



City of Pensacola

CITY COUNCIL AGENDA CONFERENCE

Meeting Minutes

April 9, 2018

3:30 P.M.

Hagler/Mason Conference Room

The agenda conference was called to order by Council President Wingate at 3:38 P.M

ROLL CALL

Council Members Present: Gerald Wingate, Sherri Myers (left 5:33), Jewel Cannada-Wynn (arrived 3:40), Brian Spencer (left 4:25), P.C. Wu

Council Members Absent: Larry Johnson, Andy Terhaar

PRESENTATION ITEMS

1. [18-00125 THE USE OF PLASTIC BAGS](#)

Recommendation: That City Council be provided a presentation from the League of Women Voters regarding the use of plastic bags in retail establishments.

Place on Regular Agenda.

REVIEW OF CONSENT AGENDA ITEMS

2. [18-00150 AIRPORT - APPROVAL OF TERMINAL BUILDING LEASE AGREEMENT WITH VT MOBILE AEROSPACE ENGINEERING, INC.](#)

Recommendation: That City Council authorize the Mayor to execute a Terminal Building Lease Agreement with VT Mobile Aerospace Engineering, Inc. at Pensacola International Airport. Further, that City Council authorize the Mayor to take all necessary actions to execute the Lease Agreement.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

3. [18-00142](#) AMENDMENT TO CITY OF PENSACOLA COMMUNITY DEVELOPMENT BLOCK GRANT FY 2015-2019 FIVE YEAR CONSOLIDATED PLAN AND FY 2017-2018 ANNUAL ACTION PLAN

Recommendation: That City Council approve the amendment to the City of Pensacola's Community Development Block Grant FY 2015-2019 Five Year Consolidated Plan and FY 2017-2018 Annual Action Plan and reallocate funds to a new activity, Neighborhood Improvement Projects. Further, that City Council authorize the Mayor to execute all documents relating to the program's administration.

Place on Consent Agenda.

4. [18-00154](#) PATRONS' DOG PERMIT -- BREW HAHA

Recommendation: That City Council approve the permit request for Brew HaHa, 2435 N. 12th Ave, to allow patrons' dogs at permitted food service establishments in accordance with Section 12-12-8 of the City Code.

Place on Regular Agenda (per Council Member Myers' request).

5. [18-00165](#) APPOINTMENT - EASTSIDE REDEVELOPMENT BOARD

Recommendation: That City Council appoint one (1) business owner within the Eastside Redevelopment Neighborhood TIF District area to fill an unexpired term ending April 30, 2019.

Place on Consent Agenda.

6. [18-00168](#) APPOINTMENTS - WESTSIDE COMMUNITY REDEVELOPMENT BOARD

Recommendation: That City Council appoint six (6) 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 serve on the Westside Community Redevelopment Board for a term of three years, expiring January 31, 2021.

Place on Consent Agenda.

7. [18-00169](#) APPOINTMENT - PLANNING BOARD

Recommendation: That City Council appoint an individual who is a resident of the city or owner of property in the city, to the Planning Board to fill the unexpired term of Kyle Owens, expiring July 14, 2019.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS8. [18-00145](#) APPOINTMENT OF FIRE CHIEF

Recommendation: That City Council consent to the appointment of Ginny Cranor as Chief of the Pensacola Fire Department.

Place on Regular Agenda.

9. [18-00166](#) APPOINTMENT - PENSACOLA ESCAMBIA DEVELOPMENT COMMISSION (PEDC)

Recommendation: That City Council appoint one of its members to the Pensacola Escambia Development Commission (PEDC) to fill an unexpired term ending November 27, 2018.

Place on Regular Agenda.

10. [18-00167](#) APPOINTMENTS - ENVIRONMENTAL ADVISORY BOARD (EAB)

Recommendation: That City Council appoint two (2) individuals as at-large members and one (1) individual as a member who is employed or retired environmental professional or member of local environmental organizations or businesses, to serve on the Environmental Advisory Board for a term of two (2) years expiring March 1, 2020.

Place on Regular Agenda.

11. [18-00129](#) QUASI-JUDICIAL HEARING - FINAL SUBDIVISION PLAT - 'A' VILLAGE

Recommendation: That City Council conduct a quasi-judicial hearing on April 12, 2018 to consider approval of the final subdivision plat - 'A' Village.

Place on Regular Agenda.

12. [18-00147](#) PUBLIC HEARING: PROPOSED AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-2-9 INDUSTRIAL LAND USE DISTRICT

Recommendation: That City Council conduct a public hearing on April 12, 2018 to consider the proposed amendment to Land Development Code Section 12-2-9 Industrial Land Use District

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

13. [09-18 PROPOSED ORDINANCE NO. 09-18 - AMENDING LAND DEVELOPMENT CODE SECTION 12-2-9 INDUSTRIAL LAND USE DISTRICT](#)

Recommendation: That City Council approve Proposed Ordinance No. 09-18 on first reading.

AN ORDINANCE AMENDING SECTION 12-2-9 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE INDUSTRIAL LAND USE DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

14. [18-00157 REFERRAL TO PLANNING BOARD - LAND DEVELOPMENT CODE AMENDMENT TO SECTION 12-2-6 - RESIDENTIAL / NEIGHBORHOOD COMMERCIAL LAND USE DISTRICT AND SECTION 12-2-8 - COMMERCIAL LAND USE DISTRICT C-2A.](#)

Recommendation: That City Council refer to the Planning Board, for review and recommendation an Amendment to Section 12-2-6 of the Land Development Code stating; "Permitted uses requesting a drive through component shall be subject to Code Section 12-2-78 - Conditional Use Permits. This is a cumulative requirement. Also amending Section 12-2-8 C-2A, striking the language, "and Conditional Uses".

Place on Regular Agenda.

15. [18-00164 REMOVAL OF 10 TREES AT THE FEDERAL COURTHOUSE RENOVATION SITE](#)

Recommendation: That City Council be provided with the following information regarding the removal of these trees:

1. What type of trees were removed
2. How many trees were removed
3. What is the value of the trees removed; to be included in the value is the cost for planting the tree, watering and maintaining the tree since the time of original planting
4. What type of trees will be replanted to replace the removed trees

City Administrator Olson addressed Council responding accordingly providing information regarding the specified questions (above). Some follow-up discussion took place.

Withdrawn by Council Member Myers (sponsor).

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

16. 04-18 PROPOSED ORDINANCE NO. 04-18 UPDATING FIRE CODE - CHAPTER 2 OF TITLE XIV

Recommendation: That City Council approve Proposed Ordinance No. 04-18 on first reading, updating the City Code references to the Florida Fire Prevention Code and related regulations.

AN ORDINANCE AMENDING CHAPTER 2 OF TITLE XIV OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING THE CITY OF PENSACOLA FIRE CODE; AMENDING AND UPDATING REFERENCES TO APPLICABLE FIRE PREVENTION CODE; REGULATING FIREWORKS; REPEALING LIFE SAFETY CODE AND BUREAU OF FIRE PREVENTION PROVISIONS; CREATING PROVISIONS PROHIBITING OUTDOOR FIRES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Council Members Cannada-Wynn Myers asked questions related to how prohibitions are enforced, with City Administrator Olson and Chief Bloxson, Fire Marshal, responding accordingly. Council Executive Kraher and City Attorney Bowling also provided input.

Place on Regular Agenda.

17. 06-18 PROPOSED ORDINANCE NO. 06-18 - AMENDING LAND DEVELOPMENT CODE SECTION 12-2-82 DESIGN STANDARDS AND GUIDELINES AND SECTION 12-14-1 DEFINITIONS

Recommendation: That City Council adopt Proposed Ordinance No. 06-18 on second reading.

AN ORDINANCE AMENDING SECTIONS 12-2-82(C)(8) AND 12-14-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE CHAPTER RELATED TO DESIGN STANDARDS AND GUIDELINES; AMENDING THE CHAPTER RELATED TO DEFINITIONS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

18. [07-18 PROPOSED ORDINANCE NO. 07-18 - VACATION OF RIGHT-OF-WAY 1000 BLOCK OF EAST LARUA STREET](#)

Recommendation: That City Council adopt Proposed Ordinance No. 07-18 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE NORTH 11TH AVENUE RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

DISCUSSION

19. [18-00123 RENTAL PROPERTY RESIDENTIAL INSPECTION PROGRAM](#)

Place for Discussion.

20. [18-00155 SECURITY AT ALL MEETINGS AND UPDATE ON ACTIVE SHOOTER TRAINING](#)

Place for Discussion.

21. [18-00156 SANDERS BEACH / HITZMAN PARK MAINTENANCE ISSUE UPDATE](#)

Place for Discussion.

22. [18-00158 LOST IV PROJECT UPDATE](#)

City Administrator Olson inquired as to which projects Council would like updates. Council President Wingate encouraged Council Members to (individually) send their information requests on LOST IV projects to City Administrator Olson prior to Thursday's (4/12) meeting.

Place for Discussion.

23. [18-00159 PARK OFFICER\(S\)](#)

Place for Discussion.

24. [18-00163 REMOVAL OF 10 TREES AT THE CORNER OF GARDEN & PALAFOX FOR THE FEDERAL COURTHOUSE RENOVATION](#)

Place for Discussion.

INFORMATIONAL ITEMS

None.

CONSIDERATION OF ANY ADD-ON ITEMS

Council Member Spencer presented the following item requesting it be added to the regular agenda:

[ADD-ON: 18-00119 APPROVAL OF DOWNTOWN IMPROVEMENT BOARD \(DIB\) BY-LAW AMENDMENT AND RATIFICATION OF 2009 AMENDMENTS](#)

Discussion ensued among Council with DIB Executive Director Morse responding accordingly to questions. Council Executive Kraher and City Attorney Bowling also provided input.

Following discussion, **a motion to add Item 18-00119 to the regular agenda was made by Council Member Spencer and seconded by Council President Wingate.**

The motion failed by the following vote:

Yes: 3 Gerald Wingate, Sherri Myers, Brian Spencer
No: 2 Jewel Cannada-Wynn, P.C. Wu

Council President Wingate presented the following item requesting it be added to the regular agenda:

[ADD-ON: 18-14 RESOLUTION 18-14 - ESTABLISHING A SISTER CITY RELATIONSHIP BETWEEN THE CITY BOROBIA, SPAIN AND THE CITY PENSACOLA](#)

A motion to add Resolution No. 18-14 to the regular agenda was made by Council Member Myers and seconded by Council Member Cannada-Wynn.

There being to discussion the vote was called.

The motion carried by the following vote:

Yes: 5 Gerald Wingate, Sherri Myers, Brian Spencer, Jewel Cannada-Wynn, P.C.
 Wu
No: 0 None

CONSIDERATION OF ANY ADD-ON ITEMS (CONT'D.)

Council Member Spencer presented the following item requesting it be added to the regular agenda:

[ADD-ON: 10-18 PROPOSED ORDINANCE NO. 10-18 – AMENDING SECTION 11-4-18 OF THE CITY CODE – PROHIBITION OF SKATEBOARDS ON SIDEWALKS](#)

A motion to add P.O. No. 10-18 to the regular agenda was made by Council Member Spencer and seconded by Council Member Cannada-Wynn.

Discussion took place among Council. City Administrator Olson also provided input.

The motion failed by the following vote:

Yes: 4 Gerald Wingate, Sherri Myers, Brian Spencer, Jewel Cannada-Wynn
No: 1 P.C. Wu

READING OF ITEMS FOR COUNCIL AGENDA

City Clerk Burnett read the items as presented above.

No objections.

COMMUNICATIONS**25. [18-00068](#) CITY ADMINISTRATOR COMMUNICATION**

- David Penzone, City Consultant provided an overhead presentation (on file with background materials) updating Council on the VT/MAE Project at the Airport. He responded accordingly to questions of Council Members.
- City Administrator Olson provided an overhead presentation (on file with background materials) updating Council on various projects.

26. [18-00022](#) MONTHLY CRIME REPORT – POLICE CHIEF TOMMI LYTER

City Administrator Olson advised that the Police Chief will no longer be providing monthly reports during agenda conference, but (he) is available to provide information to Council Members individually.

Withdrawn by sponsor.

CITY ATTORNEY'S COMMUNICATION

City Attorney Bowling advised that she just received an email (while in this meeting), informing of the lawsuit styled *Daniel D. Lindemann and Gerald W. Holzworth v. The City of Pensacola, the City of Pensacola Community Redevelopment Agency and the Florida Fish and Wildlife Conservation Commission* related to the development of a fish hatchery on City-owned property within the CRA known as Bruce Beach, and that the judge has ruled the case dismissed with prejudice. She indicated she will review the full ruling and distribute to Council (and CRA) following the meeting.

27. [18-00027 MONTHLY FINANCIAL REPORT – MARCH 2018 - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.](#)

Chief Financial Officer Barker provided an overhead (on file with background materials) presentation.

CITY COUNCIL COMMUNICATION

Council Executive Kraher announced the upcoming meeting of the Auditor Selection Review Committee is scheduled for Monday, April 23rd (time to be determined) and materials from each vendor have been distributed for review and ranking.

ADJOURNMENT

5:40 P.M.