



City of Pensacola

CITY COUNCIL AGENDA CONFERENCE

Meeting Minutes

March 5, 2018

3:30 P.M.

Hagler-Mason Conference Room

The agenda conference was called to order by Council President Wingate at 3:36 P.M

ROLL CALL

Council Members Present: Gerald Wingate, Sherri Myers, Larry Johnson (arrived 4:01)
Brian Spencer, Andy Terhaar, P.C. Wu

Council Members Absent: Jewel Cannada-Wynn

PRESENTATION ITEMS

None.

REVIEW OF CONSENT AGENDA ITEMS

1. [18-00073 PENSACOLA AVIATION CENTER CONSENT TO SUBLEASE TO AERO CAPITAL USA, LLC](#)

Recommendation: That City Council authorize the Mayor to execute written consent allowing Pensacola Aviation Center to sublease portions of their Lease Premises to Aero Capital USA, LLC. Further that City Council authorize the Mayor to take all necessary actions to execute the written consent.

Place on Consent Agenda.

2. [18-00093 INTERLOCAL AGREEMENT FOR USE OF THE ESCAMBIA COUNTY RAYMOND RIDDLE PARK BY THE CITY OF PENSACOLA BETWEEN ESCAMBIA COUNTY, FLORIDA AND THE CITY OF PENSACOLA, FLORIDA](#)

Recommendation: That City Council approve an Interlocal Agreement with Escambia County, Florida for the purpose of using Raymond Riddle Park for the City's athletic programs that were residing at Bill Gregory Park at no additional costs to the City.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

3. [18-00096](#) AWARD OF CONTRACT FOR 17TH AVENUE CSX TRESTLE PEDESTRIAN CROSSING PROJECT

Recommendation: That City Council award contract for 17th Avenue CSX Trestle Pedestrian Crossing Project to Dominguez Design Build, Inc., of Pensacola, Florida, provider of the lowest quote of \$122,100 plus 10% contingency of \$12,210 for a total amount of \$134,310. Further, that City Council authorize the Mayor to execute the contract and take all action necessary to complete the project.

Place on Consent Agenda.

4. [18-00100](#) PENSACOLA ENERGY - AWARD OF TASK ORDER 8, NATURAL GAS PIPELINE CONSTRUCTION MISCELLANEOUS WORK

Recommendation: That City Council award Task Order 8, Natural Gas Pipeline Construction Miscellaneous Work, to R.A.W. Construction, LLC for \$549,300. Further, that Council authorize Mayor Hayward to execute the task order and take all actions necessary to complete the work.

Place on Consent Agenda.

5. [18-00103](#) APPOINTMENT - ESCAMBIA-PENSACOLA HUMAN RELATIONS COMMISSION

Recommendation: That City Council appoint one (1) individual to the Escambia-Pensacola Human Relations Commission to fill the unexpired term of Candace Drake Cardin, ending September 30, 2019.

Place on Consent Agenda.

6. [18-00124](#) APPOINTMENTS - ENVIRONMENTAL ADVISORY BOARD

Recommendation: That City Council appoint six (6) individuals to serve on the Environmental Advisory Board for a term of two (2) years, expiring March 1, 2020.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS

7. [18-00104](#) APPOINTMENTS - PARKS AND RECREATION BOARD

Recommendation: That City Council appoint three (3) individuals to serve on the Parks and Recreation Board for a term of three (3) years, expiring March 31, 2021.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)8. [18-00038](#) FY 2017 COMPREHENSIVE ANNUAL FINANCIAL (CAFR)

Recommendation: That City Council accept the City of Pensacola Comprehensive Annual Financial Report for the year ended September 30, 2017 as prepared by the Financial Services Department and the Independent Auditors Report issued thereupon.

Place on Regular Agenda.

9. [18-00105](#) PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE PERTAINING TO BUILDING FACADE FINISH - SECTION 12-2-82 - DESIGN STANDARDS AND GUIDELINES AND SECTION 12-14-1 DEFINITIONS

Recommendation: That City Council conduct a public hearing on March 8, 2018 to consider the proposed amendment to the Land Development Code pertaining to Building Façade Finish.

Place on Regular Agenda.

10. [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 approve Proposed Ordinance No. 06-18 on first 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.

11. [18-00108](#) PUBLIC HEARING: REQUEST TO VACATE RIGHT-OF-WAY - 1000 BLOCK OF EAST LARUA STREET

Recommendation: That City Council conduct a public hearing on March 8, 2018 to consider the request to vacate a portion of the North 11th Avenue right-of-way adjacent to the property located at 1000 Block of East LaRua Street.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

12. [07-18 PROPOSED ORDINANCE NO. 07-18 - VACATION OF RIGHT-OF-WAY 1000 BLOCK OF EAST LARUA STREET](#)

Recommendation: That City Council approve Proposed Ordinance No. 07-18 on first 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.

13. [18-00109 QUASI-JUDICIAL HEARING - FINAL SUBDIVISION PLAT - COVINGTON PLACE](#)

Recommendation: That City Council conduct a quasi-judicial hearing on March 8, 2018 to consider approval of the final subdivision plat - Covington Place.

Place on Regular Agenda.

14. [18-00001 AWARD OF BID #17-041 PIPE REHABILITATION PROJECT FOR "A" STREET FROM MAIN STREET TO GOVERNMENT STREET](#)

Recommendation: That City Council award Bid #17-041 Pipe Rehabilitation Project for "A" Street from Main Street to Government Street to Lanzo Trenchless Technologies South, of Deerfield, Florida, the lowest and most responsible bidder with a base bid of \$903,157.00, plus 10% contingency of \$90,315.70 for a total amount of \$993,472.70. Further, that City Council authorize the Mayor to execute the contract and take all action necessary to complete the project.

Place on Regular Agenda.

15. [18-00119 APPROVAL OF DOWNTOWN IMPROVEMENT BOARD \(DIB\) BY-LAW AMENDMENT](#)

Recommendation: That City Council approve the submitted amendment to the DIB By-Laws as required by said By-Laws as well as the State Enabling Act, Chapter 72-655, Laws of Florida.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

16. [18-00121](#) CONSULTANT TO REVIEW DESIGN STANDARDS WITHIN THE CITY'S SPECIAL REVIEW DISTRICTS

Recommendation: That City Council direct the Council Executive to work with the Planning Department, Purchasing Department and Finance to delineate a specific scope of work and prepare a Request for Proposal (RFP) seeking a consultant to review the design standards within the City's Special Review Districts.

Place on Regular Agenda.

17. [08-18](#) PROPOSED ORDINANCE NO. 08-18 - AMENDING SECTION 2-2-8 OF THE CITY CODE- COMPENSATION OF MAYOR

Recommendation: That City Council approve Proposed Ordinance No. 08-18 on first reading:

AN ORDINANCE AMENDING SECTION 2-2-8 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, COMPENSATION OF MAYOR; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

18. [02-18](#) PROPOSED ORDINANCE - NO. 02-18 - REQUEST FOR FUTURE LAND USE MAP AMENDMENT - 2120 W. JACKSON STREET

Recommendation: That City Council adopt Proposed Ordinance No. 02-18 on second reading.

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

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

19. [03-18 PROPOSED ORDINANCE NO. 03-18 - REQUEST FOR ZONING MAP AMENDMENT - 2120 W. JACKSON STREET](#)

Recommendation: That City Council adopt Proposed Ordinance No. 03-18 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.

FOR DISCUSSION

20. [18-00123 RENTAL PROPERTY RESIDENTIAL INSPECTION PROGRAM](#)

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 agenda for discussion along with an update from Mayor Hayward's office:

18-00130 DISCUSSION ITEM - FISH HATCHERY

A motion to add this item to the agenda for discussion was made by Council Member Myers and seconded by Council Member Terhaar.

Discussion took place with initial input from City Administrator Olson cautioning that information brought forward at the meeting may be limited due to pending litigation. City Attorney Bowling advised she had intended to provide an update during (this) agenda conference later in the meeting under City Attorney Communications. She indicated she was informed late Friday, 3/2 a hearing pertaining to recent filings is scheduled for Tuesday, 4/3.

Council Member Spencer encouraged Council Members to support adding this discussion item in order to ensure the opportunity to discuss the information being requested, as well as media reports of Mayor Hayward's conversations in the community with individuals regarding the possibility of an alternate site for the development of a fish hatchery.

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

City Attorney Bowling clarified that it is permissible to discuss updates on the litigation, but information would be limited. Discussion continued.

Upon conclusion of discussion, **the vote was called to add Item 18-00130 for discussion.**

The motion carried by the following vote:

Yes: 5 Gerald Wingate, Sherri Myers, Andy Terhaar, Brian Spencer, P.C. Wu
No: 1 Larry Johnson

READING OF ITEMS FOR COUNCIL AGENDA

City Clerk Burnett read the items as presented above.

No objections.

COMMUNICATIONS**21. [18-00067 CITY ADMINISTRATOR COMMUNICATION](#)**

Parks and Recreation Director Cooper provided an overhead video presentation updating Council on activities and programs available. He responded accordingly to questions and comments.

CITY ATTORNEY'S COMMUNICATION

City Attorney Bowling advised she was informed late Friday, 3/2 that a hearing pertaining to pending litigation related to the proposed development of a fish hatchery by Florida Fish and Wildlife Commission on City-owned property within the CRA is scheduled for Tuesday, 4/3. At that hearing the court will hear a motion to dismiss. She will provide written information for Council at the meeting on Thursday, 3/8.

22. [18-00055 MONTHLY CRIME REPORT – FEBRUARY 2018 – POLICE CHIEF TOMMI LYTER](#)

Police Chief Lyter provided an overhead (on file with background materials) presentation and responded accordingly to questions.

23. [18-00026 MONTHLY FINANCIAL REPORT - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.](#)

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

COMMUNICATIONS (CONT'D.)

24. [18-00092](#) QUARTERLY FINANCIAL REPORT - THREE MONTHS ENDING DECEMBER 31, 2017 - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.

Chief Financial Officer Barker provided an overhead (on file with background materials) presentation and responded accordingly to questions.

CITY COUNCIL COMMUNICATION

City Council Member Myers referenced copies at Council's places of an article from a Portland, OR newspaper *The Guardian* entitled *Ungentrifying Portland: Scheme Helps Displaced Residents Come Home*.

ADJOURNMENT

5:11 P.M.