



City of Pensacola

CITY COUNCIL

Agenda Conference Minutes

April 11, 2022

3:30 P.M.

Hagler/Mason Conference Room

The agenda conference was called to order by Council President Hill at 3:30 P.M.

ROLL CALL

Council Members Present: Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore

Council Members Absent: Teniade Broughton, Sherri Myers

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 also be watched live stream at: cityofpensacola.com/428/Live-Meeting-Video.

PRESENTATION ITEMS

None

REVIEW OF CONSENT AGENDA ITEMS

1. [22-00255](#) ESCAMBIA/PENSACOLA FY 2022-2024 STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM INTERLOCAL AGREEMENT WITH ESCAMBIA COUNTY

Recommendation: That City Council approve the State Housing Initiatives Partnership (SHIP) program interlocal agreement with Escambia County providing for the joint implementation and administration of the Escambia/Pensacola SHIP program. Further, that City Council authorize the Mayor to take all actions necessary to execute all documents relating to the program's administration.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

2. [22-00264](#) AWARD OF BID # 22-026 NORTH "P" & "S" STREETS RECONSTRUCTION PROJECT

Recommendation: That City Council award to BID # 22-0026 North "P" & "S" Streets Reconstruction Project to C.W. Roberts Contracting, Inc. of Pensacola, Florida, the lowest and most responsible bidder with a base bid of \$489,511.60 plus additive alternate #1, in the amount of \$42,634.00, plus a 10% contingency in the amount of \$53,214.56 for a total amount of \$585,360.16. Further, that City Council authorize the Mayor to execute the contract and take all action necessary to complete the project.

Place on Consent Agenda.

3. [22-00268](#) AIRPORT - EASEMENT AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY FOR SERVICE TO AIRPORT ECONOMY LOT 3

Recommendation: That City Council approve the easement agreement for underground electric service installed by Florida Power & Light Company for service to Airport Economy Lot 3. Further, that City Council authorize the Mayor to take all actions necessary to execute the easement agreement.

Place on Consent Agenda.

4. [22-00314](#) AIRPORT - APPROVAL OF AMENDMENT NO. 3 - GROUND LEASE AND AGREEMENT WITH AERO PENSACOLA, LLC

Recommendation: That City Council authorize the Mayor to execute Amendment No. 3 to the Ground Lease and Agreement with Aero Pensacola, LLC. Further, that City Council authorize the Mayor to take all actions necessary to execute Amendment No. 3.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS

5. [22-00297](#) QUASI-JUDICIAL HEARING - REQUEST FOR A CONDITIONAL USE PERMIT - MT. LILY BAPTIST CHURCH - 209 NORTH A STREET

Recommendation: That City Council conduct a Quasi-Judicial Hearing on April 14, 2022 to consider the request for a Conditional Use Permit to convert the existing structure at 209 North A Street into six (6) dwelling units of affordable renting housing.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

6. [22-00341](#) APPOINTMENT - OPIOID ABATEMENT FUNDING ADVISORY BOARD

Recommendation: That City Council appoint one individual to the Opioid Abatement Funding Advisory Board for a term of two (2) years expiring May 1, 2024.

Place on Regular Agenda.

7. [22-00296](#) REQUEST FOR LICENSE TO USE RIGHT OF WAY - 178 NORTH PALAFOX STREET

Recommendation: That City Council approve the request for a License to Use Right of Way for improvements at 178 North Palafox Street.

Place on Regular Agenda.

8. [22-00360](#) VETERANS MEMORIAL PARK FOUNDATION REQUEST FOR EXTENSION OF THE TEMPORARY RESTROOMS LOCATED AT ADMIRAL MASON PARK

Recommendation: That City Council approve an extension permitting the temporary restrooms at Admiral Mason Park to remain for a period not to exceed one (1) year. Further, that the restrooms be open to the public.

Place on Regular Agenda.

9. [22-00365](#) HIRING OF YVETTE MCLELLAN AS COUNCIL STAFF WITH THE TITLE OF SPECIAL ASSISTANT TO THE COUNCIL EXECUTIVE

Recommendation: That City Council approve the hiring of Yvette McLellan as Council Staff with the title of Special Assistant to the Council Executive.

Place on Regular Agenda.

10. [22-00366](#) APPROPRIATION OF TREE MITIGATION FEES FOR CALIBER CARWASH DEVELOPMENT (2660 CREIGHTON ROAD) TO THE MARKET PLACE GREENWAY PROJECT

Recommendation: That City Council appropriate the \$10,000 within the Tree Planting Trust Fund from Caliber Carwash (2660 Creighton Road) development to the Market Place Greenway project. Further that City Council adopt a supplemental budget resolution appropriating these funds.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

11. [2022-044](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-044 - APPROPRIATION OF TREE MITIGATION FEES FOR CALIBER CARWASH DEVELOPMENT (2660 CREIGHTON ROAD) TO THE MARKET PLACE GREENWAY PROJECT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-044:

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

Place on Regular Agenda.

12. [22-00367](#) SCHOOL SAFETY IMPROVEMENTS ON COLLEGE PARKWAY

Recommendation: That City Council allocate up to \$150,000 for school safety improvements on College Parkway. Further, that City Council approve a supplemental budget resolution regarding this allocation.

Some discussion took place with Public Works & Facilities Director Tootle responding accordingly to questions. She indicated that she has been working with Council Member Myers (sponsor) on the options referenced in the memorandum. Council Executive Kraher also provided input.

Place on Regular Agenda.

13. [2022-045](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-045 - SCHOOL SAFETY IMPROVEMENTS ON COLLEGE PARKWAY

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-45:

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

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

14. [22-00205](#) PORT OF PENSACOLA - FLORIDA SEAPORT GRANT PROGRAM AND SEAPORT INVESTMENT PROGRAM NO. 445548-1-94-04 - RAILROAD MODERNIZATION INITIATIVE

Recommendation: That City Council authorize the mayor to execute Florida Seaport Grant and Seaport Investment Program, Grant No. 445548-1-94-04, for railroad modernization initiative in the amount of \$850,353. 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.

Place on Regular Agenda.

15. [2022-030](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-030 - FLORIDA SEAPORT GRANT PROGRAM AND SEAPORT INVESTMENT PROGRAM GRANT NO. 445548-1-94-04 - RAILROAD MODERNIZATION INITIATIVE

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-030:

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

Place on Regular Agenda.

16. [2022-032](#) RESOLUTION NO. 2022-032 - APPROVING THE ESCAMBIA/PENSACOLA 2022-2024 STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM LOCAL HOUSING ASSISTANCE PLAN

Recommendation: That City Council adopt Resolution No. 2022-032.

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA, APPROVING THE LOCAL HOUSING ASSISTANCE PLAN AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

17. [22-00304](#) PENSACOLA ENERGY - AWARD OF CONTRACT FOR ITB #22-025 PALAFOX STREET CNG FUELING STATION EXPANSION

Recommendation: That City Council award a contract for ITB #22-025 Palafox Street CNG Fueling Station Expansion to Zeit Energy, LLC of Irving, TX, the lowest and most responsible bidder, with a base bid of \$472,777 plus a 10% contingency of \$47,278 for a total of \$520,055. Further, that City Council authorize the Mayor to take all actions necessary to execute the contract and complete the project.

Place on Regular Agenda.

18. [2022-039](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-039 - PENSACOLA ENERGY - FUNDING FOR CONSTRUCTION OF PALAFOX CNG FUELING STATION EXPANSION ASSOCIATED WITH AWARD OF BID #22-025

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-039.

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

Place on Regular Agenda.

19. [2022-040](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-040 - PENSACOLA ENERGY - ACQUISITION OF NATURAL GAS UTILITY METERS AND REMOTE TRANSMITTERS

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-040.

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

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

20. [2022-041](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-041 - PENSACOLA ENERGY - ADDITIONAL FUNDING FOR BUDGETED NATURAL GAS COST

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-041.

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

Place on Regular Agenda.

21. [16-22](#) PROPOSED ORDINANCE NO. 16-22 - CREATING CHAPTER 7-12 OF THE CITY CODE - REQUIREMENTS FOR BOOTING A VEHICLE

Recommendation: That City Council adopt Revised Proposed Ordinance No. 16-22 on second 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.

Council Member Jones (sponsor) referred to the revised draft of P.O. No. 16-22 (provided in the agenda materials) which strikes language in Section 7-12-3 related to a requirement for a “place of business” (originally proposed as subsection (q) but stricken in its entirety). He also indicated a glitch in the attached revised draft which did not properly reflect the revision.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

22. [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 adopt Proposed Ordinance No. 13-22 on second 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.

Council Member Moore asked questions related to internal staff process in implementing the new code provisions upon adoption with City Administrator Fiddler responding accordingly.

Place on Regular Agenda.

23. [09-22](#) PROPOSED ORDINANCE NO. 09-22 - AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-6-6 PROTECTED TREES

Recommendation: That City Council adopt Proposed Ordinance No. 09-22 on second 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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

24. [10-22](#) PROPOSED ORDINANCE NO. 10-22 - REQUEST FOR VOLUNTARY ANNEXATION - BAPTIST HOSPITAL OWNED PROPERTIES

Recommendation: That City Council adopt Proposed Ordinance No.10-22 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.

25. [11-22](#) PROPOSED ORDINANCE NO. 11-22 - REQUEST FOR VOLUNTARY ANNEXATION - 315 EAST SELINA STREET AND 4908 CHANEY STREET.

Recommendation: That City Council adopt Proposed Ordinance No. 11-22 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.

26. [12-22](#) PROPOSED ORDINANCE NO. 12-22 - REQUEST FOR VOLUNTARY ANNEXATION - RICHARDS MEMORIAL UNITED METHODIST CHURCH PROPERTY

Recommendation: That City Council adopt Proposed Ordinance No. 12-22 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.

CONSIDERATION OF ANY ADD-ON ITEMS

None

DISCUSSION ITEMS

None

READING OF ITEMS FOR COUNCIL AGENDA

Assistant City Clerk Tice read as presented above. *No objections.*

COMMUNICATIONS

CITY ADMINISTRATOR'S COMMUNICATION

None

CITY ATTORNEY'S COMMUNICATION

None

CITY COUNCIL COMMUNICATION

The following individuals representing service organizations assisting homeless individuals, to whom Council approved funding allocations from American Rescue Plan Act (ARPA) funding, addressed Council providing updates:

Pensacola Dream Center, Terri Merrick, Founder & Executive Director

Re-Entry Alliance Pensacola (REAP), Inc., Vinnie Whibbs, Vice President of Development & Director of Operations

Bright Bridge Ministries, Robin Noble, Executive Director – *was invited but unable to attend.*

ADJOURNMENT

4:01 P.M.