ADD-ON ITEMS

FOR DISCUSSION

32. [22-00247](#) QUARTERLY FINANCIAL REPORT - THREE MONTHS ENDING DECEMBER 31, 2021 (UNAUDITED) - FINANCE DIRECTOR AMY LOVOY
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Financial Report - Three Months Ending December 31, 2021 \(Unaudited\)](#)
[Financial Report Presentation - Three Months Ending December 31, 2021](#)

READING OF ITEMS FOR COUNCIL AGENDA

COMMUNICATIONS

CITY ADMINISTRATOR'S COMMUNICATION

CITY ATTORNEY'S COMMUNICATION

CITY COUNCIL COMMUNICATION

ADJOURNMENT

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

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